

COALVILLE CITY
RESOLUTION NO. 2024-3

A RESOLUTION OF THE COALVILLE CITY COUNCIL (THE "COUNCIL") OF THE CITY OF COALVILLE CITY, UTAH (THE "CITY"), PROVIDING FOR THE REPLACEMENT OF AND APPOINTMENT OF A MEMBER OF THE BOARD OF TRUSTEES FOR WOHALI PUBLIC INFRASTRUCTURE DISTRICT NOS. 1 AND 2 (COLLECTIVELY, THE "DISTRICTS"); AND RELATED MATTERS.

WHEREAS, on January 10, 2023, the Council adopted a resolution (the "Creation Resolution") authorizing the creation of the Districts, pursuant to the Public Infrastructure District Act, Title 17D, Chapter 4, Utah Code Annotated 1953, as amended (the "PID Act") and relevant portions of the Limited Purpose Local Government Entities – Local Districts, Title 17B (together with PID Act, the "Act") and approving the Districts' governing document (the "Governing Document") and Interlocal Agreement (the "Interlocal Agreement").

WEREAS, the Council previously appointed a Board of the Trustees for the Districts and has approval to appoint members of the Board in accordance with the Act and it has been requested by property owners with the Districts that one appointment be changed; and

WHEREAS, each Board member has previously filed with the City a disclosure of business relationships in compliance with Section 17D-4-202(9) of the PID Act; and

NOW THEREFORE, BE IT RESOLVED BY THE COUNCIL, AS FOLLOWS:

1. Terms defined in the foregoing recitals shall have the same meaning when used herein. All action heretofore taken (not inconsistent with the provisions of this Resolution) by the Council and by officers of the Council directed toward the creation and establishment of the Districts, including adoption of the Creation Resolution, are hereby ratified, approved and confirmed.
2. The Board of the Districts are hereby amended and appointed as follows:
 - a. District No. 1 - Trustee 3 Philip Dunn shall be replaced with Mike Gibbons for the initial 4-year term.
 - b. District No 2 – Trustee 3 Philip Dunn shall be replaced with Mike Gibbons for the initial 4-year term.

- c. Such terms shall commence on the later of (i) the date of issuance of a Certificate of Creation by the Office of the Lieutenant Governor of the State of Utah for the respective District or (ii) the date of this Resolution.
 - d. The remaining appointments under the Creation Resolution are unchanged.
- 3. If any section, paragraph, clause or provision of this Resolution shall for any reason be held to be invalid or unenforceable, the invalidity or unenforceability of such section, paragraph, clause or provision shall not affect any of the remaining provisions of this Resolution.
 - 4. All acts, orders and resolutions, and parts thereof in conflict with this Resolution be, and same are hereby, rescinded.
 - 5. This resolution shall take effect immediately.

PASSED AND ADOPTED by the City Council of Coalville City, Utah this 9th day of September 2024.

COALVILLE CITY, UTAH

By: _____
Mayor Mark Marsh

ATTEST:

By: _____
City Recorder

(Here follows other business not pertinent to the above)

Pursuant to a motion duly made and seconded, the meeting of the Council of the City adjourned.

By: _____
Mayor Mark Marsh

ATTEST:

By: _____
City Recorder

STATE OF UTAH)
 : SS.

COUNTY OF SUMMIT)

I, Trevor Devey the undersigned duly qualified and acting City Recorder of Coalville City, Utah ("the City") do hereby certify as follows:

The foregoing pages are a true, correct, and complete copy of the record of proceedings of the City Council (the "Council"), had and taken at a lawful meeting of the Council on September 9th 2024, commencing at the hour of 6:00 p.m., as recorded in the regular official book of the proceedings of the Council kept in my office, and said proceedings were duly had and taken as therein shown, and the meeting therein shown was duly held and the persons therein were present at said meeting as therein shown.

All members of the Council were duly notified of said meeting, pursuant to law.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the City, this September _____, 2024.

By: _____
 City Recorder

EXHIBIT A

CERTIFICATE OF COMPLIANCE WITH OPEN MEETING LAW

I, Trevor Devey, the undersigned City Recorder of Coalville City, Utah (the "City"), do hereby certify that I gave written public notice of the agenda, date, time and place of the regular meeting held by the City Council (the "Council") on September 9th, 2024, not less than 24 hours in advance of the meeting. The public notice was given in compliance with the requirements of the Utah Open and Public Meeting Act, Section 52-4-202, Utah Code Annotated 1953, as amended by:

- (a) Causing a Notice, in the form attached hereto as Schedule 1, to be posted at the City's principal offices at least twenty-four (24) hours prior to the convening of the meeting, said Notice having continuously remained so posted and available for public inspection until the completion of the meeting; and
- (b) Causing a copy of such Notice, in the form attached hereto as Schedule 1, to be published on the Utah Public Notice Website (<http://pmn.utah.gov>) at least twenty-four (24) hours prior to the convening of the meeting.

In addition, the Notice of 2024 Annual Meeting Schedule for the Council of the City (attached hereto as Schedule 2) was given specifying the date, time and place of the regular meetings of the Council of the City to be held during the year, by causing said Notice to be (i) posted on _____, 2024 at the principal office of the City, (ii) provided to at least one newspaper of general circulation within the geographic jurisdiction of the City on _____, 2024 and (iii) published on the Utah Public Website (<http://pmn.utah.gov>) during the current calendar year.

IN WITNESS WHEREOF, I have hereunto subscribed my official signature this September ____, 2024.

By: _____

City Recorder

SCHEDULE 1

NOTICE OF MEETING AND AGENDA