

COUNCIL MEETING
MINUTES 4/11/95

CACHE COUNCIL MEETING INDEX

Appointment: Eggleston, Kenneth Res Deputy Sheriff (2)
Appointment: Lemon, M. Lynn Cache County Com. Foundation (2)
Appointment: Peterson, John Jacob Deputy Sheriff (2)
Appointment: Stauffer, Michael James Res Deputy Sheriff (2)
BENSON CULINARY WATER DISTRICT ANNEXATION: DISCUSSION (5)
BENSON CULINARY WATER IMPROVEMENT DISTRICT
ANNEXATION: RESOLUTION NO. 95-12 (5)
BOARD OF EQUALIZATION: TAX EXEMPTION APPLICATIONS (3)
Board of Trustees for Solid Waste Area #1: Meeting (6)
BUDGET OPENING 1995: PUBLIC HEARING SET (3)
CONE, DOUGLAS: NATURAL RESOURCES CONSERVATION MONTH PRO. (2)
COUNTY FAIR: DISCUSSION (6)
Eggleston, Kenneth: Appointed Res Deputy Sheriff (2)
HYRUM, MILLER'S & COUNTY AGREEMENT: SCOTT WYATT (4)
INTER-LOCAL AGREEMENT FOR HOUSING PRISONERS: RESOLUTION NO.
95-13 (6)
Lemon, M. Lynn: Appointed to Cache County Com. Foundation (2)
LITIGATION: WESTON SIGN; E. A. MILLER APPEAL (7)
Nelson, Lynn Lt.: Recognition-FBI Bulletin (2)
Peterson, John Jacob: Appointed Deputy Sheriff (2)
PLANNING DISTRICTS PROPOSAL: MEETING SCHEDULE (4)
PROCLAMATION: GOVERNOR'S CLEAN UP DAY- MAY 13, 1995 (3)
PROCLAMATION: NATURAL RESOURCES CONSERVATION MONTH: DOUGLAS
CONE (2)
PUBLIC HEARING SET: 1995 BUDGET OPENING (3)
Public Hearing Set-Sorenson Subdivision Appeal: Dennis
Sorenson (2)
PUBLIC HEARING: BENSON CULINARY WATER IMPROVEMENT DISTRICT
ANNEXATION (5)
Recognition: Lt. Lynn Nelson (2)
Recognition: Michelle Thornell (2)
RESOLUTION NO. 95-12: BENSON CULINARY WATER DISTRICT
ANNEXATION (5)
RESOLUTION NO. 95-13: INTER-LOCAL AGREEMENT FOR HOUSING
PRISONERS (6)
Restaurant Tax Allocation Applications: Lynn Lemon (2)
Sorensen, Dennis: Appeal (2)
Stauffer, Michael James: Appointed Res Deputy Sheriff (2)
SUNADA, ROGER: SOLID WASTE FEE INCREASE (6)
Thornell, Michelle M.: Recognition (2)
WEED BOARD POLICY: 1995-FIRST READING (4)
Wyatt, Scott: Hyrum City, E. A Miller Comments (5)
Wyatt, Scott: Litigation comments on Weston Sign & Miller Appeal
(7)

COUNCIL MEETING
MINUTES 4/11/95

THE CACHE COUNTY COUNCIL MEETING MINUTES

April 11, 1995

The Cache County Council met in regular session on the 11th day of April, 1995 in the County Council Chambers located at 120 North 100 West, Logan, Utah 84321.

ATTENDANCE

Council members present: Vice Chairman C. Larry Anhder, Chairman Skanchy was absent and excused. Council members Guy Ray Pulsipher, Layne M. Beck, H. Craig Petersen, Jerry L. Allen & Darrel L. Gibbons.

Others present: Cache County Executive M. Lynn Lemon; Cache County Clerk Stephen M. Erickson; Cache County Attorney Scott Wyatt; Cache County Planning & Zoning Administrator Lorene Greenhalgh; Logan City Solid Waste Direct Roger Sunada; Representative from the local news media and other interested citizens.

CALL TO ORDER

In the absence of Chairman Sarah Ann Skanchy Vice Chairman C. Larry Anhder called the meeting to order at 5:00 p.m. and welcomed all who were in attendance.

INVOCATION

The invocation was given by County Clerk Stephen M. Erickson.

AGENDA & MINUTES

The agenda for the meeting was discussed, adjusted and approved.

The minutes of the regular Council meeting held on March 28, 1995 and sent to all members of the Council were corrected and approved.

REPORT OF THE COUNTY EXECUTIVE

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

1. Appointments: The following individuals were presented to the Council for appointment approval.

COUNCIL MEETING
MINUTES 4/11/95

Appointment: Lemon, M. Lynn Cache County Com. Foundation
Appointment: Stauffer, Michael James Res Deputy Sheriff
Appointment: Eggleston, Kenneth Res Deputy Sheriff
Appointment: Peterson, John Jacob Deputy Sheriff

Councilman Gibbons moved to approve the recommended appointments. It was seconded and carried unanimously. (Chairman Skanchy absent)

2. Public Hearing Set-Sorenson Subdivision Appeal: Dennis E. Sorensen is appealing a decision made by the County Planning Commission that denied his request for a subdivision on his property in College Ward. Executive Lemon is recommending that a Public Hearing be set to receive input on the decision and the appeal.

