

GREATER SALT LAKE MUNICIPAL SERVICES DISTRICT

RESOLUTION 2019-05-01

**RESOLUTION APPROVING AN INTERLOCAL COOPERATION AGREEMENT
BETWEEN THE GREATER SALT LAKE MUNICIPAL SERVICES DISTRICT AND SALT
LAKE COUNTY PROVIDING FOR THE TRANSFER OF COUNTY TRANSPORTATION
FUNDS FOR CERTAIN TRANSPORTATION PROJECTS WITHIN SALT LAKE
COUNTY**

WHEREAS, Salt Lake County (the “County”) and the Greater Salt Lake Municipal Services District (“MSD”) are “public agencies” as defined by the Utah Interlocal Cooperation Act, Utah Code Ann. §§ 11-13-101 *et seq.* (the “Cooperation Act”) and, as such, are authorized by the Cooperation Act to enter into an interlocal cooperation agreement to act jointly and cooperatively on the basis of mutual advantage; and

WHEREAS, during the 2018 General Session, the State Legislature passed SB 136, which amended Section 59-12-2219 of the Revenue and Taxation Code, Utah Code Ann. §§ 59-12-101 *et seq.*, to provide for implementation of a .25% increase in the County Sales Tax to be used by the County for certain transportation purposes (hereinafter “County Transportation Funds”); and

WHEREAS, the County desires to use the County Transportation Funds to finance all or a portion of the costs of regionally significant transportation facilities or public transit projects of regional significance throughout the County in accordance with Utah Code Ann. § 59-12-2219(11)(a)(ii) and all other applicable federal, state and local laws, rules and regulations; and

WHEREAS, the MSD desires to enter into an interlocal cooperation agreement with the County, which is attached hereto as ATTACHMENT A (the “Interlocal Agreement”), to provide for the transfer of up to Four Million Dollars (\$4,000,000) of County Transportation Funds to the MSD to reimburse the MSD for certain costs incurred for the realignment and construction of a portion of U-111\Bacchus Highway.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF TRUSTEES OF THE GREATER SALT LAKE MUNICIPAL SERVICES DISTRICT AS FOLLOWS:

1. That the Interlocal Agreement between the County and the MSD is approved in substantially the form attached hereto as ATTACHMENT A, and that the Chair of the Board of Trustees of the MSD is authorized to execute and deliver the same for and on behalf of the MSD.
2. That this Resolution shall become effective immediately upon its adoption by the Board of Trustees of the MSD, and the Interlocal Agreement will become effective as and when stated in the Interlocal Agreement.
3. That, pursuant to Section 11-13-209 of the Cooperation Act, and upon full execution of the Interlocal Agreement, a duly executed original counterpart thereof shall immediately be filed with the keeper of records of the MSD.

4. That this Resolution, and the Interlocal Agreement, shall supersede and replace any conflicting prior enactment of the MSD Board of Trustees effective as of the point in time that the Interlocal Agreement first becomes effective.

PASSED AND ADOPTED BY THE BOARD OF TRUSTEES OF THE GREATER SALT LAKE MUNICIPAL SERVICES DISTRICT THIS 31ST day of MAY, 2019.

Joe Smolka, Chair

ATTEST:

Cathy Jensen, Clerk

**ATTACHMENT “A”
INTERLOCAL AGREEMENT**

4818-4900-6488, v. 1