

COTTONWOOD HEIGHTS

RESOLUTION No. 2019-04

A RESOLUTION APPROVING ENTRY INTO AMENDMENT NO. 2 TO AN INTERLOCAL AGREEMENT WITH SALT LAKE COUNTY FOR TRAILHEAD IMPROVEMENTS

WHEREAS, the Interlocal Cooperation Act, UTAH CODE ANN. §11-13-101 *et seq.*, 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, effective 12 August 2008, the city of Cottonwood Heights (the “City”) and Salt Lake County (the “County”) entered into an interlocal agreement (the “Agreement”) whereunder, *inter alia*, the County agreed to purchase certain realty (the “Property”) located within City’s boundaries for public open space and trailhead purposes, and the City agreed to construct certain improvements (the “Improvements”) on the Property by 12 August 2012; and

WHEREAS, effective 2 January 2013 the parties entered into an amendment (the “First Amendment”) to the Agreement extending the deadline for the City’s construction of the Improvements to 31 December 2018; and

WHEREAS, the city council (the “Council”) of the City met in regular session on 22 January 2019 to consider, among other things, approving the City’s entry into a second amendment (the “Second Amendment”) to the Agreement further extending the deadline for the City’s construction of the Improvements to 31 December 2021; and

WHEREAS, the Council has reviewed the form of the Second Amendment, a photocopy of which is annexed hereto; and

WHEREAS, the city attorney of the City has approved the form of the Second Amendment 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 Second Amendment 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 Second Amendment with the County is hereby approved, and that the City’s mayor and recorder are authorized and directed to execute and deliver the Second Amendment on behalf of the City.

This Resolution, assigned no. 2019-04, shall take effect immediately upon passage.

PASSED AND APPROVED this 22nd day of January 2019.

COTTONWOOD HEIGHTS CITY COUNCIL

Michael J. Peterson

Michael J. Peterson, Mayor



ATTEST:

Paula Melgar

Paula Melgar, Recorder

VOTING:

Michael J. Peterson	Yea <input checked="" type="checkbox"/>	Nay <input type="checkbox"/>
Michael L. Shelton	Yea <input type="checkbox"/>	Nay <input checked="" type="checkbox"/>
J. Scott Bracken	Yea <input checked="" type="checkbox"/>	Nay <input type="checkbox"/>
Tali C. Bruce	Yea <input type="checkbox"/>	Nay <input checked="" type="checkbox"/>
Christine Watson Mikell	Yea <input checked="" type="checkbox"/>	Nay <input type="checkbox"/>

DEPOSITED in the office of the City Recorder this 22nd day of January 2019.

RECORDED this 22 day of January 2019.