

COUNCIL MEETING
MINUTES 02/28/95

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THE CACHE COUNTY COUNCIL MEETING MINUTES

February 28, 1995

The Cache County Council met in regular session on the 28th day of February, 1995 in the County Council Chambers located at 120 North 100 West, Logan, Utah 84321.

ATTENDANCE

Council members present: Chairman Sarah Ann Skanchy, Council members Guy Ray Pulsipher, H. Craig Petersen, Jerry L. Allen, Darrel L. Gibbons. Vice Chairman C. Larry Anhder arrived late.

Others present: Cache County Executive M. Lynn Lemon; Cache County Clerk Stephen M. Erickson; Cache County Attorney Scott Wyatt; Cache County Auditor Tamra Stones; Cache County Treasurer Karen A. Jeppesen; Cache County Planning & Zoning Administrator Lorene Greenhalgh; Scout Troop 93 from Young Ward with Assistant Scout Master Darin Matthews; Cache County Water Coordinator Thad Erickson; Representatives from the local news media and other interested citizens.

CALL TO ORDER

Council Chairman Sarah Ann Skanchy called the meeting to order at 5:00 p.m. and welcomed all who were in attendance. Those in the audience were asked to stand and introduce themselves.

INVOCATION

The invocation was given by Councilman Layne M. Beck.

AGENDA & MINUTES

The agenda for the meeting was adjusted and approved.

The minutes of the Council meeting held on February 14th, 1995 and sent to all members of the Council were corrected and approved.

Councilman Beck told the Council that he was absent from the last meeting because of bad weather. He had transportation problems due to a snow storm in SLC.

REPORT OF THE COUNTY EXECUTIVE

The County Executive M. Lynn Lemon reported on the following items:

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1. Appointments:

Thomas, Jerilyn	Deputy County Recorder
Christensen, Stephanie A.	Correctional Officer
Owens, Stacy	Correctional Officer

A motion to approve the recommended appointments was made by Councilman Gibbons. It was seconded and carried unanimously. (Vice Chairman Anhder absent)

VICE CHAIRMAN C. LARRY ANHDER ARRIVES

Vice Chairman Anhder arrived at the meeting at 5:15 p.m.

REPORT OF THE COUNTY EXECUTIVE CONTINUED

2. Legislative meeting: Lemon reported that members of the State Legislature, Hyrum City and E. A. Millers had met to discuss changes in the Utah Code dealing with annexation requirement. It was determined that an agreement would be drafted between Hyrum City, E. A. Millers and the County. The agreement would allow Millers to continue construction on their expansion project if Hyrum City and E. A. Miller sign an agreement. The agreement would satisfy the delivery of services from Hyrum City. The City would draft an ordinance regulating the amount of odor allowable. Lemon recommended that the Council support the proposed agreement. Councilman Gibbons suggested that a time frame be set and that no construction begin until the agreement is signed.

3. Bear Lake Dredging: Lemon and Chairman Skanchy attended a meeting between the Friends of Bear Lake, Irrigation Companies and water users. The Friends of Bear Lake are protesting a proposed dredging project on the North end of the lake that would allow the delivery of additional water from the lake, down river. The Friends are suggesting that they would not oppose the dredging if a model is made that would show where other river waters come from and that water users would conserve and manage the water properly.

A motion to support the proposed recommendation and to send a letter to the State of Idaho & the Corps of Engineers. The motion was made by Councilman Gibbons it was properly seconded and carried unanimously.

4. Property Tax Settlement: Kristie Jorgensen a Hyrum resident has requested that because of hardships her penalty and interest on her past taxes be eliminated. Her taxes would be \$1491.00 and the penalty and interest is \$375.0 over a three year period.

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A motion to approve the request was made by Councilman Gibbons. It was properly seconded and carried unanimously.

5. Public Employee Insurance: Executive Lemon told the Council that the 1995 budget contains a 8% increase in the employee insurance program. However, the insurance company has notified him that there will not be any increase this year.

6. County Finance Report: The County Auditor, Tamra Stones and County Treasurer, Karen A. Jeppesen appeared before the County Council to give a finance report for 1994. Stones said that the report shows a healthy fund balance and the county is in good financial condition. She discussed the departments balance sheets and fund summaries. Treasurer Jeppesen, reported that the 1994 tax collection rate was 98.41 even after a tax increase. The collection rate was the best in six years. She thanked the people of the county and said that we have great people living here.

7. Targeted Fund Allocation Application: An application from Logan City applying for funding to study future landfill sites and other concerns with solid waste. Lemon recommends that the application be placed as the second priority.

A motion to approve the application as second priority was made by Vice Chairman Anhder. It was properly seconded and carried unanimously.

8. Warrant Register: The County Warrant Register for the month of February was presented. The Register is on file in the County Clerk's Office.

TRANSPORTATION ENHANCEMENT APPLICATION: KEITH SHAW

Keith Shaw, from the First District Juvenile Court appeared before the Council to ask for their support as they apply for an ISTEA grant. The grant would fund a project to plant wild flowers along portions of the highways in the County.

(See attachment #1)

BENSON CULINARY WATER IMPROVEMENT DISTRICT: NICK GALLOWAY

Nick Galloway representing the Benson Culinary Water District is requesting that the Council set a public hearing. They are presently delivering water to areas that are not part of the District and they should be annexed into the District. The Council will set the public hearing at the next Council meeting. The County Attorney will draft the proper paper work.

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BUDGETARY MATTERS

The following Intra-Departmental transfer was presented for Council approval.

Assessor: \$1400.00

A motion to approve the transfer was made by Vice Chairman Anhder. It was seconded and carried unanimously.

(See attachment #2)

PUBLIC HEARING: 1995 BUDGET OPENING

A public hearing was convened by Chairman Skanchy at 6:00 p.m..