It was moved by Councilman Gibbons to set a Public Hearing on May 23, 1995 at 6:00 p.m.. It was seconded and carried unanimously. (Chairman Skanchy absent)

3. Restaurant Tax Allocation Applications: 26 applications for restaurant tax allocation have been received totaling \$1,058,289.00. Lemon estimated that the county would receive around \$380,000.00 in restaurant tax collections.

4. Thornell, Michelle M. Recognition: Executive Lemon has received a letter from the County Sheriff commending Sheriff Deputy Michelle M. Thornell on her graduation from the Correction Academy. She was awarded the Utah Corrections Associations Professionalism Award for her accomplishments while at the Academy.

5. Nelson, Lynn Lt. Recognition: Lt Lynn Nelson from the Sheriff's Department has had an article printed in the FBI monthly bulletin. While he attended the FBI Academy some months ago he wrote the article "Who is the Customer". It was printed in the March addition of the FBI Bulletin.

The Council expressed appreciation to Nelson and Thornell for their accomplishments.

6. Warrant Register: Warrant Register was presented to the County Clerk for filing.

PROCLAMATION: NATURAL RESOURCES CONSERVATION MONTH: DOUGLAS CONE

Douglas Cone, representing the North Cache Soil Conservation District read a proposed proclamation that if approved would establish the month of April 1995 as "Natural Resources Conservation Month".

COUNCIL MEETING
MINUTES 4/11/95

(See attachment #1)

It was moved by Councilman Allen to approve the Proclamation. It was properly seconded and carried unanimously. (Chairman Skanchy absent)

PROCLAMATION: GOVERNOR'S CLEAN UP DAY- MAY 13, 1995

Councilman Gibbons read a prepared Proclamation that would make May 13, 1995 as the "Utah Statehood Centennial Take Pride in Utah Day".

(See attachment #2)

A motion to approve the proposed Proclamation was made by Councilman Petersen. It was seconded and carried unanimously. (Chairman Skanchy absent)

PUBLIC HEARING SET: 1995 BUDGET OPENING

The 1995 budget needs to be opened to make some necessary adjustments which requires a public hearing.

A motion to set the Public Hearing on April 25 at 5:30 p.m. was made by Councilman Gibbons. It was seconded and carried unanimously. (Chairman Skanchy absent)

The Council adjourned from the regular Council meeting into a Board of Equalization.

BOARD OF EQUALIZATION: TAX EXEMPTION APPLICATIONS

Three applications for property tax exemption were presented to the Board of Equalization for action.

1. Jay & Joyce Stark from Smithfield are requesting tax exemption for hardship reasons. The amount is \$300.00.

(See attachment #3)

A motion to approve the request was made by Board Member Petersen. It was properly seconded and carried unanimously. (Chairman Skanchy absent)

2. Lynn C. Shelton, from Paradise is asking the Board to accept \$3,000 settlement as tax payment without penalty and

COUNCIL MEETING
MINUTES 4/11/95

interest for back taxes. Executive Lemon recommends that the offer be accepted.

(See attachment #4)

Board Member Gibbons moved that a one time payment of \$3,000.00 be approved. It was properly seconded and carried unanimously. (Chairman Skanchy absent)

3. Ronald Larson, from Benson is asking the Board to accept \$6,000.00 as payment for back taxes. The \$6,000.00 would pay all the back taxes and penalties and part of the interest. Mr. Larson said that he is going to sell some cattle to make the payment. Some Board members expressed concern about selling the heifer dairy cattle to make the payment because of future production problems that may occur because of the sale of the cattle. Vice Chairman Anhder suggested that a payment schedule be worked out to pay the taxes. Board member Petersen was concerned about the legality of making any decision on the matter. Board member Allen suggested that the taxes be paid now and the penalty and interest later.

Board member Gibbons moved that the Larson's pay the \$6,000.00 for back taxes and penalty and some of the interest and waive the balance of the interest. It was seconded and carried unanimously. (Chairman Skanchy absent)

(See attachment #5)

The Board of Equalization adjourned back into the regular Council meeting.

PLANNING DISTRICTS PROPOSAL: MEETING SCHEDULE

The Countywide Planner is presently scheduling meetings throughout the County to discuss the proposed District alignment. Council members were encouraged to attend the meetings. A meeting schedule will be sent to council members.

WEED BOARD POLICY: 1995-FIRST READING

The 1995 Weed Board Policy was presented to the Council for first reading. It will be on the next Council meeting agenda for approval.

HYRUM, MILLER'S & COUNTY AGREEMENT: DISCUSSION

COUNCIL MEETING
MINUTES 4/11/95

The County Attorney Scott Wyatt reviewed with the Council his concerns and recommendations concerning a proposed agreement between Hyrum City and E. A. Miller's. Wyatt is concerned about the county's involvement in any agreement between Hyrum and Miller's especially when presently there is litigation taking place because of a law suit by Miller's against the County. Wyatt reported that Hyrum City is not in favor of the present agreement as it is written. He recommends that the County not become involved in a proposed agreement until Hyrum City and Miller's are able to work out their problems and that no construction begin until that happens.

