

COTTONWOOD HEIGHTS

RESOLUTION NO. 2015-79

A RESOLUTION ACCEPTING
A REQUEST FOR INDEMNIFICATION

WHEREAS, April Ensign, the victim advocate of the city of Cottonwood Heights (the "City"), has been or may be served (in her individual and official capacity) as a defendant in an action styled *Darrell Bloomquist vs. State of Utah* filed as case no. 150908030CR, and/or in an action styled *Darrell Bloomquist vs. Victim Advocate of Utah; State of Utah* filed as case no. 150908__ CR, in the Third District Court of Salt Lake County, Utah, and which actions have been or hereafter may be removed to the United States District Court for the District of Utah (the "Lawsuits"); and

WHEREAS, Ms. Ensign may file, or has filed, a request for indemnification (the "Request") with the City as required by UTAH CODE ANN. §63G-7-902, a portion of the Governmental Immunity Act of Utah (the "Act"); and

WHEREAS, the city council (the "Council") of the City met in regular session on 15 December 2015 to consider, among other things, granting the Request; and

WHEREAS, after careful consideration, the Council has determined that it is in the best interests of the health, safety and welfare of the citizens of the City to grant the Request and, by so doing, to agree to defend and indemnify Ms. Ensign for all judgments, compromise or settlement of claim based on the her acts or conduct specified in the Lawsuits, on the terms and conditions of the Act;

NOW, THEREFORE, BE IT RESOLVED by the Cottonwood Heights city council that the City hereby grants the Request and hereby agrees to defend and indemnify Ms. Ensign for all judgments, compromise or settlement of claim based on acts or conduct of Ms. Ensign specified in the Lawsuits, on the terms and conditions of the Act, conditioned only on such indemnitee's submission of a written request for indemnification before or after the effective date of this Resolution.

This Resolution, assigned no. 2015-79, shall take effect immediately upon passage.

PASSED AND APPROVED effective 15 December 2015.



ATTEST:
By Linda W. Dunlavy, Recorder

COTTONWOOD HEIGHTS CITY COUNCIL
By Kelvyn H. Cullimore, Jr., Mayor

VOTING:

Kelvyn H. Cullimore, Jr.	Yea <input checked="" type="checkbox"/>	Nay <input type="checkbox"/>
Michael L. Shelton	Yea <input checked="" type="checkbox"/>	Nay <input type="checkbox"/>
J. Scott Bracken	Yea <input checked="" type="checkbox"/>	Nay <input type="checkbox"/>
Michael. J. Peterson	Yea <input checked="" type="checkbox"/>	Nay <input type="checkbox"/>
Tee W. Tyler	Yea <input checked="" type="checkbox"/>	Nay <input type="checkbox"/>

DEPOSITED in the office of the City Recorder this 15th day of December 2015.

RECORDED this 15 day of December 2015.