The County Auditor, Tamra Stones reviewed some necessary changes affecting expenditures and revenues in the 1995 budget. Chairman Skanchy asked if there was any comment from the public. Hearing none she asked for a motion to close the hearing.

A motion to close the public hearing was made by Councilman Gibbons. It was seconded and carried unanimously.

A motion to approve the changes in the 1995 budget was made by Councilman Gibbons. It was properly seconded and carried unanimously.

RESOLUTION NO. 95-04: 1995 BUDGET ADJUSTMENTS

A motion to adopt Resolution No. 95-04 was made by Councilman Gibbons. It was seconded and carried unanimously.

(See attachment #3)

THE COUNCIL ADJOURNED FROM THE REGULAR COUNCIL MEETING INTO A BOARD OF EQUALIZATION

The Board discussed and acted on three property tax exemption applications.

1. Somebody's Attic: Some question concerning the charitable requirements to allow a tax exemption was discussed. Auditor Stones said that the application meets all necessary requirements to qualify for exemption.

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A motion to approve the application was made by Councilman Gibbons. It was seconded and passed on a 6 "Yes" to 1 "No" vote. Vice Chairman Anhder voted "No".

2. Child and Family Support Center: Stones said that this application meets all necessary requirements.

A motion to approve the application was made by Councilman Allen. It was seconded and carried unanimously.

3. Seventh-Day Adventists: They are applying for exemption for religious requirements.

A motion to approve the application was made by Vice Chairman Anhder. It was seconded and carried unanimously.

(See attachment #4)

THE BOARD ADJOURNED BACK INTO THE REGULAR COUNCIL MEETING

SURPLUS REAL PROPERTY: 300 SOUTH 600 WEST NEWTON-PUBLIC HEARING SET

The County acquired a 1/4 ac. parcel of property at the May tax sale in 1942. The property has been farmed by a family in Newton since then. The family wants to purchase the property. Lemon suggested that the parcel be declared surplus and sold and entered back on the property tax roll.

A motion to set the necessary public hearing on March 14, at 6:00 p.m. was made by Councilman Allen. It was properly seconded and carried unanimously.

PUBLIC HEARING: SURPLUS REAL PROPERTY: OLD 600 SOUTH

Chairman Skanchy convened a public hearing at 6:15 p.m.. To discuss and to receive public input on a proposed exchange of a small parcel of property owned by the county for another parcel of property owned by Utah Power & Light Company. Executive Lemon, recommended the exchange. UP & L wants to legalize ownership of the property and make an exchange.

Chairman Skanchy asked for comment from the audience. No public input was made.

A motion to close the public hearing was made by Councilman Pulsipher. It was seconded and carried unanimously.

A motion to approve Executive Lemons recommendation to declare

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the property surplus was made by Councilman Gibbons.

RESOLUTION NO. 95-05: SURPLUS REAL PROPERTY

A motion to adopt Resolution No 95-05 was made by Councilman Gibbons. It was properly seconded and carried unanimously.

(See attachment #5)

RESOLUTION: NO. 95-06-COUNTYWIDE LIBRARY SYSTEM CREATION-FIRST READING

The newly created Library Foundation Chairman, Miles Jensen presented for first reading a resolution that if adopted will assist the foundation in raising funds for a Countywide Library System. Some Council members were concerned about the funding process. The resolution will be discussed at the next Council meeting.

Councilman Petersen, asked the Chairman for a point of special privilege? To allow comment from a member of the audience. The request was granted. Valerie Elder, a concerned mother from Hyde Park, expressed the importance of a Library to her family and how she can't get any library service. She wants a Countywide Library system.

SPECIAL PERMIT REQUEST: WESTON SIGN

Chairman Skanchy, began the discussion of the Weston's special permit request. By reviewing the past history and actions concerning the Weston sign issue. She said that Council members have been deluged with letters from concerned citizens wanting something done with the sign. A letter from the County Attorney was mentioned. Skanchy said that we are trying to solve the problem legally. Skanchy updated the Council as to the past action on special use permit decisions that the Council have made. A map showing the FR 40 zoning area in the county was reviewed. Skanchy said that other areas such as Beaver Mountain ski area and Franklin Basin have been mentioned as possible development areas. The Weston family has submitted some proposed changes in the sign.

(See attachment #6)

Councilman Allen questioned the Lundahl sign near Beaver Mountain. Lorene Greenhalgh said that the new sign hasn't been constructed yet.

Councilman Gibbons suggested that we are talking about two different areas and Logan Canyon is not the same as Wellsville

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Canyon. He said that the Weston sign should be modified. The height should remain the same for visibility but the read out portion of the sign is not necessary. Gibbons said, that any fine should include Westons expense to cover the sign. He is recommending that the sign stay where it is with modification.

Councilman Beck said that the fine should be enough so that it would discourage others, from doing what has been done by the Westons. He believes that any fines should come from the County administration and not the legislative body.

Council Petersen said that he believes that there are other optional signs that could be constructed, that are not as damaging to the environment. He said that he can't vote for the sign that is there now.

Councilman Gibbons, said that 80% of those who have contacted him have expressed, that the private property rights of the Westons should be addressed. He said that the present ordinance is pretty stingy when it comes to property rights. Gibbons stated that the Westons have invested a lot of money in their development of the area and we should help them. He believes that the area would become an asset to the community.

Councilman Beck said that the Westons have a right to make the business succeed.

Councilman Gibbons moved that the County Executive be charged with setting the amount of the fine. To let the sign remain without the reader board portion. It was seconded by Councilman Pulsipher.

Gibbons said that the sign post is not out of place anymore than the highway itself.

Councilman Petersen presented an amendment to the motion that would lower the sign to 35 feet. The amendment passed on 4 "Yes" to 3 "No" vote. Councilman Beck, Pulsipher and Gibbons voted "No".

