



RESOLUTION NO. 11-06-06

A RESOLUTION OF THE BOARD OF SUPERVISORS OF GILA COUNTY, ARIZONA, AFFIRMING ITS DESIRE TO PARTICIPATE IN THE CREATION OF A HIGHER EDUCATION SEPARATE LEGAL ENTITY (SLE), APPROVING THE CONCEPTUAL FRAMEWORK SET FORTH IN THE DRAFT INTERGOVERNMENTAL AGREEMENT CREATING SUCH HIGHER EDUCATION SLE, AND AUTHORIZING THE COUNTY MANAGER TO WORK WITH THE TOWN OF PAYSON AND THE TOWN OF STAR VALLEY IN DRAFTING A FINAL VERSION OF THE INTERGOVERNMENTAL AGREEMENT FOR THE BOARD OF SUPERVISORS' CONSIDERATION.

WHEREAS, GILA COUNTY may enter into agreements with other governmental entities to form separate legal entities pursuant to A.R.S. §§11-951 and 11-952; and

WHEREAS, a separate legal entity has the powers specified by statute and the agreement creating such separate legal entity; and

WHEREAS, a separate legal entity is a political subdivision of the State of Arizona and in its own name has powers, rights, and immunities as set forth in A.R.S. §11-952.02; and

WHEREAS, a separate legal entity is legally separate and distinct from its members, and its members are not liable for the actions and/or debts of the separate legal entity except as set forth in the documents creating such separate legal entity; and

WHEREAS, a conceptual framework for a Higher Education Separate Legal Entity involving Gila County, the Town of Payson, and the Town of Star Valley has been discussed; and

WHEREAS, pursuant to such conceptual framework, an Intergovernmental Agreement for the creation of a Higher Education Separate Legal Entity needs to be drafted,

NOW, THEREFORE, BE IT RESOLVED that the Gila County Board of Supervisors, **DOES HEREBY RESOLVE AS FOLLOWS:**

Section 1. That GILA COUNTY, pursuant to A.R.S. §11-952.02, desires to participate in the creation of a Higher Education Separate Legal Entity.

Section 2. That the conceptual framework creating such Higher Education Separate Legal Entity among Gila County, the Town of Payson, and the Town of Star Valley needs to be drafted by the staff and attorney of each agency.

Section 3. That the County Manager is authorized to work with the Town of Payson and the Town of Star Valley in drafting an Intergovernmental Agreement and bring back to the Board of Supervisors a final version for consideration.

PASSED AND ADOPTED this 28th day of June 2011, at Globe, Gila County, Arizona

Attest:

GILA COUNTY BOARD OF SUPERVISORS

Marian Sheppard
Chief Deputy Clerk of the Board

Michael A. Pastor, Chairman

Approved as to form:

Bryan Chambers
Chief Deputy County Attorney