

STATE OF UTAH



OFFICE OF THE LIEUTENANT GOVERNOR

CERTIFICATE OF CREATION

I, Deidre M. Henderson, Lieutenant Governor of the State of Utah, hereby certify that there has been filed in my office a notice of creation for the CITY OF KEARNS COMMUNITY REINVESTMENT AGENCY located in CITY OF KEARNS, dated JUNE 5, 2025, complying with §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 CITY OF KEARNS 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 13th day of June, 2025 at Salt Lake City, Utah.

A handwritten signature in black ink, reading "Deidre M. Henderson".

DEIDRE M. HENDERSON
Lieutenant Governor

UTAH LT. GOVERNOR'S OFFICE
Utah State Capitol
350 N. State Street, Suite 200
P.O. Box 142220
Salt Lake City, UT 84114-2220

NOTICE OF IMPENDING BOUNDARY ACTION
Creation of the City of Kearns Community Reinvestment Agency

Please take notice of the creation of the *City of Kearns Community Reinvestment Agency* (the “Agency”) as authorized by Utah Code Title 17C, the Limited Purposes Local Government Entities – Community Reinvestment Agency Act (the “Act”), and specifically Utah Code Ann. § 17C-1-201.5. The Agency was created by Ordinance No. 2025-O-06 adopted on the 10th day of March 2025, by the Kearns City Council.

Pursuant to Utah Code Ann. § 17C-1-201.5(2)(b), and Ordinance No. 2025-O-06, the boundaries of the Agency are, and shall always be, coterminous with the boundaries of the City.

The Agency and all of its officers and employees will be governed by the Act and by Bylaws as adopted and amended from time to time by the governing body of the Agency. The Bylaws will be available for public review upon reasonable request.

As required by Utah Code Ann. § 67-1a-6.5(3)(e)(i), we certify that the City of Kearns has met all of the requirements for creation of the Agency. Accordingly, we request that you issue a certificate of creation for the Agency under Utah Code Ann. § 17C-1-201.5(2)(a)(ii) and § 67-1a-6.5(2).