It was the consensus of the Council to agree with Attorney Wyatt and to table any action by the Council until Hyrum and Millers could settle their differences and to delay any permission by the County to begin any expansion project.

A Memorandum from Lorene Greenhalgh the County Planning and Zoning Administrator concerning her views about the drafted agreement was presented to the Council.

(See attachment #6)

PUBLIC HEARING: BENSON CULINARY WATER IMPROVEMENT DISTRICT ANNEXATION

Vice Chairman Anhder convened a scheduled public hearing on the proposed annexation of property into the Benson Culinary Water Improvement District at 6:00 p.m. Nick Galloway representing the District explained that the annexation is to bring property into the District that has already had the water system extended to the property owners.

Vice Chairman Anhder asked for further public comment. Hearing none he asked for a motion to close the public hearing.

A motion to close the public hearing was made by Councilman Gibbons. It was seconded and carried unanimously. (Chairman Skanchy absent)

RESOLUTION NO. 95-12: BENSON CULINARY WATER DISTRICT ANNEXATION

The adoption of Resolution No. 95-12 will approve the annexation of property into the Benson Culinary Water Improvement District.

(See attachment #7)

A motion to adopt Resolution No. 95-12 was made by Councilman

COUNCIL MEETING
MINUTES 4/11/95

Allen. It was properly seconded and carried unanimously.
(Chairman Skanchy absent)

COUNTY FAIR: DISCUSSION

The County Clerk Stephen M. Erickson who coordinates the County Fair from his office presented an update on the 1995 County Fair. A list of the 1995 committee chairmen was presented and a memo to the Council concerning a proposed fence around the fairgrounds.

(See attachment #8)

The Council discussed the proposed fence around the fairgrounds. It was reported that Logan City has budgeted some funding to rebuild the fence in their coming year budget. Erickson was in favor of rebuilding the fence but not to charge this year to get into the county fair.

RESOLUTION NO. 95-13: INTER-LOCAL AGREEMENT FOR HOUSING PRISONERS

This Resolution adopts procedure of handling prisoners between Cache, Rich and Box Elder Counties. Councilman Petersen said that the resolution should include reference to the attached agreement.

A motion to waive the rules of first and second reading and adopted Resolution No. 95-13 was made by councilman Gibbons. It was seconded and carried unanimously. (Chairman Skanchy absent)

A motion to amend the Resolution to included wording that references the agreement as Exhibit A was made by Councilman Petersen. It was seconded and carried unanimously. (Chairman Skanchy absent)

(See attachment #9)

The Council adjourned from the regular Council meeting into a Board of Trustees for Solid Waste Area #1 meeting.

RATE INCREASE PROPOSAL: ROGER SUNADA

The Director of the Solid Waste Service Area #1 Roger Sunada appeared before the Board of Trustees. He is proposing a rate increase to cover additional expenses of new equipment and to build a fund for a new landfill. The rate increase would be \$7.75 for Logan City and \$8.40 for County residents. Sunada said that the passed rate increases have not kept up with inflation and new equipment has to be purchased. A new Compactor will cost \$240,000.

COUNCIL MEETING
MINUTES 4/11/95

Executive Lemon said that the Advisory Board has met and discussed the issue but had not made a final decision on the proposed rate increase. He said that the Board will meet again and he will bring their decision to the Board of Trustees at a future meeting.

The Board of Trustees of the Solid Waste Service Area #1 adjourned from their meeting back into the regular Council meeting.

LITIGATION: WESTON SIGN; E. A. MILLER APPEAL

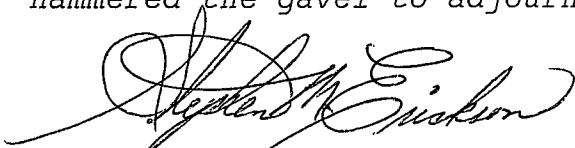
The County Attorney Scott Wyatt told the Council that litigation is in process concerning two lawsuits against the County. One of the lawsuits comes from a group of individuals calling themselves "Citizens for the Protection of Logan Canyon". The other is from E. A. Millers concerning their attempt to overturn a decision on their expansion project permit denial. The litigation could go on for sometime.


COUNCIL MEMBER REPORTS

Councilman Beck: Beck told the Council that due to a change in his work he would like the Council meetings moved to a Monday night. Beck presently has to fly back to the area for the Tuesday meetings costing him an additional \$200.00 per trip. He said that if the meetings were changed to Mondays he could better arrange his schedule and attend most of the meetings. Council members discussed a possible change in Council meeting schedule. Councilman Gibbons said that if we go to Monday he recommends adjourning the meeting by 6:00 p.m.. Gibbons also said that we are probably the only County in the State that hold meetings in the evening. Councilman Beck said that an early afternoon meeting would solve his problem and he would be willing to attend an afternoon meeting if other Council members could. The matter will be discussed at the next Council meeting when Chairman Skanchy is present.

