

# COTTONWOOD HEIGHTS

## RESOLUTION No. 2017-49

### A RESOLUTION APPROVING ENTRY INTO AN INTERLOCAL AGREEMENT WITH SALT LAKE COUNTY TRANSFERRING UP TO \$250,000 IN TRANSPORTATION FUNDS

**WHEREAS**, the Interlocal Cooperation Act, UTAH CODE ANN. §11-13-101 *et. seq.* (the “*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**, Salt Lake County (the “*County*”) and the city of Cottonwood Heights (the “*City*”) are public agencies for purposes of the Act; and

**WHEREAS**, UTAH CODE ANN. 72-2-121 provides for the transfer of certain funds from the state's "County of the First Class Highway Projects Fund" to the legislative body of the County to be used for certain transportation projects (“*County Transportation Funds*”); and

**WHEREAS**, the County desires to use County Transportation Funds to further regional transportation by financing all or a portion of the costs of highway construction, reconstruction, or maintenance projects throughout the County in accordance with UTAH CODE ANN. 72-2-121 and all other applicable federal, state and local laws, rules and regulations; and

**WHEREAS**, the City desires to be granted by the County a portion of the County Transportation Funds to defray the cost of the City’s qualifying highway projects; and

**WHEREAS**, the City and the County desire to enter into an interlocal agreement (the “*Agreement*”) providing for the transfer of up to \$250,000 of County Transportation Funds to the City to reimburse the City for certain costs that are consistent with the allowable uses for County Transportation Funds as described in UTAH CODE ANN. 72-2-121;

**WHEREAS**, the City’s municipal council (the “*Council*”) met in regular session on 11 July 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**, 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. 2017-49, shall take effect immediately upon passage.

**PASSED AND APPROVED** this 11<sup>th</sup> day of July 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 11<sup>th</sup> day of July 2017.

**RECORDED** this 11 day of July 2017.