



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 boundary change for the AUTO MALL & RETAIL PUBLIC INFRASTRUCTURE DISTRICT located in SALT LAKE COUNTY, dated MAY 8, 2023, complying with Section §17D-4-201, 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 boundary change, referred to above, on file with the Office of the Lieutenant Governor pertaining to the AUTO MALL & RETAIL PUBLIC INFRASTRUCTURE DISTRICT, 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 8th day of May, 2023 at Salt Lake City, Utah.

DEIDRE M. HENDERSON
Lieutenant Governor

NOTICE OF SPECIAL MEETING

TO THE MEMBERS OF THE BOARD OF TRUSTEES OF THE AUTO MALL & RETAIL PUBLIC INFRASTRUCTURE DISTRICT:

NOTICE IS HEREBY GIVEN that a special meeting of the Board of Trustees of the Auto Mall & Retail Public Infrastructure District will be held at 4:00 p.m. on April 24, 2023, for the purpose of considering the annexation and withdrawal of certain property within the district and for the transaction of such other business incidental to the foregoing as may come before said meeting.

Heather McDougald

Clerk

ACKNOWLEDGMENT OF NOTICE
AND CONSENT TO SPECIAL MEETING

We, the members of the Board of Trustees of the Auto Mall & Retail Public Infrastructure District, do hereby acknowledge receipt of the foregoing Notice of Special Meeting, and we hereby waive any and all irregularities, if any, in such notice and in the manner of service thereof upon us and consent and agree to the holding of such special meeting at the time and place specified in said notice, and to the transaction of any and all business which may come before said meeting.

[Signature]

Chair

[Signature]

Vice Chair

Heather McDougald

Secretary/Clerk

April 24, 2023

The Board of Trustees (the "Board") of the Auto Mall & Retail Public Infrastructure District, held a special meeting on April 24, 2023, at the hour of 4:00 p.m., with the following members of the Board being present:

James Horsley	Chair
Heather McDougald	Secretary/Clerk

Also present:

Matt Ence	General Counsel
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Absent:

Larry Myler	Vice Chair/Treasurer
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After the meeting had been duly called to order and after other matters not pertinent to this resolution had been discussed, the Secretary/Clerk presented to the Board a Certificate of Compliance with Open Meeting Law with respect to this April 24, 2023, meeting, a copy of which is attached hereto as Exhibit A.

The following resolution was then introduced in written form, was fully discussed, and pursuant to motion duly made by James Horsley and seconded by Heather McDougald, was adopted by the following vote:

AYE: Unanimous

NAY:

The resolution is as follows:

RESOLUTION NO. 2023-08A

A RESOLUTION OF THE BOARD OF TRUSTEES (THE "BOARD") OF AUTO MALL & RETAIL PUBLIC INFRASTRUCTURE DISTRICT (THE "DISTRICT") TO ADJUST DISTRICT BOUNDARIES; AUTHORIZING OTHER DOCUMENTS IN CONNECTION THEREWITH; AUTHORIZING THE PUBLICATION OF NOTICE OF THIS RESOLUTION; AND RELATED MATTERS

WHEREAS, petitions (the "Petitions") were filed with the District requesting and consenting to the adjustment of district boundaries pursuant to Utah Code §17D-4-201(3)(a) and (4)(a) of the Public Infrastructure District Act, Title 17D, Chapter 4 of the Utah Code (the "PID Act") and relevant portions of the Limited Purpose Local Government Entities - Local Districts, Title 17B (together with the PID Act, the "Act"); and

WHEREAS, the Petitions contain the consenting signatures of 100% of the surface property owners (hereafter the "Property Owners") within the areas affected by the boundary adjustments; and

WHEREAS, there are no registered voters within the areas to be annexed to or withdrawn from the District;

WHEREAS, the new boundary of the district to be approved under this resolution is particularly described in this Resolution below and is hereafter referred to as the "New Boundary"; and

WHEREAS, with the filing of the Petitions, the Act allows the District to amend the boundary of the District by adopting a resolution, provided that the governing document of the District allows for annexation and withdrawal; and

