

Resolution No. 17-21c

A RESOLUTION OF THE SANDY CITY COUNCIL APPROVING AN INTERLOCAL AGREEMENT WITH THE CENTRAL WASATCH COMMISSION TO TRANSFER THE RIGHTS, OBLIGATIONS, AND FUNDS HELD BY THE MOUNTAIN ACCORD TO THE CENTRAL WASATCH COMMISSION.

WHEREAS pursuant to the provisions of the Interlocal Cooperation Act, Title 11, Chapter 13, Utah Code Annotated 1953, as amended (the “Interlocal Act”), public agencies, including political subdivisions of the State of Utah as therein defined, are authorized to enter into mutually advantageous agreements for joint and cooperative actions, including the sharing of tax and other revenues;

WHEREAS Sandy City is a “public agency” as defined in the Interlocal Act and desires to be part of a separate legal entity and political subdivision of the State of Utah to be known as the "Central Wasatch Commission" (the “Commission”) with Salt Lake County, Salt Lake City, and Cottonwood Heights (the “Members”) to accomplish the purpose of joint and cooperative action and to vest in the Commission certain powers set forth in the Act and certain powers possessed by each of the Members;

WHEREAS the City signed the Mountain Accord document (the “Accord”) effective July 13, 2015, which is a foundational document that identifies a suite of actions that are recommended to be implemented to ensure that future generations can enjoy the activities provided by the Central Wasatch Mountains, while preserving our watershed and natural environments;

WHEREAS the City intends to continue the Accord’s robust, collaborative process that builds consensus to provide for the long-term protection of the Central Wasatch Mountains’ water, lands, environment, recreational opportunities, economic prosperity, and a transportation system that serves these values;

WHEREAS the City, in furtherance of the purposes of the Accord, the Central Wasatch Commission Interlocal Agreement, and the Interlocal Act, desires to enter into the Interlocal Assignment, Assumption & Consent Agreement (the “Transfer Agreement”), substantially in the form attached hereto as **Exhibit A**, to facilitate the creation of the Commission by transferring to the Commission all rights, obligations, and funds remaining under the Accord and give effect to the joint and cooperative action of the Members to implement principles of the Accord and other related objectives determined by the Commission;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF SANDY CITY:

1. The Transfer Agreement in substantially the form attached hereto and incorporated herein as **Exhibit A** is hereby approved. The Mayor is authorized to approve any minor modifications, amendments, or revisions to the Transfer Agreement as may be in the City’s best interest and in harmony with the intent and purpose of the Transfer Agreement. The

Mayor is further authorized to execute the Transfer Agreement on behalf of Sandy City and to take actions reasonably necessary to carry out the intent and purpose of the Transfer Agreement and its terms.

2. Pursuant to Section 11-13-202.5 of the Interlocal Act, the Transfer Agreement has been submitted to legal counsel of the City for review and approval as to form and legality.

3. Pursuant to Section 11-13-209 of the Interlocal Act and upon full execution of the Transfer Agreement, a duly executed original counterpart thereof shall be filed immediately with the City Recorder, the keeper of records of the City.

4. This resolution takes effect upon adoption. The effective date of the Transfer Agreement shall be the date the date of the last Party's signature.

APPROVED AND ADOPTED on _____, 2017.

Stephen P. Smith, Chairman
Sandy City Council

Attest:

Molly Spira, *City Recorder*

Exhibit A
Form of Agreement