

COUNCIL MEETING
MINUTES 6/13/95

COUNCIL MEETING MINUTES INDEX

APPOINTMENT: STEPHEN M ERICKSON AS SEC OF MUN. BUILDING AUTH. (6)
BOARD OF EQUALIZATION HEARING DATES: SCHEDULED (4)
Board of Equalization (4)
BUDGETARY MATTERS (3)
BURNETT SUBDIVISION NEAR LEWISTON: APPROVAL (6)
CAPITOL ARTS ALLIANCE REPORT: RALPH HOSKINS (3)
CERTIFIED TAX RATES: DISCUSSION (5)
COUNCIL MEETING TIME CHANGE: DISCUSSION (8)
Erickson, Stephen M. Appointed as the Secretary of the Board
of Trustees Municipal Building Authority. (6)
EXECUTIVE SESSION: LITIGATION-Attorney Andrew Morrse (8)
Findings of Fact-Sorensen Appeal: Lemon, M. Lynn (2)
GIS SYSTEM: MARK TEUSCHER (6)
HATCH REPRESENTATIVE: NORMA HOLMGREN (3)
HOLMGREN, NORMA: HATCH REPRESENTATIVE (3)
Hoskins, Ralph: Capitol Arts Alliance Report (3)
HYDE PARK: SURPLUS PROPERTY-PUBLIC HEARING SET (5)
IHC HOSPITAL FINDINGS AND DETERMINATION: SARAH ANN SKANCHY-
PRESIDENT (4)
Lemon, M. Lynn: Sorensen Appeal Findings (1)
Lemon, M. Lynn: UAC Revenue Task Force (1)
Lemon, M. Lynn: Narrow Road near Millville (2)
MAY TAX SALE: STONES, TAMRA (4)
MUNICIPAL BUILDING AUTHORITY: REORGANIZATION (6)
PARADE: FESTIVAL OF THE AMERICAN WEST (8)
PUBLIC HEARING SET: SURPLUS PROPERTY-DISABILITY HOUSING &
HYDE PARK CITY (5)
RESTAURANT TAX ALLOCATION-1995: DISCUSSION AND APPROVAL (7)
Roads-Avon to Liberty: Welsh, Randy-Forest Service (2)
Roads-Narrow: Lemon, M. Lynn (2)
SKANCHY, SARA ANN: MUNICIPAL BUILDING AUTHORITY (4)
Sorensen Appeal Findings: M. Lynn Lemond
State Courts Building: Discussion (2)
STONES, TAMRA: MAY TAX SALE (4)
SUBSTANCE ABUSE-1995-96 CONTRACT: DISCUSSION (5)
SURPLUS PROPERTY-DISABILITY HOUSING & HYDE PARK GRAVEL PIT-
PUBLIC HEARING SET (5)
Teuscher, Mark: GIS system (6)
UAC Revenue Task Force: Executive Lemon, M Lynn (1)
Welsh, Randy: Forest Service request-Roads-Avon to Liberty
(2)

COUNCIL MEETING
MINUTES 6/13/95

THE CACHE COUNTY COUNCIL MEETING MINUTES

June 13, 1995

The Cache County Council met in regular session on the 13th day of June, 1995 in the County Council Chambers located at 120 North 100 West, Logan, Utah 84321.

ATTENDANCE

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

Others present: Cache County Executive M. Lynn Lemon; Cache County Clerk Stephen M. Erickson; Cache County Auditor Tamra Stones; Cache County Attorney Scott Wyatt; Cache County Planning & Zoning Administrator Lorene Greenhalgh; County-Wide Planner Mark Teucher; Capital Arts Alliance Director Ralph Hoskins; Northern Regional Forest Directors Chip Sibbersen & Randy Welsh; Senator Orrin Hatch representative Norma Holmgren; 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.

INVOCATION

The invocation was given by Councilman Layne M. Beck.

AGENDA & MINUTES

The agenda for the meeting was discussed and approved.

The minutes of the regular Council meeting held on May 23, 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. UAC Revenue Task Force: Executive Lemon is presently serving on the UAC Revenue Task Force. A meeting, that he is to attend, is being held on June 22nd at the State Capital. Lemon

COUNCIL MEETING
MINUTES 6/13/95

will be unable to attend and invited Council members to attend the meeting on his behalf.

2. State Courts Building: The State Court has expressed some interest in purchasing the present building that includes the Courts and some of the County offices and Council Chambers. They have appraised the area at \$2,120,000.00. The Council was asked to think about selling the building and at some point in time they will be asked to make a decision on the matter.

3. Roads-Avon to Liberty: Representatives from the Forest Service, Mr. Chip Sibbersen and Randy Welsh, were given time to discuss with the Council the closing of the forest service road from Avon to Liberty during the winter. Welsh told the Council that problems, mostly with youth, have occurred with 4 wheel vehicles driving the road in late fall and early spring damaging what road is there. The Forest Service is requesting that the Council pass an ordinance that would close the road after Thanksgiving and not opening the road until May. The road would remain open for winter sports activities. Councilman Pulsipher supports the idea. It was the consensus of the Council that an ordinance should be drafted to protect the road.

4. Roads-Narrow: Lemon informed the Council that a county road near Millville is too narrow to continue any development. The County Planning and Zoning Commission has not allowed any development in the area until the narrow road issue has been resolved. Someone is now wanting to build a home in the area.

5. Burning period extended: The open burning period allowing fires in the county has been extended until June 15.

6. Public Defender: The contract with the public defender has not been completed yet.

7. Hyde Park Property: An old gravel pit in Hyde Park owned by the county has been determined to be out of useful gravel for road use. Lemon is recommending that the property be transferred to Hyde Park City.

8. Findings of Fact-Sorensen Appeal: Executive Lemon read aloud to the Council his prepared findings concerning his granting the Dennis Sorensen appeal.

