

# COTTONWOOD HEIGHTS

## RESOLUTION No. 2020-03

### A RESOLUTION APPROVING AN INTERLOCAL AGREEMENT WITH SALT LAKE COUNTY FOR CORRIDOR PRESERVATION FUNDING (REECE REALTY--2300 EAST / BENGAL BLVD. INTERSECTION)

**WHEREAS**, UTAH CODE ANN. §11-13-101, *et seq.* (the “*Interlocal Cooperation Act*”) provides that any two or more public agencies may enter into agreements with one another for joint or cooperative action following the adoption of an appropriate resolution by the governing body of each participating public agency; and

**WHEREAS**, the city of Cottonwood Heights (the “*City*”) and Salt Lake County (the “*County*”) are public agencies for purposes of the Interlocal Cooperation Act; and

**WHEREAS**, UTAH CODE ANN. §72-2-117.5 authorizes the transfer of funds from the Utah Department of Transportation to local counties for disbursement to various cities and governmental entities for expenditure for corridor preservation purposes as recommended and endorsed by a council of governments (“*COG*”); and

**WHEREAS**, the Salt Lake County COG has requested that the County disburse to the City approximately \$365,000 (the “*Funds*”) of the corridor preservation funds administered by the County for the City’s acquisition of real property (the “*Property*”) needed for a COG-approved transportation project located at approximately 2318 Bengal Blvd. in the City; and

**WHEREAS**, pursuant to the authority granted in the Interlocal Cooperation Act, the City and the County desire to enter into an interlocal agreement (the “*Agreement*”) whereunder the Funds will be disbursed by the County to the City, for expenditure by the City to acquire the Property for corridor preservation purposes; and

**WHEREAS**, the city council (the “*Council*”) of the City met in regular session on 4 February 2020 to consider, among other things, approving the City’s entry into the Agreement; and

**WHEREAS**, the Council has reviewed the form of the Agreement, a photocopy of which is annexed hereto; and

**WHEREAS**, the city attorney of the City has approved the form of the Agreement as required by UTAH CODE ANN. §11-13-202.5(3); and

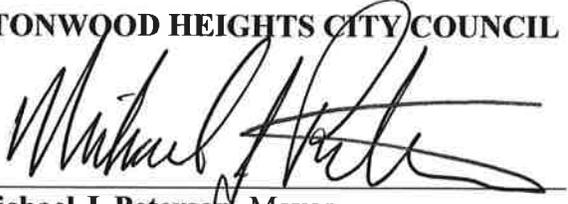
**WHEREAS**, after careful consideration, the Council has determined that it is in the best interests of the health, safety and welfare of the City’s residents to approve the City’s entry into the Agreement as proposed in order to make efficient use of the City’s resources;

**NOW, THEREFORE, BE IT RESOLVED** by the city council of Cottonwood Heights that the attached Agreement with the County is hereby approved, and that the City’s mayor and recorder are authorized and directed to execute and deliver the Agreement on behalf of the City.

This Resolution, assigned no. 2020-03, shall take effect immediately upon passage.

**PASSED AND APPROVED** this 4<sup>th</sup> day of February 2020.

**COTTONWOOD HEIGHTS CITY COUNCIL**

By:   
Michael J. Peterson, Mayor

**ATTEST:**

  
Paula Melgar, Recorder



**VOTING:**

Michael J. Peterson	Yea <input checked="" type="checkbox"/>	Nay <input type="checkbox"/>
Douglas Petersen	Yea <input type="checkbox"/>	Nay <input type="checkbox"/>
J. Scott Bracken	Yea <input checked="" type="checkbox"/>	Nay <input type="checkbox"/>
Tali C. Bruce	Yea <input checked="" type="checkbox"/>	Nay <input type="checkbox"/>
Christine Watson Mikell	Yea <input checked="" type="checkbox"/>	Nay <input type="checkbox"/>

**DEPOSITED** in the office of the City Recorder this 4<sup>th</sup> day of February 2020.

**RECORDED** this 5 day of February 2020.