

**TOWN OF ALTA**

**RESOLUTION NO 2019-R-17**

**A RESOLUTION OF THE TOWN OF ALTA APPROVING ENTRY INTO A REVISED AND RESTATED INTERLOCAL AGREEMENT TO CREATE AND GOVERN THE UNIFIED FIRE AUTHORITY**

**WHEREAS**, The Interlocal Cooperation Act, 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 multiple parties to the proposed Revised and Restated Interlocal Agreement to Create and Govern the Unified Fire Authority (“Revised Interlocal Agreement”) are all public agencies for purposes of the Interlocal Cooperation Act; and

**WHEREAS**, The Unified Fire Authority (“Authority”) was initially created via Interlocal Cooperation Act in 2004 to provide fire protection and emergency medical services to public agencies for a fee. As described in the Revised Interlocal Agreement, some members of the Authority directly pay this fee to the Authority while others do so as members of the Unified Fire Service Area, a special district for fire protection and emergency medical services; and

**WHEREAS**, To better reflect the current status and governance of the Authority, the members of the Authority, including those members of the Unified Fire Service Area, wish to revise and restate the original 2004 interlocal agreement by entering into the Revised Interlocal Agreement in the form attached hereto as Exhibit “A,” so that the Authority may continue to provide fire suppression, rescue services, emergency medical services, emergency protection, and related services to the parties; and

**WHEREAS**, Each legislative body of the Authority and its members has met or will meet in regular open session in compliance with the Utah Open and Public Meetings Act to approve the respective entity’s entry into the Revised Interlocal Agreement; and

**WHEREAS**, The Chief Legal Officer of the Authority has reviewed and approved the form of the Revised Interlocal Agreement as required by Utah Code Ann. §11-13-202.5(3). Each member entity’s respective legal counsel must similarly approve the Revised Interlocal Agreement; and

**WHEREAS**, After careful consideration, the Town Council of Alta has reviewed the form of the Revised Interlocal Agreement and determined that it is in the best

interests of the Town of Alta to approve the entry into the Revised Interlocal Agreement as proposed.

**BE IT RESOLVED**, by the Alta Town Council

The PURPOSE of this Resolution is to approve entry of the Town of Alta into an Interlocal Agreement,

The Town Council hereby authorizes and directs the execution and delivery of the Revised Interlocal agreement, in the form attached as “Exhibit A” hereto, on behalf of the Town of Alta,

The Alta Town Clerk is authorized and instructed to keep and maintain an executed copy of the Revised Interlocal Agreement available for inspection,

This Resolution will take effect upon approval. The Revised Interlocal Agreement will be effective when the following Interlocal Cooperation Act requirements have been satisfied: (i) the Revised Interlocal Agreement has been approved by all parties as required by Section 11-13-202(2); (ii) each party to the Revised Interlocal Agreement has submitted the Revised Interlocal Agreement to an attorney authorized to represent the said party for review as to proper form and compliance with applicable law as required by Section 11-13-202.5(3); and (iii) the approved, signed Revised Interlocal Agreement has been filed with the keeper of records of each of the parties as required by Section 11-13-209.

**PASSED AND APPROVED THIS 11<sup>th</sup> DAY OF DECEMBER, 2019.**

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Mayor Harris Sondak

APPROVED AS TO FORM:

ATTEST:

\_\_\_\_\_  
Polly Samuels, City Attorney

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Piper Lever, Town Clerk

**EXHIBIT "A"**

DRAFT