

**COOPERATION AGREEMENT FOR
COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS**

THIS AGREEMENT, made and entered into by and between Spokane County (hereinafter called the County) and the Town of Millwood (hereinafter called the Town) this 3rd day of March, 2008.

WITNESSETH

WHEREAS, pursuant to Title I of the Housing and Community Development Act of 1974, as amended, including Title VI of the Civil Rights Act of 1964, the Fair Housing Act, Section 109 of Title I of the Housing and Community Development Act of 1974 and other applicable laws, Spokane County is entitled to receive Community Development Block Grant (CDBG) funds for federal fiscal years, 2009, 2010, and 2011; and

WHEREAS, the amount of CDBG funds to which the County may be entitled is in part dependent upon the population of other CDBG eligible applicant cities and towns which by this Agreement elect to participate in the CDBG and HOME Entitlement Program with the County; and

WHEREAS, the purpose of this Cooperation Agreement, which is entered into pursuant to, and in accordance with the State Interlocal Cooperation Act, RCW 39.34 is to plan for, and administer the CDBG Program and the HOME Investment Partnership Program (HOME).

NOW, THEREFORE, in consideration of the mutual promises made herein and the mutual benefits received hereunder, the parties agree as follows:

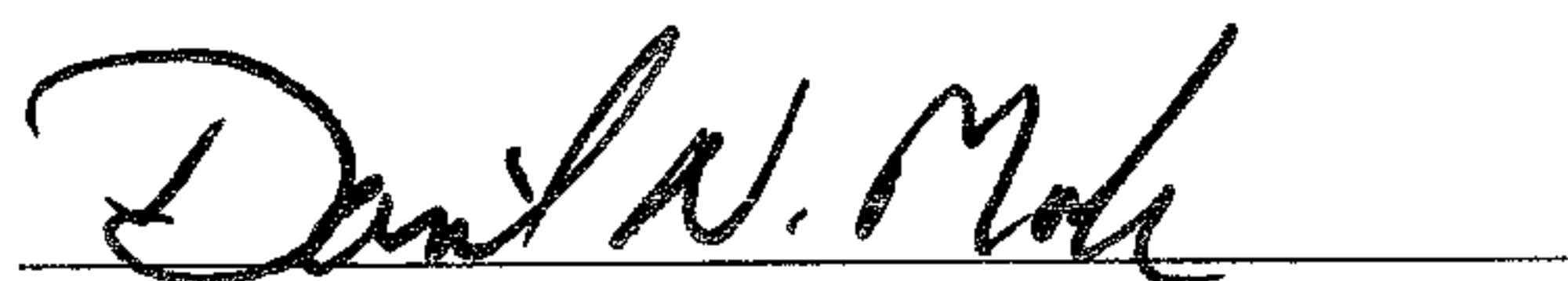
1. The Town may not apply for grants under the Small Cities or State CDBG Programs from appropriations for fiscal years 2009, 2010, and 2011, the years during which the City is participating in the Spokane County CDBG and HOME Program.
2. The Town may not participate in a HOME consortium except through Spokane County, regardless of whether Spokane County receives a HOME formula allocation.
3. The Spokane County urban county qualification period is federal fiscal years 2009, 2010, and 2011.
4. This Agreement remains in effect until the CDBG and HOME funds and income received for federal fiscal years 2009, 2010, and 2011 are expended and the funded activities are completed. The County and the Town may not terminate or withdraw from this Agreement while the Agreement remains in effect.
5. The County and the Town will take all actions necessary to assure compliance with Spokane County's certification required by Section 104(b) of the Housing and Community Development Act of 1974, as amended, including Title VI of the Civil Rights Act of 1964, the Fair Housing Act, Section 109 of Title I of the Housing and Community Development Act of 1974, and other applicable laws.
6. The County will not use CDBG or HOME funding for activities in, or in support of a Town that does not affirmatively further fair housing within the Town's jurisdiction or that impedes the County's actions to comply with the County's fair housing certification.

