

COUNCIL MEETING
MINUTES 10/28/97

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CACHE COUNTY COUNCIL MEETING MINUTES

10/28/1997

The Cache County Council met in regular session on the 28th day October, 1997 in the County Council Chambers located at 120 North 100 West, Logan, Utah 84321.

ATTENDANCE

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

Others present were: Cache County Clerk Stephen M. Erickson, Cache County Attorney, Scott Wyatt, County Sheriff Lynn Nelson, County-Wide Planner, Mark Teuscher, County Executive Administrative Assistant, Michael Nilson, Bridgerland Travel Region Director, Maridene Alexander, Capitol Arts Alliance Director, Peggy Tueller and Assistant Director, Wendy Korth-Monson, members of the local news media and other interested citizens.

CALL TO ORDER

Vice Chairman, C. Larry Anhder called the meeting to order at 5:00 p.m.. Anhder reported that Chairman Darrel L. Gibbons was out of town and he had been asked by Chairman Gibbons to direct the meeting tonight.

INVOCATION

The invocation was given by the County Attorney Scott Wyatt.

AGENDA & MINUTES

The agenda was discussed, adjusted and approved.

The minutes of the regular meeting held on October 14, 1997 were discussed, corrected and amended.

PUBLIC HEARING TIME ADJUSTED: ROAD CLOSURE/BUDGET-1998

Council member Skanchy told the Council that the public hearing on a proposed road closure near Newton Reservoir had been scheduled to begin at 6:00 p.m. on November 25, 1997. However, the tax notices presently being sent out have a public hearing scheduled to adopt the 1998 budget at the same time.

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Council member Skanchy made a motion to reaffirm that the public hearing to adopt the 1998 Budget will be held at 6:00 p.m. and the Road Closure Public Hearing time will be changed to 6:30 p.m. on November 25, 1997. It was seconded and carried unanimously.

Councilman Pulsipher moved to approve the October 14, 1997 minutes as amended and corrected. It was seconded and carried unanimously.

REPORT OF THE COUNTY EXECUTIVE

The County Executive, M. Lynn Lemon, was out of town due to the death of his father. The Council expressed their condolences and wished Lynn well during his bereavement.

Executive Lemon had prepared written items for the Council to review and to act on.

(See attachment #1)

Appointments: For indexing purposes the following recommended appointments are presented for approval:

Appointment: Laub, Jim to County Compensation Committee
Appointment: Whittier, Irene to Co. Compensation Committee
Appointment: Adams, Bruce to the Co. Compensation Committee
Appointment: Nyman, Ted to the County Compensation Committee
Appointment: Teuscher, Mark to County Compensation Committee
Appointment: Williamson, Von to County Compensation Committee
Appointment: Clifford, Jim to the County Comp. Committee

A motion to approve the above appointments was made by Councilman Yeates. It was seconded and carried unanimously.

Appointment: Clements, LaMar to alternate member, Board of Adjustments.

Council member Skanchy moved to approve this appointment. It was seconded and passed unanimously.

The Warrants for the periods of October 10 to 17 and October 18 to 23, 1997 were presented to the County Clerk for filing.

CAPITOL ARTS ALLIANCE QUARTERLY REPORT: TEULLER, PEGGY

The Director and Assistant Director of the Capitol Arts Alliance, Peggy Teuller and Wendy Korth-Monson appeared before the Council.

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They reviewed a written quarterly report for July, August and September.

(See attachment #2)

The Council expressed thanks to them for their involvement in the Community and wished them well as they continue to provide good entertainment for the citizens.

BRIDGERLAND TRAVEL REGION QUARTERLY REPORT: ALEXANDER, MARIDENE

Maridene Alexander, the Director of the Bridgerland Travel Region, that encompasses Cache and Rich Counties, reviewed a written report. The report had graphs showing that the Cache County Transient Room tax has increased from \$108,921 in 1993 to \$177,357 in 1996. Another graph on travel spending in the County has increased from 56 million dollars in 1991 to nearly 80 million in 1996. Alexander told the Council that a substantial increase in convention bookings have occurred and continues to increase. A County Economic & Travel Profile and a list of the Bridgerland Travel Regions Representatives were presented.

(See attachment #3)

The Chamber of Commerce revised 1997 budget was discussed.

A motion to approve the budget revisions was made by Councilman Beck. It was seconded and carried unanimously.

BUDGETARY MATTERS

The following Intra-Departmental budget requests were considered by the Council.

1. Surveyor: \$150.00

It was moved by Council member Skanchy to approve the Surveyors transfer request. It was seconded and carried unanimously.

2. Buildings & Grounds: \$400.00

A motion to approve this budget transfer was made by Councilman Yeates. It was seconded and carried unanimously.

3. Building Inspection: \$3000.00

Councilman Pulsipher moved to approve the Building Departments request. It was seconded and carried unanimously.

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(See attachment #4)

BOARD OF EQUALIZATION-VALUATION CHANGES: APPROVAL

Some minor changes in the final property valuation report were presented for approval. The changes reflect a reduction in property value in the County by nearly 19 1/2 million dollars. The reductions were made during Board of Equalization hearings between August 12 and October 28, 1997. A copy of the report is on file in the County Auditors office, 179 North Main Street, Logan, Utah.

A motion to approve the final report was made by Council member Skanchy. It was seconded and carried unanimously.

TAX ABATEMENT- HARDSHIP REQUESTS: DISCUSSION

The Council reviewed a number of applications requesting tax abatement, for hardship reasons. Because there were so many new applications, Council member Skanchy had previously studied each application before council meeting and made recommendation accordingly.

