

CENTRAL WASATCH COMMISSION

RESOLUTION No. 2020-13

A RESOLUTION APPROVING ENTRY INTO THE FIRST AMENDMENT TO AN INTERLOCAL COOPERATION AGREEMENT WITH THE UNIVERSITY OF UTAH FOR THE ENVIRONMENTAL DASHBOARD

WHEREAS, UTAH CODE ANN. § 11-13-101, *et seq.* (the “*Interlocal Cooperation Act*”) provides that any two or more public agencies may enter into agreements with one another for joint or cooperative action following the adoption of an appropriate resolution by the governing body of each participating public agency; and

WHEREAS, the Central Wasatch Commission (the “*CWC*”) and the University of Utah (“*University*”) are public agencies for purposes of the Interlocal Cooperation Act; and

WHEREAS, effective 1 July 2019 the CWC and University entered into an “Interlocal Cooperation Agreement (Environmental Dashboard)” (the “*Agreement*”) whereunder University agreed to further develop the CWC’s so-called “Environmental Dashboard” environmental monitoring and adaptive management plan (the “*Environmental Dashboard*”)” as described in the Agreement and the Proposal for the Phase I Work attached to the Agreement; and

WHEREAS, the Agreement contemplates that (1) University will perform the additional Phase 2 Work to further develop the Environmental Dashboard after the Phase I Work has been completed and University has submitted a revised Proposal (the “*revised Proposal*”) for the CWC’s approval detailing the tasks and associated costs needed to bring the Environmental Dashboard to fruition, and (2) the parties will then amend the Agreement to formally adopt the revised Proposal; and

WHEREAS, the Phase 1 Work has been completed and University has submitted the revised Proposal for the purposes specified in the Agreement;

WHEREAS, the parties now desire to amend the Agreement as provided in a “First Amendment to Interlocal Cooperation Agreement (Environmental Dashboard)” (the “*Amendment*”) that they cooperatively have negotiated and drafted; and

WHEREAS, the CWC’s Board of Commissioners (the “*Board*”) met in regular session on 9 March 2020 to consider, among other things, approving the CWC’s entry into the Amendment; and

WHEREAS, the Board has reviewed the form of the Amendment, a photocopy of which is annexed hereto; and

WHEREAS, the CWC’s attorney also has approved the form of the Amendment as required by UTAH CODE ANN. §11-13-202.5(3); and

WHEREAS, after careful consideration, the Board has determined that it is in the best interests of the CWC and its constituents to approve the CWC’s entry into the Amendment as proposed in order to make efficient use of the CWC’s resources;

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Central Wasatch Commission that the attached Amendment is hereby approved, and that the CWC's chair and secretary are authorized and directed to execute and deliver the Amendment on behalf of the CWC.

This Resolution, assigned no. 2020-13, shall take effect immediately upon passage.

PASSED AND APPROVED this 9th day of March 2020.

ATTEST:

CENTRAL WASATCH COMMISSION

By: _____
Michael J. Peterson, Secretary

By: _____
Christopher F. Robinson, Chair of the Board

VOTING OF THE BOARD:

Andy Beerman	Yea ___ Nay ___
Jim Bradley	Yea ___ Nay ___
Marci Houseman	Yea ___ Nay ___
Erin Mendenhall	Yea ___ Nay ___
Michael J. Peterson	Yea ___ Nay ___
Christopher Robinson	Yea ___ Nay ___
Jeff Silvestrini	Yea ___ Nay ___
Harris Sondak	Yea ___ Nay ___
Jennifer Wilson	Yea ___ Nay ___

DEPOSITED in the office of the Secretary this 9th day of March 2020.

FILED AND RECORDED this ___ day of March 2020.