

RESOLUTION NO. 2257

**A RESOLUTION OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF PAYSON, ARIZONA, COMMITTING LOCAL FUNDS AS LEVERAGE FOR FISCAL YEAR 2007 COMMUNITY DEVELOPMENT BLOCK GRANT AND STATE SPECIAL PROJECT APPLICATION(S).**

**WHEREAS**, the Town of Payson has adopted Resolution Number 2251 authorizing the submission of applications to the State of Arizona, Department of Housing, for Community Development Block Grant (CDBG) and State Special Project (SSP) funds for fiscal year 2007; and

**WHEREAS**, those applications indicate that \$84,000 will be committed by the Town as leveraged funds, in the form of cash or resources to be used to implement Activity #2, Owner Occupied Housing Rehabilitation; and

**WHEREAS**, the CDBG Program requires that all local leveraged funds/resources be committed in the form of a resolution by the governing body, and that such a commitment contain an opinion by the applicant's legal counsel that the leveraged funds represent a binding commitment, legally enforceable under State laws; and

**WHEREAS**, the Town Attorney for the Town of Payson has opined that the leveraged funds represent a binding commitment for the 2007 fiscal year, legally enforceable under the laws of the State of Arizona,

**NOW, THEREFORE, THE MAYOR AND COMMON COUNCIL OF THE TOWN OF PAYSON, ARIZONA, DO HEREBY RESOLVE AS FOLLOWS:**

Section 1. That the Mayor and Common Council of the Town of Payson hereby commit \$84,000 in cash or resources to the CDBG Program to be used for Owner Occupied Housing Rehabilitation, for employees, contingent upon the receipt of the fiscal year 2007 CDBG and/or SSP assistance.

Section 2. That F. Robert Edwards, Mayor of the Town of Payson, states that this commitment is legally binding in accordance with the legal opinion of the Town Attorney for the Town of Payson, and that such funds or resources will be available for an audit at the termination of the grant, if so required by the State of Arizona, Department of Housing.

Section 3. That the Town of Payson be and is hereby authorized to take such other and further actions as are necessary or appropriate to carry out the intent of this Resolution Number 2257.

**PASSED AND ADOPTED BY THE MAYOR AND COMMON COUNCIL OF THE TOWN OF PAYSON, ARIZONA**, this \_\_\_\_\_ day of \_\_\_\_\_, 2007, by the following vote:

***Prepared by Town of Payson Legal Department***

*SIS:drs February 23, 2007 (12:00PM)*

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AYES \_\_\_\_\_ NOES \_\_\_\_\_ ABSTENTIONS \_\_\_\_\_ ABSENT \_\_\_\_\_

ATTEST:

\_\_\_\_\_  
Silvia Smith, Town Clerk

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F. Robert Edwards, Mayor

APPROVED AS TO FORM:

\_\_\_\_\_  
Samuel I. Streichman, Town Attorney