(See attachment #1)

9. Warrants: The County Warrant Register was presented to the County Clerk for filing.

COUNCIL MEETING
MINUTES 6/13/95

SENATOR ORRIN HATCH UPDATE: NORMA HOLMGREN

Norma Holmgren, Senator Hatch's Northern Utah representative updated the Council on senate action by Senator Hatch. Holmgren reviewed a proposed Constitutional Amendment to protect the US Flag that the Senator is sponsoring. She said that 37 service groups have asked Hatch to pursue the amendment. Other bills that the Senator is working to get passed are: Wilderness, Anti-Terrorism, Personnel Property Rights and the Private Rights Act. They have 55 co-sponsors. Holmgren was thanked for coming and updating the Council and in return she thanked the Council for letting her take part of their time during the meeting.

CAPITOL ARTS ALLIANCE REPORT: RALPH HOSKINS

The director of the Capitol Arts Alliance Mr. Ralph Hoskins presented to the Council a quarterly report covering the period January 1 through March 31. Hoskins discussed the activities and budget of the Alliance.

(See attachment #2)

Hoskins reported that the elevator which cost \$114,000.00 has been completed. He invited Council members to come and ride on it. A sign is now hanging in the lobby of the theater thanking people of the County for their contribution to the Restaurant Tax.

BUDGETARY MATTERS

The following Intra-Departmental transfers were presented to the Council for discussion and approval:

1. Surveyor's Office-\$400.00

A motion to approve the transfer was made by Councilman Gibbons. It was seconded and carried unanimously. (Councilman Allen absent)

(See attachment #3)

2. Retired Senior Volunteer Program-\$25.00

(See attachment #4)

A motion to approve the transfer was made by Vice Chairman Anhder. It was properly seconded and passed unanimously. (Councilman Allen absent)

3. Tax Adjustment-\$3,595 & \$70,480

COUNCIL MEETING
MINUTES 6/13/95

(See attachment #5)

A motion to approve both transfers was made by Councilman Gibbons. It was properly seconded and carried unanimously. (Councilman Allen absent)

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

IHC HOSPITAL FINDINGS AND DETERMINATION: SARAH ANN SKANCHY

The Chairman of the Board of Equalization Mrs. Sarah Ann Skanchy read the prepared findings concerning the IHC Hospitals property tax exemption request and the decision of the Board.

(See attachment #6)

A motion to approve the findings as written was made by Board Member Petersen. It was seconded and carried unanimously. (Board member Allen absent)

BOARD OF EQUALIZATION HEARING DATES: SCHEDULED

Board Secretary, Tamra Stones, reviewed the market value of property in the County. Stones said that the Assessor has reported that the market value of property has increase 30% during the past year and the tax value assessment average is 94%.

The Board discussed scheduling the hearing dates to hear and make judgement on those individuals who are questioning their property tax assessment.

It was moved by Board Member Gibbons to set the hearing dates between August 16 and August 31, 1995. It was seconded and carried unanimously. (Board Member Allen absent)

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

MAY TAX SALE: STONES, TAMRA

The County Auditor Tamra Stones presented the minutes of the May tax sale to the Council.

(See attachment #7)

COUNCIL MEETING
MINUTES 6/13/95

Stones told the Council that there was one parcel of property that was sold. Since the sale she has received two letters of protest from property owners on both sides. Stone said that they, as well as her, are concerned that the property does not exist and is only a plated parcel of property not an ownership plat. The neighbor to the west has a shed extending onto the 25 foot strip. Stones recommended that the Council deny the sale of the property because the property does not exist.

The Council thanked the Auditor's office for only having one parcel of property to sell at the May tax sale.

A motion to deny the sale was made by Councilman Pulsipher. It was seconded and carried unanimously. (Councilman Allen absent)

CERTIFIED TAX RATES: DISCUSSION

The County Auditor said that the actual tax rate has not been approved yet. However she knows what it will be and things will be in order for the June 22nd dead line.

SUBSTANCE ABUSE-1995-96 CONTRACT: DISCUSSION

Executive Lemon told the Council that Doug Wiese has notified him that the proposed 1995-96 contract dollar match for the County Substance abuse program will be \$60,894.00. This is above the county's projected budget. It was the consensus of the Council to stay with a flat budget and possibly tap the DUI funds to help provide the rest of the matching funds.

PUBLIC HEARING SET: SURPLUS PROPERTY-DISABILITY HOUSING & HYDE PARK GRAVEL PIT

The need to set a public hearing to receive public input concerning the possible declaring of two parcels of county owned property was discussed. The parcels of property are in Hyde Park and in Logan City. An old gravel pit in Hyde Park has served its usefulness to the County and is no longer needed. A house and land being used by the Association for the Advancement of the Handicapped located at 55 West 1000 North is the other parcel. The Association of the Advancement of the Handicapped wants the county to transfer ownership of the house to Cache Industries.

(See attachment #8)

A motion to set the Public Hearing on June 27, 1995 at 6:15 p.m. was made by Councilman Gibbons. It was properly seconded and carried unanimously. (Councilman Allen absent)

COUNCIL MEETING
MINUTES 6/13/95

BURNETT SUBDIVISION NEAR LEWISTON: APPROVAL

The County Planning and Zoning Administrator Lorene Greenhalgh presented to the Council a prepared minor subdivision mylar plat. The minor subdivision is requested by Lemuel T. Burnett and his wife Connie Burnett. The subdivision is located near the City of Lewiston and is in the unincorporated area of the County called Cove. Greenhalgh reviewed the request and the plat with the Council and said that the Planning Commission has approved the request.

(See attachment #9)

The restrictive covenants associated with approval of the subdivision was read by Chairman Skanchy. The Board of Health has ok'd the area for septic tanks. Lewiston City Mayor Russell Hirst has sent written approval.

A motion to approve the Burnett Estates Subdivision was made by Councilman Gibbons. It was seconded and carried unanimously. (Councilman Allen absent)

THE COUNCIL ADJOURNED INTO A MUNICIPAL BUILDING AUTHORITY MEETING.

