

RESOLUTION NO. _____

A RESOLUTION APPROVING THE ORGANIZATION OF A LOCAL BUILDING AUTHORITY FOR BOULDER TOWN, GARFIELD COUNTY, UTAH, TO BE NAMED THE LOCAL BUILDING AUTHORITY OF BOULDER TOWN AND THE FORMS OF ARTICLES OF INCORPORATION AND BY-LAWS RELATING THERETO, AND AUTHORIZING THE APPROPRIATE OFFICERS OF SAID TOWN TO TAKE ALL NECESSARY ACTION IN CONNECTION THEREWITH.

WHEREAS, pursuant to the provisions of the Utah Local Building Authority Act, Sections 201 through 203 of Chapter 2, Title 17D of the Utah Code Annotated, 1953 as amended, Boulder Town, Garfield County, Utah is authorized to create a local building authority for the purpose of acquiring, improving, or extending any improvements, facilities or properties and appurtenances to them which Boulder Town is authorized or permitted by law including but not limited to expanding and renovating the community center and related facilities, and to acquire or lease land required for or related to these purposes, or other structures of every nature or any joint or partial interest in the same, whether or not such improvements, facilities, properties and appurtenances are situated within the boundaries of Boulder Town, Garfield County, Utah; and

WHEREAS, the Town Council of Boulder Town considers it necessary and desirable for the Town to organize a not-for-profit corporation as a local building authority (the "Corporation") to carry out on behalf of Boulder Town the acquisition, improvement, or extensions of improvements, facilities or properties and appurtenances to them in accordance with the Utah Local Building Authority Act; and

WHEREAS, there have been presented to and reviewed by this Town Council of the Town proposed Articles of Incorporation and By-Laws for the Corporation, and the Town Council of Boulder Town desires to approve the organization of the Corporation and such proposed documents and to authorize the appropriate officers of the Town to take all necessary actions in connection with the organization of the Corporation;

NOW THEREFORE, BE AND IT IS HEREBY RESOLVED BY THE TOWN COUNCIL OF BOULDER TOWN, GARFIELD COUNTY, UTAH, AS FOLLOWS:

SECTION 1: That the Town Council hereby approves the organization of the Corporation to function on behalf of Boulder Town as a local building authority in accordance with the provisions of the Utah Local Building Authority Act as the same now exists or as it may be from time to time amended and in connection therewith approves the proposed forms of Articles of Incorporation and By-Laws of the Corporation substantially in the forms which were presented to and reviewed by this Boulder Town Council and which are attached hereto as Exhibits "B" and "C", respectively.

SECTION 2: That the members of the Town Council are authorized to execute the Articles of Incorporation in substantially the form attached hereto; that the Town Attorney shall cause such executed Articles of Incorporation to be filed with the Department of Commerce of the State of Utah and that the Mayor, Town Council, Town Clerk, Town Attorney, and other officers of Boulder Town are authorized and directed to take all necessary actions to cause the organization of the Corporation.

SECTION 3: That all resolutions and orders or parts thereof in conflict herewith are, to the extent of such conflict, hereby repealed, and this Resolution shall be in full force and effect immediately upon its adoption.

ADOPTED and APPROVED this 5th day of August, 2010.

BOULDER TOWN

By _____
Mayor

ATTEST:

Town Clerk

(SEAL)