

RESOLUTION NO. ____ OF 2024

(Approving the Capital City Revitalization Zone Final Project Area and Final Participation Agreement between Salt Lake City and Smith Entertainment Group, LLC; Designating Smith Entertainment Group, LLC as the Project Participant; Authorizing the Mayor to Execute the Participation Agreement on behalf of Salt Lake City Corporation)

WHEREAS, for decades, the residents of Salt Lake City (**City**) and the State of Utah have supported and enjoyed the presence of professional sports in downtown, such that the teams are an integral part of the community.

WHEREAS, during the 2024 general legislative session, the Utah legislature passed the Capital City Revitalization Zone Act, Utah Code 63N-3-1401, *et seq.* (the **Act**), which authorizes the City to levy a .5% sales and use tax (**Revitalization Tax**) to be used for the benefit of revitalization projects within a designated project area at and around Delta Center, which is the home arena to NBA and new NHL franchises.

WHEREAS, pursuant to the Act, the City may initiate the process to impose the Revitalization Tax upon receiving an application from an entity that is a party to one or more professional sports franchise agreement(s), that will play their home games in an arena downtown.

WHEREAS, upon receipt of an application, the City and applicant may negotiate the terms of a proposed project area and participation agreement, and if the City endorses the proposed project area and participation agreement, the City will provide notice of said endorsement to the Revitalization Zone Committee (**Committee**), which committee has been established pursuant to Utah Code 63N-3-1407.

WHEREAS, upon receipt of the City's endorsement, the Committee shall, within 30 days, review the proposed project area and participation agreement, and if they endorse, will send notice of said endorsement back to the City for final approval and adoption of the Revitalization Tax and approval/execution of the participation agreement, approval of the project area, and designation of a project area participant.

WHEREAS, Smith Entertainment Group, LLC (**SEG**) is a party to both NBA and NHL franchises whose home games are played at Delta Center, recognizes the City's commitment and investment to professional sports, and is committed to keeping both the NBA and NHL teams at Delta Center in Salt Lake City.

WHEREAS, SEG applied to the City requesting the City impose the sales and use tax in accordance with the Act.

WHEREAS, upon receipt of the application, SEG and the City have negotiated a proposed project area that meets the requirements of Utah Code 63N-3-1402 (**Project Area**) and a proposed participation agreement that meets the requirements of Utah Code 63N-3-1405 (**Participation Agreement**).

WHEREAS, pursuant to the Act, the Salt Lake City Council (**City Council**) received notice of and held a public meeting to endorse the Project Area and Participation Agreement on July 9, 2024.

WHEREAS, pursuant to the Act, the City sent notice of the endorsed Project Area and Participation Agreement to the Committee on August 30, 2024.

WHEREAS, pursuant to the Act, on September 17, 2024, the Committee voted to approve the Project Area and Participation Agreement, and on September 26, 2024, the Committee sent the City Council and Mayor notice of the Committee's approvals of such documents.

WHEREAS, the City Council has reviewed the final Project Area and final the Participation Agreement and find that issuing final approval of the Project Area and the Participation Agreement is in the best interest of the City. The final Project Area is attached hereto as Exhibit A and the final Participation Agreement is attached hereto as Exhibit B.

NOW, THEREFORE, be it resolved by the City Council of Salt Lake City, Utah, that the City Council gives final approval to Smith Entertainment Group's application under the Capital City Revitalization Zone Act as follows:

1. The City Council hereby approves the final Capital City Revitalization Zone Project Area, attached as Exhibit A.
2. The City Council hereby approves the final Capital City Revitalization Participation Agreement, attached as Exhibit B.
3. The City Council hereby designates Smith Entertainment Group, LLC, as the project participant.
4. The City Council hereby authorizes Mayor Erin Mendenhall to execute the final Participation Agreement on behalf of Salt Lake City Corporation.

Passed by the City Council of Salt Lake City, Utah on _____, 2024.

Salt Lake City Council

Victoria Petro, Council Chair

Attest:

Cindy Lou Trishman, City Recorder

Approved as to form:

/S/ Katherine Lewis
Katherine Lewis, City Attorney

Exhibit A

Final Capital City Revitalization Zone Project Area

DOWNTOWN SPORTS, ENTERTAINMENT,
CULTURE AND CONVENTION DISTRICT
SALT LAKE CITY, UTAH



NORTH

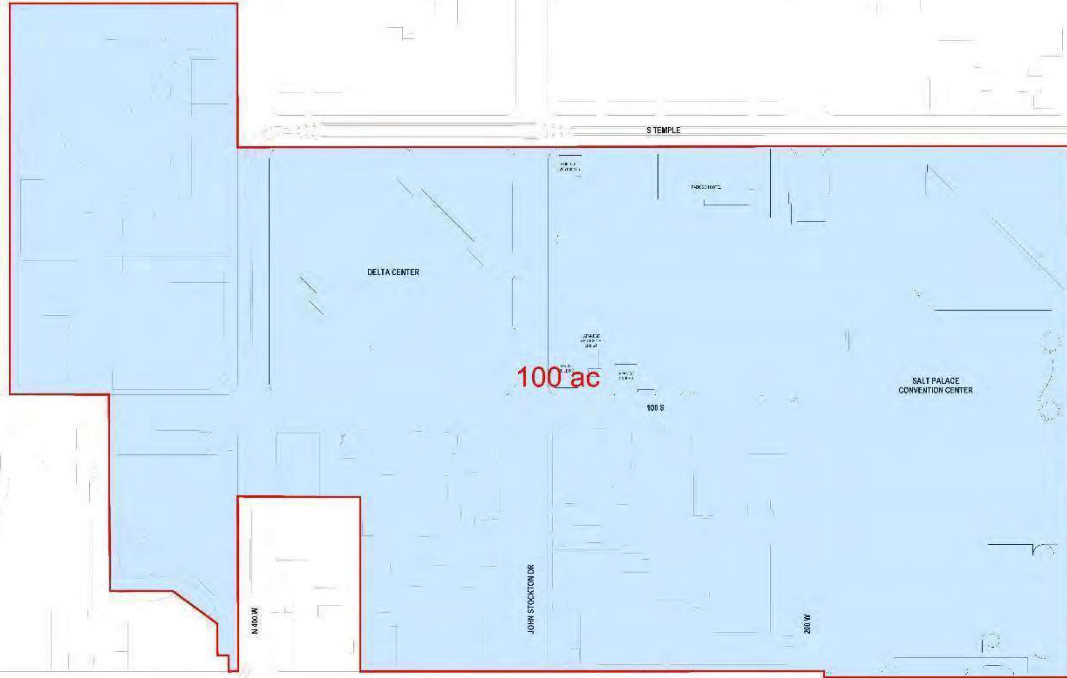


Exhibit B

Final Capital City Revitalization Zone Participation Agreement