MUNICIPAL BUILDING AUTHORITY: REORGANIZATION

The President of the County Municipal Building Authority Sarah Ann Skanchy convened a meeting of the Authority to reorganize some of the positions on the Board of Trustees and to appoint a new secretary. Councilmen Beck and Petersen will take the place of former members Coray and Howell.

A motion was made by Board member Petersen to appoint Stephen M. Erickson as the Secretary of the Board of Trustees. It was seconded and carried unanimously. (Trustee Allen absent)

THE MUNICIPAL BUILDING AUTHORITY ADJOURNED BACK INTO THE REGULAR COUNCIL MEETING

GIS SYSTEM: MARK TEUSCHER

The County GIS Coordinator Mark Teuscher told the Council that three firms have asked to provide services to the county for the proposed GIS system. The three firms are: 1. Geographics 2. Applied GIS 3. Sunrise Engineering. Teuscher said that a review committee has rated Sunrise Engineering with the highest points. Executive Lemon will further review the applications and make his recommendation to the Council at the next Council meeting.

COUNCIL MEETING
MINUTES 6/13/95

RESTAURANT TAX ALLOCATION-1995: DISCUSSION AND APPROVAL

Chairman Skanchy referred to a memo that she had sent to all members of the Council containing her recommendations for the 1995 Restaurant Tax Allocations.

(See attachment #10)

A motion to approve the County Executives recommendations for project allocations was made by Councilman Petersen. It was properly seconded.

The Council then discussed the Executives recommendations and the proposed changes presented the Chairman Skanchy.

Some Council members expressed concern about the allocation of \$4,500.00 to the Airport open house. Vice Chairman Anhder said that he still thinks that too much money is being allocated for advertising and promotion. Councilman Gibbons disagreed saying that we should continue to promote the tourist industry which will help the whole county. Councilman Beck said that we should be more specific and try to fund one project such as a convention center.

A motion to amend the original motion to delete the allocation of \$5,000.00 to the Alliance for the Varied Arts-Cultural Education, because it is not tourist related, is not publicly owned and does not meet the statutory requirements. Was made by Councilman Gibbons. It was seconded and carried unanimously. (Councilman Allen absent.)

A motion to amend the original motion and allocated \$2,000.00 to the Rodeo committee instead of \$5,000.00 proposed by the County Executive was made by Councilman Gibbons. It was seconded and passed on a 5 "Yes" to 1 "No" vote. (Councilman Allen absent)

A motion to amend the original motion to delete the allocation to the airport allocation was made by Councilman Petersen. It was seconded and failed on a 4 "No" to 2 "Yes" vote. (Councilman Allen absent)

It was moved by Vice Chairman Anhder to add \$8,000.00 to the \$60,000.00 allocated to the Rodeo Arena remodeling project. The motion died because it was not seconded.

A motion to allocate \$10,000.00 to the Utah Festival Opera Company was made by Councilman Pulsipher. It died for lack of a second.

COUNCIL MEETING
MINUTES 6/13/95

Vice Chairman Anhder moved to allocate the Utah Festival Opera Company \$8,000.00. It was properly seconded and carried unanimously. (Councilman Allen absent)

The question on the original motion by Councilman Petersen with the amendments was called for and it passed unanimously. (Councilman Allen absent)

(See attachment #11)

COUNCIL MEETING TIME CHANGE: DISCUSSION

Councilman Beck told the Council that his occupation now calls for extended work out of the county and it would be better for him if Council meeting time could be changed to early Monday afternoons. Chairman Skanchy said that one reason this form of Government was changed was to allow someone who worked during the day to run for office. Vice Chairman Anhder said that we can better serve the citizens of the County when we meet in the evening. It was the consensus of most Council members to leave the meeting time the same as it is presently. Councilman Beck said that he would try to attend as many meetings as he could.

PARADE: FESTIVAL OF THE AMERICAN WEST

The Council has been invited to ride in the Festival of the American West parade on July 29, 1995. The parades in Clarkston, Hyrum and Lewiston were also discussed.


It was moved by Councilman Petersen to adjourn from the regular Council meeting into an EXECUTIVE SESSION. It was seconded and carried unanimously. (Councilman Allen absent)

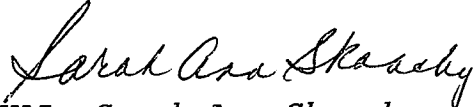
EXECUTIVE SESSION: LITIGATION

Attorney Andrew Morrse met with the Council to discuss strategic litigation matters.

ADJOURNMENT

The Council adjourned from the regular Council meeting at 7:30 p.m. and from the Executive session at 8:15 p.m.


ATTEST: Stephen M. Erickson
Cache County Clerk


APPROVAL: Sarah Ann Skanchy
Council Chairman

BEFORE THE CACHE COUNTY EXECUTIVE

IN THE MATTER OF AN APPEAL FROM
PLANNING COMMISSION FILED
BY DENNIS E. SORENSEN

FINDINGS
AND
ORDER

The County Executive, Cache County, Utah, makes the following findings in the above designated appeal:

1. Dennis E. Sorensen filed an application with the County for a preliminary plat approval of the five (5) lot minor subdivision with two (2) existing homes and for the construction of three (3) additional homes located at approximately 1957 South 2400 West, College Ward.

2. The matter came before the Cache County Planning Commission which body denied the request on April 3, 1995.

3. Dennis E. Sorensen timely filed an appeal from the Planning Commission to the Cache County Executive.

4. The subject property is all located within the Agricultural Zone of Cache County. The parcel that is the subject of this appeal has as its history of origin and division the following:

a. Prior to October, 1971 the original parcel number 11-054-0002 consisted in part of a twenty (20) acre parcel of land with one home located on it.

b. In October, 1971 parcel number 11-054-0002 was subdivided. A one half (1/2) acre of the original twenty (20) acre parcel became parcel number 11-055-0007 and a new home was constructed on the new one half (1/2) acre parcel.

