

**RESOLUTION NO. 1601**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FIFE,  
PIERCE COUNTY, WASHINGTON AUTHORIZING THE CITY  
MANAGER TO EXECUTE AN AMENDMENT TO THE  
COOPERATION AGREEMENT FOR URBAN COUNTY  
COMMUNITY DEVELOPMENT PROGRAM FUNDS**

WHEREAS, the City of Fife, is a member city of a consortium with Pierce County and other cities and towns in accordance with a Cooperation Agreement for Urban County Community Development Funds dated June 9, 1999 (the "Agreement"); and

WHEREAS, the Agreement provides for a joint community development program utilizing certain HUD grant funding; and

WHEREAS, the three grants are the Community Development Block Grant (CDBG), the Emergency Solutions Grant (ESG), and the HOME Investment Partnership Act (HOME); and

WHEREAS, each of the three grants is intended to meet the needs of low-and moderate income families and communities; and

WHEREAS, the City of Fife regularly applies for Community Development Block Grant (CDBG) funds available through the Urban County Community Development Program; and

WHEREAS, in order to conform with new federal legislation, it is necessary to update the Agreement to among other things, reflect current funding sources and excluded cities; and

WHEREAS, the City Council deems it in the City's interest to continue its participation in the consortium and to execute the amendment to the Agreement; now, therefore

IT IS HEREBY RESOLVED that the Fife City Council hereby authorizes the City Manager to execute on behalf of the City, the Pierce County Community Connections Cooperation Agreement for Urban county Community Development Program Funds Amendment attached hereto as Exhibit A.

ADOPTED by the City Council at an open public meeting held on the 24<sup>th</sup> day of June, 2014.

  
\_\_\_\_\_  
Tim Curtis, Mayor

Attest:

  
\_\_\_\_\_  
Carol Etgen, City Clerk

**PIERCE COUNTY COMMUNITY CONNECTIONS  
COOPERATION AGREEMENT FOR  
URBAN COUNTY COMMUNITY DEVELOPMENT PROGRAM FUNDS  
AMENDMENT**

Amendment No. 1

The Agreement between the Pierce County Community Connections Department, Community Development Division, (hereinafter, the "County") and **City of Fife**, (hereinafter, the "City") dated June 9, 1999 is amended as follows:

Except those provisions inclusive to this amendment, all other terms and conditions of the above referenced Agreement remain in effect.

First paragraph **delete** program title Emergency Shelter Grant (ESG) and **replace** with the program title Emergency Solutions Grant (ESG) as referenced in the original Agreement.

Second paragraph, **delete and replace** with this amendment:

WHEREAS, the amount of the federal grant funds to which the County Consortium may be entitled under the said Acts is, in part, dependent upon the characteristics of the County's unincorporated area population together with the resident population of cooperating cities and towns, exclusive of the Cities of Tacoma, Lakewood, and other eligible general local governments, which hereafter may become entitlement communities, as defined by the Department of Housing and Urban Development (HUD); and

Paragraph 5, **delete and replace** with this amendment:

5. All actions necessary to ensure compliance with Federal regulations and requirements shall be taken with regard to; Section 104 (b) of Title I of the Housing and Community Development Act of 1974 (as amended); Title IV 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 (as amended), which incorporates Section 504 of the Rehabilitation Act of 1973 and the Age Discrimination Act of 1975, and all other applicable laws. Further, funds will not be made available for activities in or in support of any cooperating unit of general government that does not affirmatively further fair housing within its own jurisdiction or impedes the County's actions to comply with its fair housing certification.

**Correct** the numbering for paragraph 11. The City to paragraph 12. The City with this amendment:

Paragraph 12. The City **add** new section with this amendment:

- c. May not participate in an ESG program except through the Urban County.

**Add** Paragraph 13 with this amendment:

13. The City may not sell, trade, or otherwise transfer all or any portion of such funds to another such metropolitan city, urban county, unit of general local government, or Indian tribe, or insular area that directly or indirectly receives CDBG funds in exchange for any other funds, credits, or non-Federal considerations, but must use such funds for activities eligible under Title I of the Act as required per the Transportation, Housing and Urban Development and Related Agencies Appropriations Act, 2014.

**Pierce County  
Amendment Signature Page**

IN WITNESS WHEREOF, the parties have executed this Amendment on the days indicated below:

<b>City of Fife:</b>		<b>PIERCE COUNTY:</b>	
Signature	Date	County Executive	Date
		<i>M. Peter Phully</i>	5/9/2014
Print Signer's Name and Title		Deputy Prosecuting Attorney (As to form Only)	Date
<u>Mailing Address:</u>		ATTEST:	
5411 23rd St E		The terms and provision of this Agreement are fully	
Fife, WA 98424		authorized under state and local law and the	
Attested By:		Agreement provides full legal authority for the County	
		to undertake or assist in undertaking essential	
		community development and housing assistance	
		activities, specifically urban renewal and publicly	
		assisted housing in the city.	
		<i>M. Peter Phully</i>	5/9/2014
		Deputy Prosecuting Attorney (As to form Only)	Date
Signature	Date		
Print Signer's Name and Title			