ADJOURNMENT

No further business was presented and Vice Chairman Anhder hammered the gavel to adjourn the meeting at 7:00 p.m..


ATTEST: Stephen M. Erickson
Cache County Clerk


APPROVAL: C. Larry Anhder
Council Vice Chair.

CACHE COUNTY
CORPORATION

M. LYNN LEMON
COUNTY EXECUTIVE/SURVEYOR

120 NORTH 100 WEST
LOGAN, UTAH 84321
Tel 801-752-5935
Fax 752-9169

April 11, 1995

PROCLAMATION

COUNTY COUNCIL

SARAH ANN SKANCHY
CHAIRMAN
C. LARRY ANHDER
V. CHAIRMAN
DARREL L. GIBBONS
JERRY L. ALLEN
GUY RAY PULSIPHER
H. CRAIG PETERSEN
LAYNE M. BECK
STEPHEN M. ERICKSON
CLERK

WHEREAS, the people across this land wish to live in harmony with natural resources, and wish to bequeath a better Earth for our children and grandchildren.

WHEREAS, conservationists across our beautiful country work hand-in-hand with the American people to conserve all natural resources to create a healthy land;

WHEREAS, leadership for conservation of natural resources on private lands is provided by a partnership of conservation districts, state conservation agencies, and USDA's Natural Resources Conservation Service;

WHEREAS, in appreciation for the efforts of landowners and landusers to conserve our natural resources;

WHEREAS, April is the month designated to celebrate Earth Day and the 60th anniversary of America's soil and water conservation movement on private lands;

WHEREAS, now is the time to increase awareness among all Americans of the importance of our natural resources;

NOW THEREFORE, it is proclaimed by the Cache County Executive and Cache County Council that the month of April 1995 be known as

"NATURAL RESOURCES CONSERVATION MONTH"

in the County of Cache, and urge all citizens to recognize the importance of conservation in our communities and join in the celebration of the land.

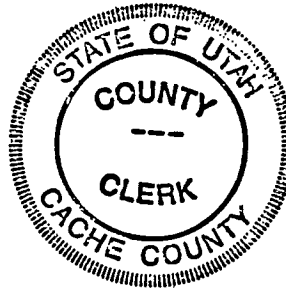
In witness thereof, as Cache County Executive and Cache County Council Vice Chairman, we have hereunto set our hand this 11th day of April, 1995.

M. Lynn Lemon
M. Lynn Lemon, Executive

C. Larry Anhder
C. Larry Anhder, Vice Chairman
Cache County Council

Attest:

Stephen M. Erickson
Stephen M. Erickson, Clerk



CACHE COUNTY
CORPORATION

M. LYNN LEMON
COUNTY EXECUTIVE/SURVEYOR

120 NORTH 100 WEST
LOGAN, UTAH 84321
Tel 801-752-5935
Fax 752-9169

COUNTY COUNCIL

SARAH ANN SKANCHY
CHAIRMAN
C. LARRY ANHDER
V. CHAIRMAN
DARREL L. GIBBONS
JERRY L. ALLEN
GUY RAY PULSIPHER
H. CRAIG PETERSEN
LAYNE M. BECK
STEPHEN M. ERICKSON
CLERK

April 11, 1995

PROCLAMATION

WHEREAS, the Utah Statehood Centennial Take Pride in Utah Day is a unique partnership of federal, state and private agencies to make everyone aware of the beauty that Utah holds.

WHEREAS, Take Pride is a reminder of the opportunities to enjoy and preserve that beauty for future generations.

WHEREAS, Take Pride encourages the strengthening of outdoor ethics among Utahns of all ages by elevating their awareness of private and public land resource issues and involving residents in developing solutions to existing and potential problems.

WHEREAS, Utah is blessed with rich abundance. Clear water. Fresh air. Fertile soil. A world of scenic splendor and opportunity.

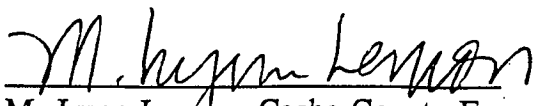
WHEREAS, Cache County residents as they share in the plentiful resources, must share in the responsibility to keep our state clean, safe and productive.

NOW THEREFORE, it is proclaimed by the Cache County Executive and Cache County Council that May 13, 1995, be known as

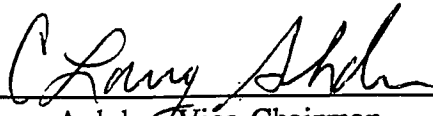
"UTAH STATEHOOD CENTENNIAL TAKE PRIDE IN UTAH DAY"

in the County of Cache, and all the citizens of Cache County are urged to participate in any capacity that they are able in volunteering to clean up the state in preparation for our Utah State Centennial Celebration in 1996.

In witness thereof, as Cache County Executive and Cache County Council Vice Chairman, we have hereunto set our hand this 11th day of April, 1995.

