

**TOWN OF ERIE  
RESOLUTION NO. \_\_\_\_-2019**

**A RESOLUTION OF THE BOARD OF TRUSTEES OF THE TOWN OF  
ERIE AUTHORIZING AND APPROVING PARTICIPATION IN THE  
METRO MORTGAGE ASSISTANCE PLUS PROGRAM AND  
APPROVING THE ASSOCIATED PARTICIPATION AGREEMENT**

**WHEREAS**, the State of Colorado (the "State") Constitution Article XIV, Section 18(2)(a) provides that nothing in the Constitution shall prohibit any of the State's political subdivisions from cooperating with one another to provide any service lawfully authorized to each of the cooperating units;

**WHEREAS**, the City and County of Denver, Colorado ("Denver") is authorized pursuant to its Home Rule Charter to promote the financing of mortgage loans for low- and moderate-income persons or families intended for use as the sole place of residence by the owners or intended occupants thereof;

**WHEREAS**, Denver sponsors the Metro Mortgage Assistance Plus Program to provide competitive mortgage loans, coupled with down payment and closing cost assistance in connection with financing mortgage loans for low- and moderate-income persons or families intended for use as the sole place of residence by the owners or intended occupants thereof (the "Program");

**WHEREAS**, Denver has invited the Town to participate in the Program;

**WHEREAS**, the Town has the full legal authority to participate in the Program pursuant to the powers granted to it under C.R.S. § 29-1-203, as amended, and C.R.S. § 31-15-101, *et seq.*, as amended (collectively the "Act"); and

**WHEREAS**, the Town desires to delegate to Denver the authority of the Town to take action and exercise power under the Act on behalf of the Town with respect to the Program within the Town's boundaries.

**NOW BE IT RESOLVED BY THE BOARD OF TRUSTEES OF THE TOWN OF ERIE, COLORADO, THAT:**

**Section 1.** The Board of Trustees hereby authorizes and approves the Town's participation in the Program, and the Town hereby delegates to Denver the authority of the Town to take action and exercise power under the Act on behalf of the Town with respect to the Program, as set forth in the Agreement approved in Section 2 hereof.

**Section 2.** The Delegation and Participation Agreement is hereby approved in substantially the form attached hereto, subject to final approval by the Town Attorney. Upon such approval, the Mayor is authorized to execute the Agreement and such other agreements and certificates, and to take such other actions as may be necessary or convenient to carry out and give effect to the Town's participation in the Program.

**ADOPTED** this \_\_\_\_ day of \_\_\_\_\_, **2019**.

\_\_\_\_\_  
Jennifer Carroll, Mayor

**ATTEST:**

\_\_\_\_\_  
Jessica Koenig, Town Clerk