Chairman Skanchy said that she does not like the advertising sign and she recommends an identity sign to let people know what is there. She said that the present sign should be taken down. Also that the process to construct the sign should start over. The Westons should obtain a building permit that would allow the necessary inspections to take place. Councilman Gibbons said that he would add the building permit requirement to his motion.

The County Attorney Scott Wyatt told the Council that any fine would have to be set by a judge. He recommends that a settlement

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between the County and the Westons be made tonight.

Councilman Petersen said that a revision of the ordinance should be made.

Councilman Gibbons amended his original motion not to include a fine set by the County Executive.

Chairman Skanchy said that she thinks that as a penalty, the sign should be taken down, remove the reader board, shorten the sign to 35 feet and obtain a building permit to reconstruct the sign.

Councilman Gibbons made a substitute motion. The motion is to have, as the penalty, the Westons take the sign down, remove the reader board, cut the height of the sign down to 35 feet. Before reconstruction begins they must obtain a building permit and allow proper inspections. After construction the ground under the sign is to be landscaped to blend in with the area. The motion was seconded and passed on a 5 "Yes" to 2 "No" vote.

COUNCILMEN LAYNE M. BECK AND DARREL L. GIBBONS LEAVE THE MEETING

Councilmen Beck and Gibbons left the meeting at 7:35 p.m.

RESOLUTION NO. 95-07: GRANTING EASEMENT TO SMITHFIELD IRRIGATION COMPANY

The President of the Smithfield Irrigation Company Jeff Gittins asked the Council to adopt Resolution No. 95-07. The Resolution establishes the county right-of-way and gives easement to Smithfield Irrigation Co. which will allow a ditch to run along the side of the county road.

(See attachment #7)

A motion to waive the rules of first & second reading and adopt Resolution No. 95-07 was made by Vice Chairman Anhder. It was seconded and carried unanimously. Councilmen Beck & Gibbons absent)

CULINARY WATER APPROPRIATIONS: DISCUSSION

Executive Lemon said that some problems are occurring with those wanting to build a home and who want to also drill wells. Some are building first, without having water. Also the state gives a well drilling permit which qualifies for a building permit.

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Jeff Gittins, said that people are also drilling wells and not building home. Then they use the water for irrigation which is illegal.

LEGISLATIVE UPDATE

Executive Lemon updated the Council on some legislation being addressed at the state. Road funding, Targeted Allocation and Annexation bills were discussed.

Point of personal privilege was granted to Vice Chairman Anhder to recognize Nibley City Mayor Jay Nelson and his wife. The mayor inquired about a well permit granted to the county some time ago in his area.

LETTER TO STATE ENGINEER: THAD ERICKSON

The County Water Coordinator Thad Erickson has drafted a letter to the State Engineer concerning water management in the county.

(See attachment #8)

Erickson wants the County Executive to sign the letter and forward it to the State Engineer.

It was the consensus of the Council to have the letter signed and sent by the County Executive.

COUNCIL MEMBER REPORTS

Councilman Petersen: Suggested that the sign ordinance be looked at as soon as possible. It was suggested that the Countywide Planner become involved.

Councilman Pulsipher: Recommends that the Countywide Planner make a presentation to the Council at the first meeting in April.

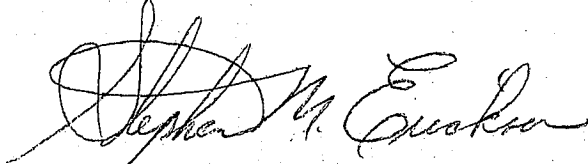
FEDERAL FUNDING CUTS: EXTENSION SERVICE

It was reported that the Federal Government is recommending cutting funding for Extension Service. Chairman Skanchy will write a letter to our congressmen encouraging them to vote against the recommendation.

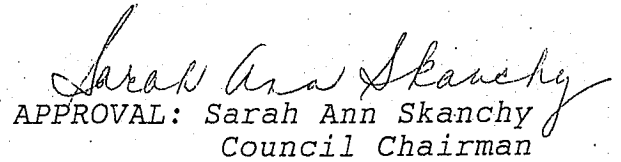
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ADJOURNMENT

No further business was brought before the Council and Chairman Skanchy adjourned the meeting at 8:00 p.m..



ATTEST: Stephen M. Erickson
Cache County Clerk



APPROVAL: Sarah Ann Skanchy
Council Chairman

**TRANSPORTATION ENHANCEMENT
APPLICATION**

SPONSORING JURISDICTION

First District Juvenile Court
61 West 100 North
Logan, Utah 84321

CONTACT PERSON

Keith Shaw
Restitution Supervisor
1-801-752-3071

DATE OF SUBMISSION: February 3, 1995

I. PROJECT DESCRIPTION

Project Name: Juvenile Rejuvenation, Restitution Restoration Project
Project Location: Highway 89 From I-15 to the mouth of Logan Canyon

PROJECT CONCEPT

A. BRIEF PROJECT DESCRIPTION

1. Roadside wildflower planting project, using a "no-till" flower seed drill.
2. Sustainable native plants/wildflower planting on constructed slopes in Sardine Canyon, using a compost tackifier mulch seedbed with an integrated drip irrigation system for plant establishment.

B. PROJECT CATEGORY

~~Scenic and Environmental #4~~

C. PROJECT ENHANCEMENT VALUE

1. Describe how the eligible activities of your project will provide a benefit to the quality of life. Awareness and/or protection of historic, visual, and naturel resources also should be considered where appropriate:
 1. Wildflowers and native plants will provide a visual pleasure for travellers.
 2. Plantings on slopes will prevent erosion.
 3. This will be good work for the kids.
2. Explain how the project increases and/or enhances availability and access to activity centers, and reinforces, compliments, or fills deficiencies in the local or regional transportation system:

1. This Juvenile Rejuvenation Restitution Restoration Project would enhance and compliment the newly constructed, four lane highway serving this region as a main corridor.