- c. In February, 1975 parcel number 11-054-0002 was subdivided a second time, thus creating four (4) parcels. These parcels consisted of:
- 1) a one half (1/2) acre parcel number 11-055-0007 which included the Dennis Sorensen home;
 - 2) a ten (10) acre parcel number 11-055-0008;
 - 3) a two and one half (2 1/2) acre parcel number 11-055-0009 which included the original home that now belongs to Clara S. Parkinson; and
 - 4) the remaining seven (7) acres in the original parcel number 11-054-0002.

d. The February, 1975 division created restrictions on all parcels less than ten (10) acres.

e. The application for the minor subdivision and appeal, filed by Dennis E. Sorensen, is intended to create out of parcel number 11-054-0002 three (3) additional lots as a part of a minor subdivision with a total of five (5) lots which includes 11-055-0007 and 11-055-0009.

5. Clara S. Parkinson, owner of parcel number 11-055-0009, has not wanted to participate in the subdivision despite the fact that her lot is part of the original parcel and would need to be included in the subdivision or continue to be a restricted lot as created by the February, 1975 subdivision.

6. The Planning Commission was hesitant in granting the minor subdivision request, that is the subject of this appeal, without Clara S.

Parkinson's approval. However, the issue of restricting Clara S. Parkinson's lot is moot as it was restricted in 1975 as referenced above.

7. The Executive finds that granting the request for preliminary plat approval of the minor subdivision is reasonable and necessary for the public convenience, necessity, welfare and safety based on the following:

- a. The minor subdivision requested is reasonable and is reasonably necessary to the applicant in the beneficial use of his property.
- b. The subdivision requested is not inconsistent with the general purpose and intent of the zone.
- c. The subdivision will not create or emit any noise, smoke, fumes, or odors so it will not be offensive to adjacent property owners for those concerns. It is further noted that in the file there is a petition signed by numerous neighbors consenting to the above referenced subdivision request.
- d. The subdivision does not create nor unreasonably increase hazards or dangers to adjacent property owners or to the community because of a result of fire explosion, pollution, increased traffic congestion, increased parking or from the presence of any dangerous conditions or materials more than any other use as permitted in the zone.
- e. An injustice would result if the request for preliminary plat approval were not granted as the appellant would be hampered in his ability to adequately make beneficial use of the parcel of land.

ORDER

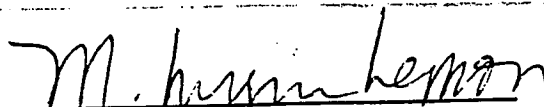
Based on the foregoing the Cache County Executive orders that:

1. Appellant is awarded preliminary plat approval and the Planning Commission's April 3, 1995 decision to deny the same is hereby overturned.

2. Parcel number 11-055-0009 is excluded from the subdivision and is a restricted lot in the same status as was created in February, 1975.

3. The appellant will be required to follow all other requirements contained in the County Land Use Ordinance relating to the further approvals relative to the four (4) lot minor subdivision.

The effective date of this order is the 5th day of June, 1995.


M. Lynn Lemon
Cache County Executive

Findings.g\sorensen.app



CAPITOL ARTS ALLIANCE

Ellen Eccles Theatre

Bullen Center

STATUS REPORT

Ellen Eccles Theatre and Bullen Center

May 18, 1995

Prepared by:
Ralph Hoskins
Capitol Arts Alliance

This report covers the period January 1 through March 31, 1995, completing half of CAA's current fiscal year. CAA's four organizational functions and a mid-year analysis are included.

OPERATIONS

The winter quarter saw rental productions of Fiddler on the Roof, by USU's Theatre Department, which sold out; an album release concert by a local folk band, Colors; and the second annual production of the Utah Junior Miss Pageant.

A scheduled renter, Cache Community Theatre, failed to go through with a planned production of The Man Who Came to Dinner, citing facility costs and artistic concerns.

In the Bullen Center, there were 15 receptions, 12 conferences, and two dances.

PROGRAMMING

CAA presented six shows in the Eccles Theatre during the quarter. They were Animal Fables from Aesop, a Family Series presentation including a free student matinee; a Broadway touring production of Camelot, which sold out within two days of going on sale; an acoustic concert by country music singer-songwriter Paul Overstreet; Gala 95, which sold out; the Utah Symphony, sponsored by Cache Valley Bank; and our second annual Celtic Night, sponsored by the Utah Arts Council.

(MORE)

During this time, the CAA program committee also began work on next season's attractions. CAA will present 13 shows this season. Anticipating some drop off in users next year, CAA will likely present 13-17 one or two night shows during gaps in next year's schedule.

CAPITAL IMPROVEMENTS

The Bullen Center elevator was completed and is now operational. There were significant cost overruns, which CAA will absorb, due mostly to complications encountered when the piston shaft was dug. We are still in settlement negotiations and therefore cannot yet determine the final cost.

In other capital activity, \$6934 in equipment and facility improvements were purchased during the quarter.

DEVELOPMENT

Fundraising activity during the quarter focused on Gala 95. During that time we continued to seek and secure sponsorships and sell tickets for the Eccles Theatre annual benefit.

We raised \$28,468 in Gala sponsorships. Both the concert and pre-show restaurant seating sold out. Our combined net from Gala 95 was \$38,708, all of which will be transferred to our operating fund. The Gala transfer was \$61,000 short of our target, less than the \$70,000 shortfall predicted last quarter, but still significantly less than our budgetary requirements.

In addition to the Gala, CAA raises funds by other means for various purposes. At the end of winter quarter, we have met or exceeded all of our 12-month goals in programming, capital and unrestricted fundraising. We have not, and probably will not, reach our endowment fundraising goal.

