

CITY OF WILLIAMSPORT, PA RESOLUTION

RESOLUTION # 9327

DATE 6-23-22

TITLE

RESOLUTION OF THE CITY OF WILLIAMSPORT ("CITY") AUTHORIZING THE SUBMISSION OF AN APPLICATION FOR FUNDING TO THE COMMONWEALTH OF PENNSYLVANIA FOR THE REDEVELOPMENT ASSISTANCE CAPITAL PROGRAM ("RACP") GRANT IN THE AMOUNT OF \$1,000,000 FOR THE PINE SQUARE (WILLIAMSPORT) IMPROVEMENT PROJECT ("PROJECT").

WHEREAS, the Commonwealth of Pennsylvania Office of the Budget has available funds through the RACP program for economic development purposes; and

WHEREAS, the Project is a redevelopment and site improvement project for the block of Pine Square, located at 343 Pine Street in the City of Williamsport; and

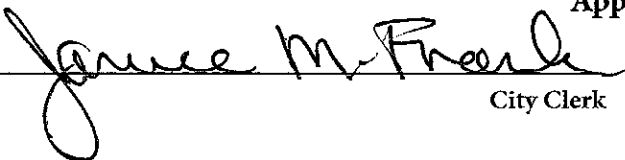
WHEREAS, the City and Niimbus, LLC desire to enter into an Agreement whereby the City serves as the public applicant for the aforementioned grant, and Niimbus as the subrecipient, according to the terms of this Resolution and the terms required by the Commonwealth.

NOW THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF WILLIAMSPORT as follows:

- 1) The City supports the RACP grant application for Niimbus, LLC to make improvements to Pine Square should funds be awarded,
- 2) The City agrees to serve as the public applicant for the Grant,
- 3) The City does hereby designate the City of Williamsport Director of Finance as the City official to execute all documents between the City and the Pennsylvania Office of the Budget to facilitate and assist in obtaining the requested grant and,
- 4) The City approves of Niimbus, LLC and its designated consultant Penn Strategies, LLC to assist in all the compliance matters associated with their RACP application and grant.

BE IT FURTHER RESOLVED, that Niimbus, LLC agrees to indemnify the City of Williamsport and hold the City of Williamsport harmless from any obligation of the City of Williamsport to the Commonwealth or any other entity or person for any obligation to reimburse the Commonwealth for the state's share of any Project expenditures found by the Commonwealth to be ineligible should funding be awarded, or for any other related claim made against the City related to the Project, the application and/or the grant; and

Approved


City Clerk



President

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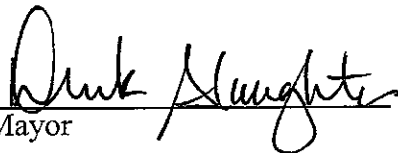
BE IT FURTHER RESOLVED, as part of the RACP funding process, Niimbus, LLC will be identified as a Sub-Grantee of the City and will be identified as the administrator of any RACP funding award and Grant Agreement.

THEREFORE, Niimbus, LLC and the City of Williamsport will cooperate fully with each other and their staff to carry out the necessary program compliances should an award be made. If Niimbus, LLC abandons the pursuit of the RACP grant the City will terminate its agreement to serve as the public applicant for this Grant.

The City of Williamsport and Niimbus, LLC acknowledge and agree that any receipt of funding through the RACP is subject to various requirements and conditions imposed by the Commonwealth. This resolution does not constitute any type of guarantee on the part of the City of Williamsport for funding for this Project, and that the City of Williamsport will not undertake any additional responsibilities or obligations in regard to obtaining such funding.

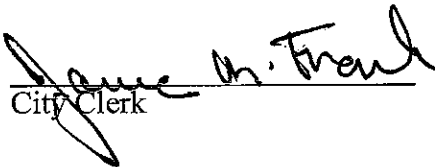
BE IT RESOLVED AND ATTESTED BY:

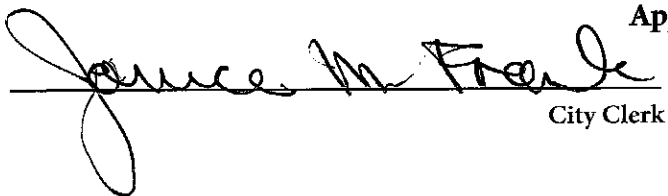
Niimbus


Mayor

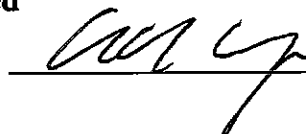
Penn Strategies

Controller


City Clerk


City Clerk

Approved


President