

RESOLUTION NO. _____

DATED: _____

A RESOLUTION OF THE SALT LAKE COUNTY COUNCIL APPROVING A DECISION, IF MADE BY THE BOARD OF TRUSTEES OF THE SALT LAKE VALLEY LAW ENFORCEMENT SERVICE AREA (SLVLESA) FOLLOWING PROCESSES REQUIRED BY UTAH LAW, TO INCREASE SLVLESA BUDGETED PROPERTY TAX REVENUES BY 3% FOR CALENDAR YEAR 2020 WHICH WOULD RESULT IN THE LEVY OF A PROPERTY TAX RATE IN EXCESS OF THE CERTIFIED TAX RATE PURSUANT TO SECTION 17B-2a-903 OF THE UTAH CODE.

WHEREAS, the Salt Lake Valley Law Enforcement Service Area (“SLVLESA”) was created by Resolution of the Salt Lake County Council dated August 18, 2009; and

WHEREAS, the area of unincorporated Salt Lake County is included in the boundaries of SLVLESA for the funding and provision of law enforcement services to the areas within the boundaries of SLVLESA; and

WHEREAS, SLVLESA contracts with the Unified Police Department (the “UPD”) to provide law enforcement services within its boundaries; and

WHEREAS, the SLVLESA Board of Trustees, by a duly adopted Resolution dated September 19, 2019, stated its intent to increase its budgeted property tax revenues from prior year budgeted property tax revenues by 3% for calendar year 2020 which would result in the levy of a property tax rate in excess of the certified rate as defined in section 59-2-924 of the Utah Code; and

WHEREAS, a report dated September 19, 2019 (the “Report”), a copy of which is attached, was submitted to the Salt Lake County Council (the “Council”) pursuant to section 17B-1-1003 of the Utah Code, providing the purposes for the increase in SLVLESA budgeted property tax revenues; and

WHEREAS, the purposes for the increase in SLVLESA budgeted property tax revenues by 3% for calendar year 2020 as stated in the Report include the need to pay for the increased costs of law enforcement services provided by the UPD, to ensure that the target reserves for SLVLESA are maintained, to fund capital projects in SLVLESA, to hedge against future loss of revenues and unexpected expenditures, to continue to follow its five-year strategic plan and to allow new growth in the SLVLESA tax base to be used for the provision of required new services; and

WHEREAS, the Council allowed time during the duly noticed meeting on October 15, 2019 for comment on the proposed tax increase from members of the Council and the public; and

WHEREAS, section 17B-2a-903 of the Utah Code requires that before the SLVLESA Board of Trustees can adopt a property tax levy for calendar year 2020 in excess of the certified

tax rate, it must have prior approval of the property tax increase from the legislative bodies of any municipality and county whose territory is located within SLVLESA or approval of a majority of the legislative bodies of the municipalities and two-thirds (2/3) vote of the county legislative body; and

WHEREAS, before the SLVLESA Board of Trustees considers levying a property tax rate that exceeds the certified tax rate, the SLVLESA Board of Trustees shall hold a public hearing on December 19, 2019 to provide to all interested persons the opportunity to be heard regarding the proposed property tax increase; and

WHEREAS, SLVLESA shall provide notices of the public hearing as required by section 59-2-919 of the Utah Code; and

WHEREAS, after considering all public input from the public hearing and all other information available to them, the SLVLESA Board of Trustees will vote on whether or not to increase its budgeted property tax revenues for calendar year 2020 by 3% that would result in the levy of a property tax rate that exceeds the certified tax rate.

NOW THEREFORE, be it resolved by the Salt Lake County Council as follows:

1. The Salt Lake County Council hereby reaffirms its authorization of the SLVLESA Board of Trustees to impose property taxes on the areas within the boundaries of SLVLESA.

2. Pursuant to section 17B-2a-903 of the Utah Code, the Salt Lake County Council hereby approves a decision, if made by the SLVLESA Board of Trustees following the processes required by Utah law, to increase SLVLESA budgeted property tax revenues for calendar year 2020 in excess of prior year property tax revenues by 3% and to levy a property tax rate in excess of the certified tax rate to generate the increase in its budgeted property tax revenues as defined in section 59-2-924 of the Utah Code.

DATED this 15th day of October, 2019.

SALT LAKE COUNTY COUNCIL

Councilmember Ghorbani voting _____

Councilmember Snelgrove voting _____

Councilmember Bradley voting _____

Councilmember Bradshaw voting _____

Councilmember Jensen voting _____

Councilmember Winder Newton voting _____

Councilmember Granato voting _____

Councilmember DeBry voting _____

Councilmember Burdick voting _____

ATTEST:

APPROVED AS TO FORM:

Deputy Salt Lake District Attorney