MID-YEAR ANALYSIS

Regarding our budget, we can confidently project balanced budgets in all funds except the operating fund, based on a recent mid-year budget analysis. We project our operating budget shortfall to be \$131,000. That shortfall will be offset by \$48,000 in transfer contributions from the Gala and other funding sources, leaving a projected net loss of roughly \$83,000.

Capital Arts Alliance						
Cash Recpts. & Disbr.						
Current Month						
March						
	Admin	Program	Capital	Endow	Develop	Total
Cash Receipts	12,142	34,490	13,617	0	83,287	143,536
Cash Disbursements	-27,566	-39,097	-1,936	0	-15,406	-84,005
Excess (Deficiency)	-15,424	-4,607	11,681	0	67,881	59,531
Transfer Contributions	0	0	0		0	0
Beginning Cash	-50,446	76,102	15,252	16,595	75,001	132,504
Ending Cash	-65,870	71,495	26,933	16,595	142,882	192,035
Year To Date						
Cash Receipts	80,676	348,592	18,998	0	106,083	554,349
Cash Disbursements	-151,946	-330,211	-6,934	0	-38,202	-527,293
Excess (Deficiency)	-71,270	18,381	12,064	0	67,881	27,056
Transfer contributions						0
Beginning Cash	5,400	53,114	14,869	16,595	75,001	
Ending Cash	-65,870	71,495	26,933	16,595	142,882	192,035
CASH						
CHECKING						96,804
BOX OFFICE						600
SAVINGS						1,807
CD'S						75,000
UT PTIF						16,595
UT PTIF INTEREST						730
BOX DRAWER						500
TOTAL						192,036

Department: Surveyor's Office

Amount to be transferred (rounded to nearest dollar) \$ 400.00

Transfer from:

Line Item Number 10-4147-120

Fund Designation Temporary Employees

Original Budget	\$ <u>10,000.00</u>	\$ _____
Current Budget	\$ <u>10,000.00</u>	\$ _____
Expenditures to date	\$ <u>3,000.00</u>	\$ _____
Balance before Transfer	\$ <u>7,000.00</u>	\$ _____
Balance after Transfer	\$ <u>6,600.00</u>	\$ _____

Transfer to:

Line Item Number 10-4147-720

Fund Designation Equipment

Original Budget	\$ <u>-0-</u>	\$ _____
Current Budget	\$ <u>-0-</u>	\$ _____
Expenditures to date	\$ <u>-0-</u>	\$ _____
Balance before Transfer	\$ <u>-0-</u>	\$ _____
Balance after Transfer	\$ <u>400.00</u>	\$ _____

Description of needs and purpose of transfer: New handheld Radio to Replace broken one.

Date: 23 May 1995
[Signature]
Department Head

Recommendation: Approval [] Disapproval

Comments: _____

Date: 5/26/95
[Signature]
Cache County Auditor

Recommendation: Approval [] Disapproval

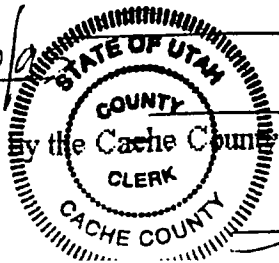
Comments: _____

Date: 5/30/95

Consented by the Cache County Council meeting in regular session on the 15 day of June

[Signature] Cache County Executive

[Signature] Cache County Clerk



REQUEST FOR INTRA-DEPARTMENTAL BUDGET TRANSFER

Department: Retired Senior Volunteers Program
 Date: 31 May 1995

Amount to be transferred — (rounded to the nearest dollar) \$ 25.00

Transfer from —

Line Item No. 24-4973-280
 Fund Designation: Communications

Original Budget	\$ <u>761.00</u>	\$ _____
Current Budget	\$ <u>761.00</u>	\$ _____
Expenditures to date	\$ <u>70.86</u>	\$ _____
Balance before transfer	\$ <u>690.14</u>	\$ _____
Balance after transfer	\$ <u>665.14</u>	\$ _____

Transfer to —

Line Item No. 24-4973-210
 Fund Designation: Dues

Original Budget	\$ <u>50.00</u>	\$ _____
Current Budget	\$ <u>50.00</u>	\$ _____
Expenditures to date	\$ <u>-0-</u>	\$ _____
Balance before transfer	\$ <u>50.00</u>	\$ _____
Balance after transfer	\$ <u>75.00</u>	\$ _____

Description of needs and purpose of transfer —

Rise in cost of NARSVPD Dues.
(National assoc of Retired Senior Volunteers Directors)

[Signature]
 Department Head

Recommendation: Approval [] Disapproval

Comments: _____

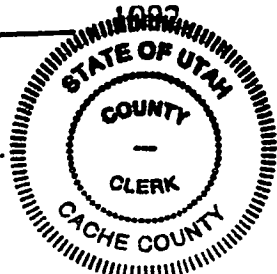
Date: 6/1/95 James Stokes
 Cache County Auditor

Recommendation: Approval [] Disapproval

Comments: _____

Date: 6/1/95 M. K. [Signature]
 Cache County Executive

Consented by the Cache County Council meeting in regular session on the 13 day of June



[Signature]
 Cache County Clerk

REQUEST FOR INTRA-DEPARTMENTAL BUDGET TRANSFER 09 1995

Department: Taxes
 Date: June 8, 1995

EXECUTIVE

Amount to be transferred --- (rounded to the nearest dollar) \$ 3,595

Transfer from --- Health fund Fee-in Lieu 21-31-70000
 Line Item No. _____
 Fund Designation: _____
 Original Budget: \$ 54,694 \$ _____
 Current Budget: \$ 54,694 \$ _____
 Expenditures to date \$ 19,711.12 \$ _____
 Balance before transfer \$ 34,982.78 \$ _____
 Balance after transfer \$ 31,351.83 \$ _____

Transfer to --- Property Taxes 21-31-11000
 Line Item No. _____
 Fund Designation: _____
 Original Budget: \$ 318,738 \$ _____
 Current Budget: \$ 318,738 \$ _____
 Expenditures to date \$ 30,114.54 \$ _____
 Balance before transfer \$ 298,623.46 \$ _____
 Balance after transfer \$ 302,118.46 \$ _____

Description of needs and purpose of transfer ---

Transfer to capture new growth for tax rate
settling process.

