

COTTONWOOD HEIGHTS

RESOLUTION NO. 2020-16

A RESOLUTION APPROVING ENTRY INTO AMENDMENT NO. 1 TO AN INTERLOCAL AGREEMENT WITH THE STATE OF UTAH FOR TRAIL IMPROVEMENTS (EAST JORDAN CANAL TRAIL)

WHEREAS, the Interlocal Cooperation Act, UTAH CODE ANN. §11-13-101 *et seq.*, 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, effective 14 June 2018, the city of Cottonwood Heights (the “City”) and the Governor’s Office of Economic Development of the State of Utah (the “State”) entered into an agreement (the “Agreement”) whereunder, *inter alia*, the State agreed to provide \$100,0000 in funding (on a 50/50 matching basis) for improvements to the proposed “East Jordan Canal Trail” in the City, if those funds were expended for qualifying purposes by 14 June 2020 (the “Termination Date”); and

WHEREAS, due to the impacts of the current COVID-19 pandemic, the parties desire to extend the Termination Date and have negotiated a proposed amendment (the “First Amendment”) to the Agreement modifying the Termination Date from 14 June 2020 to 22 November 2020; and

WHEREAS, the City’s city council (the “Council”) met in regular session on 28 April 2020 to consider, among other things, ratifying the Agreement and approving the City’s entry into the First Amendment; and

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

WHEREAS, the city attorney of the City has approved the form of the First Amendment as and if 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 First Amendment as proposed in order to benefit the public and make efficient use of the City’s resources;

NOW, THEREFORE, BE IT RESOLVED by the city council of Cottonwood Heights that the Council hereby (a) ratifies and affirms the Agreement, and (b) approves the City’s entry into the First Amendment and authorizes and directs the City’s mayor and recorder to execute and deliver the First Amendment on behalf of the City.

This Resolution, assigned no. 2020-16, shall take effect immediately upon passage.

PASSED AND APPROVED this 28th day of April 2020.

COTTONWOOD HEIGHTS CITY COUNCIL



By

Michael J. Peterson

Michael J. Peterson, Mayor

ATTEST:

Paula Melgar
~~Paula Melgar, Recorder~~

Hattha Smead, Deputy Recorder

VOTING:

Michael J. Peterson	Yea <input checked="" type="checkbox"/>	Nay <input type="checkbox"/>
Douglas Petersen	Yea <input checked="" 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 28th day of April 2020.

RECORDED this 29 day of April 2020.