

RESOLUTION 2012-06

A RESOLUTION DECLARING THAT TOOELE COUNTY DOES NOT INTEND TO IMPOSE A COUNTY OPTION FUNDING TAX FOR BOTANICAL, CULTURAL, RECREATIONAL, AND ZOOLOGICAL ORGANIZATIONS OR FACILITIES

WHEREAS, Utah Code Ann. §59-12-701 et. seq. and §59-12-1401 et. seq. allow counties and cities respectively to give electors the opportunity to express an opinion on the imposition of a local sales and use tax of .1% (one tenth of one percent) on certain transactions to fund botanical, cultural, recreational, and zoological organizations or facilities; and

WHEREAS, on February 10, 2012, Tooele City submitted to the County written notice of its interest to place before its voters an opinion question about such a tax; and

WHEREAS, counties have the option to preempt a city election in favor of a county election or can allow the city to proceed with a city election; and

WHEREAS, within 60 days after the County received Tooele City's notice of intent to submit the tax opinion question, the County must respond either with a written resolution stating that the County is not seeking to impose a tax or with written notice that the County will submit an opinion question to the residents of the County under Title 59 of the Utah Code, Part 7, County Option Funding for Botanical, Cultural, Recreational, and Zoological Organizations or Facilities for the County to impose a tax under that part; and

WHEREAS, the purpose of this Resolution is to give Tooele City notice that Tooele County does not intend to place the opinion question on the County ballots of the next regular primary election nor to seek to impose the tax.

NOW, THEREFORE, BE IT RESOLVED BY THE TOOELE COUNTY COMMISSION that Tooele County is not seeking to impose a tax under Utah Code Title 59,

Res. 2012-06

Part 7, "County Option Funding for Botanical, Cultural, Recreational, and Zoological Organizations or Facilities." It will not, therefore, place the opinion question on the County ballots of the next regular primary election.

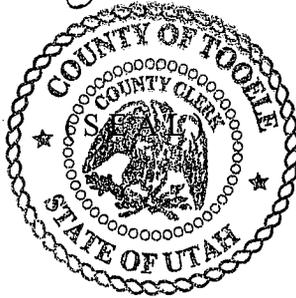
IN WITNESS WHEREOF, the Tooele County Commission, which is the legislative body of Tooele County, passed, approved, and enacted this resolution this 3rd day of April 2012.

ATTEST:

TOOELE COUNTY COMMISSION:


Marilyn K. Gillette, Clerk


Colleen S. Johnson, Chairman



Commissioner Johnson voted aye
Commissioner Clegg voted aye
Commissioner Hurst voted aye

APPROVED AS TO FORM:


DOUG HOGAN
Tooele County Attorney



February 10, 2012

Tooele County Commission
47 South Main Street
Tooele, UT 84074

RECEIVED

MAR 05 2012

PAR Tax Notice

Tooele County Attorney

Dear Commissioners:

Beginning April 1, 2005, Tooele City has collected a 1/10th of 1% sales tax, commonly called the PAR tax, to fund recreational facilities and cultural organizations. Since that time, Tooele has worked hard to put the PAR tax to work by actively promoting the arts and providing recreation amenities for Tooele residents, both city and county. Our success was made possible in part by your support for Tooele's PAR tax. For that we thank you.

Tooele City's ability to collect the PAR tax will end March 31, 2013. In order to continue and expand the programs and facilities the PAR tax has funded, it will be necessary for Tooele City voters to reauthorize the PAR tax, on the 2012 general election ballot, this time for a 10-year term. The City Council will shortly pass a resolution authorizing the question to be placed on the ballot. We ask you to support us now as you supported us before.

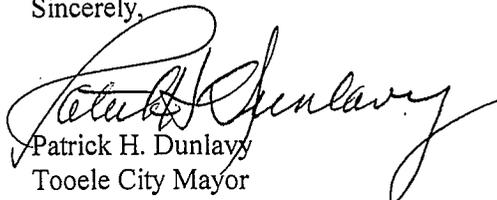
This Notice is required by Utah Code '59-12-1402(6), which indicates that within 60 days of receipt of this Notice, the County Commission must give to the City one of the following documents:

1. a written Resolution stating that the Commission is not seeking to impose the tax county-wide at this time; OR,
2. written notice that the Commission will submit the PAR tax question to the residents of the county on the 2012 ballot.

Since approval of Tooele's PAR tax, Tooele has established the Tooele City Arts Council, a flourishing organization that has provided public concerts, art classes, plays, musicals, dance performances, a children's theater, and other events for the enjoyment of the entire community. In addition, the PAR tax has improved Tooele's parks with pavilions, picnic tables, and bar-b-q stands. It would be tragic to lose so much artistic momentum should Tooele County not allow Tooele City to reauthorize the PAR tax.

The City Council looks forward to receiving from the Commission in the next couple of months the Resolution referenced above. Please send it to the Mayor's office. Thank you for your continuing support in this important endeavor.

Sincerely,


Patrick H. Dunlavy
Tooele City Mayor



Scott Wardle
Tooele City Council Chairman

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Tooele, Utah 84074-2191

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cc: Doug Hogan, Tooele County Attorney
Kathy Bell, Tooele City Parks and Recreation Director
Melodi Gochis, Tooele City Arts Council Chair