

A G R E E M E N T

between

MID WILLAMETTE VALLEY COUNCIL OF GOVERNMENTS

and

CITY OF NEWBERG

R E C I T A L S:

1. The **Mid-Willamette Valley Council of Governments (COG)** and the **City of Newberg, Oregon**, a municipal corporation, (**City**) have long had interests in common;
2. The **City** is a member of the **COG**;
3. The **City** desires assistance with various aspects of the operation of its business development loan fund and the **COG** provides such services for its member governments;
4. The **City** has authority to enter into intergovernmental agreements for cooperation between units of local government in accordance with Oregon Revised Statutes Chapter 190.

In consideration of the mutual benefits and obligations set out herein, the parties agree as follows:

1. **Description of Work to be Performed by COG**
 - A. Provide small businesses in Newberg with assistance in the preparation of applications for Newberg Economic Development Revolving Loan Fund loans, and provide **City** staff with credit and loan analysis and written recommendations for the disposition of loan application proposals. These services shall be provided only upon the specific request of **City** staff.
 - B. Provide assistance with loan portfolio servicing and provide training to **City** staff on servicing matters. Conduct an annual site visit to each borrower and prepare a status report on each outstanding loan which outlines the borrower's current financial condition, condition of the loan collateral, and the state of the collateral coverage of the loan.

The **COG** staff will also immediately visit and provide counseling to any borrower experiencing loan payment difficulties and consult with appropriate **City** staff on delinquent loans and workout situations.

- C. Two regular work days per month shall be scheduled by the assigned **COG** staff to provide information about available public financing programs for start-up or expanding Newberg companies, counsel such companies on business plan and loan proposal preparation and maintain regular contact and communication with private commercial lending institutions in Newberg. All such visits shall be conducted with the coordination of **City** staff.

2. **Compensation**

- A. For services described under 1.A. above, the **COG** will be compensated on a fee basis at the rate of 1.5% of the loan amount for any complete loan package prepared by **COG** staff and submitted to the **City** for final disposition. The fee shall be due at the time the loan is closed. The minimum fee for such loans shall be **\$300**. When **COG** staff only prepares a review or analysis of a loan proposal that has been substantially prepared by another party, **COG** will be compensated at the rate of **\$100** per report due upon submission of the report to the **City**.
- B. For all activities described in 1.B. and 1.C. above, the **COG** will be compensated at a flat annual rate of **\$10,000**, to be disbursed in four payments as follows:

\$2,500	On September 30, 1996
\$2,500	On December 31, 1996
\$2,500	On March 31, 1997
\$2,500	On June 30, 1997

3. **Travel**

COG shall bear costs of staff travel and incidental expenses and these costs are included as part of the fees stipulated in this agreement.

4. **Term and Termination**


This agreement shall be effective on July 1, 1996 and continue until June 30, 1997, or until such time as either party provides sixty (60) days written notice of its intent to terminate the agreement, and then the agreement shall terminate on the 60th day following said notice.

5. **Amendments**

This agreement may be amended by mutual agreement of **City** and **COG**. Any amendments shall be in writing and signed by duly authorized representatives of both parties.


IN WITNESS WHEREOF, both parties have signed and executed the above agreement on this 5th day of December, 1996.

**MID-WILLAMETTE VALLEY
COUNCIL OF GOVERNMENTS**

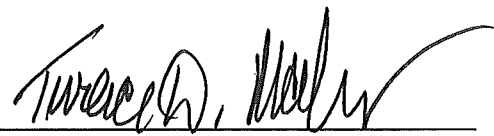
By: 
Richard W. Schmid
Acting Executive Director

CITY OF NEWBERG

(By authority of Council Action
on December 2, 1996)
Resolution No. 96-2016

By: 
Duane R. Cole
City Manager

APPROVED AS TO FORM:

By: 
Terrence D. Mahr
City Attorney

RESOLUTION NO. 96-2016

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NEWBERG AUTHORIZING THE CITY MANAGER TO SIGN THE AGREEMENT BETWEEN THE CITY OF NEWBERG AND THE COUNCIL OF GOVERNMENTS CONCERNING THE CITY'S LOAN PROGRAM.

RECITALS:

1. The City Council have long had interests in common concerning loan programs.
2. The City is a member of the Council of Governments (COG).
3. The City desires assistance with various aspects of the operation of its business development loan fund and the COG provides such services for its member governments.
4. The City has authority to enter into intergovernmental agreements for cooperation between units of government in accordance with ORS Chapter 190.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF NEWBERG, AS FOLLOWS:

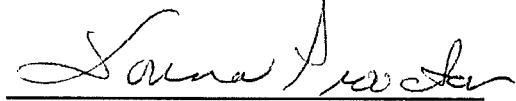
1. The City Council authorizes the City Manager to enter into the agreement between the City of Newberg and the Council of Governments concerning the loan fund program. A copy of the Agreement is attached hereto and incorporated herein by this reference.
2. The City Attorney shall approve the Agreement as to form and content.

ADOPTED by the City Council of the City of Newberg this th~~7~~ December, 1996.

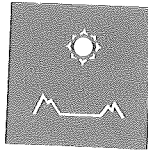


Duane R. Cole, City Recorder

ATTEST by the Mayor this 5 day of December, 1996.



Donna Proctor, Mayor

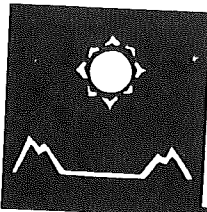


KAREN S. KNIGHT
Secretary
Economic Development Program

MID-WILLAMETTE VALLEY
 COUNCIL OF GOVERNMENTS

105 High Street S.E.
 Salem, Oregon 97301

Telephone (503) 588-6177
 FAX (503) 588-6094



Mid Willamette Valley
 COUNCIL OF GOVERNMENTS
ROUTE SLIP

DATE
 11/15

TO: Derry Mah

FROM: Karen Knight

ACTION:

<input checked="" type="checkbox"/>	Investigate & report
<input checked="" type="checkbox"/>	Note & File
<input checked="" type="checkbox"/>	Note & Return
<input type="checkbox"/>	Prepare a reply
<input type="checkbox"/>	See me re: this
<input type="checkbox"/>	As requested
<input type="checkbox"/>	Per our conversation
<input type="checkbox"/>	For your signature
<input type="checkbox"/>	For your information

RECEIVED
 NOV 18 1996
 By: [Signature]

Handwritten notes: 96, 2016, 2016?

COMMENTS:

Here are the contracts for your signature's. after its approved sign, date and return 1 copy to me. Keep 1 copy for your files.