The following is a list of applications and action that was taken by the Council:

1. Miriam P. Newport, parcel No. 01-045-0018
2. F. Carlos Glenn, parcel No. 11-031-0021
3. Francis Gary Wyatt, parcel No. 11-088-0015

(See attachment #5)

Council member Skanchy moved to deny the above three application because they had more than one acre. It was seconded and passed on a vote of 4 "Yes" to 2 "No". Petersen and Yeates voted no.

4. Dennis & Grace Griffin, parcel No. 01-135-0321
5. Mary Ann Evans, parcel No. 08-080-0007

(See attachment #6)

The above two applications (4 & 5) were automatically denied because they were both over income.

6. Kay F. Roper, parcel No. 01-115-0001

(See attachment #7)

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Councilman Beck moved to table this application with possible cancellation until further documentation has been received. It was seconded and passed on a vote of 4 "Yes" to 2 "No". Councilmen Skanchy and Anhder voted no.

7. Ted R. Nielson, parcel No. 09-080-0005

(See attachment #8)

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

8. Geraldine Thomas, parcel #02-099-0006

(See attachment #8)

Councilman Yeates moved to approve the Thomas application. It was seconded and carried unanimously.

9. Oscar Derell & Colleen Parker, parcel #02-130-0026

(See attachment #8)

Councilman Yeates moved to approve the Parker request. It was seconded and carried unanimously.

10. James S. & Susan D. Flaherty, Parcel #05-079-0006

11. Kathleen (Kit) R. Flannery, Parcel #04-036-0021

(See attachment #8)

Council member Skanchy moved to approve the Flaherty & Flannery applications. It was seconded and carried unanimously.

12. Carolyn E. Tribe, parcel #08-075-0025

(See attachment #8)

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

13. Shauna Parker, parcel # 01-118-0003

(See attachment #8)

Councilman Pulsipher moved to approve this application. It was seconded and carried unanimously.

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14. Blaine M. & Vella H. Durrant, Parcel #09-019-0004

(See attachment #9)

Councilman Yeates moved to approve the Durrant application with abatement of \$165. It was seconded and carried unanimously.

15. Tina West, parcel #08-070-0060

(See attachment #9)

It was moved by Council member Skanchy to deny the west application. It was seconded and carried unanimously.

16. Carolyn N Spatig, parcel # 08-128-0013

(See attachment #9)

A motion to approve the Spatig application with an abatement of \$225.00 was made by Councilman Yeates. It was seconded and carried unanimously.

17. Angela K. Hankins, parcel #02-018-0012

(See attachment #9)

Council member Skanchy moved to deny the Hankins request due to income. It was seconded and carried unanimously.

18. Thelma Bindrup Layne, parcel #02-093-0036

(See attachment #9)

It was moved by Council member Skanchy to approve the Layne request. It was seconded and carried unanimously.

19. Linda K. Wyatt, parcel #02-128-0032

(See attachment #9)

Councilwoman Skanchy moved to approve this application. It was seconded and carried unanimously.

20. Randall R. & Susan G. Hancock, parcel #05-083-0010

(See attachment #9)

It was moved by Council member Skanchy to deny the Hancock

COUNCIL MEETING
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request. It was seconded and carried unanimously.

CAPITAL IMPROVEMENT PLAN-1998: DISCUSSION

The Council was urged to make recommendations for any Capital Improvement listing to Executive Lemon. This agenda item was then tabled until the next Council meeting.

COUNTY-WIDE COMPREHENSIVE LAND USE PLAN: DISCUSSION

The Council briefly reviewed written comments that have been received concerning the proposed Land Use Plan and the up coming public hearing on November 11, 1997. The public hearing procedures were determined. Audience members will be given 3 minutes each to express their concerns. Each organized group will be allowed one spokesman to speak for 3 minutes.

RESOLUTION NO. 97-24: COOPERATIVE AGREEMENT USDA & FOREST SERVICE

The adoption of Resolution No. 97-24 will authorize the County Executive to execute an agreement to enter into a multi-agency cooperative agreement for the County for the purpose of controlling noxious weeds.

(See attachment #10)

A fully executed agreement will be on file in the County Clerk's office when all parties have signed it and it has been assigned a contract number.

Council member Skanchy moved to waive the rules of first and second reading and adopt Resolution No. 97-24. It was seconded by Councilman Yeates. The motion carried unanimously.

TV TRANSLATOR: DISCUSSION

It was determined that the TV Translator would be discussed during the up coming budget workshops.

UTAH ASSOCIATION OF COUNTIES CONFERENCE: DISCUSSION

The UAC conference will be held in St. George, Utah on November 12, 13 and 14, 1997. Most Council members will be attending.

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COUNCIL MEMBER REPORTS

Councilman Pulsipher: Pulsipher expressed concern about gate placement on the South Canyon Road near Avon. The concern will be taken up with the Road Superintendent and Executive Lemon.

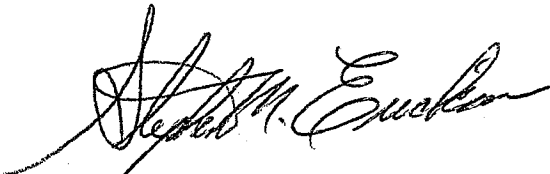
ROAD VACATING PROCEDURES: WYATT, SCOTT-COUNTY ATTORNEY


A memorandum from the County Attorney concerning procedures to close or vacate a county road was presented to the Council.