7. The Town has adopted and is enforcing: a) a policy prohibiting the use of excessive force by law enforcement agencies within its jurisdiction against any individuals engaged in non-violent civil rights demonstrations; and, b) a policy of enforcing applicable State and local laws against physically barring entrance to, or exit from a facility or location which is the subject of such nonviolent civil rights demonstrations within jurisdictions.
8. The County and the Town will not obstruct the implementation of the approved Consolidated Housing and Community Development Plan and subsequent Annual Action Plan(s) during the period covered by this Agreement.
9. The County has final responsibility for selecting CDBG and HOME activities and annually filing the Consolidated Housing and Community Development Annual Action Plan and the Consolidated Annual Performance and Evaluation Report with the U.S. Department of Housing and Urban Development.
10. The County and Town are subject to the same requirements applicable to CDBG subrecipients, including the requirement of a written agreement set forth in 24 CFR 570.503.
11. The County Housing and Community Development Advisory Committee will review CDBG program policies, plans, and applicant funding proposals and recommend to the Board of County Commissioners funding of applicant proposals.
12. The County Housing and Community Development Advisory Committee will include a representative of the Town appointed by the Board of County Commissioners in consultation with the Mayor and/or Council of the Town.

This Agreement is entered into on this third day of March, 2008 by:

Town of Millwood

Spokane County



Dan Mork
Mayor



Bonnie Mager
Chair, Board of County Commissioners

No. **8 0597**

BEFORE THE BOARD OF COUNTY COMMISSIONERS
OF SPOKANE COUNTY, WASHINGTON

IN THE MATTER CONCERNING ENTERING INTO INTER-)
LOCAL COOPERATION AGREEMENTS WITH CITIES AND)
TOWNS FOR PARTICIPATION IN THE COMMUNITY) RESOLUTION
DEVELOPMENT BLOCK GRANT AND HOME PROGRAM)
ENTITLEMENT CONSORTIUM FOR FEDERAL FISCAL.)
YEARS 2009, 2010 AND 2011)

WHEREAS, the Board of County Commissioners of Spokane County, pursuant to the provisions of RCW, Section 36.32.120(6) has the care of County property and the management of County funds and business; and

WHEREAS, the powers and authority of counties to undertake or assist in undertaking essential community development and housing activities is set forth in RCW 35.21.735 and RCW 39.34; and

WHEREAS, the United States Department of Housing and Urban Development has the authority to make available to counties, funds for community development purposes pursuant to various federal laws including CFR Title 24, Chapter V, Part 570 (Community Development Block Grants); and

WHEREAS, Spokane County, a political subdivision of the State of Washington, and the cities and towns of the County, which are municipal corporations of the State of Washington, jointly have the authority under RCW 39.34 to enter into interlocal cooperation agreements for the purpose of cooperating in the delivery of essential community development and housing activities and implementation of the federal Community Development Block Grant and HOME Investment Partnership Programs; and