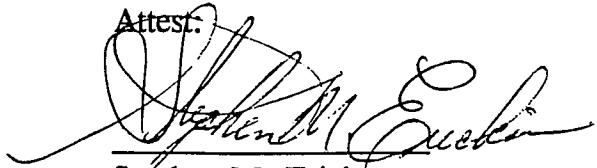


M. Lynn Lemon, Cache County Executive

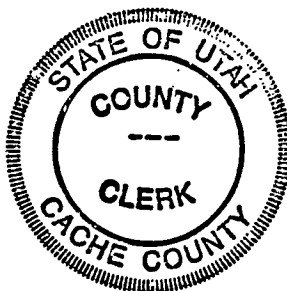


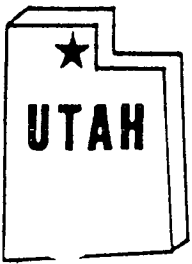
C. Larry Anhder, Vice Chairman
Cache County Council

Attest:



Stephen M. Erickson
Clerk





Cache County Corporation

LORENE GREENHALGH
Zoning Administrator
752-8327

179 North Main, Room 210
Logan, Utah 84321

MEMORANDUM

TO: Lynn Lemon, Cache County Executive; Cache County Council
FROM: Lorene Greenhalgh, Zoning Administrator *LG*
DATE: April 11, 1995
SUBJECT: Agreement Between E. A. Miller, Inc., Hyrum City, and Cache County

Because of the constant involvement with this issue and because of my responsibility to the Planning Commission regarding this issue, I feel compelled to voice concerns with the way the agreement is written and also with the content of the agreement.

1. I believe the point where a "good faith effort" begins for annexation of Millers to Hyrum City is when the company actually presents a petition to Hyrum City requesting annexation. Paragraph 8 on Page 1 states that the 12-month period set forth in 10-2-418 commenced on March 1, 1995, and will continue through February 29, 1996. I believe that it does not begin until Millers actually petitions for annexation.
2. Paragraph 2 on Page 3 under 2.3 Planning Issues, states that the County will install and maintain a by-pass road for the Company. I believe this issue should be struck from the agreement.
3. Paragraph 3 on Page 5 under #5. Result in the event of disagreement. In the event that Millers were to fulfill the requirements of 10-2-418 (which I don't believe they have), this paragraph may have some standing. As it is, it waives all rights of the City to ever pursue annexation. This would give Millers a free hand to purchase and use all property surrounding the City with never having to worry about annexation regardless of how large they grow.
4. Paragraph 6 on Page 5 should be completely stricken. There should be no development allowed until the issues are resolved. The County has been placed in the middle between the Company and the City for many years. Allowing expansion during the time Millers perceive to be in a "good faith effort" towards annexation defeats the purpose of the whole exercise. I don't believe the "good faith effort" has begun as yet and to allow expansion to continue will only complicate the issues.
5. Paragraph 8 on Page 6 Whole Project. The last three lines of this paragraph states that the City agrees to disconnect the existing parcel, rezoned parcel, and any other real property then owned or thereafter acquired by the Company and further agrees that it will not thereafter annex any of such real property--This portion should be carefully looked at before any agreement is signed.

In short, I do not agree that this three-way agreement is in any way necessary and feel very uncomfortable in having the County obligated to Millers in this way. Please consider all of the ramifications prior to signing such an agreement.

LG:pj

6

CACHE COUNTY

RESOLUTION NO. 95- 12

A RESOLUTION TO ANNEX AREA INTO THE BENSON CULINARY WATER IMPROVEMENT DISTRICT.

WHEREAS: The Cache County Council adopted a resolution on the 14th day of March, 1995 declaring its intention to annex an area described in Exhibit "A" and "B" into the Benson Culinary Water Improvement District; and

WHEREAS: The Council set and conducted a public hearing on the 11th day of April, 1995 according to the requirements set forth in 17A-2-333:

THEREFORE BE IT RESOLVED THAT:

Section 1: Annexation.

The Cache County Council hereby declares that the public health, convenience, and necessity requires the annexation of the area into the Benson Culinary Water Improvement District.

The Council, pursuant to the authority given it pursuant to Title 17A Chapter 2, hereby annexes into the Benson Culinary Water Improvement District the area described in Exhibit "A" and "B." The area described is henceforth an integral part of such district, and the taxable property therein shall be subject to taxation for the purposes of said district including the payment of bonds and other obligations of such district, if any become authorized.

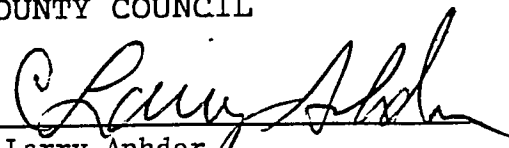
Section 2: Effective Date.

This resolution shall become effective immediately upon adoption.


This resolution was adopted by the County Council of Cache County on the 11th day of April, 1995, in a regular meeting, lawful notice of which was given.