(See Attachment #11)

ADJOURNMENT

No further business was presented for discussion or action. Vice Chairman Anhder adjourned the meeting at 7:00 p.m..


ATTEST: Stephen M. Erickson
Cache County Clerk


APPROVAL: C. Larry Anhder
Council Vice Chairman

CACHE COUNTY
CORPORATION

COUNTY COUNCIL

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

M. LYNN LEMON
COUNTY EXECUTIVE/SURVEYOR

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

October 28, 1997

TO: Cache County Council
FROM: Lynn Lemon *MLL*
SUBJECT: County Council Meeting Tonight

I will not be able to attend County Council Meeting due to my father's viewing and funeral tonight and tomorrow. I would recommend the following for your consideration.

Appointments

Cache County Compensation Committee	See attached letter
Cache County Board of Adjustment	LaMar Clements, Alternate when the Planning Commission Chairman is Not available. See attached letter

Other Items

Item 1. A letter has been sent to the Utah Division of Water Resources indicating Cache County's interest in Clouding Seeding for the 1997-98 year with an option to terminate at any time. The cost to set up is \$15,000 with 1/2 of this amount being paid by the Division.

Item 2. The 1998 Budget is not ready to present to the Council at this time. Board of Equalization demands have created delays. I will work with the Auditor and Department Heads upon my return and we hope to have a tentative budget to each of you by Tuesday November 4th.

Item 3. The Planning Commission has requested a road policy clarification to the current land use ordinance. There are several concerns which need to be addressed. Craig Call the personal property rights ombudsman with the Department of Natural Resources has questions some of our practices which need to be clarified. I would recommend tabling this until November 11th.

Item 4. I have told the Bear River Association of Governments that our 1998 budget is not balanced yet and have requested additional time to revise the 1998 Capital Improvement Plan. They have extended the deadline for us to submit our 1998 Capital Improvement Plan for CDBG grant purposes from November 1, 1998 to December 1, 1998.

Item 5. I received a Hardship Application from Mary Ann Evans on October 21, 1997. She was past the deadline for filing and their income for 1996 was \$23,885.89. Her husband is disabled and two of her children have had medical operations in 1997 and she thinks that her income for 1997 will be below the \$19,000 limit because she had to take time away from work to care for her children. I told her that because of her 1996 income I did not think we could approve any hardship relief for this year. I did suggest that she approach the Doctors and Hospital and ask them to forgive a portion of her medical bills and make arrangements to pay a smaller fee to each of them.

Item 6. Provide the Clerk the warrants so that they will be a part of the minutes.

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

M. Lynn Lemon
Cache County Executive/Surveyor
120 North 100 West
Logan, Utah 84321

October 22, 1997

Dear Lynn,

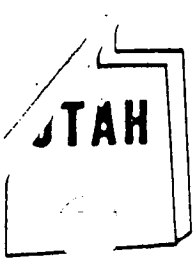
I would like to recommend the following individuals to serve on the Cache County Compensation Committee.

1. Jim Laub - Cache Valley Electric Business Representative
2. Irene Whittier-USU Human Resources Human Resource Professional Representative
3. Bruce Adams - Logan City Human Resource Professional Representative
Work Force
4. Ted Nyman - Job Service ~~Job~~ Service Representative
5. Mark Teauscher - County-Wide Planner Department Head Representative
6. Von Williamson - County Sheriff's Office Employee Representative
7. Jim Clifford - County Assessor's Office Employee Representative

I have asked each one of these individuals for their permission for me to nominate them for your review and approval. They are also aware that the County Council needs to approve them. As soon as the approval process is complete, I will notify them of their approval and call the first meeting.

Sincerely,

Michael K. Nilson
Cache County Administrative Assistant to the Executive



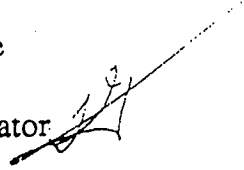
Cache County Corporation

LORENE GREENHALGH
Zoning Administrator
752-8327

179 North Main, Room 210
Logan, Utah 84321

MEMORANDUM

TO: Lynn Lemon, Cache County Executive

FROM: Lorene Greenhalgh, Zoning Administrator 

DATE: October 27, 1997

SUBJECT: Board Of Adjustment member

The chairman of the Planning Commission sits on the Board of Adjustment as a regular member of that board. Grant Nelson is the chairman of the Planning Commission but will not be able to attend that meeting. He has authorized the vice-chairman, LaMar Clements, to sit on the Board of Adjustment for the appeal hearing that is set for 20 November 1997. As I read the Land Use Ordinance and the State Code I believe that it is necessary for you to appoint LaMar to the Board of Adjustment either as a temporary member or as an additional alternate board member. The Land Use Ordinance states that the chairman of the Planning Commission sits on the Board of Adjustment but it doesn't give any exceptions for the Vice-chairman to sit on that board for the chairman.

I believe that it is very important to follow the letter of the law in these cases so that if it does go to court we will have all of the basis covered. I talked with Pat Nolan about this concern and he indicated that it may be a good idea to appoint the vice-chairman as an alternate to take the place of the chairman.

Please let me know what you think and if it is appropriate, the appointment would need to be made no later than the November 11, 1997, Council meeting.

