

# STATE OF UTAH



OFFICE OF THE LIEUTENANT GOVERNOR

## CERTIFICATE OF DISSOLUTION

I, SPENCER J. COX, LIEUTENANT GOVERNOR OF THE STATE OF UTAH, HEREBY CERTIFY THAT there has been filed in my office a notice of dissolution pertaining to the TREMONTON CITY REDEVELOPMENT AGENCY #2, dated August 6, 2019, complying with Title 17C-1-701.5, of Utah Code Annotated, 1953, as amended.

NOW, THEREFORE, notice is hereby given to all whom it may concern that the attached is a true and correct copy of the notice of dissolution, referred to above, on file with the Office of the Lieutenant Governor pertaining to the TREMONTON CITY REDEVELOPMENT AGENCY #2, located in Box Elder County, State of Utah.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the Great Seal of the State of Utah this 9<sup>th</sup> day of August, 2019 at Salt Lake City, Utah.



A handwritten signature in black ink, appearing to read "Spencer J. Cox".

SPENCER J. COX  
Lieutenant Governor

**Exhibit "B"**

**Notice of Impending Boundary Change**  
**Pursuant to Utah Code Annotated 67-1A-6.5(3)**

Office of the Lieutenant Governor of the State of Utah  
Utah State Capitol Complex  
Suite 220  
P.O. Box 142325  
Salt Lake City, Utah 84114-2325

To whom it may concern:

Pursuant to Utah Code Annotated 67-1A-6.5(3), I, Jeff Reese,  
Mayor of Tremonton City, hereby provide notice to the Office of the Lieutenant Governor of the  
State of Utah, for the purpose of receiving a Certificate of Dissolution from the Lieutenant Governor,  
of the dissolution of Tremonton City Redevelopment Agency #2.

I hereby certify that, to the best of my knowledge and ability, all the requirements associated with the  
dissolution of Tremonton City Redevelopment Agency #2 have been met, and that additional  
requirements that must occur following Tremonton City's receipt of the Certificate of Dissolution  
shall be met. I also certify that on August 6, 2019, the Tremonton City Council adopted an  
Ordinance authorizing the dissolution of Tremonton City Redevelopment Agency #2, and that said  
Redevelopment Agency has no outstanding bonded indebtedness, other unpaid loans, indebtedness,  
or advances, and no legally binding contractual obligations with a person other than the community.

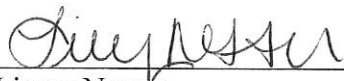
As the impending Boundary Change is not an incorporation or creation of a local entity, a letter from  
the Utah State Retirement Office, pursuant to Utah Code 67-1A-6.5(3)(d) is not required.

I now hereby respectfully request that a Certificate of Dissolution of Tremonton City Redevelopment  
Agency #2 be issued to Tremonton City.

**TREMONTON CITY,**  
**A body corporate and politic of the State of Utah**

  
\_\_\_\_\_  
Roger Fridal, Mayor or Jeff Reese, Mayor Pro Tempore

**ATTEST:**

  
\_\_\_\_\_  
Linsey Nessen  
Tremonton City Recorder



**ORDINANCE NO. 19-06**

**A RESOLUTION APPROVING THE DISSOLUTION OF THE TREMONTON CITY  
REDEVELOPMENT AGENCY #2**

**WHEREAS**, the Tremonton City Redevelopment Agency #2 (hereinafter "RDA #2) was created for the purpose of generating economic development and growth in the downtown area of Tremonton City; and

**WHEREAS**, in the 2019 Utah Legislative Session the Legislature adopted Senate Bill 28 and Senate Bill 29, which is codified in UCA 67-1a-15 which requires all Local Governmental Entities, Limited Purpose Entities, and Redevelopment Agencies to register with the Lt. Governor's Office; and

**WHEREAS**, as a part of providing the documentation associated with register RDA #2 with the Lt. Governor's Office the City has evaluated the ongoing need to have on record RDA #2 as the purposes of RDA #2 have been completely fulfilled; and

**WHEREAS**, in accordance with Utah Code Annotated (hereinafter "UCA") 17C-1-701.5(1)(b), RDA #2 has no outstanding bonded indebtedness, other unpaid loans, indebtedness, or advances, and no legally binding contractual obligations with a person other than the community; and

**WHEREAS**, RDA #2 has no connection or relation, nor has ever had a connection or relation, to Tremont Center, LLC, which currently has a tax increment agreement in place with the Tremonton City Redevelopment Agency, and

**WHEREAS**, to provide additional clarity and documentation regarding the history of RDA #2, City staff prepared a summary of RDA #2, which is attached hereto as Exhibit "A"; and

