

RESOLUTION NO. R 16-2001

**RESOLUTION APPROVING AMENDED
INTERLOCAL COOPERATION AGREEMENT ESTABLISHING
INTERMOUNTAIN MUNICIPAL GAS AGENCY**

WHEREAS, Eagle Mountain City, Utah, will require the acquisition of natural gas and transportation thereof in Interstate Commerce to carry out its responsibilities to its residents and the members of the Interlocal Agency known as the Intermountain Municipal Gas Agency, this document is signed in its capacity as a municipality and as a member of that said Interlocal Agency;

WHEREAS, the Utah Interlocal Cooperation Act, being Chapter 13 of Title 11, Utah Code Annotated, 1953, as amended (hereinafter called the "Act"), provides that the Members may exercise and enjoy jointly any power, powers, privileges or authority exercised or capable of exercise separately by the Members; and

WHEREAS, the Act further provides that the Members may create a legal or administrative entity to exercise such power, powers, privileges or authority; and

WHEREAS, the City desires to work with other municipalities and governmental agencies in Utah to develop arrangements for financing, acquiring, planning and distribution of natural gas ("gas") and gas transmission facilities to be used by the City and other localities for the purpose of providing the City and other localities with a long-term economical and reliable source of natural gas;

NOW THEREFORE BE IT RESOLVED:

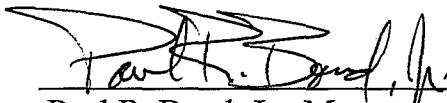
1. That the City hereby approves the "Amended Interlocal Cooperation Agreement establishing the Intermountain Municipal Gas Agency" for the reasons set forth above pursuant to Chapter 13, Title 11 of the Utah Code Annotated, as amended, being the Utah Interlocal Cooperation Act.
2. That the City hereby approved its participation as a Member of the aforementioned Intermountain Municipal Gas Agency and accepts all rights, liabilities, benefits and obligations which shall pertain thereto.
3. That the City hereby directs the execution and delivery of the "Interlocal Cooperation Agreement Establishing the Intermountain Municipal Gas Agency" by an appropriate official of the City and directs the filing of a copy of this Agreement with the keeper of records of the City.

4. That the City hereby determines that by becoming a party to the aforesaid Agreement, it will be permitted to make the most efficient use of its powers by enabling it to co-operate with other localities on a basis of mutual advantage and thereby to provide services and facilities in a manner and pursuant to forms of governmental organization that will accord best with geographic, economic, population and other factors influencing the needs and development of local communities and to provide the benefit of economy of scale, economic development and utilization of natural resources for the overall promotion of the general welfare of the state.

5. That the City hereby appoints Gerald H. Kinghorn as an authorized attorney within the meaning of Section 9 of the Act to approve the Agreement if such attorney determines that the Agreement is in proper form and compatible with the laws of the State of Utah.


6. That the City hereby appoints John D Newman as its Director on the Intermountain Municipal Gas Agency Board of Directors.

DATED this 5th day of June, 2001.



Paul R. Bond, Jr., Mayor

ATTEST:


Janet B. Valentine, CMC
City Recorder