WHEREAS, the District's governing document (hereafter the "Governing Document") defines an annexation area within which the District may annex property without seeking further consent or approval from the District's creating entity; and

WHEREAS, the property to be added to the District's boundary is within the allowable future annexation area as defined in the Governing Document; and

WHEREAS, the Governing Document also provides that the District may withdraw property from its boundary without seeking further consent or approval from the District's creating entity; and

WHEREAS, pursuant to the requirements of the Act, there shall be signed, authenticated, and submitted to the Office of the Lieutenant Governor of the State of Utah a Notice of Boundary Action attached hereto as Exhibit B (the "Boundary Notice") and Final Local Entity Plat to be attached thereto upon finalization as Exhibit C (the "Amended Plat").

NOW, THEREFORE, BE IT RESOLVED BY THE DISTRICT, AS FOLLOWS:

1. Terms defined in the foregoing recitals shall have the same meaning when used herein. All action heretofore taken (not inconsistent with the provisions of this Resolution) by the Board and by officers of the Board directed toward the boundary adjustment, are hereby ratified, approved and confirmed.

2. The new boundary of the District, which is particularly described and shown on the Amended Plat, is hereby approved.

3. Notice of this Resolution may be published in substantially the following form:

NOTICE OF DISTRICT BOUNDARY AMENDMENT

NOTICE IS HEREBY GIVEN pursuant to Section 313, Chapter 1, Title 17B, Utah Code Annotated 1953, that on April 24, 2023, the Board of Trustees (the "Board") of Auto Mall & Retail Public Infrastructure District (the "District") adopted a resolution to amend the District boundary by annexing certain property to and withdrawing certain property from the initial District boundary; the new District boundary more particularly described as follows, in Salt Lake County, State of Utah:

SEE LEGAL DESCRIPTION SET FORTH IN THE EXHIBIT "B" HERETO, which is incorporated herein with this reference.

NOTICE IS FURTHER GIVEN that any person in interest may file an action in district court to contest the regularity, formality, or legality of the Resolution within 30 days after the first date of publication (hereafter the "30-Day Contest Period"). If the Resolution is not contested by filing an action in district court within the 30-Day Contest Period, no person may contest the regularity, formality, or legality of the Resolution after the expiration of the 30-Day-Contest Period.

4. The Board does hereby authorize the Chair to execute the Boundary Notice in substantially the form attached as Exhibit B, the Amended Plat attached as Exhibit C, and such other documents as shall be required to accomplish the actions contemplated herein on behalf of the Board for submission to the Office of the Lieutenant Governor of the State of Utah.

5. Prior to certification of the annexation and withdrawal of the Property by the Office of the Lieutenant Governor of the State of Utah, the Board does hereby authorize any Board Member or the District General Counsel to make any corrections, deletions, or additions to the Boundary Notice or any other document herein authorized and approved (including, but not limited to, corrections to the property descriptions therein contained) which may be necessary to conform the same to the intent hereof, to correct errors or omissions therein, to complete the same, to remove ambiguities therefrom, or to conform the same to other provisions of said instruments, to the provisions of this Resolution or the provisions of the laws of the State of Utah or the United States.

6. The Board chair is authorized to sign and record an amended notice of district creation against the Property.

7. If any section, paragraph, clause or provision of this Resolution shall for any reason be held to be invalid or unenforceable, the invalidity or unenforceability of such section, paragraph, clause or provision shall not affect any of the remaining provisions of this Resolution.


8. All acts, orders and resolutions, and parts thereof in conflict with this Resolution be, and the same are hereby, rescinded.

9. This Resolution shall take effect immediately.

PASSED AND ADOPTED by the Board of Trustees of Auto Mall & Retail Public Infrastructure District on April 24, 2023.



