

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 2021 THROUGH 2024

This Agreement is made and entered into and shall be effective as of October 1, 2020 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.

RECITALS

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

Consolidated Plan as set forth in HUD regulations in 24 CFR Parts 91 and 92 and the requirements of 24 CFR 92.350.

4. This Agreement shall begin as of the above-mentioned date and shall continue for federal fiscal years 2021 through 2024 consistent with the Salt Lake County Urban County qualification. The parties further agree that:

(a) this Consortium Agreement will, at a minimum, remain in effect until the HOME funds from each of the federal fiscal years of the qualification period are expended for eligible activities;

(b) no Consortium Member may withdraw from the Agreement while the Agreement remains in effect; and,

(c) this Agreement shall be governed by the requirements of the then current Consortium Qualification notice.

5. This Agreement has attached to it six separate signature pages for each of the parties to this Agreement, which shall be executed separately and attached to this Agreement after execution by the named party and together with each other signature page and with this Agreement shall constitute the full Agreement of all the parties.

6. No separate entity is created by this Agreement; however, to the extent that any administration of this Agreement becomes necessary, the County Mayor or designee and the Cities mayors or designees, shall constitute a joint board for such purpose.

7. Any other real or personal property acquired by the parties jointly under this Agreement, and paid for by them, shall be divided as the parties' representatives shall agree, or, if no agreement is reached, then it shall be divided according to their respective payment for the

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 SALT LAKE COUNTY
TO
INTERLOCAL COOPERATION AGREEMENT
HOME INVESTMENT PARTNERSHIP PROGRAM FOR
FEDERAL FISCAL YEARS 2021-2024

By: _____
Mayor or Designee

Administrative Approval:

By: _____
Division Director

Approved as to Form and Legality:
Salt Lake County District Attorney

By: Megan Smith
Megan L. Smith,
Deputy District Attorney

SIGNATURE PAGE FOR SANDY CITY
TO
INTERLOCAL COOPERATION AGREEMENT
HOME INVESTMENT PARTNERSHIP PROGRAM FOR
FEDERAL FISCAL YEARS 2021-2024

By: _____
Mayor or Designee

Approved as to Form and Legality:

By: _____
Name: _____
Title: _____
Date: _____

SIGNATURE PAGE FOR SOUTH JORDAN
TO
INTERLOCAL COOPERATION AGREEMENT
HOME INVESTMENT PARTNERSHIP PROGRAM FOR
FEDERAL FISCAL YEARS 2021-2024

By: _____
Mayor or Designee

Approved as to Form and Legality:

By: _____
Name: _____
Title: _____
Date: _____

SIGNATURE PAGE FOR WEST JORDAN CITY
TO
INTERLOCAL COOPERATION AGREEMENT
HOME INVESTMENT PARTNERSHIP PROGRAM FOR
FEDERAL FISCAL YEARS 2021-2024

By: _____
Mayor or Designee

Approved as to Form and Legality:

By: _____
Name: _____
Title: _____
Date: _____

SIGNATURE PAGE FOR WEST VALLEY CITY
TO
INTERLOCAL COOPERATION AGREEMENT
HOME INVESTMENT PARTNERSHIP PROGRAM FOR
FEDERAL FISCAL YEARS 2021-2024

By: _____
Mayor or Designee

Approved as to Form and Legality:

By: _____
Name: _____
Title: _____
Date: _____

SIGNATURE PAGE FOR TAYLORSVILLE CITY
TO
INTERLOCAL COOPERATION AGREEMENT
HOME INVESTMENT PARTNERSHIP PROGRAM FOR
FEDERAL FISCAL YEARS 2021-2024

By: _____
Mayor or Designee

Approved as to Form and Legality:

By: _____
Name: _____
Title: _____
Date: _____

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 2021 THROUGH 2024.

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, 11-13-101 *et seq.*, (2019) 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, 2020 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 _____, 2020.

SALT LAKE COUNTY COUNCIL

By: _____
Max Burdick, Chair

ATTEST:

By: _____
Sherrie Swensen,
Salt Lake County Clerk

Approved as to Form:

By: Megan Smith
Megan L. Smith,
Deputy District Attorney

Council Member Bradley voting ____
Council Member Bradshaw voting ____
Council Member Burdick voting ____
Council Member DeBry voting ____
Council Member Ghorbani voting ____
Council Member Granato voting ____
Council Member Jensen voting ____
Council Member Snelgrove voting ____
Council Member Winder Newton voting ____