3. Explain how the project meets the objectives and/or enhancement values in the regional transportation plan or other federal, state, or local plans. Indicate the name of the plans investigated:

1. This project would meet the objectives and enhancement values for Utah Department of Transportation Draft Manual, "NATIVE PLANT ESTABLISHMENT TECHNIQUES FOR SUCCESSFUL ROADSIDE REVEGETATION", dated October, 1991.

4. Date applicant held public meeting to discuss project. February 7, 1995

D. PROJECT LINKAGE

1. Indicate the project linkages which apply to this project. Proximity.
2. Describe in detail how the project is linked to the intermodal transportation system. Include the nearest State/County Route number and mile post.

The project would begin on Highway 89 at I-15 in Box Elder County, go through Sardine Canyon to Cache County, and end at the mouth of Logan Canyon.

E. POPULATION, TRAVEL AND TOURISM BENEFITS

1. Describe how this project benefits the state's or region's population:

This project will provide wildflowers and native plants for travellers to enjoy.

2. Describe how this project might enhance travel and/or tourism:

Tourists and travellers like to see wildflowers and native plants.

F. ADDITIONAL CONCEPT INFORMATION

Include or describe how your project integrates multiple activities or categories, enhance safety, realizes a one time opportunity, is sustainable over the long term and any additional information you would like the Enhancement Advisory Committee to consider concerning your project:

1. There is a need for a viable, least cost to the taxpayers, wild flower/native plants planting project. An examination of recent highway construction projects on Highway 89 show a major expense for wildflowers and native plants.
2. This project would integrate the need for juvenile restitution workers to perform meaningful work for the community, with the community having the benefit of beautiful flowers and native plants.
3. This project would be sustainable over time because drip irrigation and compost mulch tackifier would be used for native plant establishment on steep constructed slopes in Sardine Canyon and a "no-till" flower seed drill would be used to plant wildflowers in the existing roadside, grass vegetation. Regular UDOT maintenance and mowing would not be interfered with.

OUTSIDE PROJECT SUPPORT

Support from other organizations and governmental bodies is important. Please list and attach any letters of support from both non-profit and governmental agencies. A sampling of letters of support should be included in the application.

Cache County
 Box Elder County
 Utah State University, Plant Science Department
 Utah Native Plant Society
 America The Beautiful Fund
 National Wildflower Research Center

PROJECT COST ESTIMATES

A. ESTIMATED PROJECT FUNDING

1. Total Project Cost:	\$50,000.00	100%
2. Enhancement Funds Requested:	\$40,000.00	80%
3. Hard Match:	\$10,000.00	20%
4. Soft Match	\$10,000.00	

B. ESTIMATED COST BREAKDOWN

1. Land Acquisition [R/W]	\$0	
2. Construction:	\$10,000.00	20%
3. Construction Engineering:	\$0	
4. Utility Adjustments:	\$0	
5. Other [please specify]		
Planting materials, wild flower seed, native plants, compost tackifier mulch, walk-behind no-till flower seed drills,	\$40,000.00	80%
Total Project Cost:	\$50,000.00	100%

C. MATCHING FUNDS

1. Hard Match:
 - a. Cash:
Amount of Cash Match: \$10,000.00
Source of funds: Supervisor's Salary
 - b. Real Estate:
Value: \$0
Source of real estate value determination: n/a
2. Soft Match:
Value of Soft Match: \$10,000.00
Source of Soft Match: Community Service, Restitution Labor
Source of Soft Match value determination, if other than cash:
100 hours/week * 25 weeks/year * \$4.00/hour

III. ENVIRONMENTAL CLEARANCES

A. CLASS OF ENVIRONMENTAL ACTION:

II [Cat. Excl.]

- B. Provide a brief description of any anticipated environmental impacts and opportunities for preservation, conservation, or enhancement of the proposed project. [Successful applicants will be required to complete "Transportation Enhancement Environmental Study" prior to authorization to proceed with construction.]

There are no anticipated adverse environmental impacts. This project would provide the opportunity to preserve, conserve and enhance the natural road side vegetative habitat of highway 89.

IV. DESIGN CONTROL

- A. Is Construction Traffic Control expected on this project?

Yes

All construction traffic control used on the project will meet UDOT and Manual of Uniform Traffic Control Devices [MUTCD] requirements.

- B. Bicycle Projects:

1. Design Speed. mph n/a
2. Maximum grade. % n/a
3. Maximum degree of curvature. n/a

4. Does project meet all AASHTO Guidelines for Bicycle Paths? n/a

C. Utility Involvements. None

Utility Company n/a Type of Involvement n/a

D. Cross or Connecting Streets.

Please complete the following for all projects crossing or directly connecting to existing highways. The required information is for crossing or connecting streets. None.

E. Is additional Right of Way required to complete project? No

F. Pavement Design Information. [For bicycle/pedestrian and/or vehicle related projects.] n/a

G. DESIGN EXCEPTIONS. [Those design items which do not conform to AASHTO Standards.] None

VII. APPLICATION ATTACHMENTS

Additional information necessary to provide a complete application. Section C and D will not be included in the application page count.

A. Project site plan of sufficient detail and scale to show project limits, adjacent state and local roads, major features, etc. A north arrow and graphical scale is required.

To be furnished upon approval. Site plantings will have to be coordinated with UDOT.

B. Selected letters demonstrating broad support.

We have broad support and the letters are coming.

C. Public Meeting Minutes.

February 7, 1995

D. Archeological Research Design, if applicable. n/a

RESOLUTION NO. 95-04

A RESOLUTION INCREASING THE BUDGET APPROPRIATIONS FOR CERTAIN COUNTY DEPARTMENTS.

