

COTTONWOOD HEIGHTS

RESOLUTION No. 2022-34

A RESOLUTION APPROVING THE THIRD AMENDMENT TO AN INDEPENDENT CONTRACTOR AGREEMENT WITH EVVIVA ENTERPRISES, INC.

WHEREAS, the city council (the "Council") of the city of Cottonwood Heights (the "City") met in regular session on 5 July 2022 to consider, among other things, approving the third amendment (the "Amendment") to an independent contractor agreement (as previously amended) between the City and Evviva Enterprises, Inc. d/b/a Capitol Hill Advisors ("Contractor") whereunder Contractor provides governmental relations, lobbyist and related services to the City; and

WHEREAS, the Council has reviewed the form of the Amendment, 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 Amendment as proposed;

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

This Resolution, assigned no. 2022-34, shall take effect immediately upon passage.

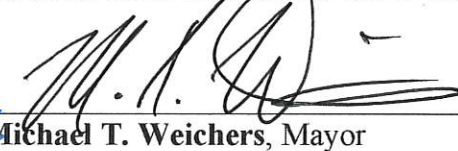
PASSED AND APPROVED effective 5 July 2022.

ATTEST:

COTTONWOOD HEIGHTS CITY COUNCIL

By: 
Paula Melgar, Recorder



By: 
Michael T. Weichers, Mayor

VOTING:

Michael T. Weichers	Yea <input checked="" type="checkbox"/>	Nay <input type="checkbox"/>
Douglas Petersen	Yea <input checked="" type="checkbox"/>	Nay <input type="checkbox"/>
J. Scott Bracken	Yea <input checked="" type="checkbox"/>	Nay <input type="checkbox"/>
Shawn E. Newell	Yea <input checked="" type="checkbox"/>	Nay <input type="checkbox"/>
Ellen Birrell	Yea <input checked="" type="checkbox"/>	Nay <input type="checkbox"/>

DEPOSITED in the office of the City Recorder this 5th day of July 2022.

RECORDED this 6th day of July 2022.

Third Amendment to Independent Contractor Agreement (Governmental Affairs Consulting/Lobbying)

THIS THIRD AMENDMENT TO INDEPENDENT CONTRACTOR AGREEMENT (this "*Amendment*") is made effective 1 July 2022 by **COTTONWOOD HEIGHTS**, a Utah municipality whose address is 2277 East Bengal Blvd., Cottonwood Heights, UT 84121 ("*City*"), and **EVVIVA ENTERPRISES, INC. d/b/a CAPITOL HILL ADVISORS**, whose address is 2217 East Cottonwood Cove Lane, Cottonwood Heights, UT 84121 ("*Contractor*").

RECITALS:

A. Effective (1) 1 July 2017 the parties entered into an "Independent Contractor Agreement" whereunder Contractor agreed to provide certain lobbying and governmental affairs consulting services to City and City agreed to compensate Contractor for such services, and (2) 9 October 2018 and 30 June 2020 the parties entered into amendments to that agreement. That agreement, as heretofore amended, is referred to herein as the "*Agreement*."

B. The parties now desire to amend the Agreement as provided in this Amendment.

AGREEMENT:

NOW, THEREFORE, in consideration of the premises, the mutual covenants and undertakings hereinafter set forth, and for other good and valuable consideration, the receipt and legal sufficiency of which is hereby acknowledged, the parties agree as follows:

1. **Extension of Term**. The expiration of Contractor's term of engagement under the Agreement is hereby extended from 30 June 2022 to 30 June 2024, and Section 4 of the Agreement is hereby amended accordingly.

2. **No Other Modifications**. Except as specifically modified in this Amendment, the Agreement is unmodified and in full force and effect between the parties.


CITY:

ATTEST:

By: 
Paula Melgar, Recorder



COTTONWOOD HEIGHTS, a Utah municipality

By: 
Michael T. Weichers, Mayor

CONTRACTOR:

EVVIVA ENTERPRISES, INC. d/b/a CAPITOL HILL ADVISORS, a Utah corporation

Brian R. Allen, President