AUTO MALL & RETAIL PUBLIC
INFRASTRUCTURE DISTRICT

By: 
James Horsley (Apr 27, 2023 10:54 MDT)
Chair

ATTEST:


By: 
Secretary/Clerk

EXHIBIT A

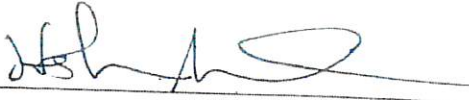
CERTIFICATE OF COMPLIANCE WITH OPEN MEETING LAW

I, Heather McDougald, the undersigned clerk of Auto Mall & Retail Public Infrastructure District (the "the District"), do hereby certify that I gave written public notice of the agenda, date, time and place of the special meeting held by the Board of Trustees of the District (the "Board") on April 24, 2023, not less than 24 hours in advance of the meeting. The public notice was given in compliance with the requirements of the Utah Open and Public Meetings Act, Section 52-4-202, Utah Code Annotated 1953, as amended, by:

(a) By causing a Notice, in the form attached hereto as Schedule 1, to be posted at the meeting location at least twenty-four (24) hours prior to the convening of the meeting, said Notice having continuously remained so posted and available for public inspection until the completion of the meeting; and

(c) By causing a copy of such Notice, in the form attached hereto as Schedule 1, to be published on the Utah Public Notice Website (<http://pmn.utah.gov>) at least twenty-four (24) hours prior to the convening of the meeting.

IN WITNESS WHEREOF, I have hereunto subscribed my official signature this April 27, 2023.

By: 
Clerk



SCHEDULE 1

NOTICE OF MEETING AND AGENDA

PUBLIC NOTICE AND AGENDA
Auto Mall & Retail Public Infrastructure District
Board of Trustees
Special Meeting

NOTICE IS HEREBY GIVEN THAT THE BOARD OF TRUSTEES OF AUTO MALL & RETAIL PUBLIC INFRASTRUCTURE DISTRICT WILL HOLD A MEETING ON APRIL 24, 2023 AT SNOW JENSEN & REECE, P.C., 912 W. 1600 S., SUITE B-200, ST. GEORGE, UTAH 84770 AT 4:00 PM.

A. Call to Order

B. Consent Items

1. Approve the minutes of Board meeting held on March 30, 2023.

C. Action Items

1. Consider approval of engagement with Zions Bank for Municipal Advisory Services related to pricing certificate for pending bond issuance, and authorizing Chair to sign.
2. Consider approval of Resolution 2023-08A authorizing annexation of certain property to, and withdrawal of certain property from, the initial District boundaries; authorizing the final local entity plat and other documents in connection therewith; authorizing the publication of notice of this resolution; and related matters.
3. Consider other miscellaneous approvals related to the pending issuance of bonds, Series 2023A and 2023B, as may be advised by bond counsel Gilmore & Bell.

D. Administrative Non-Action Items

1. None.

E. Adjourn

The District complies with the Americans with Disabilities Act by providing accommodations and auxiliary communicative aids and services for all those in need of assistance. Persons requesting these accommodations for public meetings should call Natasha Asmus at 435-628-3688 at least one full business day before the meeting.

EXHIBIT B

NOTICE OF BOUNDARY ACTION

**NOTICE OF IMPENDING BOUNDARY ACTION
(Boundary Amendment by Annexation and Withdrawal)**

by

Auto Mall & Retail Public Infrastructure District

TO: The Lieutenant Governor, State of Utah

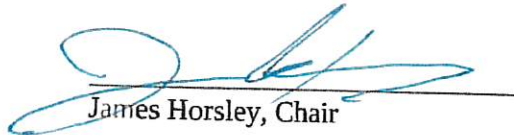
NOTICE IS HEREBY GIVEN that the Board of Trustees of Auto Mall & Retail Public Infrastructure District (the "Board"), at a special meeting of the Board, duly convened pursuant to notice, on April 24, 2023, adopted a *Resolution to Amend District Boundary*, a true and correct copy of which is attached as EXHIBIT "A" hereto and incorporated by this reference herein (the "Boundary Amendment Resolution").

A copy of the Final Local Entity Plat satisfying the applicable legal requirements as set forth in Utah Code Ann. §17-23-20, approved as a final local entity plat by the Salt Lake County Surveyor, is attached as EXHIBIT "B" hereto and incorporated by this reference. The Board hereby certifies that all requirements applicable to the boundary adjustment by the District, as more particularly described in the Boundary Amendment Resolution, have been met. The boundary adjustment is not anticipated to result in the employment of personnel.