Department Head

Recommendation: Approval Disapproval
 Comments:

Date: 6/8/95

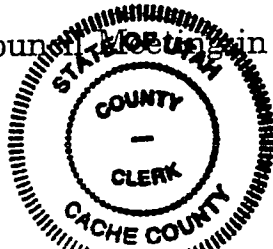
Jamra Stones
 Cache County Auditor

Recommendation: Approval Disapproval
 Comments:

Date: 6/9/95

M. Lynn Hansen
 Cache County Executive

Consented by the Cache County Council in regular session on the 13th
 day of June, 1995.



Robert E. Swanson
 Cache County Clerk

5

REQUEST FOR INTRA-DEPARTMENTAL BUDGET TRANSFER

Department: Taxes
 Date: June 8, 1995

Amount to be transferred -- (rounded to the nearest dollar) \$ 70,480

	10-31-10000 General	10-31-71000 County Assessing & Collecting
Transfer from --	Fee-In-lieu -	
Line Item No. _____	-	-
Fund Designation: <u>General Fund</u>		
Original Budget:	\$ <u>589,845</u>	\$ <u>36,000</u>
Current Budget:	\$ <u>589,845</u>	\$ <u>36,000</u>
Revenues Expenditures to date	\$ <u>234,412.46</u>	\$ <u>14,152.74</u>
Balance before transfer	\$ <u>355,432.54</u>	\$ <u>21,847.26</u>
Balance after transfer	\$ <u>288,547.54</u>	\$ <u>18,152.26</u>

	Taxes General 10-31-10000	Assessing & Collecting 10-31-65000
Transfer to --	Taxes	
Line Item No. _____	-	-
Fund Designation: <u>General Fund</u>		
Original Budget:	\$ <u>3,918,854</u>	\$ <u>238,274</u>
Current Budget:	\$ <u>3,918,854</u>	\$ <u>238,274</u>
Revenue Expenditures to date	\$ <u>358,131.24</u>	\$ <u>21,775.11</u>
Balance before transfer	\$ <u>3,560,722.76</u>	\$ <u>216,498.89</u>
Balance after transfer	\$ <u>3,202,591.52</u>	\$ <u>194,723.78</u>

Description of needs and purpose of transfer ---

Transfer to Capture New Growth for tax rate
setting process

Department Head

Recommendation: Approval Disapproval
 Comments:

Date: 6/8/95

Jamra Stones
Cache County Auditor

Recommendation: Approval Disapproval
 Comments:

Date: 6/9/95

M. Ingram Benson
Cache County Executive

Consented by the Cache County Board of Commissioners meeting in regular session on the 13th day of June, 1995.



Wesley B. Smith
Cache County Clerk

Logan Regional Hospital property qualify for exemption from the property tax under Standards I, II, III, IV, V, and VI as promulgated by the Utah State Tax Commission on December 18, 1990, and as delineated by the Utah Supreme Court in its decision dated September 1, 1994, in a case appealed to that court by the Cache County Assessor and the Salt Lake County Assessor from decisions of the Boards of Equalization of their respective counties.

4. The Board of Equalization in a public meeting held on May 23, 1995, upon lawful notice, received and approved the recommendation of the subcommittee.

5. IHC HOSPITALS, INC., failed to file a personal property tax affidavits as required by law by February 1, 1995, but at the request of the Cache County Assessor has since filed all required affidavits for 1995.

6. A new day care center was built by IHC HOSPITALS, INC., on Parcel No. 05-016-0001 during 1993 and 1994 but neither that building nor the parcel were included in the application for exemption and therefore was not eligible for exemption.

7. Twenty-One (21) percent of the Medical Office Building and Surgical Center located on Parcel No. 05-016-0029 was found to be exempt. Also Unit No. 6 on Parcel No. 05-016-0086, used for the Home Health Agency, was found to be exempt.

DETERMINATION

The Board of Equalization of Cache County, Utah, determines that:

1. IHC HOSPITALS, INC., is hereby granted an exemption from property taxes for the property described in the attached Exhibit "A" which is used for

the Logan Regional Hospital, its Surgical Center and Home Health Agency for the Tax Year 1995.

2. The day care center facility and Parcel No. 05-106-0001 upon which it is located are not exempt from taxation and therefore an exemption is not granted for that building or parcel.

The foregoing findings were approved by the following votes by the members of the Board of Equalization on May 23, 1995:

COUNCIL MEMBER	IN FAVOR	AGAINST	ABSENT
JERRY ALLEN	X		
LARRY ANHDER		X	
LAYNE BECK	X		
DARREL GIBBONS	X		
CRAIG PETERSEN	X		
GUY RAY PULSIPHER	X		
SARAH ANN SKANCHY	X		

These findings and determinations are approved as written this ____ day of June, 1995.

Sarah Ann Skanchy
Sarah Ann Skanchy, Chairman
Board of Equalization

ATTESTED TO:

Tamra Stones

Tamra Stones, Clerk
Board of Equalization

TAX YEAR
1995

LOGAN REGIONAL HOSPITAL
CACHE COUNTY

PARCEL NO.	REAL PROPERT CURRENT VALU	EXEMPT %	PERSONAL PROPE VALUATION	ESTIMATED Exempt Tax
04-083-0018	16,800	0%	0	
05-016-0001	551,500	0%	16,545	
05-016-0028	18,156,645	100%	6,306,215	320,952.72
05-016-0029	4,577,000	21%	134,980	14,381.49
05-016-0043	169,740	0%	0	
05-016-0086	102,640	100%	24,705	1,670.77

TOTAL ESTIMATED TAX LIABILITY:

337,004.98

TAX SALE MINUTES

MAY 25, 1995

CALL TO ORDER:

NOW IS THE APPOINTED AND ADVERTISED TIME AT WHICH THE COUNTY AUDITOR, AS PROVIDED IN UTAH CODE 59-2-1351 WILL OFFER FOR SALE ALL PROPERTIES WITH DELINQUENT TAXES FOR THE 1990 TAX YEAR THAT WERE DELINQUENT ON JANUARY 16, 1995 AND HAVE NOT BEEN REDEEMED.

