

COTTONWOOD HEIGHTS

RESOLUTION No. 2018-34

A RESOLUTION APPROVING AN INTERLOCAL AGREEMENT WITH SALT LAKE COUNTY FOR TRCC FUNDING (BUTLER MIDDLE SCHOOL AUDITORIUM LIGHTING)

WHEREAS, Salt Lake County (the “*County*”) receives funds (“*TRCC Funds*”) pursuant to the Tourism, Recreation, Cultural, Convention, and Airport Facilities Tax Act, UTAH CODE ANN. §§ 59-12-601 *et seq.* (the “*TRCC Act*”); and

WHEREAS, the TRCC Act provides that TRCC Funds may be used, among other things, for the development, operation, and maintenance of publicly owned or operated cultural facilities; and

WHEREAS, the city of Cottonwood Heights (the “*City*”) has applied for and requested TRCC Funds from the County to improve and enhance the lighting in the auditorium of Butler Middle School (the “*Auditorium*”), which is co-sponsored by the City to provide a forum for plays and other events staged by the City’s arts council; and

WHEREAS, the County appropriated TRCC Funds for such purpose as part of its 2018 budget; and

WHEREAS, the City and the County are “public agencies” for purposes of the Utah Interlocal Cooperation Act, UTAH CODE ANN. §§ 11-13-101 *et seq.* (the “*Cooperation Act*”), and are authorized by the Cooperation Act to act jointly and cooperatively on the basis of mutual advantage in order to provide facilities in a manner that will accord best with geographic, economic, population and other factors influencing the needs and development of local communities; and

WHEREAS, the Cooperation Act also authorizes a public agency to share its tax and other revenues with other public agencies; and

WHEREAS, for that purpose, the County and the City desire to enter into the agreement that is attached as an exhibit hereto (the “*Agreement*”) for the purpose of effecting the grant of \$33,060 in TRCC Funds to the City for use in upgrading the Auditorium’s lighting on the terms and conditions specified in the Agreement; and

WHEREAS, the City’s city council (the “*Council*”) met in regular session on 19 June 2018 to consider, among other things, approving the City’s entry into the Agreement; and

WHEREAS, the Council has reviewed the form of the Agreement and, after careful consideration, 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;

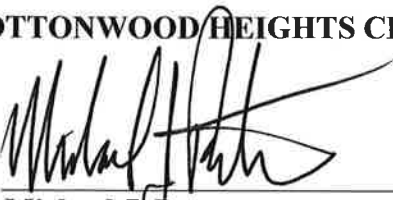
NOW, THEREFORE, BE IT RESOLVED by the city council of Cottonwood Heights that the Agreement is hereby approved, and that the City's mayor and recorder are authorized and directed to execute and deliver the Agreement on behalf of the City; and be it

FURTHER RESOLVED that any tangible lighting equipment acquired with the proceeds of such grant of TRCC Funds may not be removed from the Auditorium without the prior consent of both the City and the County except to the extent that such equipment is worn out, broken and cannot reasonably be repaired, or otherwise has served its purpose for its anticipated useful life.

This Resolution, assigned no. 2018-34, shall take effect immediately upon passage.

PASSED AND APPROVED this 19th day of June 2018.

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"/>
Michael L. Shelton	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 19th day of June 2018.

RECORDED this 19 day of June 2018.