

CENTRAL WASATCH COMMISSION

RESOLUTION No. 2021-02

A RESOLUTION ADOPTING AN AMENDED BUDGET FOR THE PERIOD OF 1 JULY 2020 THROUGH 30 JUNE 2021

WHEREAS, Part 5 of Chapter 13 of Title 11, UTAH CODE ANNOTATED, entitled “Fiscal Procedures for Interlocal Entities” (the “*Act*”), provides, among other things, that (a) the budget officer of an interlocal entity shall prepare and file with the entity’s governing body a tentative budget for the upcoming fiscal year; (b) the entity’s governing body shall review, consider (and amend, as advisable) and adopt such tentative budget; (c) such tentative budget shall be available for public inspection before adoption of a final budget; (d) the entity’s governing body shall hold a public hearing concerning the tentative budget following at least seven days’ prior notice in a newspaper of general circulation and on the Utah Public Notices website; and (e) following such public hearing, the entity’s governing body may adopt a final budget as provided in the Act; and

WHEREAS, the Act also provides that amendments to a interlocal entity’s adopted budget may be approved by resolution of its governing body following appropriate notice and a public hearing; and

WHEREAS, pursuant to its Resolution 2020-17 dated 1 June 2020, the governing body (the “*Board*”) of the Central Wasatch Commission interlocal entity (the “*CWC*”) adopted a budget for the CWC’s 2020-2021 fiscal year; and

WHEREAS, the CWC’s budget officer heretofore has filed with the Board a proposed amended budget (the “*Amended Budget*”) for the CWC’s current fiscal year; and

WHEREAS, the Amended Budget has been reviewed by the Board; and

WHEREAS, the Board set 3:30 p.m. on 4 January 2021 in the city council chambers at 2277 East Bengal Blvd., Cottonwood Heights, Utah, or in the alternative an electronic meeting if legally permissible, as the time and place of a public hearing regarding adoption of the Amended Budget; and

WHEREAS, written notice of the public hearing concerning the Amended Budget (the “*Notice*”) was timely published in the *Deseret News* and/or *Salt Lake Tribune*, on the Utah Public Notices Website established under UTAH CODE ANN. §63F-1-701, on the CWC’s website, and otherwise posted and published as required by statute; and

WHEREAS, the public hearing was held as specified in the Notice to receive public comment on the Amended Budget; and

WHEREAS, at the public hearing, all interested persons were given an opportunity to be heard; and

WHEREAS, on 4 January 2021, following the public hearing, the Board met in regular session to consider, among other things, approving the Amended Budget as proposed; and

WHEREAS, it is the intent and desire of the Board to comply with all applicable laws regarding adoption of the Amended Budget; and

WHEREAS, after careful consideration, the Board finds that it has satisfied all legal requirements to adopt the Amended Budget, and that it is in the best interests of the CWC's constituents to adopt the Amended Budget presented at the 4 January 2021 public hearing as the amended final budget for the CWC for the period in question;

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Central Wasatch Commission interlocal entity as follows:

Section 1. **Adoption of Amended Budget.**

A. The Amended Budget presented at the 4 January 2021 public hearing be, and hereby is, adopted as the CWC's final budget for the period of 1 July 2020 through 30 June 2021, subject to future amendment.

B. Copies of the Amended Budget adopted hereby shall be certified and filed with the CWC's members and the Utah State Auditor within 30 days after adoption, and shall be available for public inspection during regular business hours at the offices of the CWC's treasurer (41 North Rio Grande Street, Ste. 202, Salt Lake City, UT 84101).

C. The CWC's officers are hereby directed to take any other necessary actions pertinent to the adoption of the Amended, including, without limitation, such notification, reporting and publishing as may be required by applicable law.

Section 2. **Action of Officers.** All actions of the officers, agents and employees of the CWC that are in conformity with the purpose and intent of this Resolution, whether taken before or after the adoption hereof, are hereby ratified, confirmed and approved.

Section 3. **Severability.** All parts of this Resolution are severable, and 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 any such section, paragraph, clause or provision shall not affect the remaining sections, paragraphs, clauses or provisions of this Resolution.

Section 4. **Repealer.** All resolutions of the CWC or parts thereof in conflict with this Resolution are, to the extent of such conflict, hereby repealed.

Section 5. **Effective Date.** This Resolution, assigned no. 2021-02, shall take immediate effect as soon as it shall be published or posted as required by law and deposited and recorded in the office of the CWC's secretary, or such later date as may be required by Utah statute.

PASSED AND APPROVED this 4th day of January 2021.

ATTEST:

CENTRAL WASATCH COMMISSION

By: _____
Michael J. Peterson, Secretary

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

VOTING OF THE BOARD:

Jim Bradley	Yea ___ Nay ___
Max Doilney	Yea ___ Nay ___
Marci Houseman	Yea ___ Nay ___
Dan Knopp	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 4th day of January 2021.

FILED AND RECORDED this ___ day of January 2021.