CITY OF KEARNS, UTAH

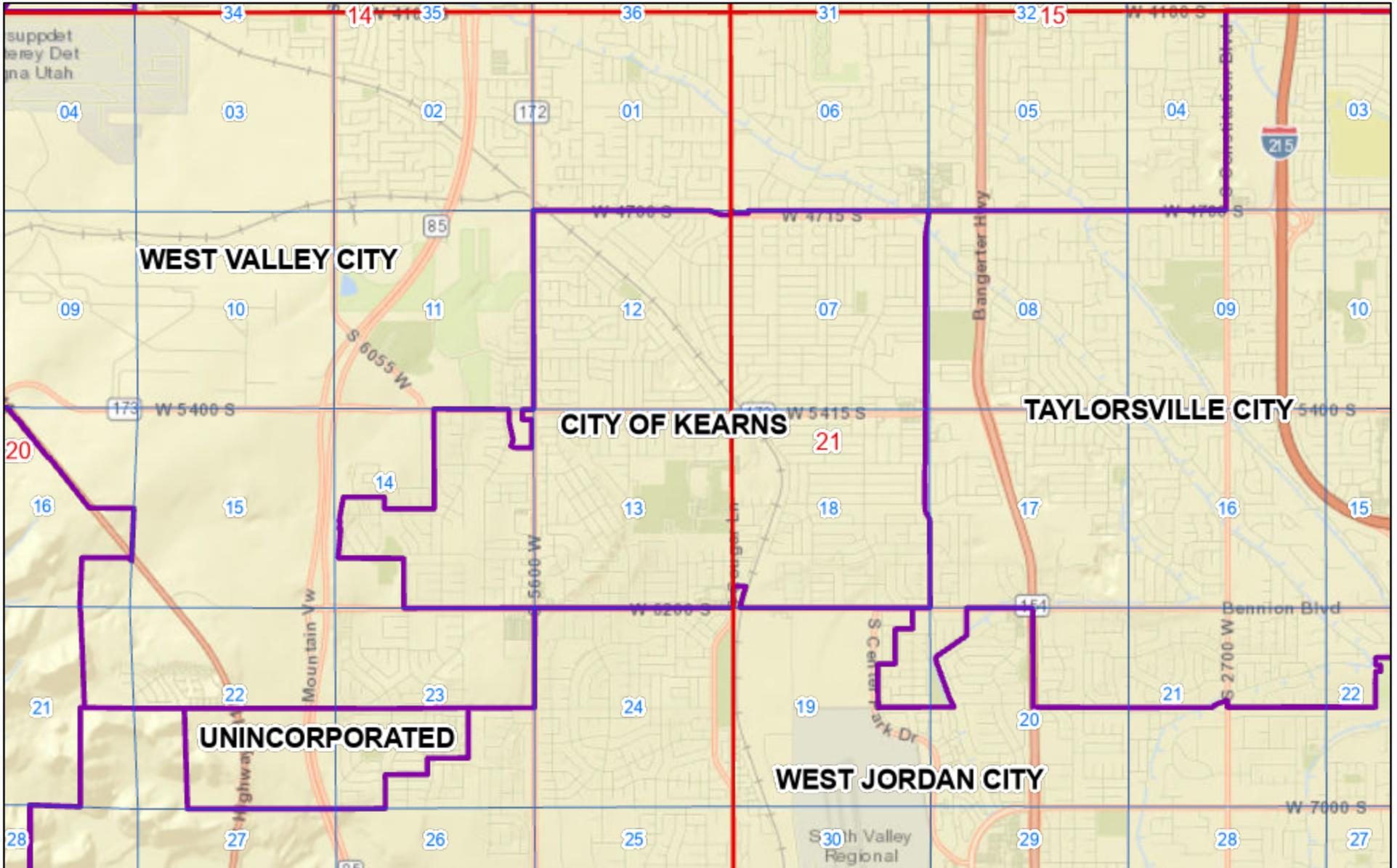


Diana Baun, City Recorder

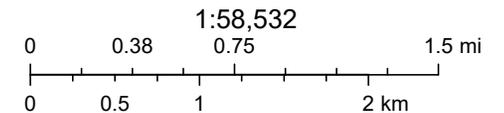


Kelly Bush, Mayor

City of Kearns Boundary



May 14, 2025



Esri, HERE, Earthstar Geographics, County of Salt Lake, Bureau of Land Management, Utah AGRC, Esri, HERE, Garmin, INCREMENT P, NGA,

This map was created by the office of the Salt Lake County Assessor, in

The information depicted here is to be taken as an approximate fit in regards to the spatial position of the layers presented. This map is not intended to represent an actual field Survey of, nor establish the actual relation between, any of the layers depicted here.



ADAM S. LONG
along@shutah.law

June 4, 2025

UTAH LT. GOVERNOR'S OFFICE
Utah State Capitol
350 N. State Street, Suite 200
P.O. Box 142220
Salt Lake City, UT 84114-2220

Re: Creation of the City of Kearns Community Reinvestment Agency

To Whom it May Concern:

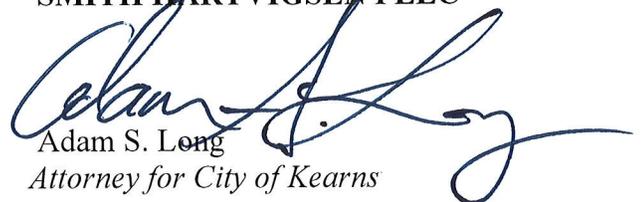
The Kearns City Council recently adopted an ordinance creating the City of Kearns Community Reinvestment Agency. Utah Code § 17C-1-201.5 requires the City to file a “a notice . . . of an impending boundary action, as defined in Section 67-1a-6.5, that meets the requirements of Subsection 67-1a-6.5(3).”

The notice of impending boundary action requires a letter from the Utah State Retirement Office only “if the boundary action is an impending incorporation or creation of a local entity that may result in the employment of personnel” (Utah Code § 67-1a-6.5(3)(d)).

The creation of the City of Kearns Community Reinvestment Agency will not result in the employment of personnel, thus the notice of impending boundary action is complete without a letter from the Utah State Retirement Office. Please process the notice from Kearns and issue the certificate of creation for the City of Kearns Community Reinvestment Agency.

Please contact me with any questions at (801) 413-1600.

Sincerely,
SMITH HARTVIGSEN PLLC



Adam S. Long
Attorney for City of Kearns

KEARNS CITY COUNCIL

ORDINANCE NO. 2025-O-06

DATE: March 10, 2025

**AN ORDINANCE CREATING THE CITY OF KEARNS COMMUNITY
REINVESTMENT AGENCY**

WHEREAS, the City Council of Kearns, Utah (respectively, the “**Council**” and “**Kearns**”) has determined that it is in the best interest of Kearns to undertake project area development in such areas of Kearns as may become necessary or desirable; and

WHEREAS, the Council intends that project area development and related activities be undertaken within Kearns be carried out in accordance with the provisions of Title 17C of the Utah Code, the “Limited Purpose Local Government Entities – Community Reinvestment Agency Act” as amended and under any successor statutes (the “**Act**”); and

WHEREAS, Section 17C-1-201.5 of the Act authorizes the legislative body of a community to create a community reinvestment agency for the purposes of undertaking or promoting economic development within the geographic boundaries of the agency, which shall be coterminous with the boundaries of the community creating the agency, or as otherwise provided by the Act.