WHEREFORE, the Board hereby respectfully requests the issuance of a Certificate of Amendment pursuant to and in conformance with the provisions of Utah Code Ann. § 67-1a-6.5.

DATED this 27 day of April, 2023.

**AUTO MALL & RETAIL PUBLIC INFRASTRUCTURE
DISTRICT**


James Horsley, Chair

STATE OF UTAH)
 :SS.
SALT LAKE COUNTY)

On the 27 day of April, 2023, personally appeared before me James Horsley, proved on the basis of satisfactory evidence to be the person whose name is subscribed to in this NOTICE OF IMPENDING BOUNDARY ACTION, and acknowledged that he executed the same voluntarily for its stated purpose on behalf of Auto Mall & Retail Public Infrastructure District pursuant to his authority by law as its duly appointed member.



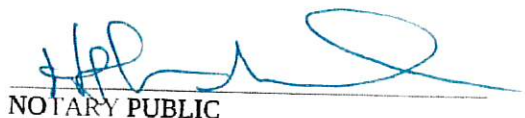

NOTARY PUBLIC

EXHIBIT "A" TO NOTICE OF BOUNDARY ACTION

Copy of the Boundary Amendment Resolution

**EXHIBIT "B" TO NOTICE OF BOUNDARY ACTION
(Amended Plat)**

Final Local Entity Plat

A FINAL LOCAL ENTITY PLAT OF **AUTO MALL & RETAIL PUBLIC INFRASTRUCTURE DISTRICT (AMENDED)** AMENDING AND RESTATING AUTO MALL & RETAIL PUBLIC INFRASTRUCTURE DISTRICT RECORDED IN BOOK 2022P, AT PAGE 298, OF PLATS

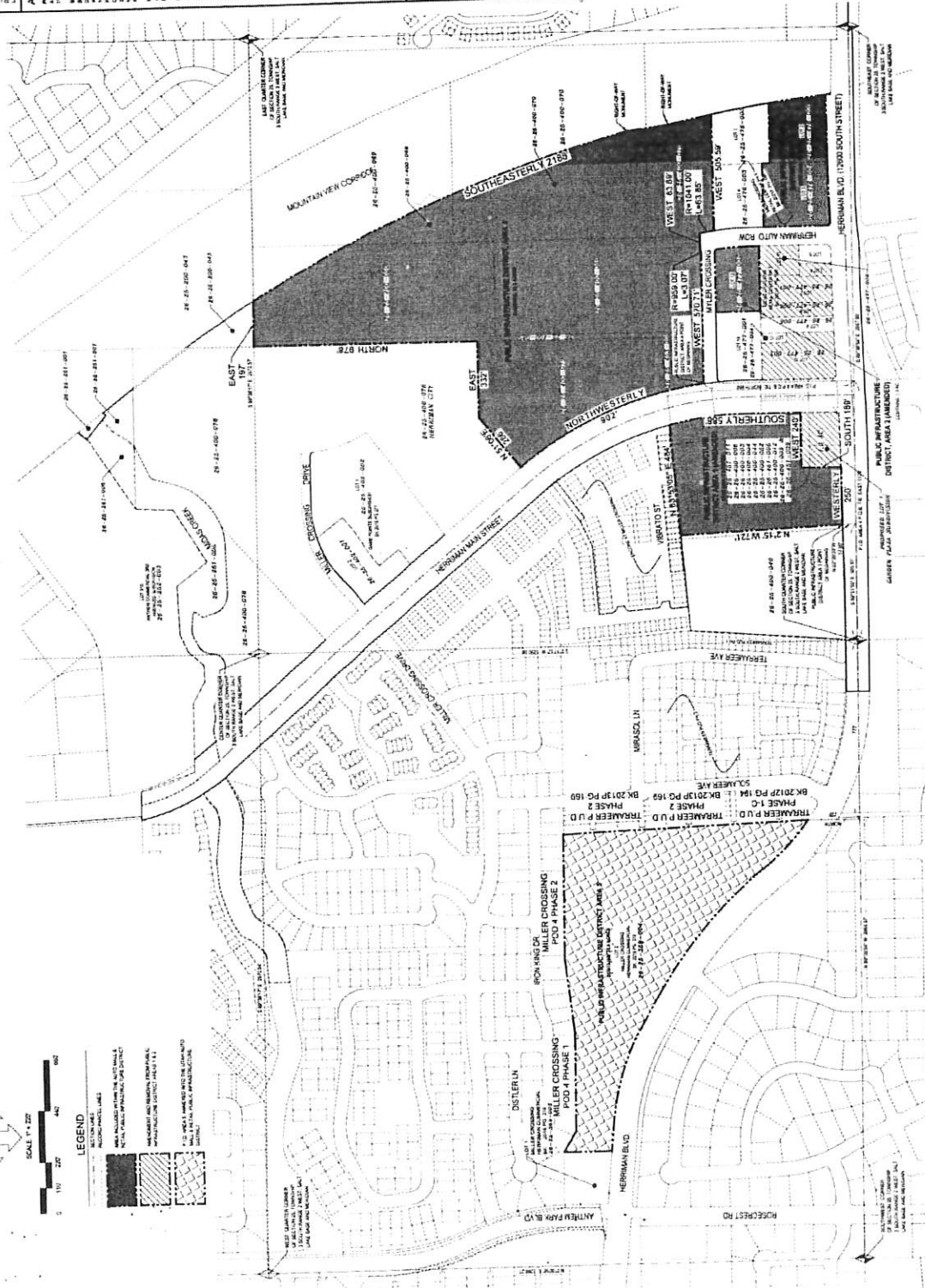
SITUATED WITHIN THE SOUTH HALF (S-1/2) OF SECTION 33, TOWNSHIP 3 SOUTH,
 RANGE 2 WEST, SALT LAKE COUNTY, STATE OF UTAH
 PREPARED: MARCH 2023



