

WEST VALLEY CITY, UTAH

RESOLUTION NO. 15-167

A RESOLUTION APPROVING AN INTERLOCAL COOPERATION AGREEMENT BETWEEN WEST VALLEY CITY, CITY OF ALTA, CITY OF BLUFFDALE, CITY OF COTTONWOOD HEIGHTS, DRAPER CITY, GRANITE SCHOOL DISTRICT, MURRAY CITY CORPORATION, SALT LAKE CITY CORPORATION, SALT LAKE COUNTY, SANDY CITY, CITY OF SARATOGA SPRINGS, CITY OF SOUTH JORDAN, CITY OF SOUTH SALT LAKE, UNIFIED POLICE DEPARTMENT OF GREATER SALT LAKE, UNIVERSITY OF UTAH, UTAH DEPARTMENT OF CORRECTIONS, UTAH DEPARTMENT OF PUBLIC SAFETY, UTAH TRANSIT AUTHORITY, AND CITY OF WEST JORDAN (THE “AGENCIES”) FOR THE PURPOSE OF FACILITATING THE ESTABLISHMENT OF THE SALT LAKE COUNTY OFFICER INVOLVED CRITICAL TASK FORCE.

WHEREAS, Utah Code Annotated §76-2-408 sets forth requirements for the investigation of officer involved critical incidents (“OICI”); and

WHEREAS, the OICI statute requires every law enforcement agency to adopt and post by December 31, 2015, the policies and procedures the agency has adopted to select the investigating agency that will investigate an OICI that occurs in its jurisdiction when one or more of its officers are alleged to have caused or contributed to the OICI, and the protocols the agency has adopted to ensure that every OICI investigation conducted in its jurisdiction is conducted professionally, thoroughly and impartially; and

WHEREAS, the Agencies have determined that the formation of a Salt Lake County OICI Task Force (“OICI Task Force”) that will serve as the investigating agency for OICI’s that occur in Salt Lake County will ensure that any investigation of an OICI will be conducted professionally, thoroughly and impartially; and

WHEREAS, the Agencies have determined that the OICI Task Force will be governed by the Salt Lake County OICI Protocol that the Agencies have established to provide uniform procedures for the investigation of OICI’s; and

WHEREAS, Title 11, Chapter 13, Utah Code Annotated 1953, as amended, entitled “Interlocal Cooperation Act” provides that any one or more public agencies may contract with any one or more other public agencies to perform any governmental service, activity, or undertaking which each public agency is authorized by law to perform; and

WHEREAS, an agreement entitled “Salt Lake County Officer Involved Critical Incident Task Force Interlocal Agreement” (the “Agreement”) has been prepared for execution by and between West Valley City and the Agencies. This Agreement, which is attached hereto, sets forth the rights, duties, and obligations of each of the parties with respect thereto; and

WHEREAS, the City Council of West Valley City, Utah, does hereby determine that it is in the best interests of the health, safety, and welfare of the citizens of West Valley City to approve the Agreement;

NOW, THEREFORE, BE IT RESOLVED by the City Council of West Valley City, Utah, that the Agreement between West Valley City and the Agencies is hereby approved in substantially the form attached, and that the Mayor is authorized to execute said Agreement for and on behalf of West Valley City subject to approval of the final form of the Agreement by the City Manager and the City Attorney's Office.

PASSED, APPROVED and MADE EFFECTIVE this _____ day of _____, 2015.

WEST VALLEY CITY

MAYOR

ATTEST:

CITY RECORDER