

RESOLUTION NO. 14-2016

Harrisburg Redevelopment Authority

WHEREAS, the City of Harrisburg, through the Department of Building and Housing (“City”) has approved Harrisburg Housing Authority for the purchase of 1249, 1251, 1253, and 1255 Derry Street; 1201, 1205, 1207, and 1209 Mulberry Street; 209 and 211 Crescent Street; and 1249, 1251, 1253, 1255, and 1257 Mulberry Street (all in the City of Harrisburg and collectively, the “Property”); and

WHEREAS, the Redevelopment Authority of the City of Harrisburg (“Authority”) owns the Property;

WHEREAS, on January 20, 2015, by Resolution 1-2015 (the “Original Resolution”), the Authority, approved the sale of the Property to Harrisburg Housing Authority as the “Designated Developer” of the Property; and

WHEREAS, the Harrisburg Housing Authority has formed First Mulberry LP to take title to the Property and for the purpose of delivering Federal Low Income Housing Tax Credit Syndication and Proceeds to finance the Improvements to the Property.

WHEREAS, the Authority wishes to amend and restate the Original Resolution to authorize First Mulberry, LP to act as Designated Developer of the Property and to reflect other conditions which arose since the Original Resolution was passed.

NOW, THEREFORE, BE IT RESOLVED that First Mulberry LP shall replace Harrisburg Housing Authority as the Designated Developer of the Property, and (B) the Executive Director and the proper Officers of the Board of Directors of the Authority are hereby authorized to negotiate, finalize and execute a standard Special Warranty Deed, Redevelopment Agreement, and all necessary documents for the conveyance of the Property to Developer, contingent upon the following conditions being met:

- A. The Property shall be developed as mixed-use, including multi-family residential apartments and retail/commercial space, subject to terms and conditions acceptable to the City of Harrisburg, including but not limited to those conditions resulting from funding provided by all sources.
- B. Prior to Settlement, an amicable sale price shall be \$1, and Developer shall pay all Authority closing costs, including but not limited to legal fees, deed preparation, filing fees, transfer taxes (if any), and notary fees.
- C. Harrisburg Housing Authority and First Mulberry LP shall be in compliance with all applicable local regulations, including but not limited to, the building, planning, zoning and affirmative action regulations of the City of Harrisburg.
- D. Settlement may occur at any time subject to all terms and conditions of the Redevelopment Contract, but only after approval of all funding sources are obtained.
- E. Such other conditions that the staff of the Authority and its solicitor deem reasonable and appropriate.
- F. The Original Resolution is fully superseded by this Resolution.

9-13-10

Date

A handwritten signature in black ink, consisting of a large, stylized 'C' followed by a horizontal line and a small flourish.

Secretary

Res14.16