INTRODUCTION OF PERSONNEL:

County representatives present for this sale are Tamra Stones, Cache County Auditor; Janalee Jones, Deputy Auditor.

OUTLINE OF SALE PROCEDURES:

1. Once a bid has been entered it cannot be withdrawn. There will be no preferential bids. (Until the moment of the sale, the owner of record or lien-holder of record may redeem the property to prevent the sale.) Payment should be made to the County Treasurer by 5:00 p.m. today in the form of **cash**; or a **certified funds** made **payable to the Cache County Treasurer in the exact amount of the sale**. Upon payment a temporary receipt will be issued from the County Treasurer.

2. The sale of these properties are conditional and subject to review by the County Council. The council can accept or reject any bid. If the council accepts the bid then the sale will be deemed approved.

3. Any person wishing to contest the sale, must file in writing the basis for the objection, as outlined in the bid procedures, with the County Council through the office of the County Executive within 10 days of the sale.

4. Confirmation of bid forms will need to be completed acknowledging the terms and conditions of the bid as set forth in the bidding procedures. The Treasurer or her deputy will validate the form at the time you make payment.

5. Tax deeds will be issued, by the County Auditor after approval of the Jache County Council and mailed within sixty days together with a permanent receipt.

6. Property that is offered for sale shall be struck off to the county by the County Auditor if any of the following situations occur: (1) No bids are received for the property, (2) the apparent high bidder fails or refuses to execute a confirmation of bid or fails or refuses to make full payment of the bid amount in the manner and within the time required or (3) the County Council rejects any bids and thereby disapproves the sale.

7. In accordance with Section 59-2-1351(7), Utah Code, the County Auditor shall publicly declare that the property has been struck off to the County, make an appropriate record of the action.

8. The property is sold by the county and purchased by the buyer "AS IS", and the county makes no warranty whatsoever respecting the condition of property and improvements. The county will convey title by tax deed.

The first parcel we offer for sale is:

PARCEL NUMBER 01-015-0019 THE OWNER IS Robert Mortensen and Luana Mortensen. This is the East 25 ft of Lot 5, Block 4, Plat "D" HYRUM CITY SURVEY, being all that part within the East half of the Southwest Quarter of Section 4, Township 10 North, Range 1 East of the Salt Lake Base and Meridian. I also have a picture of the property taken on Wednesday. It appears that the building may encroach on the property. According to the title report there were no judgments or liens disclosed. The minimum bid of taxes, interest, penalties and costs total **\$199.73**. The bidding is now open.

Are there any questions?

Mr. Knight: Are there any animal rights?

Tamra Stones: No.

<u>AMOUNT OF BID</u>	<u>BIDDER #</u>	<u>BIDDER NAME</u>
----------------------	-----------------	--------------------

Min. bid - \$199.73	#2	Curtis Knight
\$225.00	#1	MaryLou Shutt
\$250.00	#2	Curtis Knight
\$255.00	#1	MaryLou Shutt
\$300.00	#2	Curtis Knight

Are there any other bids? Going, going, gone sold to Mr. Knight for \$300.00.

All property here offered for sale and which has not been struck off to a private purchaser is hereby struck off and sold to the County of Cache, and I hereby declare the fee simple title of the property to be vested in the county.

This Tax sale is hereby adjourned.

APPROVAL OF THE SALE:

Parcel number 01-015-0019 sold to Curtis Knight for \$300.00.

_____ Approved

_____ Denied

6-13-95 Date

Sarah Ann Skanechy
Cache County Council

ATTESTED:

Tamra Stones
Tamra Stones, County Auditor

The Association for the Advancement of the Handicapped
Bob Larsen, Chairperson
1223N 600W
Logan, UT 84321
Ph. (801) 752-7952

Cache County
Attn. Lynn Lemon
120N 100W
Logan, UT 84321

Gentlemen,

In 1968 The Association for the Advancement of the Handicapped (AAH) a parent group formed for the purpose of providing housing for persons with disabilities purchased a home and land located at 55W 1000N. The parent organization paid \$28,000 for the home using funds that they raised. At the time the AAH was not a tax exempt entity. They requested that the former Cache County Commission assume ownership of the property for tax purposes. This was done and the AAH has since leased the property from the County as per the attached lease agreement.

Because the AAH membership is almost totally composed of parents of persons who are served by Cache Industries (a 501-C-3 organization) we are requesting that Cache County transfer the ownership of the above property to Cache Industries.

This would free the county from obligations for the property.

We appreciate any consideration you may give this request.

Sincerely,


Bob Larsen, Chairperson

Enclosures;

Copy of Lease Agreement

Historical Information on Cache Industries



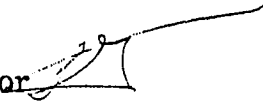
Cache County Corporation

LORENE GREENHALGH
Zoning Administrator
752-8327

179 North Main, Room 210
Logan, Utah 84321

MEMORANDUM

TO: Cache County Council

FROM: Lorene Greenhalgh, Zoning Administrator 

DATE: June 8, 1995

SUBJECT: Burnett Estates Subdivision

Lemuel T. and Connie L. Burnett are requesting County Council approval of a 3-lot minor subdivision to be called the Burnett Estates in the Agricultural Zone at 354 East, 370 East, and 430 East 12600 North, east of Lewiston. Preliminary Plat approval was given by the Planning Commission at the 1 May 1995 meeting and Final Plat approval was given at the 5 June 1995 meeting. Protective covenants have been added to the mylar plat and the Deputy County Surveyor, Preston Ward, has checked the plat for accuracy and has signed the mylar. The plat is now ready for County Council review and approval. If approved, the Council Chair will need to sign the plat attested by the County Clerk, the County Attorney's signature must be added. Once these signatures are added to the mylar plat, the plat will be filed for recording in the County Recorder's office at the applicant's expense. The lots will then be eligible for sale and building permits.

