

Introduced by Presiding Officer, on request of the County Executive and Legislators Berland, Spencer

**RESOLUTION NO. 1170 -2018, AUTHORIZING AMENDMENTS TO THE AFFORDABLE HOUSING DEVELOPMENT AGREEMENT AND DEVELOPMENT PLAN FOR COLUMBIA STREET DEVELOPMENT – HUNTINGTON STATION**

**WHEREAS**, the County Legislature adopted and the County Executive signed Resolution No. 884-2009 finding Columbia Street Development meets the requirements of the Suffolk County Affordable Housing Opportunities Program for its Workforce Housing Program, approving the Development Agreement and Development Plan, authorizing the Subject Premises to be acquired, conveyed, developed, supervised and managed subject to the Development Agreement and Development Plan, and authorizing the County Executive, the County Attorney, the Commissioner of the Department of Economic Development and Workforce Housing and the Director of Affordable Housing to take such further actions as may be necessary or desirable to effectuate the purposes and intent of said resolution, and to reserve and pay funds in connection with land acquisition and infrastructure costs associated with the development; and

**WHEREAS**, the Town of Huntington, the Town of Huntington Community Development Agency (the “Developer”), and the County of Suffolk executed a Development Agreement dated March 16, 2010 (the “Development Agreement”) to construct fourteen (14) affordable housing units, seven (7) of which are affordable ownership units, and seven (7) of which are affordable rental units; and

**WHEREAS**, the Developer has requested certain amendments to the Development Agreement, the Development Plan, the Note, the Mortgage, and the Covenants and Restrictions be made in connection to the affordable housing development; and

**WHEREAS**, the Development Agreement and corresponding documents shall be amended to reflect the changes made within the amended Development Plan (the “Amended Development Plan”) attached hereto as Exhibit 1; and

**WHEREAS**, the Development Agreement and corresponding documents shall be revised to reflect that construction shall commence no later than two (2) months from the date of the execution of the amendment to the Development Agreement and shall proceed diligently to the completion of the Project within twenty-four (24) months, unless the Director of Real Estate has granted an extension in writing, for good cause shown. Said extension shall be no longer than two (2) years unless approved by a duly enacted resolution of the Suffolk County Legislature; now, therefore be it

**1st RESOLVED**, that Development Agreement and the documents executed and delivered in connection therewith, may be amended to reflect the foregoing and the Amended Development Plan, and the County Executive, the Department of Economic Development and Planning, its Commissioner, its Director of Real Estate and the County Attorney are hereby authorized, empowered and directed to negotiate, execute and deliver such agreements as may be necessary or desirable, consistent herewith and consistent with the Amended Development Plan, in order to effectuate the purposes and intent of the resolution set forth herein; and be it further