

**BOROUGH OF RED BANK  
COUNTY OF MONMOUTH  
RESOLUTION NO. – 20-175**

**RESOLUTION OF THE BOROUGH OF RED BANK, COUNTY OF MONMOUTH APPROVING EXECUTION OF AN AGREEMENT WITH THE RBAHC FOR THE PROVISION OF CERTAIN ADMINISTRATIVE SERVICES REGARDING THE BOROUGH'S AFFORDABLE HOUSING REHABILITATION PROGRAM AND AMENDING THE AGENCY AGREEMENT WITH THE RBAHC TO INCLUDE ADMINISTRATIVE SERVICES REGARDING THE BOROUGH'S FIRST-TIME HOMEBUYER PROGRAM**

**WHEREAS**, in accordance with the terms of the Amended Settlement Agreement entered into by the Borough of Red Bank (the “Borough”) with the Fair Share Housing Center (“FSHC”) *In the Matter of the Application of the Borough of Red Bank, County of Monmouth*, Docket No. MON-L-2540-15, (the “Settlement Agreement”), the Borough agreed that its rehabilitation obligation would be addressed through the Borough’s Rehabilitation Program, which would be reactivated as part of the Settlement Agreement, either through an in-house program or by contract with a qualified outside entity; and

**WHEREAS**, as provided in the Settlement Agreement, the Rehabilitation Program is to provide assistance to rehabilitate substandard housing units in the Borough that are occupied by low and moderate income households, both renter-occupied and owner-occupied; be funded through development fees and other available grants and funding sources for such programs; be administered by the Borough, either in-house or through an outside administrative agent or other qualified entity; and the operation and funding for such Program shall be more fully demonstrated through a Rehabilitation Program Manual; and

**WHEREAS**, an Operating Manual for the Administration of Rental & For Sale Units of a Rehabilitation Program has been prepared for the Borough in accordance with the Uniform Housing Affordability Controls N.J.A.C. 5:93 and N.J.A.C. 5:97 (the “UHAC Rules”), by CME Associates (the “Rehabilitation Manual”), which was approved by the Borough by Resolution No. 19-132 on May 8, 2019, as part of the Borough’s Housing Element and Fair Share Plan; and

**WHEREAS**, the Borough desires to engage the services of the Red Bank Affordable Housing Corporation (“RBAHC”), the Borough’s outside Administrative Agent, to provide certain administrative services as part of the Borough’s Rehabilitation Program and the UHAC Rules, and as set forth in the Rehabilitation Manual; and

**WHEREAS**, an Agreement for Administrative Services for the Borough’s Rehabilitation Program (the “Agreement”) has been prepared by the Borough’s Special Affordable Housing Counsel, which sets forth the obligations and responsibilities of the RBAHC and the Borough with respect to the administration of the Borough’s Rehabilitation Program;

**WHEREAS**, there is a need to also amend the Borough’s Administrative Agency Agreement with the RBAHC to reflect the inclusion of certain additional administrative services to be provided by the RBAHC on behalf of the Borough regarding the Borough’s First-Time Homebuyer Program, which Program is also part of the Borough’s obligations under the Settlement Agreement with the FSHC.

**NOW THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of Red Bank as follows:

Section 1. The foregoing recitals are hereby incorporated by reference as if fully repeated herein.

Section 2. The Agreement for Administrative Services with the Red Bank Affordable Housing Corporation for the Borough of Red Bank’s Rehabilitation Program is hereby approved and the Mayor is authorized to execute the Agreement.

Section 3. The Amended Administrative Agency Agreement with the Red Bank Affordable Housing Corporation is hereby approved and the Mayor is authorized to execute the Amended Agreement.

Section 4. This Resolution shall take effect immediately.

	Motion	Yes	No	Abstain	Absent
Councilman Yassin	Motion	X			
Councilwoman Triggiano		X			
Councilman Ballard		X			
Councilman Yngstrom		X			
Councilman Zipprich	Zipprich	X			
Councilwoman Horgan		X			

Dated: July 22, 2020

I hereby certify the above to be a true copy of a resolution adopted by the Council of the Borough of Red Bank, in the County of Monmouth, at a meeting held on July 22, 2020.

Pamela Borghi

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Pamela Borghi, Municipal Clerk