



RESOLUTION 08-04-2011
A RESOLUTION TO ENTER INTO AN AGREEMENT WITH
THE UTAH STATE TAX COMMISSION
FOR THE COLLECTION OF
MUNICIPAL ENERGY SALES AND USE TAX.

WHEREAS, Utah Code Section 10-1-305 requires a municipality to enter into an agreement with the Utah State Tax Commission on or before the effective date of the municipality's ordinance imposing the municipal energy sales and use tax; and

WHEREAS, Santaquin City, a political subdivision of the State of Utah, has passed said ordinance imposing the municipal energy sales and use tax; and

WHEREAS, the purpose of this resolution is to enter into an agreement with the Utah State Tax Commission to ensure that the municipal energy sales and use tax is appropriately imposed and collected

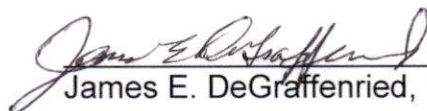
NOW THEREFORE, BE IT RESOLVED by the City Council of Santaquin, Utah, that the City enter into the attached agreement for the collection of municipal energy sales and use tax with the Utah State Tax Commission.

(See attached)

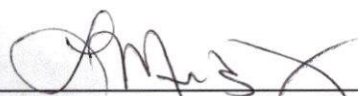
ADOPTED AND PASSED by the City Council of Santaquin City, Utah, this 24th day of August, 2011.



SANTAQUIN CITY


James E. DeGraffenried, Mayor

Attest


Linda Midgley, Deputy City Recorder

AN AGREEMENT BETWEEN
THE UTAH STATE TAX COMMISSION AND
SANTAQUIN CITY, A MUNICIPALITY WITHIN THE STATE OF UTAH
THAT HAS IMPOSED THE MUNICIPAL ENERGY SALES AND USE TAX

This Agreement is made by and between the Utah State Tax Commission (hereinafter "Commission") and Santaquin City (hereinafter "Santaquin").

WHEREAS, Utah Code Section 10-1-305 requires Santaquin to enter into an Agreement with the Commission on or before the effective date of Santaquin's ordinance imposing the municipal energy sales and use tax; and

WHEREAS, the purpose of the Agreement is to ensure that the municipal energy sales and use tax is appropriately imposed and collected

NOW THEREFORE, Commission and Santaquin do hereby agree as follows:

1. Santaquin has adopted an ordinance to impose the municipal energy sales and use tax under Title 10, Chapter 1, Part 2.
2. Commission shall transmit monies collected under the municipal energy sales and use tax monthly by electronic funds transfer to Santaquin.
3. Commission shall conduct audits of the municipal energy sales and use tax with the same frequency and diligence as it does with the state sales and use tax.
4. Commission shall charge Santaquin for the Commission's services in an amount sufficient to reimburse Commission for Commission's cost of administering, collecting, and enforcing the municipal energy sales and use tax. Commission's charge to Santaquin may not exceed the amount prescribed under Section 59-12-206.
5. Commission shall collect, enforce, and administer the municipal energy sales and use tax pursuant to the same procedures used in the administration, collection, and enforcement of the state sales and use tax as provided in Utah Code Section 10-1-307.
6. This Agreement shall be in effect for a term of one year from the effective date and shall be automatically renewed from year to year unless one of the parties gives written notice of termination at least two months prior to the end of the term. The effective date of this Agreement shall be the first day of January, April, July, or October following the notice required under Section 10-1-304.

This Agreement shall take effect on August 25, 2011.

FOR THE UTAH STATE TAX COMMISSION

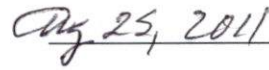
(Name/Position)

Date Signed

FOR SANTAQUIN CITY

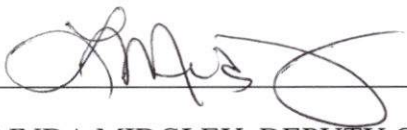


JAMES E. DEGRAFFENRIED, MAYOR



Date Signed

ATTEST:




LINDA MIDGLEY, DEPUTY CITY RECORDER



This Agreement shall take effect on August 25, 2011.

FOR THE UTAH STATE TAX COMMISSION


Eric Dir

8/31/2011

(Name/Position)

Date Signed

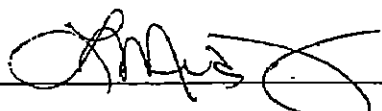
FOR SANTAQUIN CITY


JAMES E. DEGRAFFENRIED, MAYOR

Aug 25, 2011

Date Signed

ATTEST:


LINDA MIDGLEY, DEPUTY CITY RECORDER