**WHEREAS**, pursuant to UCA 17C-1-701.5, the Tremonton City Council concluded there is no additional need for RDA #2 and now desires to dissolve the same; and

**WHEREAS**, pursuant to UCA 17C-1-701.5(2)(a)(i), within ten (10) days of the adoption of this Ordinance, the Tremonton City Recorder is required to give Notice, in compliance with UCA 67-1A-6.5(3), to the Lieutenant Governor regarding the dissolution of RDA #2; and

**WHEREAS**, the Notice of RDA #2's dissolution, in compliance with UCA 67-1A-6.5(3), is attached and incorporated hereto as Exhibit "B"; and

**WHEREAS**, it is anticipated that following its receipt of Notice of RDA #2's dissolution, the Lieutenant Governor, pursuant to UCA 17C-1-701.5, shall provide Tremonton City with a Certificate of Dissolution, and upon its receipt, the Certificate of Dissolution shall be attached hereto as Exhibit "C"; and

**WHEREAS**, pursuant to UCA 17C-1-701.5(2)(a)(ii), following receipt of the Certificate of Dissolution from the Lieutenant Governor, the Tremonton City Recorder is required to provide the Box Elder County Recorder with the Original Notice of an Impending Boundary Action (See Exhibit

“B”), the original certificate of dissolution, and a certified copy of this Ordinance; and

**WHEREAS**, in addition to providing the Box Elder County Recorder with the aforementioned documents, pursuant to UCA 17C-1-701.5(2)(c), within ten (10) days of the receipt of the Certificate of Dissolution from the Lieutenant Governor, Tremonton City is required to provide a copy of the Certificate of Dissolution to the State Board of Education and each taxing entity; and

**WHEREAS**, also within ten (10) days of Tremonton City’s receipt of the Certificate of Dissolution from the Lieutenant Governor, the Tremonton City Council is required to publish a notice of dissolution in a newspaper of general circulation within Box Elder County.

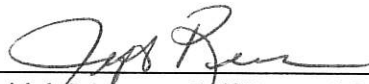
**NOW, THEREFORE**, pursuant to UCA 17C-1-701.5, the Tremonton City Council hereby adopts this Ordinance approving the dissolution of the Tremonton City Redevelopment Agency #2.

Additionally, be it ordained that, pursuant to 17C-1-701.5, the City Council directs the City Recorder within ten (10) days after the passage of this Ordinance to give notice to the Lieutenant Governor regarding the dissolution of RDA #2. The City Council also directs the City Recorder to, within ten (10) days of receipt of the Certificate of Dissolution, provide the Box Elder County Recorder with Original Notice of an Impending Boundary Action (See Exhibit “B”), the original certificate of dissolution, and a certified copy of this Ordinance.

In addition to the aforementioned, the City Council directs the City Recorder to, within ten (10) days of the City’s receipt of the Certificate of Dissolution, to provide a copy of the Certificate of Dissolution to the State Board of Education and each taxing entity as well as cause of Notice of dissolution in a newspaper of general circulation within Box Elder County.

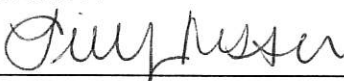
**ADOPTED AND PASSED** by the City Council of the City of Tremonton, Utah, this 6<sup>th</sup> day of August, 2019.

TREMONTON CITY:



\_\_\_\_\_  
Roger Fridal, Mayor or Jeff Reese, Mayor Pro Tempore

ATTEST:

  
\_\_\_\_\_  
City Recorder Linsey Nessen

**Exhibit "A"**

**RDA # 2**

<u>Resolution No.</u>	<u>Adoption Date</u>	<u>Summary</u>
Resolution No. 91-07	June 11, 1991	Tremonton City resolution authorizing the acceptance of Real Property in Partial Payment of the debt owed by Tremonton Redevelopment Agency No. 2 to the City
Resolution No. 98-16	September 1, 1998	Tremonton City resolution wherein the RDA selling Midland Square land to the City to reduce RDA debt to the City
Unknown	February 3, 2004	Reimbursement Agreement Between Redevelopment Agencies of Tremonton City, No. 2 and No. 3 and Tremonton City (UTOPIA)
Resolution 16-18	March 29, 2016	Tremonton City Resolution approving an acknowledgement and release of contractual obligations for the RDA's payment of tax increment to Tremonton City for reimbursement of sales tax pledges paid for the UTOPIA Bond

**Exhibit "C"**  
**Certificate of Dissolution**  
**(To be attached upon receipt)**