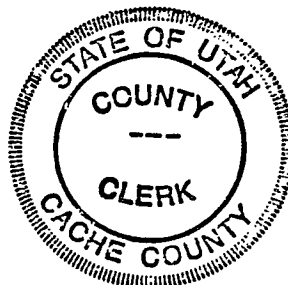
CACHE COUNTY COUNCIL

By:


G. Larry Anhder
Vice Chairman

ATTEST TO:


Stephen M. Erickson
Cache County Clerk



NOTICE OF THE BENSON CULINARY WATER DISTRICT
TO ANNEX PROPERTY

NOTICE IS HEREBY GIVEN of Cache County, Utah, to annex to the Benson Culinary Water Improvement District, which provides for the construction, repair, and maintenance of a culinary water system within said district, that part of the unincorporated territory of Cache County, Utah, described as follows:

BEGINNING AT A POINT 660 FEET NORTH AND 203 FEET EAST OF THE INTERSECTION CORNER OF TOWNSHIPS 12 NORTH AND 13 NORTH AND RANGES 1 WEST AND 1 EAST ON THE SALT LAKE BASE AND MERIDIAN; THENCE NORTH 1996 FEET TO THE CENTER LINE OF SECTION 31, R1E, T13N; THENCE WEST 2843 FEET MORE OR LESS TO THE CENTER OF SECTION 36, R1W, T13N; THENCE SOUTH 1996 FEET TO THE NW CORNER OF THE SW 1/4 OF THE SW 1/4 OF THE SE 1/4 OF SAID SECTION 36; THENCE EAST 2843 FEET TO THE POINT OF BEGINNING.

The district shall then include that part of the unincorporated territory of Cache County described as follows:

BEGINNING AT A POINT 660 FT NORTH AND 203 FT EAST OF THE INTERSECTION CORNER OF TOWNSHIPS 12 NORTH AND 13 NORTH AND RANGES 1 WEST AND 1 EAST ON THE SALT LAKE BASE AND MERIDIAN; THENCE NORTH 1996 FT TO THE CENTER LINE OF SECTION 31, R1E, T13N; THENCE WEST 2843 FT MORE OR LESS TO THE CENTER OF SECTION 36, R1W, T13N; THENCE NORTH 1635.5 FT MORE OR LESS TO THE AMALGA CITY BOUNDARY; THENCE WEST ALONG THE AMALGA CITY BOUNDARY 2640 FT MORE OR LESS TO THE WEST SECTION LINE OF SAID SEC 36; THENCE SOUTH 330 FT; THENCE WEST 1287 FT; THENCE NORTH 1334.5 FT TO THE SECTION LINE; THENCE WEST 6600 FT TO THE SE CORNER SW 1/4 SEC 27, R1W, T13N; THENCE NORTH 1320 FT; THENCE WEST 2640 FT TO THE SECTION LINE; THENCE SOUTH 1320 FT TO THE SECTION LINE; THENCE WEST 2640 FT; THENCE SOUTH 1320 FT; THENCE EAST 2640 FT TO THE SECTION LINE; THENCE SOUTH 13200 FT (200 CHNS); THENCE WEST 1320 FT; THENCE SOUTH 1320 FT TO THE SECTION LINE; THENCE EAST 1320 FT TO THE SECTION LINE; THENCE SOUTH 2640 FT TO THE CENTER LINE SECTION 15, R1W, T12N; THENCE EAST 21120 FT (320 CHNS) TO THE SW CORNER NW 1/4 SECTION 17, R1E, T12N; THENCE NORTH 13860 FT (210 CHNS) TO THE NE CORNER OF THE SE 1/4 OF THE SE 1/4 OF THE SE 1/4 OF SECTION 31, R1E, T13N; THENCE WEST 5077 FT MORE OR LESS TO THE POINT OF BEGINNING.

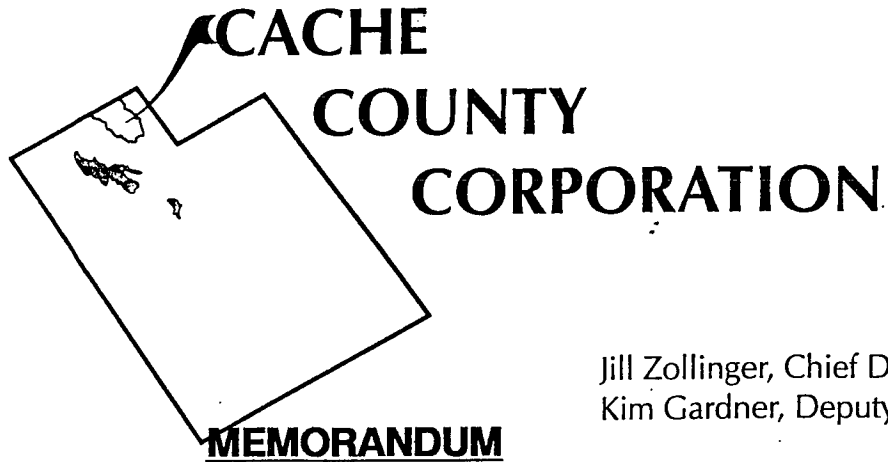
The Benson Culinary Water Improvement District does not include any part of another municipality or municipalities or of an improvement district which is providing the service to be provided by this district.

Taxes may be levied annually upon all taxable property within the district and fees and charges may be imposed to pay for all or a part of the services to be provided by the district.

