

# COTTONWOOD HEIGHTS

## RESOLUTION No. 2017-46

### A RESOLUTION APPROVING ENTRY INTO AN INTERLOCAL AGREEMENT WITH UTAH DIVISION OF FORESTRY, FIRE AND STATE LANDS FOR PARTICIPATION IN THE WILDLAND FIRE PROGRAM

**WHEREAS**, the Interlocal Cooperation Act, 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 Utah Division of Forestry, Fire and State Lands (the “*Division*”) and the city of Cottonwood Heights (“*City*”) are public agencies for purposes of the Interlocal Cooperation Act; and

**WHEREAS**, pursuant to UTAH CODE ANN. 65A-8-203 (2017), each county, municipality or other eligible entity is required to enter into an agreement with the Division to cooperatively discharge their joint responsibilities for protecting non-federal land from wildland fire; and

**WHEREAS**, the Division has submitted for City's approval a proposed interlocal agreement (the “*Agreement*”) between City and the Division whereunder the parties will cooperatively discharge such responsibilities through participation in the Division’s “Wildland Fire Program” as described in the Agreement; and

**WHEREAS**, the City’s municipal council (the “*Council*”) met in regular session on 27 June 2017 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 citizens of the City to approve the City’s entry into the Agreement as proposed;

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

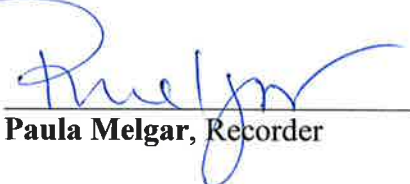
This Resolution, assigned no. 2017-46, shall take effect immediately upon passage.

**PASSED AND APPROVED** this 27<sup>th</sup> day of June 2017.

**COTTONWOOD HEIGHTS CITY COUNCIL**

By   
**Kelvyn H. Cullimore, Jr., Mayor**

**ATTEST:**

  
**Paula Melgar, Recorder**



**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 27<sup>th</sup> day of June 2017.

**RECORDED** this <sup>27</sup> day of June 2017.