

# COTTONWOOD HEIGHTS

## RESOLUTION No. 2018-48

### A RESOLUTION APPROVING AN INTERLOCAL AGREEMENT WITH SALT LAKE COUNTY FOR CORRIDOR PRESERVATION FUNDING (FORT UNION BLVD. / HIGHLAND DRIVE INTERSECTION)

**WHEREAS**, 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 city of Cottonwood Heights (the “*City*”) and Salt Lake County (the “*County*”) are public agencies for purposes of the Interlocal Cooperation Act; and

**WHEREAS**, UTAH CODE ANN. §72-2-117.5 authorizes the transfer of funds from the Utah Department of Transportation to local counties for disbursement to various cities and governmental entities for expenditure for corridor preservation purposes; and

**WHEREAS**, the County desires to distribute \$149,394 (the “*Funds*”) to the City for the acquisition of a right of way (the “*Property*”) at the intersection of Ft. Union Blvd. and Highland Drive in the City; and

**WHEREAS**, pursuant to the authority granted in the Interlocal Cooperation Act, the City and the County desire to enter into an interlocal agreement (the “*Agreement*”) whereunder the Funds will be disbursed by the County to the City, for expenditure by the City to acquire the Property for corridor preservation purposes; and

**WHEREAS**, the city council (the “*Council*”) of the City met in regular session on 31 July 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, 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 City’s residents to approve the City’s entry into the Agreement as proposed in order to make efficient use of the City’s resources;

**NOW, THEREFORE, BE IT RESOLVED** by the city council of Cottonwood Heights that the attached Agreement with the County 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.

This Resolution, assigned no. 2018-48, shall take effect immediately upon passage.

**PASSED AND APPROVED** this 31<sup>st</sup> day of July 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 31<sup>st</sup> day of July 2018.

**RECORDED** this 31 day of July 2018.