

STATE OF UTAH



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ADAM GARDINER
RECORDER, SALT LAKE COUNTY, UTAH
MILLCREEK CITY

OFFICE OF THE LIEUTENANT GOVERNOR BY: KRP, DEPUTY - MI & P.

CERTIFICATE OF CREATION

I, SPENCER J. COX, LIEUTENANT GOVERNOR OF THE STATE OF UTAH, HEREBY CERTIFY THAT there has been filed in my office a notice of creation of the MILLCREEK COMMUNITY REINVESTMENT AGENCY, dated March 26th, 2018, complying with Section 17C-1-201.5, 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 creation, referred to above, on file with the Office of the Lieutenant Governor pertaining to the MILLCREEK COMMUNITY REINVESTMENT AGENCY, located in Salt Lake County, State of Utah.

IN TESTIMONY WHEREOF, I have hereunto set my hand, and affixed the Great Seal of the State of Utah this 30th day of April, 2018 at Salt Lake City, Utah.



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

SPENCER J. COX
Lieutenant Governor

UTAH LIEUTENANT GOVERNOR SPENCER J. COX
NOTICE OF IMPENDING BOUNDARY ACTION
CREATION OF THE MILLCREEK COMMUNITY REINVESTMENT AGENCY

The undersigned as Mayor of a community legislative body in which a proposed community reinvestment agency is created pursuant to Utah Code Ann. §§ 17C-1-201.5 and 67-1a-6.5, hereby submits to the Lieutenant Governor this Notice of Impending Boundary Action for the Millcreek Community Reinvestment Agency.

SECTION ONE

The name of the new local entity shall be the Millcreek Community Reinvestment Agency (“Agency”).

SECTION TWO

The boundary action for which an applicable certificate is sought is the creation of the Agency which is a new community reinvestment agency created pursuant to Title 17B of the Utah Code.

SECTION THREE

The boundaries of the Agency are, and shall always be, coterminous with the boundaries of Millcreek the entity that created the Agency. A copy of the approved local entity plat will be submitted by the Salt Lake County Surveyor.

SECTION FOUR

Pursuant to Utah Code Ann. § 67-1a-6.5(3)(d) attached is the required letter from the Utah State Retirement Office.

SECTION FIVE

Pursuant to Utah Code Ann. § 67-1a-6.5 (3)(e), the Mayor hereby certifies all requirements applicable to the boundary action have been met.

Signed and dated this 26th day of March, 2018.

Jeff
Jeff Silvestrini, Mayor

State of Utah)
§
County of Salt Lake)

SUBSCRIBED AND SWORN to before me this 26 day of March, 2018 by

Jeff Silvestrini

Witness my hand and official seal

Telitha Elyse Greiner
Notary Public



MILLCREEK, UTAH
ORDINANCE NO. 18-19

AN ORDINANCE CREATING THE MILLCREEK COMMUNITY REINVESTMENT AGENCY

WHEREAS, the Millcreek Council (“Council”) met in regular session on March 26, 2018, to consider, among other things, approving an ordinance creating the Millcreek Community Reinvestment Agency; and

WHEREAS, Utah Code Ann. § 17C-1-201.5 authorizes the legislative body of a municipality to create a community reinvestment agency; and

WHEREAS, the Council is a legislative body of a municipality as contemplated in Utah Code Ann. § 17C-1-2015 and is authorized to create a community reinvestment agency; and

WHEREAS, the Council finds that it is in the best interests of the inhabitants of the City to create a community reinvestment agency.

NOW, THEREFORE, BE IT ORDAINED AS FOLLOWS:

1. Pursuant to Utah Code Ann. § 17C-1-201.5 the Council hereby creates a community reinvestment agency (“Agency”).
2. The Agency shall be created and take effect upon completion of all proceedings required by law and approval and certification by the Utah Lieutenant Governor in accordance with Utah Code Ann. § 67- 1a- 6. 5 and shall operate on a fiscal year from July 1 to the following June 30.
3. The name of the Agency shall be the Millcreek Community Reinvestment Agency.
4. The Agency’s boundaries are, and shall always be, coterminous with the boundaries of Millcreek.
5. The Agency will be vested with all the powers set forth in Utah Code Ann. § 17C-1-101 et seq.
6. The governing board of the Agency may adopt rules of order and procedure for the operation and governance of the Agency.
7. The Mayor is hereby authorized and directed to sign and verify a notice of impending boundary action certifying that all statutory requirements applicable to the creation of the Agency have been satisfied. A copy the Notice of Impending Boundary Action is attached hereto.