SCALE 1" = 200'

LEGEND

- BOUNDARY LINES
- RETAIL PUBLIC INFRASTRUCTURE DISTRICT
- AMENDED PUBLIC INFRASTRUCTURE DISTRICT
- 1:1 SCALE LOCAL ENTITY PLAT



SHEET
1
 OF

McNEIL ENGINEERING
Designing for the Future Since 1967™



DENNIS L. SMITH
 LICENSE NO. 12345

AUTO MALL & RETAIL PUBLIC INFRASTRUCTURE DISTRICT (AMENDED)
 PUBLIC INFRASTRUCTURE DISTRICT (AMENDED) AND RESTATED PUBLIC INFRASTRUCTURE DISTRICT (AMENDED) IS A FINAL LOCAL ENTITY PLAT OF THE SOUTH HALF (S-1/2) OF SECTION 33, TOWNSHIP 3 SOUTH, RANGE 2 WEST, SALT LAKE COUNTY, STATE OF UTAH, PREPARED BY DENNIS L. SMITH, A PROFESSIONAL ENGINEER LICENSED UNDER THE CHAPTER 6 PROFESSIONAL ENGINEERING ACT AND REGISTERED UNDER THE CHAPTER 6 PROFESSIONAL ENGINEERING ACT OF THE STATE OF UTAH. THIS PLAT IS BEING PREPARED IN ACCORDANCE WITH THE PROVISIONS OF THE UTAH PLAT ACT, UTAH CODE TITLE 18, CHAPTER 1, SECTION 1-101, AND THE UTAH PLAT ACT, UTAH CODE TITLE 18, CHAPTER 1, SECTION 1-102.

SALT LAKE COUNTY SURVEYOR
 APPROVED THIS 23RD DAY OF MARCH 2023 AS A FINAL LOCAL ENTITY PLAT BY THE SALT LAKE COUNTY CLERK OF COURTS, IN ACCORDANCE WITH UTAH CODE TITLE 18, CHAPTER 1, SECTION 1-101.

AUTO MALL & RETAIL PUBLIC INFRASTRUCTURE DISTRICT (AMENDED)
 APPROVED THIS 23RD DAY OF MARCH 2023 AS A FINAL LOCAL ENTITY PLAT BY THE SALT LAKE COUNTY CLERK OF COURTS, IN ACCORDANCE WITH UTAH CODE TITLE 18, CHAPTER 1, SECTION 1-101.

