

September 30, 1987

INTRODUCED BY AUDREY GRUGER

PROPOSED NO. 87-723

1 MOTION NO. 6979

2 A MOTION approving the amendment of the 1988-1990 Community
3 Development Block Grant cooperation agreement between
4 King County and 25 incorporated municipal jurisdictions.

5 WHEREAS, the King County council adopted Motion 6853 authorizing the King
6 County executive to enter into a cooperation agreement with the participating
7 incorporated municipal jurisdictions within King County for the purpose of
8 receiving and administering Community Development Block Grant funds in accor-
9 dance with the Housing and Community Development Act of 1974, as amended, and

10 WHEREAS, King County and 25 incorporated municipal jurisdictions have
11 entered into the cooperation agreement for the 1988, 1989, and 1990 funding
12 years, and

13 WHEREAS, the cooperation agreement provides for an amendment process,
14 and

15 WHEREAS, the U. S. Department of Housing and Urban Development, has
16 issued additional and revised standards for cooperation agreements for the
17 1988, 1989, and 1990 federal fiscal years which now require amendment to
18 King County's agreement;

19 NOW, THEREFORE, BE IT MOVED by the Council of King County:

20 The King County executive is hereby authorized to sign an amendment,
21 attached hereto as Exhibit A, to the 1988-1990 Community Development Block
22 Grant cooperation agreement between King County and 25 incorporated municipal
23 jurisdictions.

24 PASSED this 12th day of October, 1987.

25 KING COUNTY COUNCIL
26 KING COUNTY, WASHINGTON

27 Bill Pearns
28 VICE Chair

29 ATTEST:

30
31 Janet M. Owens
32 Clerk of the Council

AMENDMENT NO. 1 TO THE AGREEMENT DATED SEPTEMBER 29, 1987 FOR PLANNING THE DISTRIBUTION AND ADMINISTRATION OF CERTAIN COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS AND EXECUTION OF THE KING COUNTY COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM UNDER THE FEDERAL HOUSING AND COMMUNITY DEVELOPMENT ACT OF 1974, AS AMENDED.

THIS AMENDMENT NO. 1, made this _____ day of _____, 1987 by and between King County and the undersigned incorporated municipal jurisdiction within King County.

WITNESSETH:

WHEREAS, King County and 25 incorporated municipal jurisdictions have entered into a cooperation agreement for the purpose of undertaking activities to be funded with federal Community Development Block Grant funds, hereinafter referred to as CDBG funds, for the 1988, 1989, and 1990 funding years; and

WHEREAS, Section VIII. F. of the Agreement between King County and the 25 incorporated municipal jurisdictions states that it is recognized that amendment of the provision of this Agreement may become necessary, and that such amendment shall take place when all parties have executed a written addendum to this Agreement; and

WHEREAS, the U. S. Department of Housing and Urban Development, having issued additional and revised standards for cooperation agreements between urban counties and incorporated municipal jurisdictions within the urban counties for the 1988, 1989, and 1990 federal fiscal years, now requires amendment to the Agreement;

NOW, THEREFORE, in consideration of the foregoing circumstances and in consideration of the mutual promises contained herein, it is agreed that:

1. Section I. shall be revised to read as follows:

I. GENERAL AGREEMENT

King County and each participating jurisdiction agree to cooperate to undertake, or assist in undertaking, community renewal and lower income housing assistance activities, specifically urban renewal and publicly assisted housing, as specified in the Community Development Plan and Housing Assistance Plan portions of the Statement, ~~((for the program years covered by the Agreement (1988-1990)-))~~ funded from annual Community Development Block Grants from Federal Fiscal Years 1988, 1989, and 1990 appropriations, and from any program income generated from the expenditure of such funds.

2. Section VIII. E. shall be revised to read as follows:

E. Parties to this Agreement must take all required actions ~~((to comply with the provisions of))~~ necessary to assure compliance with King County's certification required by Section 104(b) of Title I of the Housing and Community Development Act of 1974, as amended, including Title VI of the Civil Rights Act of 1964, Title VIII of the Civil Rights Act of 1968, Section ~~((s-104(b)-and))~~ 109 of Title I of the Housing and Community Development Act of 1974, as amended, and other applicable laws.

3. There shall be added a Section IX. as follows:

IX. PROGRAM INCOME

- A. The participating jurisdiction must inform King County of any income generated by the expenditure of CDBG funds received by the participating jurisdiction.
- B. Any such program income is subject to requirements set forth in Section II. F. of the Agreement.
- C. Any program income the participating jurisdiction is authorized to retain may only be used for eligible activities in accordance with all CDBG requirements as may then apply.

- D. King County has the responsibility for monitoring and reporting to HUD on the use of any such program income thereby requiring appropriate recordkeeping and reporting by the participating jurisdiction as may be needed for this purpose.
- E. In the event of close-out or change in status of the participating jurisdiction, any program income that is on hand or received subsequent to the close-out or change in status shall be paid to King County.

4. There shall be added a Section X. as follows:

X. REAL PROPERTY

- A. The participating jurisdiction must notify King County prior to any modification or change in the use of real property acquired or improved in whole or in part using CDBG funds. This includes any modification or change in use from that planned at the time of the acquisition or improvement, including disposition.
- B. The jurisdiction shall reimburse King County in an amount equal to the current fair market value (less any portion thereof attributable to expenditures of non-CDBG funds) of property acquired or improved with CDBG funds that is sold or transferred for a use which does not qualify under the CDBG regulations.
- C. Program income generated from the disposition or transfer of property prior to or subsequent to the close-out, change of status or termination of the cooperation agreement between the county and the participating jurisdiction shall be subject to the requirements set forth in Section II. F. and Section IX.

KING COUNTY, WASHINGTON

PARTICIPATING JURISDICTION

King County Executive

Signature of Designated Official

Official Title

City or Town

APPROVED AS TO FORM

Michael E. Hurst
Deputy Prosecuting Attorney