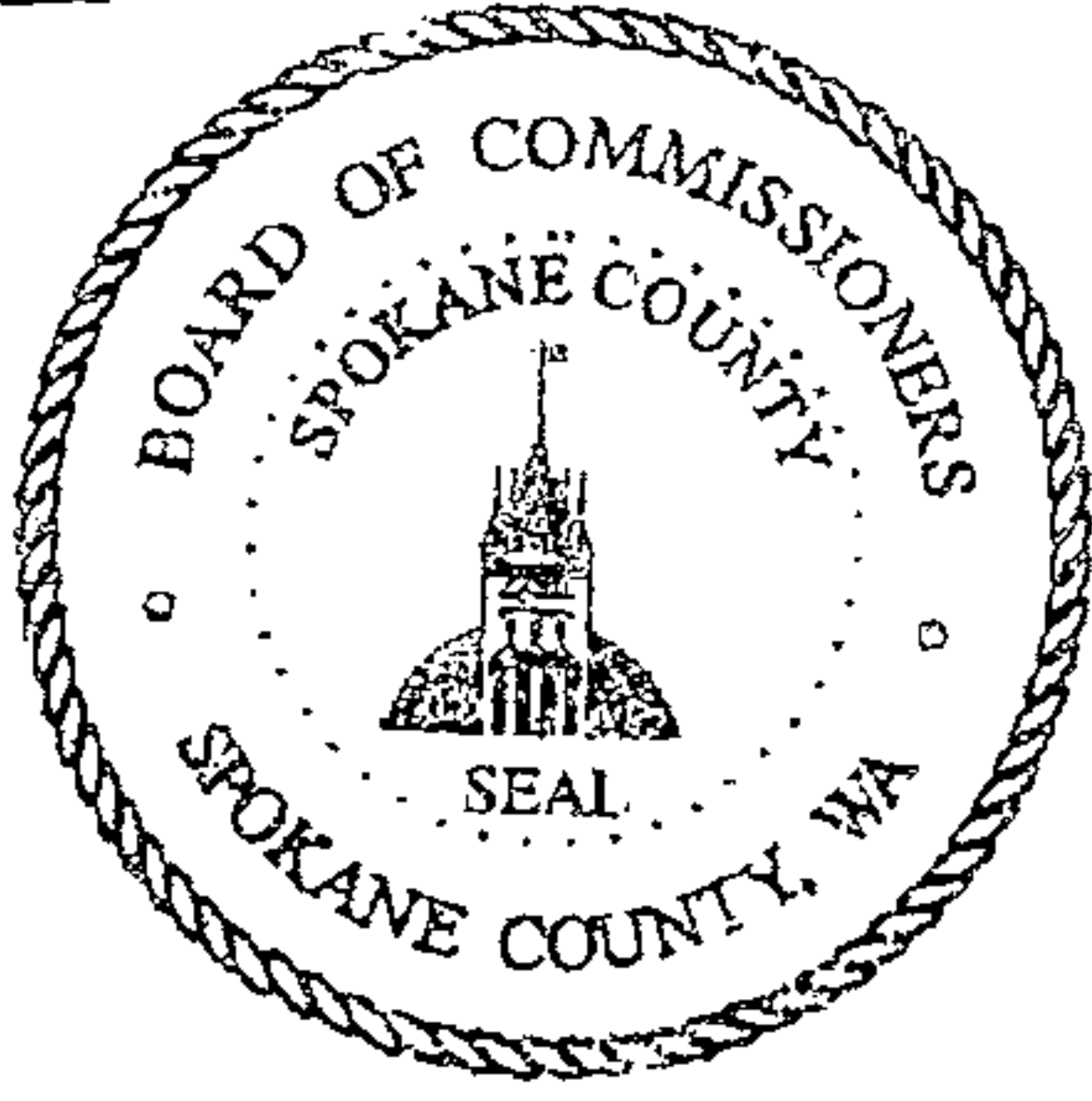
WHEREAS, certain incorporated cities and towns of Spokane County are eligible for and desire to participate in the County Consortium for the purpose of applying for Community Development Block Grant and HOME Affordable Housing Program funding from Spokane County; and

WHEREAS, in accordance with the U.S. Department of Housing and Urban Development (HUD) regulations, in order to permit the population of the participating cities and towns to be counted as part of the population of Spokane County for the purpose of determining entitlement eligibility status and funding levels, Spokane County and the cities and towns must enter into cooperation agreements; and

NOW, THEREFORE, BE IT HEREBY RESOLVED, by the Board of County Commissioners of Spokane County that the agreements of cooperation with the incorporated cities and towns of Airway Heights, Cheney, Deer Park, Fairfield, Latah, Liberty Lake, Medical Lake, Millwood, Rockford, Spangle, Spokane Valley and Waverly for inclusion in Spokane County's CDBG Entitlement Program, in accordance with the U.S. Department of Housing and Urban Development requirements, as stated in HUD's CPD Notice 08-04, issued on May 2, 2008, are approved and that the Chair of the Board of County Commissioners or a majority of the Board are the official representatives of Spokane County are authorized to approve the agreements of cooperation..

8 0597

ADOPTED by the Board of County Commissioners of Spokane County, Washington this 17th day of June, 2008.



Bonnie Mager
Bonnie Mager, Chair

Todd Mielke
Todd Mielke, Vice-Chair

Mark Richard
Mark Richard, Commissioner

ATTEST:

BY: Daniela Erickson
Daniela Erickson
Clerk of the Board