SURVEYOR'S NARRATIVE
 THE PURPOSE OF THIS PLAT IS TO AMEND AND RESTATE THE PARTICIPATING PARTIES TO THE AUTO MALL & RETAIL PUBLIC INFRASTRUCTURE DISTRICT, AS CREATED BY THE CERTAIN INSTRUMENTS OF RECORD, AND TO RESTATE THE AUTO MALL & RETAIL PUBLIC INFRASTRUCTURE DISTRICT, AS CREATED BY THE CERTAIN INSTRUMENTS OF RECORD, AND TO RESTATE THE AUTO MALL & RETAIL PUBLIC INFRASTRUCTURE DISTRICT, AS CREATED BY THE CERTAIN INSTRUMENTS OF RECORD.

APPROVED AGENT
 DENNIS L. SMITH
 PROFESSIONAL ENGINEER
 LICENSE NO. 12345

RECORDING AGENT
 DENNIS L. SMITH
 PROFESSIONAL ENGINEER
 LICENSE NO. 12345

RECORDING AGENT
 DENNIS L. SMITH
 PROFESSIONAL ENGINEER
 LICENSE NO. 12345

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RECORDING AGENT
 DENNIS L. SMITH
 PROFESSIONAL ENGINEER
 LICENSE NO. 12345

RECORDING AGENT
 DENNIS L. SMITH
 PROFESSIONAL ENGINEER
 LICENSE NO. 12345

SIGNATURE CERTIFICATE



REFERENCE NUMBER

1246279B-98D4-4DF3-932A-4E2F99C9FF42

TRANSACTION DETAILS

Reference Number
1246279B-98D4-4DF3-932A-4E2F99C9FF42

Transaction Type
Signature Request

Sent At
04/25/2023 12:43 EDT

Executed At
04/26/2023 19:47 EDT

Identity Method
email

Distribution Method
email

Signed Checksum
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Signer Sequencing
Disabled

Document Passcode
Disabled

DOCUMENT DETAILS

Document Name
Amrpid Res 2023-08a Boundary Adjustment 042423 Mje

Filename
amrpid_res_2023-08a_boundary_adjustment_042423_mje.docx

Pages
12 pages

Content Type
application/vnd.openxmlformats-officedocument.wordprocessingml.document

File Size
45.4 KB

Original Checksum
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SIGNERS

SIGNER

Name
Larry Myler
Email
lj@larrymyler.com

Components
1

E-SIGNATURE

Status
signed

Multi-factor Digital Fingerprint Checksum
b585fcb7100eff97a2de5e9732fe08458f0f74cf3cee6663a059ec5098a64b

IP Address
172.59.152.96

Device
Mobile Safari via iOS

Drawn Signature

Signature Reference ID
4C13A5F0

Signature Biometric Count
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EVENTS

Viewed At
04/26/2023 19:47 EDT

Identity Authenticated At
04/26/2023 19:47 EDT

Signed At
04/26/2023 19:47 EDT

Name
Heather McDougald
Email
hmcDougald@highground.dev

Components
3

Status
signed

Multi-factor Digital Fingerprint Checksum
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IP Address
73.228.66.210

Device
Chrome via Windows

Typed Signature

Signature Reference ID
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Typed Signature

Signature Reference ID

Viewed At
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Identity Authenticated At
04/25/2023 12:51 EDT

Signed At
04/25/2023 12:51 EDT

44AA58BB

Name
James Horsley
Email
jhorsley32@gmail.com
Components
2

Status
signed
Multi-factor Digital Fingerprint Checksum
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Device
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Drawn Signature



Signature Reference ID
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Signature Biometric Count
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AUDITS

TIMESTAMP

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04/26/2023 19:47 EDT

AUDIT

Scott Chapman (schapman@snowjensen.com) created document 'amrpid_res_2023-08a_boundary_adjustment_042423_mje.docx' on Chrome via Windows from 208.117.120.90.
Heather McDougald (hmcDougald@highground.dev) was emailed a link to sign.
Larry Myler (lj@larrymyler.com) was emailed a link to sign.
James Horsley (jhorsley32@gmail.com) was emailed a link to sign.
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