PASSED AND APPROVED this 26th day of March 2018.



MILLCREEK

By: 
Jeff Silvestrini, Mayor

ATTEST:

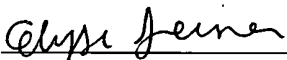

Elyse Greiner, CMC, City Recorder

Roll Call Vote:		
Silvestrini	<input checked="" type="radio"/> Yes	<input type="radio"/> No
Marchant	<input checked="" type="radio"/> Yes	<input type="radio"/> No
Jackson	<input checked="" type="radio"/> Yes	<input type="radio"/> No
Catten	<input checked="" type="radio"/> Yes	<input type="radio"/> No
Uipi	<input checked="" type="radio"/> Yes	<input type="radio"/> No

CERTIFICATE OF POSTING

I, the duly appointed recorder for Millcreek, hereby certify that:
ORDINANCE 18-19: AN ORDINANCE CREATING THE MILLCREEK COMMUNITY REINVESTMENT AGENCY
was passed and adopted the 26 day of March 2018 and certifies that copies of the foregoing Ordinance 18-19 were posted in the following locations within the municipality this 27 day of March, 2018.

1. Millcreek City Office, 3330 S. 1300 E., Millcreek, UT 84106
2. Millcreek Community Center, 2266 E. Evergreen Ave., Millcreek, UT 84109
3. Calvin S. Smith Library, 810 E. 3300 S., Millcreek, UT 84106


Elyse Greiner, City Recorder

Utah Retirement Systems

Retirement Office
560 East 200 South
Salt Lake City, UT 84102-2021
(801) 366-7700
(800) 365-8772 Toll Free
(801) 366-7734 Fax
www.urs.org
DANIEL D. ANDERSEN
Executive Director

Public Employees Health Program
560 East 200 South
Salt Lake City, UT 84102-2004
(801) 366-7500
(800) 365-8772 Toll Free
(801) 366-7596 Fax
www.pehp.org
R. CHET LOFTIS
Director

April 11, 2018

Millcreek Community Reinvestment Agency
c/o John Brems
3330 South 1300 East
Millcreek, UT 84106

Re: Eligibility for Participation of a Newly Created Entity in the Utah State Retirement Systems

Dear Millcreek Community Reinvestment Agency:

When a governmental entity is being incorporated or created, Utah law requires the Utah State Retirement Office ("Office") to provide a letter to that entity identifying the potential provisions under Utah Code Title 49, Utah State Retirement and Insurance Benefit Act ("Retirement Act"), with which it shall comply. *See* Utah Code Ann. § 67-1a-6.5(3)(d). This letter serves as the official notice for the Millcreek Community Reinvestment Agency, a newly created Utah Community Reinvestment Agency.

Based upon the information provided, the Office has determined that Millcreek Community Reinvestment Agency is an "employer" under the Retirement Act as a political subdivision of the state by virtue of its status as a limited purpose local government entity under Utah Code Title 17C. Accordingly, the Millcreek Community Reinvestment Agency must comply with the participation requirements of the Retirement Act.

This does not mean that the Millcreek Community Reinvestment Agency must provide retirement benefits to its employees. However, at the present time and throughout the future, the **Millcreek Community Reinvestment Agency is required by law to participate with URS if and when it offers any type of retirement benefit to its employees.**

The Millcreek Community Reinvestment Agency may not currently have employees or may have not yet elected to provide a retirement benefit to its employees. Please be aware, it is not the obligation of the Office to monitor the activities of the Millcreek Community Reinvestment Agency. **By law, it is the Millcreek Community Reinvestment Agency's obligation to apply for membership with URS if and when it chooses to provide a retirement benefit to its employees.**

Once the Millcreek Community Reinvestment Agency begins participation with URS, its public employees will be covered under either the Tier I or Tier II public employee retirement systems, as described in the Retirement Act. If the Millcreek Community Reinvestment Agency employs public safety or firefighter service employees, those employees will be covered under the separate Tier I or Tier II systems for public safety and/or firefighter service employees described in the Retirement Act.