CACHE COUNTY
CORPORATION

COUNTY COUNCIL

DARREL L. GIBBONS

CHAIRMAN

C. LARRY ANHDER

V. CHAIRMAN

SARAH ANN SKANCHY

GUY RAY PULSIPHER

H. CRAIG PETERSEN

LAYNE M. BECK

CORY YEATES

STEPHEN M. ERICKSON

CLERK

M. LYNN LEMON
COUNTY EXECUTIVE/SURVEYOR

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

October 23, 1997

Mr. Norm Stauffer, Operational Cloud Seeding Coordinator
Utah Division of Water Resources
1594 West North Temple, Suite 310
P. O. Box 146201
Salt Lake City, UT 84114-6201

Reference: Request for Cost Sharing Support
1997-98 Weather Modification Program

Dear Norm,

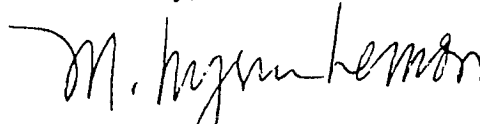
On Tuesday, October 14, 1997 the Cache County Council agreed to a four (4) month Weather Modification Program beginning December 1, 1997 and ending March 31, 1998, with an option to terminate the program at any time.

Based on NAWC Proposal No. 23542-999 the estimated cost for the four month program is \$46,250. If the State provides a 50% match of \$23,125 that would leave a remaining balance of \$23,125 for Cache County.

After State approval has been made and the amount of state funding is determined, please submit a contract and direct North American Weather Consultants to submit a contract to Cache County for our review and approval.

Thank you for your help.

Sincerely,



M. Lynn Lemon
County Executive

cc: Don Griffith-NAWC



CAPITOL ARTS ALLIANCE

Ellen Eccles Theatre

Bullen Center

STATUS REPORT

Ellen Eccles Theatre and Bullen Center
For the Period July 1, 1997 - September 30, 1997

October 28, 1997

Prepared by Peggy L. Tueller, Executive Director
and Wendy Korth-Monson, Assistant Director/Controller
Capitol Arts Alliance

We are pleased to present the Quarterly Report of the Capitol Arts Alliance.

General Operations

Ellen Eccles Theatre

During this quarter 18,717 people attended performances of 26 shows, as follows:

CAA Presentations

None (Utah Festival Opera was in residence)

Renters

Utah Festival Opera - 24 shows, including 3 student matinees
Repertoire: TOSCA, THE MERRY WIDOW & GREEN WILLOW
Miss Cache Valley Logan Scholarship Program - 1 show
The 6th Annual Commemoration of the Constitution - 1 show

The Bullen Center

During this quarter, CAA earned rental income from the following: 3 Utah Festival Opera receptions, 9 weddings and receptions, 1 banquet, 5 days of computer classes, on-going Cache Community Theatre rehearsals and The Alliance for the Varied Arts, which included two weeks of Art Camp classes.

CAA Programming

Although the CAA's two opening shows of the 1997-98 season did not fall within the quarter of this report, I cannot resist reporting that they were both completely sold out, with people begging for tickets. The Coasters, Drifters & Platters were an enormous success with the audience. The bad news is that WEST SIDE STORY was cancelled because the cast could not get through a snowstorm in Wyoming. The good news is that we were able to reschedule the show on November 10th. CAA has three more shows to present between now

43 South Main, Logan, Utah 84321

(801) 753-6518 (Administration) • (801) 752-0026 (Box Office) • (801) 753-1232 (Fax)

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Ellen Eccles Theatre and Bullen Center
Quarterly Status Report
July 1 - September 30, 1997

and the end of the year: Gary Morris on October 25, Juice Newton on November 15 and DAMN YANKEES on December 1.

During the summer months the Program Committee and I have been working on our programming for the 1998-99 season. I attended a Western Alliance booking conference in Seattle last month, and there are some interesting shows touring that season. It will be the Theatre's 10th Anniversary, so we are really anxious to book a good season and a very special Gala artist. (If any of you have some suggestions, I would be delighted to hear them). We are in the first stage of planning, so it is too early to state specifics, but my next report will be in January after I have attended the Arts Presenters booking conference in New York. Then I will have some concrete programming information for you. As I mentioned in my last report, I am desperately seeking funds to help pay for our free matinees for school children. I want so much to book three shows for children in 1998-99, but I will have to stay with two, if I can't find sponsors.

Capital Improvements

The CAA caught up on its scheduled capital improvement projects, so there was no activity in this area during the past quarter. Projects planned in the coming months are curb relocation in the loading dock area, a classroom floor replacement and the canal shutoff valves. Bids are currently being sought for these projects.

Development

At the end of this quarter, CAA had obtained \$55,000 in sponsorship pledges for our regular shows and \$21,000 in pledges for our '98 benefit Gala, featuring Crystal Gayle, which totals \$76,000. This exceeds the show sponsorships we obtained last year by \$7,800, but we need to obtain more sponsorships to reach our budget projection.

I am pleased to report that we were able to get \$14,460 in program ad pledges for this season. This exceeded our budget projection, and after program expenses, CAA should realize a profit of close to \$7,000.

The Boards and staffs of Utah Festival Opera Company and CAA met on September 27 to explore ways in which both organizations might work together to their mutual benefit. One way, which is actively being pursued, is to share a Technical Director. The Opera Company has been bringing its own Technical Director, which is not cost effective for either organization. The CAA's Technical Director,

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Quarterly Status Report
July 1 - September 30, 1997

Robert Goss, left in August, and CAA and UFOC are presently searching for a full-time Technical Director to serve both organizations. We hope this will be just the beginning of our collaboration.

