

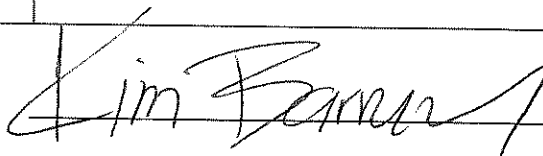
12.2

**Mayor's Office : Council Agenda Item Request Form**  
*This form and supporting documents (if applicable) are due the Wednesday before the COW meeting by noon.*

<b>Date Received</b> (office use)	
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<b>Date of Request</b>	June 15, 2017
<b>Requesting Staff Member</b>	Randy Jepperson
<b>Requested Council Date</b>	June 20, 2017
<b>Topic/Discussion Title</b>	Renewal of Interlocal Agreement for Salt Lake County HOME Consortium
<b>Description</b>	Review and approve renewal of the interlocal agreement for the Salt Lake County HOME Consortium
<b>Requested Action<sup>1</sup></b>	Discuss and approve renewal
<b>Presenter(s)</b>	Randy Jepperson/Mike Gallegos
<b>Time Needed<sup>2</sup></b>	10 minutes
<b>Time Sensitive<sup>3</sup></b>	Yes
<b>Specific Time(s)<sup>4</sup></b>	NA
<b>Contact Name &amp; Phone</b>	Randy Jepperson (385)468-4886/Mike Gallegos (385)468-4901
<b>Please attach the supporting documentation you plan to provide for the packets to this form. While not ideal, if supporting documents are not yet ready, you can still submit them by 10 am the Friday morning prior to the COW agenda. Items without documentation may be taken off for consideration at that COW meeting.</b>	

Mayor or Designee approval: \_\_\_\_\_



<sup>1</sup> What you will ask the Council to do (e.g., discussion only, appropriate money, adopt policy/ordinance) – in specific terms.

<sup>2</sup> Assumed to be 10 minutes unless otherwise specified.

<sup>3</sup> Urgency that the topic to scheduled on the requested date.

<sup>4</sup> If important to schedule at a specific time, list a few preferred times.



**Ralph Chamness**  
Chief Deputy  
Civil Division

**Lisa Ashman**  
Administrative  
Operations

**SIM GILL**  
DISTRICT ATTORNEY

**Jeffrey William Hall**  
Chief Deputy  
Justice Division

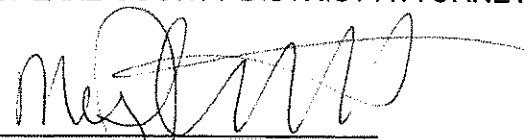
**Blake Nakamura**  
Chief Deputy  
Justice Division

June 15, 2017

**STATEMENT OF LEGAL COUNSEL FOR  
SALT LAKE COUNTY, UTAH**

I have reviewed the foregoing Agreement and based on that review it is my opinion that the terms, conditions, and other provisions thereof are fully authorized under state and local law, specifically, the Utah Interlocal Cooperation Act, Title 11, Chapter 13, Utah Code Annotated (2016), (the "Act"). Further, the Agreement provides full legal authority, pursuant to the Act, for the County, acting pursuant to its general powers to provide services, exercise powers, and perform functions reasonably related to the safety, health, morals, and welfare of its inhabitants, as provided by Article XI, Section 1 of the Constitution of Utah; and Title 17, Chapter 50, Utah Code Annotated (2016), to undertake or assist in undertaking housing assistance activities for the HOME Investment Partnership Program in cooperation with Sandy City, South Jordan City, West Jordan City, West Valley City and Taylorsville City, acting pursuant to their general powers to provide services, exercise powers, and perform functions reasonably related to the safety, health, morals, and welfare of their inhabitants, as provided by Article XI, Section 5 of the Constitution of Utah, and Title 10, Chapters 1 through 18, Utah Code Annotated (2016).

