

**COMMUNITY DEVELOPMENT BLOCK GRANT PROJECT
INTERGOVERNMENTAL AGREEMENT**

THIS AGREEMENT entered into this _____ day of _____ 2023, by and among the following:

1. La Plata County Board of County Commissioners
2. Archuleta County Board of County Commissioners
3. Dolores County Board of County Commissioners
4. Montezuma County Board of County Commissioners
5. San Juan County Board of County Commissioners

WITNESSETH:

WHEREAS, the parties to this Agreement have the authority pursuant to Article XIV, Section 18 of the Colorado Constitution and Section 29-1-201, et. seq., Colorado Revised Statutes, to enter into intergovernmental agreements for the purpose of providing any service or performing any function which they can perform individually; and

WHEREAS, the parties to this Agreement desire to cooperate in developing and carrying out a Community Development Block Grant (CDBG) project; the purpose of which is to establish a low interest business revolving loan fund program.

NOW, THEREFORE, the parties hereby mutually agree as follows:

1. Designation of Lead Party - La Plata County shall act as the lead party in developing and carrying out said proposed CDBG project.
2. Responsibilities of Lead Party - In its capacity as lead party, La Plata County shall be the lead jurisdiction in making an application to the Office of Economic Development & International Trade for CDBG funds and shall be the grantee of the State for such funds, if awarded. As the grantee of the State, it shall be responsible for assurance of compliance with the requirements of the CDBG program contained in the Applicant Statement of Assurances and Certifications, and in the grant contract with the State, except those specified in paragraph 3 hereinafter. Notwithstanding the above, the parties agree that any and all liability arising out of the program shall be the joint and several responsibilities of the parties hereto.
3. Responsibilities of All Parties - Each party to this Agreement shall be individually responsible for compliance with the following requirements of the CDBG program:
 - a) adopting a required Citizen Participation Plan and providing to its citizens information and opportunities to comment as required by the State in developing an application and substantially changing project activities; and

- b) identifying its community development and housing needs, including the needs of low- and moderate-income persons, and the activities to be undertaken to meet such needs; and
- c) adopting a required Anti-displacement and Relocation Assistance Plan which calls for replacement of demolished or converted low/moderate income housing units and provision of necessary relocation assistance; and
- d) taking actions to affirmatively further fair housing.

Furthermore, each party shall provide documentation to La Plata County demonstrating its compliance with the requirements specified in paragraph 3 and La Plata County shall retain such documentation and other required records and documents for the period specified by the State.

- 4. Contracting - The parties agree to contract with Region 9 Economic Development District of Southwest Colorado, Inc. or, with other eligible individuals or entities to carry out all or any portion of the responsibility assumed by La Plata County under this Agreement and its grant contract with the State.
- 5. Term of Agreement - This Agreement shall remain in full force and effect for so long as the parties to this Agreement carry out CDBG project grant No. _____. Any party to this Agreement may, however, terminate its participation in this Agreement six months after providing written notice of such termination to the other parties of this Agreement. This Agreement may be terminated at any time by agreement of all parties to this Agreement unless a grant contract is then in effect with the State. In such a case, termination and arrangements for completing the project shall be as approved by the State of Colorado.
- 6. Modification and Changes - The terms of this Agreement may be modified at any time by mutual written Agreement of all parties to this Agreement.
- 7. Limitations on Residential Anti-displacement and Relocation Assistance Plan - The lead party and any party contracting for performance of any responsibilities of the lead party, including Region 9 Economic Development District of Southwest Colorado District of Southwest Colorado, Inc., shall take no action, including pursuing grants, which could trigger obligations of individual parties to this IGA under Anti-displacement and Relocation Plans without consulting with and receiving express consent from the party potentially obligated.

IN WITNESS WHEREOF, the Parties hereto have executed this Agreement the day and year first above written.

AGREED:

(SEAL)

**BOARD OF COUNTY COMMISSIONERS
LA PLATA COUNTY, COLORADO**

Deputy Clerk to the Board

Marsha Porter-Norton, Chairperson

(SEAL)

**BOARD OF COUNTY COMMISSIONERS
ARCHULETA COUNTY, COLORADO**

Deputy Clerk to the Board

Ronnie Maez, Chairperson

(SEAL)

**BOARD OF COUNTY COMMISSIONERS
MONTEZUMA COUNTY, COLORADO**

Deputy Clerk to the Board

Jim Candelaria, Chairperson

(SEAL)

**BOARD OF COUNTY COMMISSIONERS
SAN JUAN COUNTY, COLORADO**

Deputy Clerk to the Board

Austin Lashley, Chairperson

(SEAL)

**BOARD OF COUNTY COMMISSIONERS
DOLORES COUNTY, COLORADO**

Deputy Clerk to the Board

Steve Garchar, Chairperson

Distribution:

BOCC of La Plata County
BOCC of Dolores County
BOCC of Archuleta County
BOCC of Montezuma County

BOCC of San Juan County
Region 9 EDD
La Plata County Attorney