

CENTRAL WASATCH COMMISSION

RESOLUTION No. 2021-17

A RESOLUTION APPROVING ENTRY INTO THE FIRST AMENDMENT TO AN INTERLOCAL COOPERATION AGREEMENT WITH UTAH STATE UNIVERSITY FOR A VISITOR USE STUDY FOR BIG AND LITTLE COTTONWOOD CANYONS

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 (“*CWC*”) and Utah State University (“*University*”) are public agencies for purposes of the Interlocal Cooperation Act; and

WHEREAS, effective 5 April 2021 CWC and University entered into an “Interlocal Cooperation Agreement (Visitor Use Study for Big and Little Cottonwood Canyons)” (the “*Agreement*”) whereunder University agreed to conduct a visitor use study for Big and Little Cottonwood Canyons (the “*Use Study*”); and

WHEREAS, the Use Study is divided into two phases: “*Phase 1*,” meaning the Phase 1 work described or referred to in University’s original proposal (the “*Phase I Proposal*”) attached to the Agreement, and “*Phase 2*” meaning all other work described or referred to in the Proposal; and

WHEREAS, the Agreement provides that the final description of the Phase 2 work will be specified in a revised or supplemental proposal (the “*Phase 2 Proposal*”) to be adopted by the parties through an amendment to the Agreement; and

WHEREAS, University has prepared and submitted for CWC’s approval the Phase 2 Proposal, and the parties now desire to amend the Agreement as provided in a “First Amendment to Interlocal Cooperation Agreement (Visitor Use Study for Big and Little Cottonwood Canyons)” (the “*Amendment*”); and

WHEREAS, CWC’s Board of Commissioners (the “*Board*”) met in regular session on 4 October 2021 to consider, among other things, approving 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, 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 CWC and its constituents to approve CWC’s entry into the Amendment as proposed in order to make efficient use of 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 CWC's chair and secretary are authorized and directed to execute and deliver the Amendment on behalf of CWC.

This Resolution, assigned no. 2021-17, shall take effect immediately upon passage.

PASSED AND APPROVED this 4th day of October 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 October 2021.

FILED AND RECORDED this ____ day of October 2021.