The Cache County Council, in a duly convened meeting, pursuant to Sections 17-36-22 through 17-36-26, Utah Code Annotated, 1953 as amended, finds that certain adjustments to the Cache County budget for 1995 are reasonable and necessary; that the said budget has been reviewed by the County Auditor with all affected department heads; that a duly called hearing has been held and all interested parties have been given an opportunity to be heard; that all County Council has given due consideration to matters discussed at the public hearing and to any revised estimates of revenues; and that it is in the best interest of the County that these adjustments be made.

NOW THEREFORE, it is hereby resolved that:

Section 1.

The following adjustments are hereby made to the 1995 budget for Cache County:

Revenue

Expenditure

SEE ATTACHED LIST

Section 2.

Other than as specifically set forth above, all other matters set forth in the said budget shall remain in full force and effect.

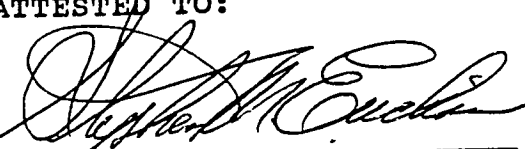
Section 3.

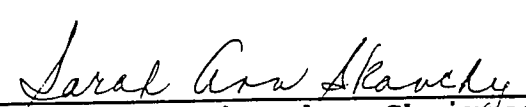
This resolution shall take effect immediately upon adoption and the County Auditor and other county officials are authorized and directed to act accordingly.

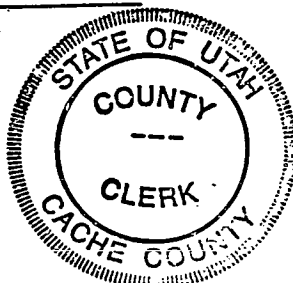
This resolution was duly adopted by the Cache County Council on the 28TH day of February 1995.

ATTESTED TO:

CACHE COUNTY COUNCIL


Stephen M. Erickson
Cache County Clerk


Sarah Ann Skancky, Chairman



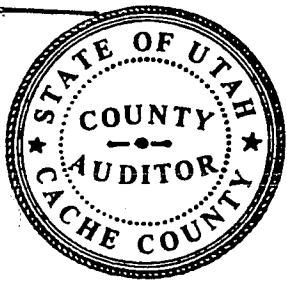
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Fund 10 General Fund Revenues

ACCOUNT	DESCRIPTION	Current Budget	Recommended		Amended Budget	Reason for Change
			Decrease DR	Increase CR		
0-33-44104	State Grant-Geologic Water Inv	0	(18,000)	(18,000)	(18,000)	State Grant #95-0526 Geologic Investigations
1-36-20000	Rents & Concessions	(214,800)	(21,692)	(236,492)	(236,492)	Increase of rent from 2-1-95 BRAG
1-36-90000	Sundry Revenue	(40,000)	(14,385)	(54,385)	(54,385)	State Share of Cloud Seeding Program
	Totals		0	(54,077)	(54,077)	
	Net adjustment				(54,077)	

Fund 10 General Fund Expenses
Relating to all Law Enforcement Accounts

ACCOUNT	DESCRIPTION	Current Budget	Recommended		Amended Budget	Reason for Change
			Increase DR	Decrease CR		
0-4160-731	Bldg & Grds-Improvements BR	0	21,692	21,692	21,692	Improvements to Brag offices
0-4800-920	Contributions to other units	0	18,000	18,000	18,000	State Grant #95-0526 Geologic Investigations
0-4630-586	Weather modification	24,933	14,385	39,318	39,318	State Share of Cloud Seeding Program
	Totals		54,077	0	54,077	
	Net adjustment				0	



CACHE COUNTY

Office of the County Auditor

179 NORTH MAIN
LOGAN, UTAH 84321

MEMORANDUM

Tamra Stones
COUNTY AUDITOR

TO: Cache County Council

FROM: Tamra Stones, Cache County Auditor

DATE: February 9, 1995

SUBJECT: Tax Exempt Applications and Affidavits - 1995

New Applications: Somebody's Attic - 06-020-0014 39 W. 100 N. Logan, UT 84321

The application has been reviewed and is complete, the purpose of the center is charitable. Non-profit thrift store that processes, stores and sells donated merchandise.

FINDINGS OF FACT - UAC 59-2-1102

DETERMINATION

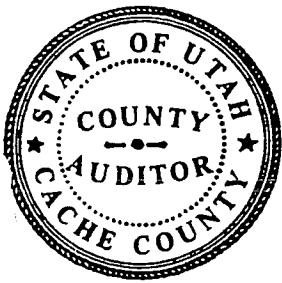
 ✓ APPROVED TABLED DENIED

Sarah Ann Skarby
Cache County Council Chairman

02/20/95
Date

Attested:

Tamra Stones
Tamra Stones, BOE Clerk



CACHE COUNTY

Office of the County Auditor

179 NORTH MAIN
LOGAN, UTAH 84321

Tamra Stones
COUNTY AUDITOR

MEMORANDUM

TO: Cache County Council
FROM: Tamra Stones, Cache County Auditor
DATE: February 7, 1995
SUBJECT: Tax Exempt Applications and Affidavits - 1995

New Applications: The Child and Family Support Center of Cache County Inc. -05-041-0042 380 West 1400 North Logan, UT 84341.

The application has been reviewed and is complete, the purpose of the center is charitable. Provide a crisis nursery, counseling and teach parenting skills.