BOARD OF TRUSTEES Paul Johnson Jay Reib
Clay G. Schwalbe William G. Hall W. Lee Lewis
CLERK Shirley J. Seltzer DATE Feb 27, 1995

OFFICE OF THE
COUNTY CLERK

170 North Main
Logan, Utah 84321
Ph. 752-3542



Stephen M. Erickson
Cache County Clerk

Jill Zollinger, Chief Deputy Clerk
Kim Gardner, Deputy Clerk

TO: Cache County Council
FROM: Stephen M. Erickson, Cache County Clerk
DATE: April 11, 1995
SUBJECT: FAIRGROUNDS FENCE

Steve

Some concerns from those who direct & operate the annual County Fair:

1. The fence should never have been taken down.
2. A new fence would help control people and animals during the Fair: EXAMPLES:

In 1991 an animal (Wild Cow) got loose and went North into a residential area causing some destruction. The County paid for the destruction.

In 1992 during the fair a dog came on to the grounds and bit some people. I think Logan City Animal Control took care of that problem.

3. A fence would help control motor vehicles, people & animals.
4. Would allow the selling of tickets to attend the fair and other events.
5. Ticket sales would help pay for the fair and other events.

PROBLEMS WITH A FENCE

1. Cost to construct & maintain.
2. If tickets are sold to attend the fair we would have to organize the selling and taking of tickets. This would add other problems such as:
 - a. Do we pay the sellers and takers?
 - b. Who gets in free? (passes could be issued)
 - c. How much will the tickets cost?

ONE MORE CONCERN: THE NAME OF THE FAIRGROUNDS SHOULD BE THE CACHE COUNTY FAIRGROUNDS NOT THE LOGAN CACHE FAIRGROUNDS!!

CACHE COUNTY FAIR UPDATE

1995 FAIR DATES ARE AUGUST 10, 11 & 12TH

Some youth activities will take place on Monday, Tuesday and Wednesday of that week.

FAIR BOARD MEETING SCHEDULE:

MAY 25, 7:30 p.m. at the Clerk's Office

JUNE 22, 7:30 p.m. at the Clerks Office

JULY 26, 7:30 p.m. at the Fairgrounds

Meeting dates may be altered for days and times, our office will notify you of upcoming meetings and any changes.

Even though the fair is in August we know that the fair continues in most of the committees all year long. We thank the committee chairs and their members for all the work they do.

COMMITTEE NEWS:

The Great American West Rodeo committee now has their own by-laws and have some 18, members. Glen Tingey is the President and Troy Smith represents that committee on the Fair board. They work with the Rodeo Queens and are in the process of upgrading the rodeo arena to PRCA standards. They have applied for \$200,000 from the restaurant tax. All Rodeo Contracts are in place and additional prize money has been added to attract better cowboys. The live stock company is the same as last year.

ENTERTAINMENT COMMITTEE:

Helen Cooper from Clarkston is now the Chairman. She is encouraging local talent as performers.

YOUTH COMMITTEES:

Those committees working with the youth are very active. Some projects have already started and in some cases end at the County Fair.

JACK IS BACK:

Jack Gilgen is back with us. We thank him for the great work he does keeping the grounds in a beautiful condition.

COMMERCIAL BOOTHS:

Contracts for commercial booths have been sent out to all those who had booths last year.

COMMUNITY BOOTHS:

The Community Booths are a large part of the County Fair. Last year as most of you know Hyrum City won grand prize at our fair. They represented our County at the State Fair and also won first place their.

REST ROOMS:

New rest rooms are being constructed North of the Cache Arena. They are will cost around \$75,000.

FENCE:

There is talk of rebuilding the fence around the fairgrounds. Some have suggested that we should be charging to enter the fairground area to help pay for the fair.

CARNIVAL:

The Carnival is the same as last year, Big Sky Amusements from Phoenix. We will be selling pre-vent tickets again this year.

STATEHOOD CENTENNIAL FAIR NEXT YEAR START PLANNING NOW !!!

