

**A RESOLUTION BY THE TOWN COUNCIL OF BLUFF, UTAH SUPPORTING
TRANSFER OF FUNDS HELD FOR SAFEKEEPING TO THE BLUFF SERVICE AREA**

WHEREAS, the Town of Bluff (Town) and the Bluff Service Area (BSA) entered into an Agreement to Transfer Assets (Agreement) from the BSA to the Town in contemplation of the Bluff Service Area's future dissolution in 2020;

WHEREAS, those assets include cash accounts held by Wells Fargo Bank, NA (Bank); most of those accounts were transferred to the Town in 2019;

WHEREAS, the BSA retained one account (Account) earmarked for operational purposes during the dissolution process;

WHEREAS, the BSA became aware of a security breach that could impact that Account;

WHEREAS, the BSA retained a small sum of operational money from that Account but on April 2, 2020 transferred \$60,000 to the Town for safekeeping;

WHEREAS, the BSA is working with the Bank to cure the potential breach;

WHEREAS, the projected date for a vote on dissolution of the BSA was anticipated to be held in the June 2020 election but it is now anticipated to be held in the November 2020 election which may result in increased financial needs for the Bluff Service Area;

WHEREAS, pursuant to the terms of the Agreement, upon dissolution of the BSA, all remaining assets are to be transferred to the Town;

WHEREAS, the BSA has requested that the \$60,000 held by the Town for safekeeping be transferred back to the BSA once the Bank establishes the new account; and

WHEREAS, the BSA will have the use of those funds to meet its budget until dissolution and, once dissolved, the remainder of the funds will be subject to the terms of the Agreement and transferred to the Town.

THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF BLUFF, UTAH:

SECTION 1. Support for Transfer of \$60,000 to the BSA. The town council supports the return of the BSA's \$60,000 that has been held by the Town for safekeeping. Subject to the Agreement, upon dissolution, the remainder of that account shall be transferred to the Town.