FINDINGS OF FACT - UAC 59-2-1102

DETERMINATION

 ✓ APPROVED TABLED DENIED

Sarah Ann Starchy
Cache County Council Chairman

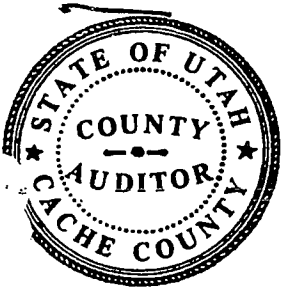
02/28/95
Date

Attested:

Tamra Stones
Tamra Stones, BOE Clerk

X

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CACHE COUNTY

Office of the County Auditor

179 NORTH MAIN
LOGAN, UTAH 84321

Tamra Stones
COUNTY AUDITOR

MEMORANDUM

TO: Cache County Council

FROM: Tamra Stones, Cache County Auditor

DATE: February 24, 1995

SUBJECT: Tax Exempt Applications and Affidavits - 1995

Reapplication: Nevada-Utah Association of Seventh-Day Adventists - 06-016-0011,
240 North 100 West Logan, UT 84321

The application has been reviewed and is complete, the purpose of the church is religious.

FINDINGS OF FACT - UAC 59-2-1102

DETERMINATION

APPROVED TABLED DENIED

Sarah Ann Stacey
Cache County Council Chairman

Feb. 25, 1995
Date

Attested:

Tamra Stones
Tamra Stones, BOE Clerk

CACHE COUNTY
RESOLUTION NO. 95-05

A RESOLUTION APPROVING THE CONVEYANCE OF DECLARED SURPLUS REAL PROPERTY TO UTAH POWER AND LIGHT COMPANY AND AUTHORIZING THE CACHE COUNTY EXECUTIVE AND CACHE COUNTY CLERK TO EXECUTE NECESSARY INSTRUMENTS.

WHEREAS: The County Council of Cache County, Utah, finds that the real property described in this resolution as Exhibit "A" was declared surplus by the County Council on February 28, 1995, in accordance with the provisions of the County Fiscal Procedures Ordinance; and

WHEREAS: The County Executive recommends the conveyance of the property to Utah Power and Light Company. The recommended consideration for the conveyance is a real property exchange with the property described in Exhibit "B." The value of the two properties are comparable and the conveyance is in the best interest of the county.

THEREFORE BE IT RESOLVED THAT:

Section 1. Approval of Sale.

The conveyance of the real property described in the attached Exhibit "A" to Utah Power and Light Company in exchange for the property described in the attached Exhibit "B" is approved as recommended by the Cache County Executive. A copy of the section map containing the two parcels is attached as Exhibit "C."

Section 2. Authorization to Execute Deed.

A. The Cache County Clerk is authorized and directed to execute a quit claim deed conveying title to the described real property to Utah Power and Light Company and to deliver the deed to the Cache County Executive.

B. The Cache County Executive is authorized to execute any required contract or other documents relative to the transaction and to deliver the deed to the purchaser.

Section 3. Effective Date.

This resolution shall become effective immediately upon adoption.

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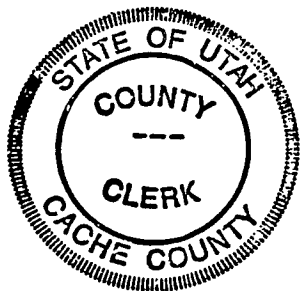
This resolution was adopted by the Cache County Council on the 28th day of February, 1995, in a regular meeting, lawful notice of which was given.

CACHE COUNTY COUNCIL

By: *Sarah Ann Skanchy*
Sarah Ann Skanchy
Chairman

ATTEST

By: *Stephen M. Erickson*
Stephen M. Erickson
Cache County Clerk



February 24, 1995

GRANTOR: CACHE COUNTY
GRANTEE: PACIFICORP

QUIT CLAIM DEED

A tract of land situate in the west one-half of the southwest one-quarter of Section 3, and the east one-half of the southeast one-quarter of Section 4, Township 11 North, Range 1 West, Salt Lake Meridian described as follows:

Beginning at a point on the southern boundary line of the Mendon to Logan County Road as formerly constructed and used (Old Road), said point being North $00^{\circ}21'$ West 1276.9 feet along the section line from the Southwest corner of said Section 3, Township 11 North, Range 1 West, Salt Lake Meridian and running thence along said south boundary line the following two courses: North $89^{\circ}35'$ East (Basis of Bearing) 467.5 feet, thence North $42^{\circ}50'$ East (North $43^{\circ}39'$ East by Deed) 420.2 feet to the southern boundary line of the existing County Road as presently constructed and used (New Road); thence along the said southern boundary line of the New Road, South $71^{\circ}15'$ West 138.7 feet to the northern boundary line of the said Old Road, thence along said northern boundary line the following two courses: South $42^{\circ}50'$ West 269.7 feet, thence South $89^{\circ}35'$ West 407.0 feet to the southern boundary line of the New Road; thence along said southern boundary line the following two courses: South $74^{\circ}44'$ West 199.7 feet, thence South $84^{\circ}19'$ West 161.6 feet to the said southern boundary line of the Old Road; thence along said southern boundary line North $89^{\circ}35'$ East 322.0 feet to the point of beginning, containing 1.37 acres.