In addition, participating employers of URS are required by Section 49-11-606 to "cover all employees eligible for service credit under this title." As such, once admitted as a participating employer, the Millcreek Community Reinvestment Agency will be required to cover all eligible employees, pursuant to the eligibility rules found in the Retirement Act.

Please note that the above-referenced laws are those used to determine eligibility for participation, and are not the only laws with which a participating employer must comply. Participating employers are required to "inform themselves of their rights and obligations" under Title 49 and should become familiar with all provisions of the Retirement Act. Once the Millcreek Community Reinvestment Agency is admitted into the System, URS provides education about the requirements with which Millcreek Community Reinvestment Agency must comply as a participating employer.

Additionally, please be aware that should the Millcreek Community Reinvestment Agency fail to participate with URS while offering another retirement benefit to its employees, Millcreek Community Reinvestment Agency's employees may have a claim against it for service credit under the Retirement Act, which the Office is required to enforce. Under the Retirement Act, such a claim would include all past employer contributions, interest, and in some cases, penalties. See Utah Code Ann. § 49-11-601(3).

Please do not hesitate to contact me if you have any questions.

Sincerely,

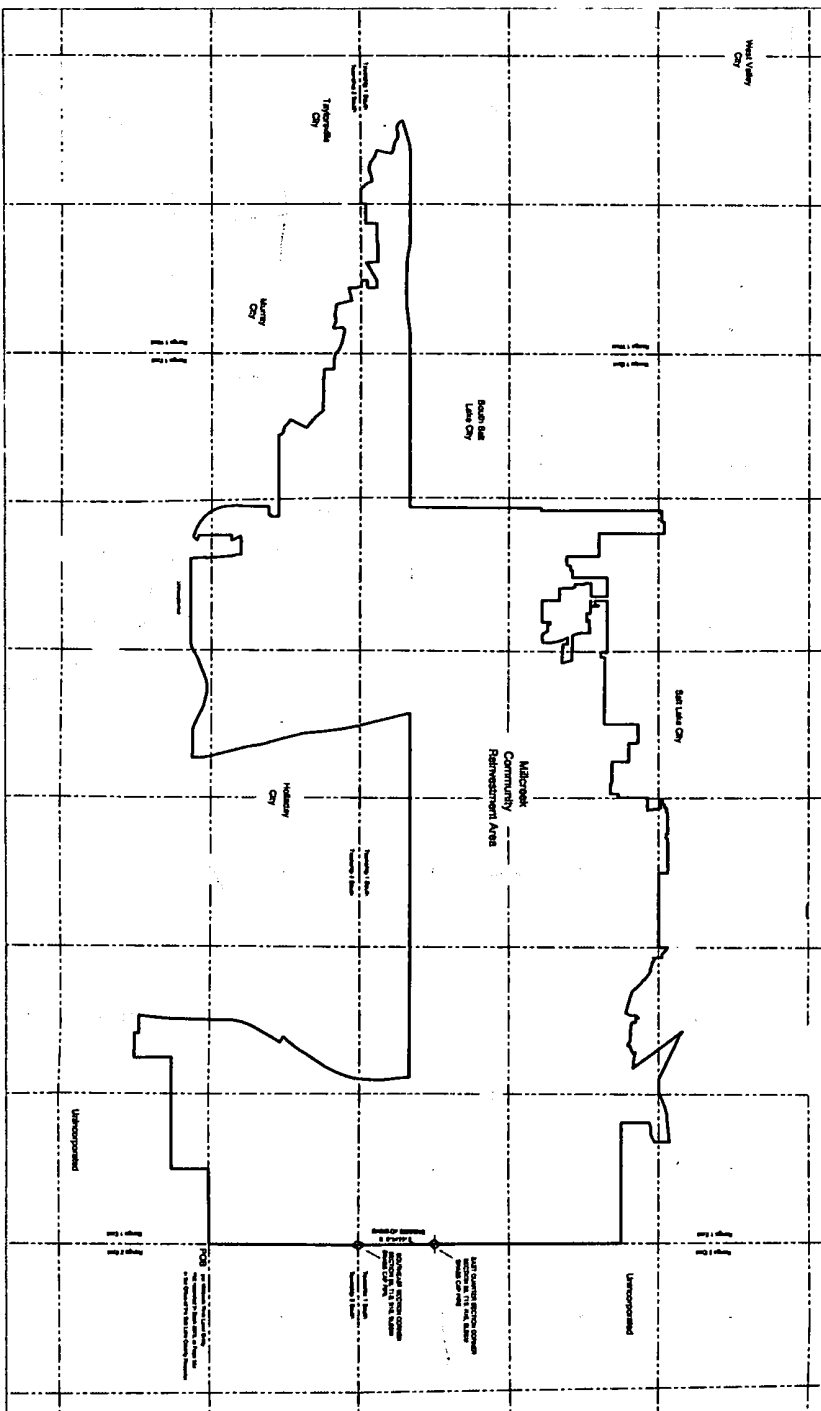


Matthew K. Judd
Employer Services Director
Utah State Retirement Office

FINAL LOCAL ENTITY PLAT

MILLCREEK COMMUNITY REINVESTMENT AGENCY

LOCATED IN SECTIONS 35 & 36, TOWNSHIP 1 SOUTH, RANGE 1 WEST,
 SECTIONS 20, 22-29, 31-36, TOWNSHIP 1 SOUTH, RANGE 1 EAST, SECTION 1, TOWNSHIP
 2 SOUTH, RANGE 1 WEST, SECTIONS 1, 2, 4-6, 8, 9, 11 & 12, TOWNSHIP 2 SOUTH,
 RANGE 1 EAST, SALT LAKE BASE AND MERIDIAN, SALT LAKE COUNTY, UTAH



MILLCREEK COMMUNITY REINVESTMENT AGENCY DESCRIPTION:

The area existing in the jurisdiction of the Millicreek Community Reinvestment Agency and which is located in the County of Salt Lake County, Utah, Salt Lake City and contains all unincorporated areas within the County of Salt Lake County, Utah, Salt Lake City and South Salt Lake City and all the land within the Millicreek Community Reinvestment Agency in Sections 1, 2, 4-6, 8, 9, 11 & 12 of Township 2 South, Range 1 East, Sections 1, 2, 4-6, 8, 9, 11 & 12 of Township 1 South, Range 1 West, and Sections 1, 2, 4-6, 8, 9, 11 & 12 of Township 1 South, Range 1 East of the Salt Lake Base and Meridian. The jurisdiction boundary of said Millicreek Community Reinvestment Agency is shown on this plat and is subject to the final local entity being the necessary steps to be taken to incorporate the same as a city, town or village in the County of Salt Lake County, Utah.

NARRATIVE

1. The purpose of this Final Local Entity Plat is to establish and delineate the boundary of the Millicreek Community Reinvestment Agency in the County of Salt Lake County, Utah, Salt Lake City and South Salt Lake City and to provide for the incorporation of the same as a city, town or village in the County of Salt Lake County, Utah, Salt Lake City and South Salt Lake City.

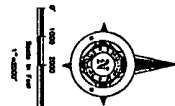
DATE OF BEARING

The date of bearing for this plat is the date of the survey of the Salt Lake Base and Meridian and the Survey of the Salt Lake City and South Salt Lake City and the Survey of the Salt Lake City and South Salt Lake City.

SUPERVISOR CERTIFICATE

I, John D. Kenamer, P.L.S., Professional Land Surveyor in the State of Utah, do hereby certify that the above described plat is a true and correct copy of the original plat as the same was filed in my office and that the same is in accordance with Sections 17-20-21 of the Utah Code and that the same is a true and correct copy of the original plat as the same was filed in my office.

John D. Kenamer, P.L.S.
 Professional Land Surveyor
 State of Utah
 License No. 79800-2011



LEGEND	
	Major Arterial Community Reinvestment Agency Boundary
	Township and Range Line
	Section Line
	Salt Channel
	County Section Boundary

Prepared by
John D. Kenamer, P.L.S.
 2001 S. State St. #101-400
 Salt Lake City, Utah 84140-0350
 (353) 483-8240

SALT LAKE COUNTY SURVEYOR
 Approved the 25th Day of April 2014
[Signature]
 SALT LAKE COUNTY SURVEYOR

MILLCREEK MAYOR
 Approved the 25th Day of April 2014
[Signature]
 MILLCREEK COMMUNITY REINVESTMENT AGENCY

SALT LAKE COUNTY RECORDER
 Registered in the County of Salt Lake, recorded and filed in the Recorder of
 Salt Lake County, Utah, on this 25th day of April 2014.
 DATE: _____ TIME: _____ BOOK: _____ PAGE: _____
 FEE: _____