

VIRGIN TOWN

RESOLUTION NO. 2025-C

A RESOLUTION OF THE TOWN COUNCIL OF VIRGIN TOWN ADOPTING AND APPROVING THE INTERLOCAL AGREEMENT FOR CODE ENFORCEMENT SERVICES BY AND BETWEEN THE VIRGIN TOWN AND THE TOWN OF ROCKVILLE.

RECITALS

WHEREAS pursuant to Utah Code Ann. § 10-1-201 Virgin Town (“the Town”) is a Utah municipal corporations and political subdivision of the State of Utah.

WHEREAS pursuant to Utah Code Ann. § 10-3b-401 the Virgin Town Council (“the Virgin Town Council”) is the legislative and governing body of the Town.

WHEREAS pursuant to Utah Code Ann. § 10-1-201 the Rockville Town (“Rockville”) is a Utah municipal corporations and political subdivision of the State of Utah.

WHEREAS pursuant to Utah Code Ann. § 10-3b-401 the Rockville Town Council (“the Rockville Town Council”) is the legislative and governing body of the Town of Rockville.

WHEREAS pursuant to Utah Code Ann. §11-13-103(19) the Town and Rockville, as municipal corporations and political subdivisions of the State of Utah, qualify as Utah “Public Agencies” under the Utah Interlocal Cooperation Act, Title 11, Chapter 13, Utah Code Annotated (“the Act”)

WHEREAS pursuant to Utah Code Ann. § 11-13-201 any power, privilege, or authority exercised or capable of exercise by a Utah public agency may be exercised and enjoyed jointly with any other Utah public agency having the same power, privilege, or authority, in a manner consistent with the provisions of the Act.

WHEREAS Virgin currently has a part-time “Code Enforcement Officer” who provides various services to said Town including the investigation of complaints and possible violations of the Virgin Town Code, the notification and follow up communications with residents and visitors found violating said Code requesting that they cease and desist and/or remediate said violation, refer persons found in continued or frequently reoccurring violation of the Virgin Town Code to Virgin’s Prosecuting Attorney for possible criminal citation and prosecution in the Washington County Justice Court (collectively “Code Enforcement Services”).

WHEREAS Rockville is in need of a person to provide the same Code Enforcement Services with regards to possible violations of the Rockville Land Use Code.

WHEREAS, Rockville and Virgin have discussed and agreed that Rockville may use Virgin’s Code Enforcement Officer on a part-time, as needed basis, pursuant to the terms of the Interlocal Agreement for Code Enforcement Services attached hereto as *Exhibit “A”* and incorporated herein by this reference (“the Proposed Agreement”).

WHEREAS all legal requirements pertaining to the Act have been met.

RESOLUTION

NOW THEREFORE, be it hereby resolved by the Virgin Town Council of Virgin Town, as follows:

1. Incorporation of Recitals. The Recitals set forth above are incorporated fully into this Resolution as if fully set forth herein.

2. Findings in Support of Resolution. Based upon the Recitals set forth above and the language of the Proposed Agreement, the Virgin Town Council finds that it is mutually advantageous for Virgin Town to enter into this Agreement for joint and cooperative action in the sharing of Code Enforcement Services provided by the Code Enforcement Officer retained by the Town.

3. Authorization of Agreement. The Proposed Agreement is hereby authorized and approved by the Virgin Town Council, and the Mayor hereby authorized to execute the Proposed Agreement on behalf of the Town, with any necessary minor modifications as deemed appropriate, and to take all actions necessary to implement its terms.

4. Severability. If any section, clause or portion of this Resolution is declared invalid by a court of competent jurisdiction, the remainder shall not be affected thereby and shall remain in full force and effect.

5. Conflicts/Repealer. This Resolution repeals and supersedes the provisions of any prior Town resolution in conflict herewith.

6. Effective Date. This Resolution shall become effective immediately upon adoption by the Virgin Town Council and execution by the Mayor.

ADOPTED AND APPROVED BY THE VIRGIN TOWN COUNCIL this 15th day of April, 2025 based upon the following vote:

Council Person:

Valerie Wenz	AYE	☒	NAE	☐	ABSTAIN	☐	ABSENT	☐
April McKeon	AYE	☒	NAE	☐	ABSTAIN	☐	ABSENT	☐
Paul Luwe	AYE	☒	NAE	☐	ABSTAIN	☐	ABSENT	☐
Mistie Baird	AYE	☐	NAE	☐	ABSTAIN	☐	ABSENT	☒
Jean Krause (Mayor)	AYE	☒	NAE	☐	ABSTAIN	☐	ABSENT	☐

VIRGIN TOWN
a Utah municipal corporation

ATTEST:


Jean Krause, Mayor


Krystal Percival, Town Clerk