FROM THE OFFICE OF THE COUNTY CLERK

1995 CACHE COUNTY FAIR COMMITTEE CHAIRMEN

ANHDER, C. LARRY	347 NORTH 250 WEST, NIBLEY, 84321	EXECUTIVE	753 5104
ALDER, JEAN	USU CAMPUS, LOGAN 84322-2100	4H HORSE	750 3277 752 8703
BUTTARS, CRAIG W.	600 S 1600 WEST, LEWISTON 84320	EXECUTIVE	258 5015
CHRISTENSEN, LISA	229 W 200 SOUTH, SMITHFIELD, 84335	HORSE SHOW	563 6962
CHRISTENSEN, WENDY	1975 W 5800 S MOUNT STERLING 84339	ENG HORSE SHOW	245 5965 797 2102
COOPER, HELEN	67 WEST 100 SOUTH, CLARKSTON 84305	ENTERTAINMENT	563 5977
ERICKSON, NOBLE	NORTH HIGHWAY 91, SMITHFIELD 84335	HAY CONTEST	563 6409
GARDNER, KIM	179 NORTH MAIN, LOGAN 84321	COMMERCIAL BOO	752 3542
GILGEN, JACK	3914 S MAIN, NIBLEY 84332	GROUNDS	750 9896 753 1533
HANSEN, R. GAURTH	1676 E 1039 N, LOGAN 84321	GLADIOLUS	752 4747
HEDIN, RON	3160 SOUTH 700 WEST, NIBLEY 84321	PIGEONS	753 2878
HOFFMAN, ROBERTA	3092 W 5400 N, BENSON 84335	HOME ARTS	563 6844
HOFFMAN, ROBERT	3092 W 5400 N, BENSON 84335	F. B. TICKETS	563 6844
HUBER, DON	179 NORTH MAIN, LOGAN 84321	EXECUTIVE	752 6263
ISREAELSEN, CLARK	2625 WEST 1800 S, LOGAN 84321	JR. LIVESTOCK	753 5728 245 6067
JACOBSON, ROSS	179 NORTH MAIN, LOGAN 84321	4H LIVESTOCK	752 6263 752 8154
JEPPSON, LEE	375 W 775 NORTH LOGAN 84321	ADVERTISING	752 2458 753 8310
JONES, SAM	2841 W 2200 SOUTH, YOUNG WARD 84339	FFA MACHINERY	753 3834
JOLLEY, DARWIN	70 N 100 WEST, PROVIDENCE 84332	FARM MACHINERY	752 9501
JOHNSON, KEVIN	427 E CENTER, HYDE PARK 84318	COMM BOOTHS	563 9108 753 4101
JULSON, LAUREL	P. O. BOX 3371, LOGAN 84321	RABBITS	753 3905
KYRIOPOULOS, LINDA	2680 W 7500 SOUTH, WELLSVILLE 84339	LLAMA SHOW	245 3529
MACDONALD TAMMY	195 WEST 200 SO., NEWTON 84327	GOATS SHOW	563 9414
OLSEN, HAL	1966 SO. 2000 W., COL. WARD 84339	DAIRY SHOW	753 2876
PANTER, KIP	245 EAST 100 NORTH, RICHMOND 84333	SHEEP SHOW	258 5349
RICHMAN, GREG	8060 SO HWY 165, PARADISE 84328	F. B. TALENT	245 6884
SAUNDERS, KRIS	179 NORTH MAIN, LOGAN 84321	4-H YOUTH	752 6263
SMITH, TROY	541 EAGLE RIDGE DR., HYRUM 84319	PRCA RODEO	245 6867
STENQUIST, NORRIS	11 SO 100 WEST MILLVILLE 84326	BEEF SHOW	752 6782 750 2142
WARREN, RICHARD	288 SOUTH 600 WEST, SMITHFIELD 84335	POULTRY	563 3508
WHITTIER, DICK	580 SOUTH 3200 WEST, LOGAN 84321	SWINE	752 3999
WILSON, SANDRA	39 NORTH 100 WEST, SMITHFIELD 84335	ART & PHOTO	563 5352
ZOLLINGER, JILL	170 NORTH MAIN, LOGAN 84321	COMMERCIAL BOO	752 3542

CACHE COUNTY

RESOLUTION NO. 95-13

A RESOLUTION APPROVING AN MULTI-COUNTY INTERLOCAL AGREEMENT BETWEEN RICH COUNTY, BOX ELDER COUNTY AND CACHE COUNTY FOR HOUSING PRISONERS IN COUNTY JAIL FACILITIES LOCATED AT RICH COUNTY, RANDOLPH, UTAH; BOX ELDER COUNTY, BRIGHAM CITY, UTAH AND CACHE COUNTY, LOGAN, UTAH.

The County Council of Cache County, Utah, in a regular meeting, lawful notice of which has been given, finds that no agreement exists between Rich County, Box Elder County and Cache County for the housing of prisoners in the County Jail Facilities; that the Counties have a need for housing prisoners in County Jail Facilities; and that the best interest of the County would be served by entering a multi-county interlocal agreement with the Counties for housing prisoners in County jail facilities located in Rich, Box Elder and Cache County.

THEREFORE, the Cache County Council hereby adopts the following resolution:

BE IT RESOLVED that

SECTION 1: APPROVAL OF AGREEMENT

The proposed multi-county interlocal agreement between Rich County, Box Elder County, and Cache County for housing prisoners in the County Jail Facilities as contained in Exhibit A is hereby approved.

SECTION 2: AUTHORIZATION

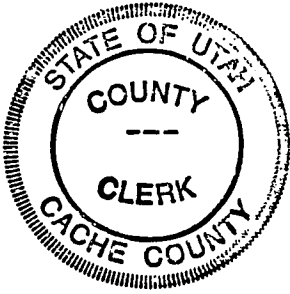
The County Executive is hereby authorized to execute the proposed interlocal agreement and the County Clerk is authorized to attest thereto.

SECTION 3: EFFECTIVE DATE

This resolution shall become effective immediately upon adoption.

This resolution was adopted by the Cache County Council on the 11th day April, 1995.

CACHE COUNTY COUNCIL



By: *C. Larry Anlder*
C. Larry Anlder
Vice-Chairman

ATTESTED TO:

Steve Erickson
Steve Erickson
Cache County Clerk