

**ORDINANCE # \_\_\_\_\_**

AN ORDINANCE AUTHORIZING THE MAYOR TO EXECUTE A SECOND AMENDED COOPERATIVE ENDEAVOR AGREEMENT WITH GULF COAST HOUSING PARTNERSHIP, INC. TO EXTEND THE DEADLINE FOR THE COMPLETION OF THE WORK FORCE HOUSING PROJECT

-----

The Hammond City Council declares and finds as follows:

**WHEREAS**, the City of Hammond (“City”) is the owner of the property situated at southwest corner of the intersection of J. W. Davis Drive and Phoenix Square comprising approximately nine (9) acres (the “Property”); and

**WHEREAS**, the City and Gulf Coast Housing Partnership, Inc. (“Gulf Coast”) have entered into that certain Cooperative Endeavor Agreement dated March 20, 2008, as amended by Amendment to Cooperative Development Agreement dated July 3, 2012 as allowed by Attorney General Opinion No. 11-0180, dated September 19, 2011 and as authorized by ordinance #12-5309 (collectively, the “Cooperative Endeavor Agreement”) wherein the City agreed with Gulf Coast for the development of the Property into workforce housing (the “Project”); and .

**WHEREAS**, the City and Gulf Coast desire to further amend the Cooperative Endeavor Agreement to provide for: (i) the extension of time for Completion of the Project (as defined in the Cooperative Endeavor Agreement) with the payment of an extension fee by Gulf Coast to the City, and (ii) the release of individual lots, roads and common areas comprising the Property from the reversionary interest of the City subject to and in accordance with the terms hereof.

**NOW, THEREFORE, BE IT ORDAINED** by the City Council of Hammond that:

Section 1. The Project continues to be beneficial to general welfare and good order of the City and will address the City’s demonstrated need for workforce housing.

Section 2. The Property is best used to support the Project.

Section 3. It is in the best interest of the City to allow an extension of the deadline to Gulf Coast to complete the Project. Gulf Coast has submitted an acceptable proposal to the City and has demonstrated the ability to manage and complete the Project.

Section 4. The Mayor is authorized to execute a Second Amended Cooperative Endeavor Agreement with Gulf Coast (the “CEA”) to provide for: (i) the extension of time for Completion of the Project (as defined in the Cooperative Endeavor Agreement) until July 26, 2020 with the payment by Gulf Coast to the City of an extension fee of \$500 per lot per year, and (ii) the release of individual lots comprising the Property from the reversionary interest of the City upon the issuance of a certificate of occupancy for a house on an individual lot, subject to and in accordance with the terms hereof with respect to the Project.

Section 5. The Mayor is further authorized to execute acts of partial release of all or parts of the Property, including roads and common areas, from the reversionary interest of the City upon completion, and such additional documents or to direct the execution of such documents as are necessary and proper in furtherance of this ordinance and the CEA and as may be required in furtherance of the Project.

Section 6. The City determines time to be of the essence with respect to the Project. Therefore this ordinance shall have legal effect immediately upon the affirmative vote of the City Council and signature by the Mayor.

\*\*\*\*\*

This ordinance having been submitted in writing, having been introduced at a public meeting of the Hammond city council, discussed at a public hearing of said Council and was submitted to an official vote of the Hammond city council.

On motion of \_\_\_\_\_ and seconded by \_\_\_\_\_, the foregoing ordinance was hereby declared adopted on this \_\_\_\_\_ day of \_\_\_\_\_, 2016, by the following roll call vote:

	<u>Yea</u>	<u>Nay</u>	<u>Absent</u>	<u>Not Voting</u>
Johnny Blount	_____	_____	_____	_____
Jason Hood	_____	_____	_____	_____
Janice Carter Beard	_____	_____	_____	_____
Lemar Marshall	_____	_____	_____	_____
Mike Williams	_____	_____	_____	_____

ATTEST:

\_\_\_\_\_  
Clerk, Hammond City Council

\_\_\_\_\_  
Mike Williams, President  
Hammond City Council

INTRODUCED: \_\_\_\_\_, 2016

PUBLISHED: \_\_\_\_\_, 2016

ADOPTED: \_\_\_\_\_, 2016

DELIVERED TO MAYOR: \_\_\_\_\_, 2016

APPROVED BY MAYOR: \_\_\_\_\_, 2016

RECEIVED FROM MAYOR: \_\_\_\_\_, 2016