Marketing

The Marketing, Gala and Development Committees have been working closely together on plans for the '98 benefit Gala on March 7, featuring Crystal Gayle. The Gala brochure is being produced and will be mailed to approximately 8,000 patrons the first week of December. Tickets for the Gala go on sale December 8, so it will give people a good opportunity to buy tickets for Christmas gifts.

We have recently sent out approximately 100 letters to banks, manufacturers, accounting and automotive firms in an attempt to entice them to rent the Theatre and Bullen Center for activities for their clients, such as Cache Valley Bank did last spring. Members of the Marketing Committee are working hard to make this an on-going effort.

Other items on the Marketing Committee's agenda are investigating the possibility of a web site and a marketing survey.

Fiscal Report

Attached you will find a YTD budget summary report through 9/30/97. The CAA was fortunate enough to have a successful first quarter of our 97-98 budget year. We budgeted a \$21K loss and the actual numbers came in just over at -\$16K.

Our income areas are all close to budget. The \$32K difference in income is mostly comprised of sponsorships and donations which have been committed, but not yet received. The Theatre and Bullen Center rents are down at this time, but expected to pick up within the next quarter.

Our expenses are in very good shape. We are under budget by \$26K. Our Logan City account is under approximately \$15K, due to no capital improvement projects being completed in this quarter. Another area being studied at this time is our bank charges. We have found that 1) more people are using credit cards; and 2) the higher priced the ticket is, the more our service fees are not covering our credit card costs. This is an issue that has been

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Ellen Eccles Theatre and Bullen Center
Quarterly Status Report
July 1- September 30, 1997

taken before our finance committee.

Overall, we are pleased with the outcome of our first quarter. There are still budgeted items which we are cautiously waiting on, to insure that the money comes in before it is spent.

CAPITOL ARTS ALLIANCE 1997-98 BUDGET REPORT THROUGH 9/30/97

	Budget 97-98	YTD ACTUAL 9/30/97	YTD Budget	Notes for 97-98 Budget
I N C O M E				
Apartment Rent Income	25000	5087	4660	Apartment Rent Income
Contributions Temp Restricted				
Logan City	116880	12637	29220	Building Maintenance Income
Sponsors/Grants	255318	24250	26475	Sponsors, Eccles, Caine, UAC, Rst Tax
Sub-total	372198	36887	55695	
Contributions Unrestricted				
Logan City Janitorial	39250	9813	9813	Actual Money For Custodial Wage
Unrestricted Donations Cash	10000	64	2500	Year end solicitation
Unrestricted Donations Inkind	58500	7837	14625	Newspaper, Radio, TV Ads
Take-A-Seat	4500	232	0	New campaign
Interest	6500	2253	2200	All Interest income
Sub-total	118750	20199	29138	
Fees, Rents, Tickets, Other				
Ticket Sales	169063	0	0	CAA Productions
Fees/Rents Theatre	59450	28296	34485	Rent, Fees Program Ads
Rents Bullen Center	25000	5430	6250	AVA, other Bullen Center Users
Concessions/Merchandise	7200	4153	2378	Food, Drink, T/Sweat Shirts
Box Office Fee Income	57180	16681	16971	Box Office 6%, Ticket Service Fee
Sub-total	317893	54560	60084	
TOTAL INCOME	833841	116733	149577	
EXPENSES				
Apartment Expenses				
General Apartment Expenses	9975	6467	5150	Management Fee, Util, Gen Repairs
Sub-total	9975	6467	5150	
Credit Card Service Fees	9600	3360	2400	Credit Card % Charge
Concession Expenses	2700	1544	675	Food, Drink & Merchandise
Training/Travel/Dues	6917	1046	1984	WAAA, Subscriptions, Travel
Fundraising	5000	46	1250	Yr End Broch, Marketing Survey
General Administrative	19800	3183	4944	Off Sup, Postage, Printing, Phone, Promot
Insurance	1200	0	250	Directors Insurance
Logan City Building Expense	156130	24598	39033	Maint/Repairs/Capital Improvement
Production/Publicity & Marketing	288532	51964	56038	Art Fee, Tech, Advtis, Marketing
Restaurant Tax Payment	90068	0	0	PCIB Loan Payment
Theatre/BC Equip/Supplies	18455	1922	2239	Box Office Equip, Prog related item
Salaries/Employee Benefits	178005	39185	46176	Wage, Insurance, Taxes
TOTAL EXPENSES	786382	133315	160139	
LDS Restricted Funds for Renovation	85000	0	0	
Depreciation/Contingency	47459	0	10959	
TOTAL	0	-16582	-21521	

Cache County Economic & Travel Profile

	Average Annual Percent Change 1991-96				
	1991	1992	1993	1994	1995
Population	71,900	74,000	76,100	78,300	80,254
Total non-ag employment	29,466	30,696	32,543	34,376	36,234
Non-ag average monthly wage	\$1,335	\$1,394	\$1,425	\$1,492	\$1,515
Travel & recreation-related employment	1,268	1,428	1,413	1,573	1,699
Spending by travelers	\$56,597,000	\$63,760,000	\$63,514,639	\$67,134,567	\$71,400,122
Direct local tax impact from travel spending	\$1,042,275	\$1,175,906	\$1,172,578	\$1,242,490	\$1,387,777
Gross taxable room rents	\$3,004,362	\$3,738,345	\$3,531,490	\$4,449,428	\$5,154,183
Transient room tax	\$90,131	\$112,150	\$105,945	\$133,483	\$154,625
Restaurant tax	\$60,307	\$333,284	\$370,799	\$400,476	\$437,514
Car rental tax	\$0	\$0	\$0	\$0	\$0
Gross taxable sales	\$435,401,000	\$487,904,000	\$539,900,000	\$592,266,000	\$643,424,000
Traffic count, I-15 UT/ID	1,927,200	2,138,900	2,263,000	2,372,500	2,518,500
Traffic count, I-84 UT/ID	1,624,250	1,673,525	1,679,000	1,898,000	1,971,000
Regional Visitation:					
Willard Bay S.P.	212,456	270,791	269,729	308,705	282,993
Hyrum Lake S.P.	194,064	168,779	171,530	83,673	72,291
Bear Lake East S.P.	51,503	47,746	50,257	29,314	34,924
Bear Lake Marina S.P.	44,490	29,654	22,085	22,494	52,920
Bear Lake Rendezvous Beach S.P.	67,297	60,319	66,895	53,847	63,728

