



Home of the Tualatin River National Wildlife Refuge

RESOLUTION 2020-036

AUTHORIZING THE CITY MANAGER TO SIGN AN AMENDMENT TO EXISTING INTERGOVERNMENTAL AGREEMENT WITH WASHINGTON COUNTY FOR THE COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM

WHEREAS, the Community Development Block Grant (CDBG) program was enacted into law by President Gerald Ford, as the centerpiece of the Housing and Community Development Act of 1974; and

WHEREAS, the CDBG program has as its primary objective the development of viable urban communities, by providing decent housing and a suitable living environment and expanding economic opportunities, principally for persons of low and moderate income; and

WHEREAS, since 1979, the City of Sherwood, with CDBG funds in the amount of \$2,336,482, has provided housing rehabilitation; neighborhood revitalization; addition or expansion of community facilities and shelters; and physical redevelopment; and

WHEREAS, in 2014, the City entered into a new Intergovernmental Agreement (IGA) with Washington County to continue participating in partnership in the CDBG program; and

WHEREAS, while the existing agreement contains an automatic renewal clause, HUD's recent guidance on requalification has necessitated minor changes to the legal document to add additional statutory references and reorganize some contract language; and

WHEREAS, an Amendment to the IGA has been drafted by the County and is attached as Exhibit A to this resolution.

NOW, THEREFORE, THE CITY OF SHERWOOD RESOLVES AS FOLLOWS:

Section 1. The City Manager is authorized to sign an amendment to the City's Intergovernmental Agreement with Washington County in a form substantially similar to the attached Exhibit A.

Section 2. This Resolution shall be effective upon its approval and adoption.

Duly passed by the City Council this 16th of June 2020.



Keith Mays, Mayor

Attest:



Sylvia Murphy, MMC, City Recorder

Resolution 2020-036

June 16, 2020

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Contract No. _____

INTERGOVERNMENTAL AGREEMENT AMENDMENT NO. 1

This amendment is made and entered into by and between, the City of Sherwood (City) and Washington County, a political subdivision of the State of Oregon (County).

This amendment modifies that certain Intergovernmental Agreement (IGA) between the parties, the original contract number being 14-0633.

The IGA is amended as follows:

Section II.3 is hereby amended and modified to read as follows:

3. The parties agree to take all actions necessary to assure compliance with the urban county's certification required by Section 104 (b) of Title I of the Housing and Community Development Act of 1974, as amended, administered in accordance with Title VI of the Civil Rights Act of 1964, the Fair Housing Act, and affirmatively furthering fair housing; section 109 of Title I of the Housing and Community Development Act of 1974, which incorporates Section 504 of the Rehabilitation Act of 1973 of Title II of the Americans with Disabilities Act, the Age Discrimination Act of 1975, Section 3 of the Housing and Urban Development Act of 1968; and other applicable laws. The parties further agree that no urban funding shall be provided to City under this agreement for any activities in or in support of City if City does not affirmatively further fair housing within its own jurisdiction or if City's activities impede the County's actions to comply with the County's fair housing certification.

Section III.3 is hereby amended and modified to read as follows:

3. The City agrees in order to participate as a subrecipient under the terms of this agreement it shall, pursuant to 24 CFR 570.501(b), be subject to the same requirements applicable to subrecipients under 24 CFR 570.503, including the requirement to enter into a written contract.

CERTIFICATION

The parties by the signatures below certify that the governing body of each party has authorized entry into this Amendment.

In WITNESS, the undersigned parties have executed this Amendment this ____ day of 2020.

All other terms and conditions of the original Agreement shall remain in full force and effect.

WASHINGTON COUNTY

CITY OF SHERWOOD

Signature

Signature

Printed Name, Title

Printed Name, Title

Date

Date

It is my opinion that the terms and provisions of this Amendment are fully authorized under the State and local law and that the Agreement provides full legal authority for the County to undertake or assist in undertaking essential community renewal and lower income housing assistance activities.

Paul L. Hathaway, III
Senior Assistant County Counsel