



Legislation Details (With Text)

**File #:** 20-0420      **Version:** 1      **Name:**

**Type:** Consent Item      **Status:** Agenda Ready

**File created:** 4/22/2020      **In control:** Committee of the Whole

**On agenda:** 4/28/2020      **Final action:**

**Title:** A Resolution of the Salt Lake County Council Authorizing Execution of an Interlocal Agreement with the Kearns Metro Township for Cooperation on a Quiet Title Action

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. Staff Report, 2. Resolution - Kearns Road Interlocal - AATF, 3. SLCLS-Kearns Metro Interlocal Agreement for Reimbursement of Legal Fees EXECUTION VERSION (4-20-20) - AATF

Date	Ver.	Action By	Action	Result
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**Topic/Discussion Title:**

A Resolution of the Salt Lake County Council Authorizing Execution of an Interlocal Agreement with the Kearns Metro Township for Cooperation on a Quiet Title Action

**Description:** Salt Lake County is constructing a new library on property that includes portions of the road of 5375 South, between 4320 West and 4220 West, Kearns, UT 84118, which the Kearns Metro Township has closed and over which the Metro Township has granted the County an easement. The County records contain no recorded document confirming that the portion of 5375 South between 4320 West and 4220 West was ever dedicated to the public. The Subject Road has been used as a public road since 1965. The County desires to quiet title to the Subject Road as a thoroughfare dedicated to public use. C. Under Utah Code Ann. § 72-5-104 (2), the Metro Township is the relevant “highway authority” possessing jurisdictional authority over the Subject Road. Accordingly, the Metro Township has ultimate responsibility for asserting a public-use dedication by means of a quiet title action under Utah Code Ann. § 72-5-104. The County has asked the Metro Township to file the Quiet Title Action on its behalf and is willing to reimburse all legal fees, costs, and expenses reasonably incurred in the prosecution of such action as provided in the Interlocal Agreement attached hereto as Exhibit A.

**Requested Action:** Consent

**Presenter(s):** Derrick Sorensen, Real Estate Manager

**Time Needed:** Consent

**Time Sensitive:** No

**Specific Time(s):** No

**Requesting Staff Member:** Ina Landry, Administrative Services Department Assistant

**Will You be Providing a PowerPoint:** No

Please attach the supporting documentation you plan to provide for the packets. Agenda items must be approved by Wednesday at 11:00 am. While not ideal, if PowerPoint presentations are not yet ready, you can submit them by 10 am the Friday morning prior to the COW meeting. Items without documentation may be withheld from consideration for that COW meeting.