NOW, THEREFORE, BE IT ORDAINED BY THE KEARNS CITY COUNCIL AS FOLLOWS:

Section 1. Pursuant to the provisions of Section 17C-1-201.5 of the Act, the Council hereby creates a community reinvestment agency (the “**Agency**”), contingent upon the issuance by the Utah Lieutenant Governor of a certificate of creation under Section 67-1a-6.5 of the Utah Code.

Section 2. The official name of the Agency is the “City of Kearns Community Reinvestment Agency.”

Section 3. The geographic boundaries of the Agency are and will be coterminous with the geographic boundaries of Kearns.

Section 4. Upon creation, the Agency will be vested with all the powers set forth in the Act, as may be amended from time to time, and as otherwise provided by law.

Section 5. The governing body of the Agency will be a Board consisting of the members of the Council as may serve from time to time on the Council (the “**Agency Board**”). Any change in the composition of the Council will automatically and without any further action required constitute a similar change in the composition of the Agency Board.

Section 6. The Council, acting as the Agency Board, will have the power to adopt and amend governing documents for the Agency.

Section 7. Within ten (10) days of the adoption of this Ordinance, Kearns will cause to be prepared and filed with the Utah Lieutenant Governor a notice of impending boundary action (the “Notice”) as required by Section 17C-1-201.5(2)(a) of the Act. The Notice must comply with the requirements of Utah Code Ann. Section 67-1a-6.5(3). The appropriate officials of Kearns are authorized and directed to sign and seal the Notice upon its proper preparation.

Section 8. Upon the issuance by the Utah Lieutenant Governor of a certificate of creation under Utah Code Ann. Section 67-1a-6.5, the Agency will be created and incorporated. Upon the Utah Lieutenant Governor’s issuance of a certificate of creation, Kearns Recorder will submit or cause to be submitted to the County Recorder the original Notice, the original certificate of creation, and a certified copy of this Ordinance.

Section 9. The Mayor and Kearns staff are authorized and directed to take such actions as may be necessary to implement this ordinance.

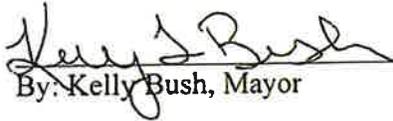
Section 10. This ordinance shall take effect as soon as it is posted pursuant to Utah Code §10-3-711, deposited, and recorded in the office of the Kearns City Recorder.

[Execution on following page]

**SUMMARY OF
CITY OF KEARNS
ORDINANCE NO. 2025-O-06**

On March 10, 2025, the Kearns City Council enacted Ordinance No. 2025-O-06 to create the City of Kearns Community Reinvestment Agency in accordance with Title 17C of the Utah Code.

CITY OF KEARNS


By: Kelly Bush, Mayor

ATTEST:


Diana Baun, City Recorder

APPROVED AS TO FORM:

DocuSigned by:

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Nathan Bracken
City Attorney

Voting:

Council Member Bush	voting	<u>yes</u>
Council Member Butterfield	voting	<u>yes</u>
Council Member Peterson	voting	<u>yes</u>
Council Member Schaeffer	voting	<u>yes</u>
Council Member Snow	voting	<u>yes</u>

A complete copy of Ordinance No 2025-O-06 is available in the office of the Kearns City Recorder, 2001 South State Street, N2-700, Salt Lake City, Utah.

ADOPTED AND APPROVED at a duly called meeting of the Kearns City Council on this 10th day of March 2025.

CITY OF KEARNS


By: Kelly Bush, Mayor

ATTEST:

APPROVED AS TO FORM:


Diana Baun, City Recorder

DocuSigned by:

4D94DA711A84CB...
Nathan Bracken
City Attorney

Voting:

Council Member Bush	voting	<u>yes</u>
Council Member Butterfield	voting	<u>yes</u>
Council Member Peterson	voting	<u>yes</u>
Council Member Schaeffer	voting	<u>yes</u>
Council Member Snow	voting	<u>yes</u>

(Complete as Applicable)
 Date ordinance summary was published on the Utah Public Notice Website per Utah Code §10-3-711: March 13, 2025
 Effective date of ordinance: March 13, 2025