

ORDINANCE NO. 99-64 AC CMS

AN ORDINANCE AUTHORIZING AN AMENDMENT TO THE SUBRECIPIENT AGREEMENT BETWEEN THE CITY OF OBERLIN AND NEW SUNRISE PROPERTIES, INC., AND DECLARING AN EMERGENCY

WHEREAS, the City of Oberlin entered into an agreement on June 29, 1999, with New Sunrise Properties, Inc., to facilitate an Oberlin Affordable Housing Project; and

WHEREAS, said agreement needs to be amended to clarify and correct the permanent parcel numbers of lots to be acquired as part of the project.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Oberlin, County of Lorain, State of Ohio, five-sevenths (5/7ths) of all members elected thereto concurring:

SECTION 1. That the Subrecipient Agreement between the City of Oberlin and New Sunrise Properties, Inc., dated June 29, 1999, and approved by Ordinance No. 99-28 AC CMS, is hereby amended to clarify and correct the permanent parcel numbers of the lots to be acquired as part of the Oberlin Affordable Housing Project in accordance with the Amendment attached hereto, and said amendment is hereby approved.

SECTION 2. It is hereby found and determined that all formal actions of this Council concerning or relating to the adoption of this ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and of any of its committees that resulted in such formal action, were in meetings open to the public in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

SECTION 3. That this Ordinance is hereby declared to be an emergency measure necessary for the preservation of public peace, health, and safety of the citizens of the City of Oberlin, Ohio, to wit:

"to amend the Subrecipient Agreement between the City of Oberlin and New Sunrise Properties, Inc., as soon as possible in order to ensure the timely completion of the Oberlin Affordable Housing Project," and shall take effect immediately upon passage.

PASSED: 1st Reading - Sept 20, 1999 (E)
2nd Reading -
3rd Reading -

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ATTEST:

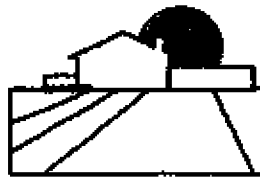

CLERK OF COUNCIL


CHAIR OF COUNCIL

POSTED: Sept 21, 1999

EFFECTIVE DATE: Sept 21, 1999

α:/Ord99-64Sunrise



**NEW
SUNRISE
PROPERTIES,
INC.**

Jan

September 7, 1999

Rob DiSpirito, City Manager
City of Oberlin
85 South Main Street
Oberlin, Ohio 44035

RE: Oberlin Affordable Housing Project

Dear Rob:

New Sunrise Properties, Inc. is requesting to amend the following parcel numbers in the agreement dated June 29, 1999. We have executed purchase agreements for four (4) properties and would like to utilize the CDBG funds first since these funds have time restrictions. The amendments are as follows:

Current	Amendment
09-00-096-105-015	09-00-096-105-016 -
09-00-096-111-002	09-00-086-111-002 -
09-00-096-113-018 (Remove)	09-00-096-106-005/006 - (Add)

We are scheduled to close on September 10, 1999, so I would appreciate any effort to amend our agreement with these changes. Should you have any questions. Please feel free to contact me at 365-9600.

Sincerely,

Melva Tolbert

Melva Tolbert
Executive Director

cc: Jeff Baumann
Kurt Brucnig

DRAFT

**AMENDMENT TO THE
SUBRECIPIENT AGREEMENT
BETWEEN THE
CITY OF OBERLIN AND
NEW SUNRISE PROPERTIES, INC.**

THIS AMENDMENT, entered into this _____ day of September, 1999 by and between the City of Oberlin (herein called the "City"), 85 South Main Street, Oberlin, 44074 and New Sunrise Properties, Inc. (herein called the Subrecipient), 1100 North Abbe Road, Suite A, Elyria, Ohio 44035.

WHEREAS, the City of Oberlin entered into an agreement on June 29, 1999 for the purchase of vacant lots within the City of Oberlin for the Oberlin Affordable Housing Project; and

WHEREAS, New Sunrise Properties, Inc. is requesting to amend the agreement to include add and remove vacant lots and correct permanent parcel numbers that are identified in the agreement.

NOW THEREFORE, the parties do hereby agree to amend the agreement dated June 29, 1999 as follows:

Original

Amendment

09-00-096-105-015

09-00-096-105-016

09-00-096-111-002

09-00-086-111-002

09-00-096-113-018 (Remove)

09-00-096-106-005/006 (Add)

Other than the changes specifically stated herein, all other terms and conditions in the agreement referred to herein shall remain unchanged and intact.

CITY OF OBERLIN

NEW SUNRISE PROPERTIES, INC

Rob DiSpirito
City Manager

Melva Tolbert
Executive Director

Approved as to Form:

Eric Severs, Oberlin City Solicitor