(p) preliminary estimate

As a result of recent research by WEFA and Regional Financial Associates, estimates of travel and recreation-related employment have been revised for the state to achieve both internal consistency and compatibility with national estimates. I-15 and I-84 traffic counts have been revised to reflect recent Utah Department of Transportation estimates.
Source: Compiled by Utah Travel Council (see introductory note for details).

Bridgerland Travel Council

<u>Cache County Representatives</u>	<u>Term Expires</u>
Art Jones, Chair - Paradise Cache County At Large	12/97
Don Wright, Vice Chair - University Inn Hotel/ Pres. Cache Valley Lodging Association Cache County Tourism Representative	12/97
Michael Nilson - Cache County Cache County Executive Designee	Ex Officio
Paul Norton - USU Relations USU Designee	Ex Officio
Gary Smith - Cache Chamber of Commerce Cache Chamber of Commerce Designee	Ex Officio
Jim Lundahl - Beaver Creek Lodge/Sweetwater RV Cache County at Large	12/99
Ron Call - Sherwood Hills Olympics Cache County at Large	12/97
<u>Rich County Representatives</u>	
Judy Holbrook - Bear Lake Convention & Visitors Bureau Rich County Representative	Ex Officio
Craig Floyd - Garden City Rich County at Large	12/99
Barbara Hoffman - Garden City Rich County at Large	12/99

REQUEST FOR INTRA-DEPARTMENT BUDGET TRANSFER

DEPARTMENT: SURVEYOR
DATE: OCTOBER 24, 1997

Amount to be Transferred -- (rounded to the nearest dollar) \$ 150.00

TRANSFER FROM--

Line Item No. :10-4147-251

Fund Designation:

Original Budget \$250.00
Current Budget \$250.00
Expenditures to Date 000
Balance before Transfer \$250.00
Balance after Transfer \$ 100.00

TRANSFER TO --

Line Item No. :10-4147-311

Fund Designation:

Original Budget \$000
Current Budget \$ 300.00
Expenditures to Date \$0000
Balance before Transfer \$ 300.00
Balance after Transfer \$ 450.00

DESCRIPTION OF NEEDS AND PURPOSE OF TRANSFER
THE REQUEST IS TO COVER THE COST OF CHANGING THE AUTOCAD FROM A WINDOWS 3.1 OPERATING SYSTEM
TO A WINDOWS 95 OPERATING SYSTEM

[Signature]
Department Head Approval

RECOMMENDATION: Approval [] Disapproval

COMMENTS:

Date: 10/24/97

[Signature]
County Auditor

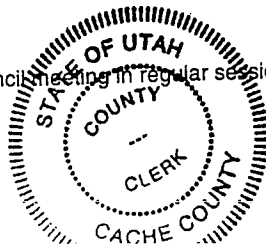
RECOMMENDATION: Approval [] Disapproval

COMMENTS:

Date: 10/27/97

[Signature]
County Executive

Consented by the Cache County Council meeting in regular session on the 28th day of Oct



[Signature]
County Clerk

REQUEST FOR INTRA-DEPARTMENT BUDGET TRANSFER

DEPARTMENT: BUILDING DEPARTMENT
DATE: 27 OCTOBER 1997

Amount to be Transferred -- (rounded to the nearest dollar)

TRANSFER FROM--

Line Item No. : 20-4241-120

Fund Designation: TEMPORARY EMPLOYEES

Original Budget 6617.00
Current Budget 6617.00
Expenditures to Date -0-
Balance before Transfer 6617.00
Balance after Transfer 3617.00

TRANSFER TO --

Line Item No. : 20-4241-740

Fund Designation: EQUIPMENT

Original Budget -0-
Current Budget -0-
Expenditures to Date -0-
Balance before Transfer -0-
Balance after Transfer 3000.00

DESCRIPTION OF NEEDS AND PURPOSE OF TRANSFER

TO UPDATE MAIN OFFICE COMPUTER SYSTEM, SO TO ACCOMMODATE NEW FORMATED CODES.
THIS WILL ALSO ACCOMMODATE UP&L'S NEW REQUIREMENT FOR CUSTOMER'S PERMINATE POWER
HOOKUP.

*loan?
city*

John Nelson
Department Head Approval

RECOMMENDATION: Approval [] Disapproval

COMMENTS:

Date: 10/27/97

James Stones
County Auditor

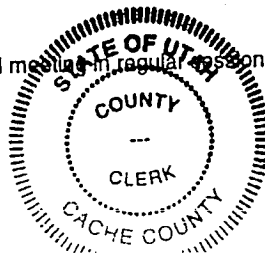
RECOMMENDATION: Approval [] Disapproval

COMMENTS:

Date: 10/28/97

M. Bryan Larson
County Executive

Consented by the Cache County Council meeting in regular session on the 27th day of Oct. 1997



Shirley A. Cusick
County Clerk

CACHE COUNTY

RESOLUTION NO. 97-24

A RESOLUTION, AUTHORIZING CACHE COUNTY TO ENTER INTO A MULTI-AGENCY COOPERATIVE AGREEMENT FOR THE PURPOSE OF CONTROLLING NOXIOUS WEEDS.