S3RDQC1.DSC

February 24, 1995

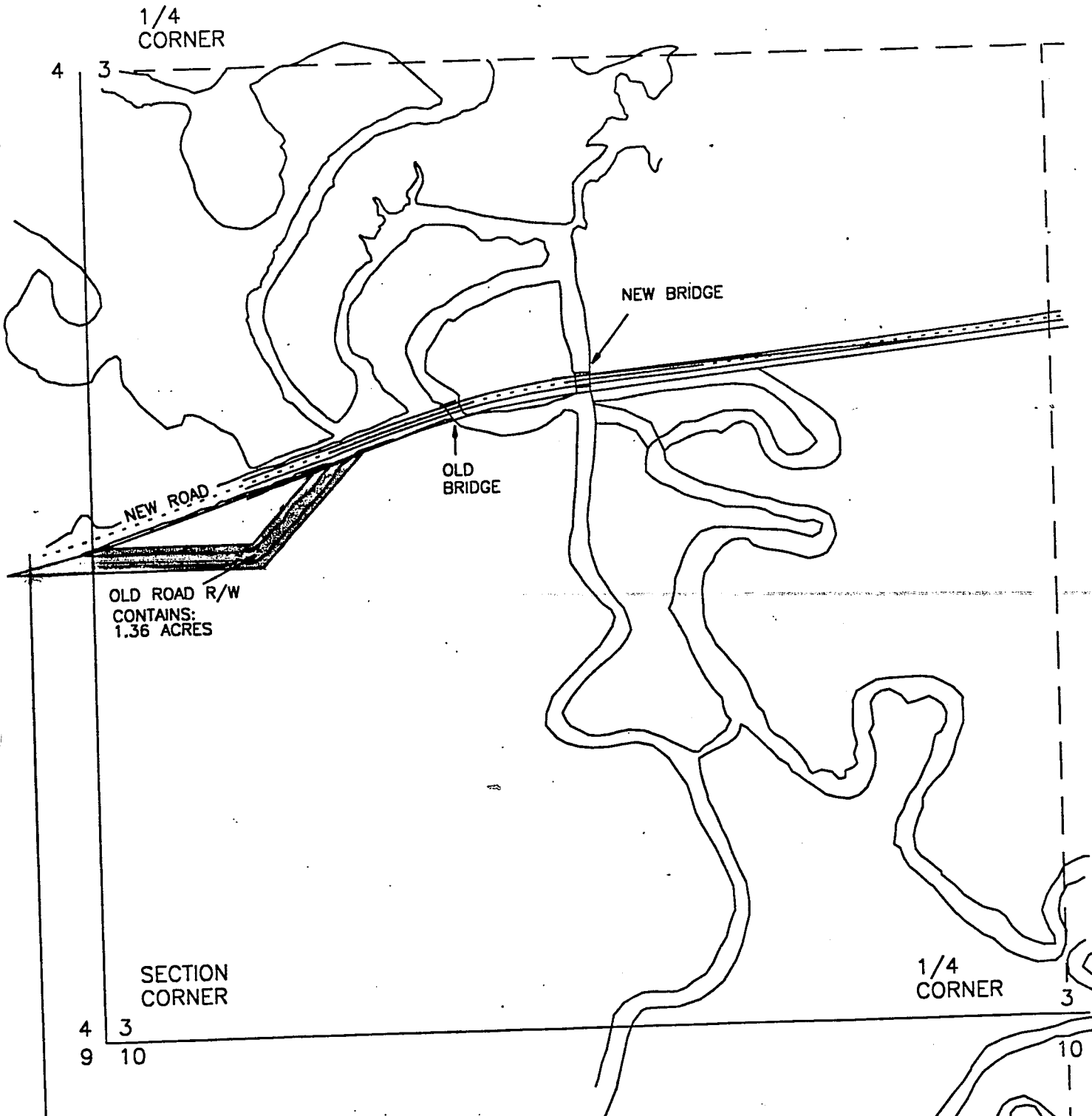
GRANTOR: PACIFICORP
GRANTEE: CACHE COUNTY

QUIT CLAIM DEED

A tract of land situate in the west one-half of the southwest one-quarter of Section 3, and the east one-half of the southeast one-quarter of Section 4, Township 11 North, Range 1 West, Salt Lake Meridian described as follows:

Beginning at a point on the southern boundary line of the Mendon to Logan County Road as presently constructed and used (New Road), said point being North 00°21' West 1342.9 feet along the section line from the Southwest corner of said Section 3, Township 11 North, Range 1 West, Salt Lake Meridian and running thence along said south boundary line the following two courses: North 89°35' East (Basis of Bearing) 30.7 feet, thence North 71°15' East 624.8 feet to the northern boundary line of the previous County Road as formerly constructed and used (Old Road); thence along the said northern boundary line, North 42°50' East 138.7 feet to the northern boundary line of the said New Road, thence along said northern boundary line the following three courses: South 71°15' West 749.9 feet, thence South 74°44' West 185.8 feet, thence South 84°19' West 153.1 feet to the northern boundary line of the Old Road; thence along said northern boundary line North 89°35' East 325.1 feet to the point of beginning, containing 1.24 acres.

S3RDQC2.DSC



I, the undersigned Cache County Clerk do hereby certify that this is a true and full copy of an original document on file in my office.

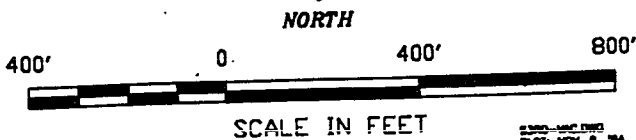
Witness my hand and official seal this 1st day of March, 1955

Stephen M. Erickson, Cache County Clerk

By: *[Signature]*

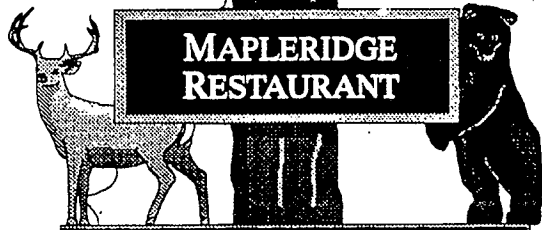
**ABANDONED ROAD
PROPOSED VACATION COMPS FOR
UTAH POWER & LIGHT COMPANY**

**LOCATED IN
SECTION 3, T.11 N., R.1 W.
CACHE COUNTY, UTAH**



**Best
Western**
WESTON
SHERWOOD HILLS

**MAPLERIDGE
RESTAURANT**



1203



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**CACHE COUNTY
RESOLUTION 95_07**

**A RESOLUTION APPROVING THE GRANTING OF AN EASEMENT TO
SMITHFIELD IRRIGATION COMPANY FOR WATER DITCH AND
AUTHORIZING THE COUNTY CLERK TO EXECUTE THE GRANT OF
EASEMENT**

The County Council of Cache County, Utah, in a regular meeting, lawful notice of which has been given, finds that it is appropriate, reasonable, and in the best interests of the county to grant an easement for the use of a water ditch for irrigation purposes to Smithfield Irrigation Company.