**SALT LAKE COUNTY DISTRICT ATTORNEY**

By   
Melanie F. Mitchell, Unit Chief

12.2

SALT LAKE COUNTY COUNCIL  
RESOLUTION

RESOLUTION NO. \_\_\_\_\_

DATE \_\_\_\_\_

A RESOLUTION OF THE SALT LAKE COUNTY COUNCIL APPROVING AND AUTHORIZING THE EXECUTION OF AN INTERLOCAL COOPERATION AGREEMENT WITH SANDY CITY, SOUTH JORDAN CITY, WEST JORDAN CITY, WEST VALLEY CITY, AND TAYLORSVILLE CITY RELATING TO THE CONDUCT OF THE HOME INVESTMENT PARTNERSHIP PROGRAM FOR THE FEDERAL FISCAL YEARS 2018 THROUGH 2020.

The Legislative Body of Salt Lake County resolves as follows:

WHEREAS, the Salt Lake County Council does hereby determine that it is in the public interest and welfare of the residents of the County that the County engage in a cooperative effort with West Valley City, South Jordan City, West Jordan City, Sandy City, and Taylorsville City for the conduct of the HOME Investment Partnership Program (HOME) in the County under and pursuant to the Cranston-Gonzalez National Affordable Housing Act of 1990;

WHEREAS, an Interlocal Cooperation Agreement (Agreement) has been prepared for approval and execution by and between the County and West Valley City, South Jordan City, West Jordan City, Sandy City, and Taylorsville City pursuant to which the HOME program will be undertaken and administered. That Agreement states the purposes thereof, and the extent of the required participation of the parties and the rights, duties, responsibilities, and obligations of the parties in the conduct and administration of the HOME program as specified therein; and

WHEREAS, under the Utah Interlocal Cooperation Act, Utah Code Annotated, 11-13-1 *et seq.*, (2013) any two or more public agencies, as defined therein, may enter into agreements with one another for joint or cooperative action and may also contract with each other to perform any governmental service activity or undertaking which each public agency entering into the

contract is authorized by law to perform.

NOW, THEREFORE, BE IT RESOLVED by the Salt Lake County Council that the aforementioned Interlocal Cooperation Agreement between Salt Lake County and West Valley City, South Jordan City, West Jordan City, Sandy City, and Taylorsville City relating to the HOME Investment Partnership Program effective as of October 1, 2017 is hereby accepted and approved by the Council and the Mayor is hereby authorized to execute the same on behalf of Salt Lake County.

APPROVED and ADOPTED this \_\_\_\_\_ day of \_\_\_\_\_, 2017.

SALT LAKE COUNTY COUNCIL

By: \_\_\_\_\_  
Steve DeBry, Chair

ATTEST:

\_\_\_\_\_  
Sherrie Swensen  
Salt Lake County Clerk

APPROVED AS TO FORM  
District Attorney's Office  
By: Melanie F. Mitchell  
Attorney  
MELANIE F. MITCHELL  
Date: 15 June 2017

Council Member Bradley voting	_____
Council Member Bradshaw voting	_____
Council Member Burdick voting	_____
Council Member DeBry voting	_____
Council Member Granato voting	_____
Council Member Jensen voting	_____
Council Member Snelgrove voting	_____
Council Member Wilson voting	_____
Council Member Winder Newton voting	_____

**INTERLOCAL COOPERATION AGREEMENT**

**BETWEEN**

**SALT LAKE COUNTY**

**AND**

**SANDY CITY, SOUTH JORDAN, WEST JORDAN CITY, WEST VALLEY CITY, AND  
TAYLORSVILLE CITY RELATING TO THE HOME INVESTMENT PARTNERSHIP  
PROGRAM FOR FEDERAL FISCAL YEARS 2018 THROUGH 2020**

**\*\*\*\*\***

This Agreement is made and entered into and shall be effective as of October 1, 2017 by and between Salt Lake County ("County") a body corporate and politic of the State of Utah, and Sandy City, South Jordan, West Jordan City, West Valley City and Taylorsville City (the "Cities"), municipal corporations of the State of Utah located within Salt Lake County.