The County Council of Cache County, Utah, in a regular meeting, lawful notice of which has been given, finds that it is in the interest of the citizens of the County to enter into a multi-agency cooperative agreement for the purpose of controlling noxious weeds.

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

BE IT RESOLVED that:

Section 1: The Cache County Executive is hereby authorized to execute a multi-agency cooperative agreement, on behalf of Cache County, for the purpose of controlling noxious weeds.

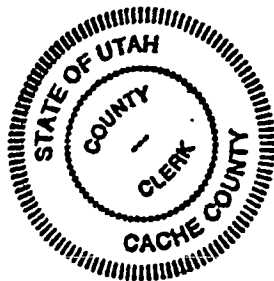
Section 2: Effective Date

This resolution shall become effective immediately upon adoption.

This resolution was adopted by the Cache County Council on the 28th day of OCT, 1997.

CACHE COUNTY COUNCIL

By: *Darrel L. Gibbons*
Darrel L. Gibbons
Vice Chairman



ATTEST TO:

Stephen M. Erickson
Stephen M. Erickson
Cache County Clerk

By Oct 20
Contact FS. with the OK

D R A F T

COOPERATIVE AGREEMENT
between
USDA-FOREST SERVICE, CARIBOU NATIONAL FOREST
and
USDA-FOREST SERVICE, WASATCH-CACHE NATIONAL FOREST
and
USDI-BUREAU OF LAND MANAGEMENT
and
STATE OF IDAHO, DEPARTMENT OF LANDS
and
IDAHO DEPARTMENT OF HIGHWAYS
and
IDAHO DEPARTMENT OF FISH & GAME
and
STATE OF UTAH, DEPARTMENT OF LANDS
and
UTAH DEPARTMENT OF TRANSPORTATION
and
UTAH DEPARTMENT OF FISH & GAME
and
BEAR RIVER RC&D
AND
THREE RIVERS RC&D
AND
FIVE COUNTY WEED CONTROL BOARD

This Cooperative Agreement, is made and entered into by and between the
USDA-Forest Service, Caribou National Forest and Wasatch-Cache National Forest,
USDI Bureau of Land Mangement, State of Idaho Department of Lands, Idaho
Department of Highways, Idaho Department of Fish & Game, State of Utah
Department of Lands, Utah Department of Transportation, Utah Department of Fish
and Game, Bear River RC&D, Three Rivers RC&D and a Five County Group consisting
of Bannock, Franklin and Oneida Counties in Idaho and Box Elder and Cache
Counties in Utah. It is made under the authority of the Cooperative Funds and
Deposits Act of December 12, 1975 (PL94-148), the Granger-Thye Act of April 24,
1950, the Federal Noxious Weed Act of 1974 (PL 93-629), and the Idaho Noxious
Weed Law. Chapter 34, Title 22, Idaho Code; and
the _____ Law in the State of Utah.

PURPOSE:

The above named agencies and cooperators have noxious weed control responsibilities on adjacent and co-mingled lands through the authorities listed in the Preamble. Each of the parties maintains equipment and personnel for the purpose of controlling noxious weeds within their own jurisdiction, with uncontrolled weeds on one jurisdiction affecting the others. The agencies would like to come together in a formal manner and cooperate on public relations, education and training in the noxious weed area as well as weed eradication and other resource protection that might be agreed upon. The purpose of a combined board would be to foster sound and desirable means of weed control and to render assistance to one another under the overall umbrella of the board and in accordance with scheduled meetings and resulting operating plans. The Federal Agencies involved have been directed by Sec. 15(3) of the Federal Noxious Weed Act to complete and implement cooperative agreements with State agencies.

MUTUAL BENEFIT:

A more efficient way of handling and controlling the Noxious Weed problem in the geographic area covered by this agreement. The pooling of knowledge and in some cases resources to achieve better control as well as improve working relationships within the involved entities and members of the public served by each of them. Continued support and involvement of biological methods of control will go a long ways to make significant accomplishments in this area.

ITEMS OF AGREEMENT:

1. A Board be established consisting of a representative of each signing party to implement and monitor the activities under this agreement.
2. That this Board shall meet at least annually or more often if in mutual agreement to establish an Annual Operating Plan. This Operating Plan will designate treatment areas, method(s) of treatment and agency share of the cost to each of the Cooperators.
3. That it is recognized that each cooperator has primary responsibility to its own governing body, and agrees to provide resources to each other as circumstances may permit.
4. The Forest Service will share and contribute biological control in leafy spurge infestations that are agreed to by the Board. Monitoring of these infestations should be a function of the Board and will be addressed in the Annual Operating Plan.

5. Each cooperator shall comply with all Federal statutes relating to nondiscrimination and all applicable requirements of all other Federal laws, executive orders, regulations and policies. These include but are not limited to: (a) Title VI of the Civil Rights Act of 1964 (42 U.S.C. 2000d), which prohibits discrimination on the basis of race, color, handicap or national origin; (b) Title IX of the Education amends of 1972, as amended (20 U.S.C. 1681-1683 and 1685-1686), which prohibits discrimination on the basis of sex.