LG:pj

CACHE COUNTY
CORPORATION

M. LYNN LEMON

COUNTY EXECUTIVE/SURVEYOR

100 NORTH 100 WEST
CAMPAN, 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

June 8, 1995
MEMORANDUM

TO: Council Members

FROM: Sarah Ann Skanchy
Chairman 

SUBJECT: RESTAURANT TAX ALLOCATIONS - 1995

Since neither Pat nor I have heard anything from any of you on Mr. Lemon's allocations for 1995, I am giving you my suggestions. I am supportive of many of his recommendations but have concerns about the following:

1. Alliance for the Varied Arts. This is not a publicly owned or publicly operated facility and is educational and not tourist oriented. Delete \$5,000.00.
2. Rodeo Promotion Organization. This is not a publicly owned or publicly operated entity. Part of funds requested are for maintenance and operation. I would reduce to promotion funds of \$1,000.00.
3. River Heights Canopy Cover. I believe this is part of maintenance and operation and would delete \$5,800.00.
4. Cub River Sports Complex. There is concern about the ownership of this proposed entity since land has not yet been deeded to the two cities involved. I would recommend doing nothing this year until ownership problems are resolved and it is clear what will be involved in this development.

5. Providence Parking Lot. Parking lot requests were made by Smithfield City and other entities and have not been looked upon favorably. I think we need to decide what we would consider appropriate utilization of funds in expansion of parking lots. Until such time as we make a decision on this issue, which would apply uniformly, I recommend that this request be declined.

I would add some of the deleted money to the advertising for Utah Festival Opera Company. I would recommend a minimum of \$10,000.00. This organization brings in artists and tourists from outside the area and is the type of promotion encouraged by Section 59-12-603 of the Utah Code.

SAS:pwp

Restaurant Tax Funds Requested, Recommended & Allocated
1995

	Requested	Recommended	Allocated	Prior Allocation
Alliance for the Varied Arts-Cultural Education	\$ 10,000	\$ 5,000	\$ 00	\$ 1,500*
Cache County Fair Board-GAW Rodeo Promotion	\$ 9,500	\$ 5,000	\$ 2,000	\$ 00
Cache County/Logan City-WPC Rodeo Arena Upgrade	\$ 200,000	\$ 60,000	\$ 60,000	\$ 278,775
Chamber of Commerce-Tourist Promotion	\$ 48,000	\$ 38,000	\$ 38,000	\$ 76,785*
Capitol Arts Alliance-Advertise 95/96 Season	\$ 15,000	\$ 7,500	\$ 7,500	\$ 00
Clarkston Town-Town Square Upgrades	\$ 48,958	\$ 20,000	\$ 20,000	\$ 00
Cornish Town-Park Fence Improvements	\$ 5,135	\$ 5,135	\$ 5,135	\$ 00
Hyde Park City-Lee Regional Park Improvements	\$ 126,000	\$ 30,000	\$ 30,000	\$ 22,500**
Lewiston City-Theater & Cultural Hall Improvements	\$ 45,600	\$ 00	\$ 00	\$ 50,000
Logan-Cache Airport Authority-Airport Openhouse	\$ 8,000	\$ 4,500	\$ 4,500	\$ 00
Logan City-Eccles Theatre P.C.I.P. Bonds	\$ 116,700	\$ 77,075	\$ 77,075	\$ 175,375
-Logan Canyon Scenic Byway Project	\$ 20,000	\$ 20,000	\$ 20,000	\$ 20,000
-Logan Canyon RV Sewage Dump Station	\$ 13,000	\$ 00	\$ 00	\$ 00
Mendon City-Restrooms on Mendon City Square	\$ 62,000	\$ 25,000	\$ 25,000	\$ 00
Millville City-Millville City Museum	\$ 22,000	\$ 10,000	\$ 10,000	\$ 10,000
Mount Logan Middle School-Internet Tour Guide	\$ 27,970	\$ 00	\$ 00	\$ 00
Nibley City-Stage/Amphitheatre in City Park	\$ 7,000	\$ 7,000	\$ 7,000	\$ 35,000
Paradise Town-Park Pavilion	\$ 15,000	\$ 15,000	\$ 15,000	\$ 5,247
Providence City-Park/Sidewalk Improvements	\$ 7,500	\$ 00	\$ 00	\$ 00
-Zollinger Park Parking Lot Expansion	\$ 22,500	\$ 15,000	\$ 15,000	\$ 00
-Braegger Park Restrooms	\$ 5,000	\$ 5,000	\$ 5,000	\$ 15,000
Richmond & Lewiston Cities-Cub River Sports Complex	\$ 80,000	\$ 30,000	\$ 30,000	\$ 16,575
River Heights City-Shade & Rain Canopy Cover	\$ 5,800	\$ 5,800	\$ 5,800	\$ 25,000
Smithfield City-Birch Creek Parking Improvements	\$ 44,630	\$ 00	\$ 00	\$ 40,500
USU-Festival of American West/Opera House	\$ 58,600	\$ 25,000	\$ 25,000	\$ 27,000
-Logan Avalanche Forecast Center	\$ 7,090	\$ 00	\$ 00	\$ 00
Utah Festival Opera Company-Advertising	\$ 30,000	\$ 5,000	\$ 8,000	\$ 24,715*
Wellsville City-Renovation of DUP Museum	\$ 24,805	\$ 00	\$ 00	\$ 40,000
TOTAL	\$ 1,285,723	\$ 415,010	\$ 419,010	

*through Chamber of Commerce

**one half of allocation to North Park Equestrian Park