**R E C I T A L S**

WHEREAS, the HOME Program is authorized by the HOME Investment Partnerships Act, which is Title II of the Cranston-Gonzalez National Affordable Housing Act, as amended (42 U.S.C. 12701 et seq.) (the "Act"), and which permits and provides for the participation of the United States Government in a wide range of local housing activities and programs authorized under Title II of the Act (the "HOME Program") and administered by the U.S. Department of Housing and Urban Development ("HUD");

WHEREAS, Section 216(2) of the Act provides that a consortium of geographically contiguous units of general local government can be considered to be a unit of general local

government for the purpose of the HOME Program;

WHEREAS, in accordance with Section 217(b)(3) of the Act, approved consortia of units of local governments are considered jurisdictions eligible to receive allocations of HOME funds by formula;

WHEREAS, the parties are governmental entities and are therefore authorized by the Utah Interlocal Cooperation Act, Section 11-13-1, *et seq.*, Utah Code Annotated, (2013) to enter into agreements with each other to perform any governmental service, activity and undertaking which each governmental entity is authorized by law to perform;

WHEREAS, the Cities and County have determined that it will be mutually beneficial and in the public interest to enter into an interlocal cooperation agreement to form a consortium in order to receive HOME funds and to participate in the HOME Program;

NOW THEREFORE, in consideration of the mutual promises contained herein, the County and Cities agree as follows:

1. The parties agree to cooperate to undertake or to assist in undertaking housing assistance activities pursuant to the HOME Program and agree, collectively and individually, to affirmatively further fair housing.

2. The parties authorize the County to act in a representative capacity for all members of the consortium for the purposes of the HOME Program. As the lead entity, the County may add new members to the consortium.

3. The parties agree that the County, as the lead entity, shall assume overall responsibility for ensuring the consortium's HOME Investment Partnership Program is carried out in compliance with the requirements of the program, including requirements concerning a

property, or if it cannot be practically divided, then the property shall be sold and the proceeds divided according to the parties' proportionate share of the purchase of the item of property. If property is purchased at one party's sole expense in connection with this Agreement, then the property so purchased shall be and remain the property of the party which purchased it.

IN WITNESS WHEREOF, the Parties have caused this Agreement to be duly authorized and executed by each on the dates specified on each signature page.

[REMAINDER OF PAGE INTENTIONALLY BLANK]

SIGNATURE PAGE FOR SANDY CITY  
TO  
INTERLOCAL COOPERATION AGREEMENT  
HOME INVESTMENT PARTNERSHIP PROGRAM  
FOR  
FEDERAL FISCAL YEARS 2018 THROUGH 2020

SANDY CITY

By: \_\_\_\_\_

Name: \_\_\_\_\_

Title: \_\_\_\_\_

Date: \_\_\_\_\_

ATTEST:

By: \_\_\_\_\_

Name: \_\_\_\_\_

Title: \_\_\_\_\_

Approved as to Form and Legality:  
Sandy City Attorney

By: \_\_\_\_\_

Date: \_\_\_\_\_



SIGNATURE PAGE FOR WEST JORDAN CITY  
TO  
INTERLOCAL COOPERATION AGREEMENT  
HOME INVESTMENT PARTNERSHIP PROGRAM  
FOR  
FEDERAL FISCAL YEARS 2018 THROUGH 2020

WEST JORDAN CITY

BY: \_\_\_\_\_

Name: \_\_\_\_\_

Title: \_\_\_\_\_

Date: \_\_\_\_\_

ATTEST:

By: \_\_\_\_\_

Name: \_\_\_\_\_

Title: \_\_\_\_\_

Approved as to Form and Legality:  
West Jordan City Attorney

By: \_\_\_\_\_

Date: \_\_\_\_\_

SIGNATURE PAGE FOR TAYLORSVILLE CITY  
TO  
INTERLOCAL COOPERATION AGREEMENT  
HOME INVESTMENT PARTNERSHIP PROGRAM  
FOR  
FEDERAL FISCAL YEARS 2018 THROUGH 2020

TAYLORSVILLE CITY

By: \_\_\_\_\_

Name: \_\_\_\_\_

Title: \_\_\_\_\_

Date: \_\_\_\_\_

ATTEST:

By: \_\_\_\_\_

Name: \_\_\_\_\_

Title: \_\_\_\_\_

Approved as to Form and Legality:  
Taylorsville City Attorney

By: \_\_\_\_\_

Date: \_\_\_\_\_