6. That each party hereto waives all claims against every other party for compensation for any loss, personal injury or death occurring in consequence of the non-reimbursable portion of this agreement, except that this waiver does not apply to intentional torts or acts of violence against such persons or property.

7. Pursuant to Section 22, Title 41, United States Code, no member of, or Delegate to Congress shall be admitted to any share or part of this instrument, or any benefits that may arise therefrom.

8. Any exchange or use of equipment other than when accompanied by a representative of the agency owning this equipment will be documented with existing damages noted in the documentation. The using agency will assume repair responsibilities only for damages caused by negligence and is not responsible for items of normal wear and tear.

9. Injuries to employees who perform work under the terms of this agreement shall be covered for said injury by the employee agency and shall not be governed by where the injury occurred.

10. Although not a direct party to this agreement, it is recognized that APHIS (Animal Plant Health Inspection Service) will be a prime consultant concerning technical matters arising therefrom.

11. Modifications within the scope of the instrument shall be made by mutual consent of the parties, by the issuance of a written modification, signed and dated by each party, prior to any changes being performed. Agencies are not obligated to fund any changes not properly approved in advance.

12. This instrument is executed as of the last date shown below and expires September 30, 2002, at which time it will be subject to review, renewal, or expiration. Any of the parties herein may terminate this agreement by providing 30 days written notice to the other parties.

Last date written below:

USDA Forest Service
Caribou National Forest

By: _____

Date: _____

USDI-Bureau of Land Management

By: _____

Date: _____

Idaho Department of Highways

By: _____

Date: _____

State of Utah-Department of Lands

By: _____

Date: _____

Utah Department of Fish & Game

By: _____

Date: _____

Three Rivers RC&D

By: _____

Date: _____

Cache County Utah

By: _____

Date: _____

Franklin County Idaho

By: _____

Date: _____

USDA Forest Service.
Wasatch-Cache National Forest

By: _____

Date: _____

State of Idaho-Department of Lands

By: _____

Date: _____

Idaho Department of Fish & Game

By: _____

Date: _____

Utah Department of Transportation

By: _____

Date: _____

Bear River RC&D

By: _____

Date: _____

Box Elder County Utah

By: _____

Date: _____

Bannock County Idaho

By: _____

Date: _____

Oneida County Idaho

By: _____

Date: _____

CACHE COUNTY ATTORNEY



SCOTT L. WYATT
County Attorney

11 West 100 North
Logan, Utah 84321
(435) 752-8920
FAX (435) 752-9169
email: scor@legal.state.ut.us

PATRICK B. NOLAN
DONALD G. LINTON
BRUCE G. WARD
DOLORES A. BRANIN
Deputy County Attorneys

REBEKAH F. ALPISA
RENEE FLITTON
Victim Assistance

MEMORANDUM OPINION

TO: County Council and Executive

FROM: Scott L Wyatt, County Attorney
Patrick B. Nolan, Deputy County Attorney

DATE: October 28, 1997

RE: Procedures for vacating county roads

This memorandum opinion is prepared in response to a request that this office advise the County Council on procedures for vacating a county road. The procedures to vacate a county road are governed by Utah law and found in the Utah Code, Title 27, Chapter 12 Section 89, et seq. Utah law provides that once a public highway, such as a county road has been established it shall continue until abandoned or vacated. The procedures for vacating a public road are as follows:

1. INITIATION OF ACTION. A petitioner who owns property that adjoins a county road, may file a petition with the County to vacate the road¹ or the county council may, without a petition, initiate proceedings to vacate a road on its own without a petition.²
2. NOTICE OF PROCEEDINGS. The county must publish notice of the petition to vacate, or its own intention to vacate a county road, along with the date set for a public hearing on the matter in a general circulation newspaper once a week for four consecutive weeks prior to the hearing and any action on the initiative to vacate a county road. The county must further mail

¹ U.C.A. section 27-12-102.1.

² U.C.A. section 27-12-102.2.

notice to all owners of land abutting the county road proposed to be vacated.³ Notice need not be sent if all owners of property abutting the part of the county road proposed to be vacated file a written consent to the vacation with the county council.⁴

3. **PUBLIC HEARING, FINDINGS AND ORDINANCE.** The county council must hold a public hearing on the vacation. Following completion of the public hearing (anytime within 3 months of completion of the notice requirements)⁵ if the county council finds (i) that there is good cause for the vacation, (ii) that it will not be detrimental to the general interest, and (iii) that the road should be vacated the county may approve the vacation by ordinance.⁶

4. **EFFECTIVE DATE AND REMAINING RIGHTS.** The vacation shall be effective on the date set by the vacating ordinance. Despite the vacation, any rights of way or easements owned by any person, or any franchise rights of any public utility are not affected by the county's action of vacation.⁷

5. **GENERAL POLICY.** Other than the findings that need to be made as a part of the vacation process the council is free to follow any general policy for considering vacations of county roads. It is suggested that this County Council generally refuse to vacate roads. A county road is a property interest the county holds for the public and may not be practically reacquirable after vacation. Further, a road that may not seem important in the present may be valuable to a future generation. Of specific consideration is whether the land in the area of the road to be vacated has any development potential or if the roads leads to an area of public use or interest.

³ U.C.A. section 27-12-102.4.

⁴ U.C.A. section 27-12-102.3.

⁵ U.C.A. section 27-12-102.4.

⁶ U.C.A. section 27-12-102.1 and 102.2.

⁷ U.C.A. section 27-12-102.5.