

BOROUGH OF FOREST CITY

535 MAIN STREET
FOREST CITY PA 18421
Phone (570) 785-3326 – Fax (570) 785-9595
Website – www.forestcityborough.com
Email: fcboro@nep.net

**FOREST CITY BOROUGH
RESOLUTION #9_2023
RESOLUTION OF BOROUGH OF FOREST CITY ENTERING INTO A COOPERATION
AGREEMENT WITH THE SUSQUEHANNA COUNTY HOUSING/REDEVELOPMENT
AUTHORITY FOR ADMINISTRATION OF THE KEYSTONE COMMUNITIES PROGRAM**

WHEREAS, Borough of Forest City, proposes to undertake the Department of Community and Economic Development's Keystone Communities Fund Program to be used for Streetscape improvements to the Borough's Main Street;

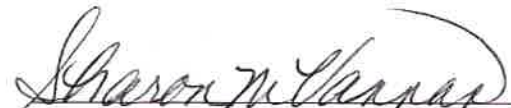
WHEREAS, the Pennsylvania Department of Community and Economic Development requires Borough of Forest City enter into a Cooperation Agreement with the Susquehanna County Housing/Redevelopment Authority, which defines the obligations of the Borough and the Authority with regard to the Program; and

WHEREAS, Borough of Forest City, has reviewed the proposed Cooperation Agreement attached hereto.

NOW, THEREFORE, BE IT RESOLVED, by Borough of Forest City, that the President and Secretary/Treasurer be hereby authorized to execute said Cooperation Agreement on behalf of Borough of Forest City.

ADOPTED at a regular meeting of Borough of Forest City Council held on August 7, 2023.

ATTEST:


Sharon M. Vannan, Secretary/Treasurer


Robert L. Lesjack, Council President

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**COOPERATION AGREEMENT
BY AND BETWEEN
BOROUGH OF FOREST CITY
AND
THE SUSQUEHANNA COUNTY HOUSING/REDEVELOPMENT AUTHORITY FOR
ADMINISTRATION OF DEPARTMENT OF COMMUNITY AND ECONOMIC
DEVELOPMENT KEYSTONE COMMUNITIES FUND PROGRAM**

This CO-OPERATION AGREEMENT, entered into as of this 7th day of August, 2023 by and between Borough of Forest City, Susquehanna County, Commonwealth of Pennsylvania, hereinafter referred to as the "Local Governing Body", and the Susquehanna County Housing/Redevelopment Authority, Commonwealth of Pennsylvania hereinafter referred to as the "Authority".

WITNESSETH THAT:

WHEREAS, the Susquehanna County Housing/Redevelopment Authority on behalf of the Borough of Forest City, proposes to undertake a DCED Grant Program for Streetscape Improvement project on the Main Street in the Borough of Forest City and;

WHEREAS, the Pennsylvania Department of Community and Economic Development requires Borough of Forest City to enter into a Cooperation Agreement with the Redevelopment Authority, which defines the obligations of the Borough and the Authority with regard to the Program; and

WHEREAS, the Authority with the cooperation of the Local Governing Body will develop and undertake the Project; and

WHEREAS, the Local Governing Body will provide aid to and cooperate with the Authority to facilitate the proper completion of the Project; and

WHEREAS, the Authority has made application to the Department on behalf of the Local Governing Body for Grant funds for said Project; and pursuant to such application, the Authority proposed to enter into a Grant Contract with the Commonwealth of Pennsylvania, Department of Community and Economic Development for financial assistance for the purpose of carrying out said Project; and

WHEREAS, prerequisite to said Grant Contract, The Department of Community and Economic Development requires assurances of cooperation by and between the Authority and the Local Governing Body.

NOW, THEREFORE, in consideration of the mutual covenants herein contained and of the benefits to accrue to the Local Governing Body as a result of the Authority's developing and undertaking the Project in accordance with the aforementioned Grant Contract, the Local Governing Body agrees to the following:

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1) The Authority and the Local Governing Body hereby assures the Commonwealth of Pennsylvania and the Secretary of the Department of Community and Economic Development that, in accordance with Title VI of the Civil Rights Act of 1964, all public facilities and improvements under the jurisdiction of the Local Governing Body are available to and serve all persons without regard to race, color, sex, religion, nation origin, ancestry, handicap, disability or familial status.

2) The Authority and the Local Governing Body hereby assures the Commonwealth of Pennsylvania and the Secretary of the Pennsylvania Department of Community and Economic Development that, all funding approved by the Department for the Project will be awarded to the project with consideration to and in accordance with the Civil Rights Act of 1964, as amended; Fair Housing Law and the Fair Housing Amendments Act of 1988.

3) The Authority and the Local Governing Body hereby assures the Pennsylvania Department of Community and Economic Development that all activities relating to the Project will be undertaken by the Authority with consideration to and in accordance with Act 166, the Pennsylvania Flood Plain Management Act, or superseding or successor regulations.

4) The Authority and Local Governing Body agrees to reimburse the Commonwealth of Pennsylvania for the State's share of any expenditure for the Project found by the Pennsylvania Department of Community and Economic Development to be ineligible.

5). The Local Governing Body agrees to assure the provision of any other necessary matching funds to make the project feasible.

6) The Authority hereby agrees to maintain fiscal and administrative responsibility for the funds approved by the Pennsylvania Department of Community and Economic Development for the project in accordance with the Grant Contract, the approved Budget Summary, and in accordance with all federal and state policies, regulations and executive orders applicable to the expenditure of such funds for this Project including Conflicts of Interest, Nondiscrimination, Prevailing Wage Act, and Procurement requirements.

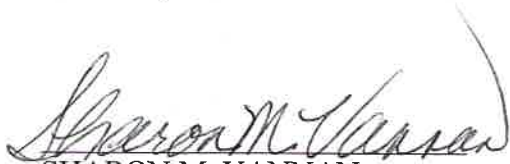
7) This Agreement, to which the Commonwealth of Pennsylvania shall be a third-party beneficiary, shall be enforceable in any Local, State or Federal court of law or equity that is determined to have jurisdiction by the United States of America in consideration of the Pennsylvania Department of Community and Economic Development having made Grant for the Project.

8) This Agreement may be amended from time to time by mutual agreement of the parties hereto subject to the Pennsylvania Department of Community and Economic Development concurrence therewith.

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IN WITNESS WHEREOF, the Council of Borough of Forest City and the Governing Board of the Susquehanna County Housing/Redevelopment Authority, have caused this Cooperation Agreement to be duly signed and executed as of the day and year first written above.

ATTEST:



SHARON M. VANNAN
SECRETARY/TREASURER



ROBERT L. LESJACK
COUNCIL PRESIDENT
BOROUGH OF FOREST CITY

ATTEST:

SECRETARY

CHAIRMAN, SUSQUEHANNA COUNTY
HOUSING/REDEVELOPMENT AUTH.

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