Now therefore, the Cache County Council resolves that:

1. Approval of Easement.

The grant of an easement to use and maintain a water ditch for irrigation purposes upon, over, and across the real property described in the attached Schedule "A" owned by the County to Smithfield Irrigation Company is hereby approved.

2. Authorization.

The Cache County Clerk is hereby authorized and directed to execute the grant of easement and deliver the same to the County Executive.

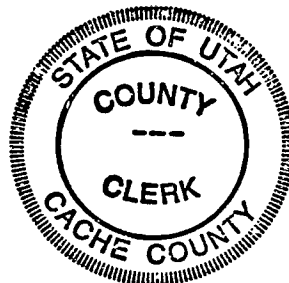
This resolution was adopted on February 28, 1995.

Cache County Council

By: Sarah Ann Skanchy
Sarah Ann Skanchy
Chairman

Attested:

Stephen M. Erickson
Stephen M. Erickson
Cache County Clerk



Grant of Easement

By this grant of easement,

CACHE COUNTY, a political subdivision of the State of Utah,

which shall be called the "Grantor" in this instrument, does hereby grant a non-exclusive easement to

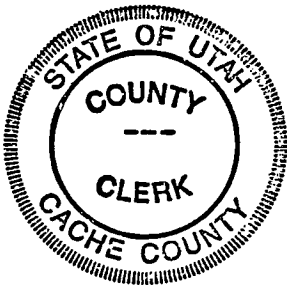
SMITHFIELD IRRIGATION COMPANY, a Utah corporation,

which shall be called the "Grantee" in this instrument and the mailing address of which is:

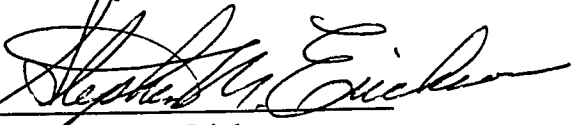
upon, across, and over the real property described in the attached Exhibit "A" and which is located in Cache County, Utah, for the purpose of a water ditch to transfer or move water for irrigation purposes and to maintain the water ditch.

This grant of easement was approved by Resolution No. 95-07 adopted by the Cache County Council on Feb. 28, 1995 and which authorized the Cache County Clerk to execute this grant of easement in the manner allowed by law.

Dated: Feb. 28, 1995



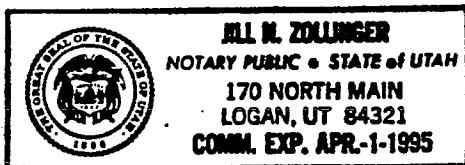
Cache County

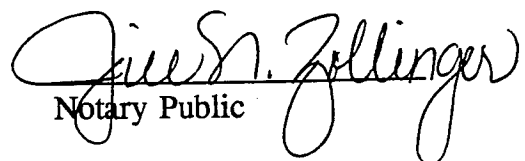
By: 
Stephen M. Erickson
Cache Clerk

Acknowledgement

STATE OF UTAH)
COUNTY OF CACHE)

Stephen M. Erickson, the duly elected and acting Cache County Clerk personally appeared before me and acknowledged that the foregoing grant of easement was executed by him on behalf of and as authorized by Cache County in accordance with state law this 28th day of February, 1995.




Notary Public

LEGAL DESCRIPTION

PART OF THE NORTHWEST QUARTER OF SECTION 33 AND THE NORTHEAST QUARTER OF SECTION 32, TOWNSHIP 13 NORTH, RANGE 1 EAST OF THE SALT LAKE BASE AND MERIDIAN.

BEGINNING AT THE SOUTHEAST CORNER OF THE SOUTHWEST QUARTER OF THE NORTHWEST QUARTER OF SECTION 33, TOWNSHIP 13 NORTH, RANGE 1 EAST OF THE SALT LAKE BASE AND MERIDIAN AND RUNNING THENCE NORTH 1 ROD; THENCE WEST 2500 FEET, MORE OR LESS, TO THE EAST LINE OF HOPKINS SLOUGH; THENCE SOUTHWESTERLY ALONG SLOUGH TO A POINT WEST OF BEGINNING; THENCE EAST TO THE POINT OF BEGINNING.

Cache County Corporation *** Letterhead DRAFT

February 22, 1995

Mr. Bob Morgan
State Engineer
Water Rights
1636 West North Temple, Suite 220
Salt Lake City, UT 84116-3156

Dear Sir;

Your suggestion for a water management plan for Cache County has received the support of our Water Policy Advisory Board. We are working toward defining better just what this means by doing a study that will support formulation of this water development plan. We are looking for alternatives and funding.

We understand you will be giving a presentation on ground water management plans at the Utah Water Users Workshop in March, and that you plan to hold a public meeting in Cache County in April. A good plan will include coordination of all levels of government.

Cache County is developing a comprehensive plan to guide the growth we are experiencing. Logan City representation on our Water Policy Advisory Board has stated that they would rather not wait for the comprehensive plan, but prefer to move more quickly on water planning to guide decisions they must soon make.

We see the opportunity to be innovative considering the advances in science and technology in recent years. With all of the issues involved in water management such as the natural, political, legal, economic, environmental, and emotional dimensions this should be a most interesting and critical time in our county's history. We welcome your advice and cooperation.

Sincerely,

M. Lynn Lemon
County Executive

CC. to Area Engineer, Bob Fatheringham

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