

**COUNCIL MEETING**  
**MINUTES 11/25/97**

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Appointment: Bishop, Mike to Co Road Special Service Dist	2
Appointment: Boyce, Rich to Co. Road Special Service District	1
Appointment: Cardon, Wayne to Co Road Special Service Dist	1
Appointment: Easley, John F as Co. Large Animal Control Off	2
Appointment: Erickson, Noble to Co. Road Special Service Dist.	1
Appointment: Goodsell, Darrell to the Newton Cemetery Board.	1
Appointment: Israelsen, Clark to Co Rd.Special Ser District	2
Appointment: Olsen, Larry to Co Road Special Service Dist	2
Appointment: Parson, Mike to Co. Road Special Service Dist	2
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Boyce, Rich: Appointed to Co. Road Special Service District	1
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## **CACHE COUNTY COUNCIL MEETING MINUTES**

**November 25, 1997**

The Cache County Council met in regular session on the 25th day of November, 1997 in the County Council Chambers located at 120 North 100 West, Logan, Utah 84321.

### **ATTENDANCE**

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

Others present were: County Executive, M. Lynn Lemon, County Clerk, Stephen M. Erickson, County Attorney, Scott Wyatt, County Auditor, Tamra Stones, County Administrative Assistant, Mike Nilson, County Sheriff, Lynn Nelson, County Wide Planner, Mark Teuscher, County Zoning Administrator, Lorene Greenhalgh, County Fire Chief, Kelly Pitcher, County Recorder, Michael Gleed, Cache Chamber President, Jay Clark, County Road Superintendent, Joe Kirby, members of the local news media and other interested citizens.

### **CALL TO ORDER**

Chairman Darrel L. Gibbons called the meeting to order at 5:00 p.m. and welcomed all who were in attendance.

### **INVOCATION**

The invocation was given by Executive, M. Lynn Lemon.

### **AGENDA & MINUTES**

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

The minutes of the regular Council meeting held on November 11, 1997 were discussed, corrected and approved.

### **REPORT OF THE COUNTY EXECUTIVE**

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

#### **1. Appointments:**

Appointment: Bailey, Ann to County Library Board.  
Appointment: Goodsell, Darrell to the Newton Cemetery Board.  
Appointment: Erickson, Noble to Co. Road Special Service Dist.  
Appointment: Boyce, Rich to Co. Road Special Service District.  
Appointment: Cordon, Wayne to Co Road Special Service Dist.

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Appointment: Israelsen, Clark to Co Rd.Special Ser District.  
Appointment: Olsen, Larry to Co Road Special Service Dist.  
Appointment: Bishop, Mike to Co Road Special Service Dist.  
Appointment: Parson, Mike to Co. Road Special Service Dist.  
Appointment: Easley, John F as Co. Large Animal Control Off.

**Councilman Petersen moved to approve the above recommended appointments. It was seconded and carried unanimously.**

2. Chamber of Commerce President: M. Lynn Lemon, introduced the new Chamber President, Jay Clark. Clark replaces Doug Thompson who was elected Logan City Mayor. Clark, who grew up in Logan, told the Council that he is happy to be President of the Chamber and he is looking forward to working with the Council.

3. Hardship Abatements: Two property owners who had been denied their hardship abatement, have asked Lemon to reassess their request and grant their hardship abatement. Lemon told the Council that after further negotiations of the requests that he is considering paying the hardship abatement requests from the poor & indigent fund with the understanding that the property owners pay their portion first and understand that this is one time only. They will not request assistance in a future year.

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

4. Bear River Mental Health: Due to the problems in the Davis County Mental Health Department, (Davis Countys Director has been accused of mis-using funds) the Bear River Mental Health Department has written a letter to Lemon concerning the issue.

(See attachment #1)

5. Census adjustments for 1996: The numbers show a 27% increase in population in the unincorporated area of the County. This will help when it comes to obtaining funds to build roads in the County.

6. Warrants: The warrants for the periods of Nov. 11 to Nov. 13, Nov. 14 to Nov. 21 and Nov. 22 to Nov. 25, 1997 were presented to the County Clerk for filing.

**BUDGETARY MATTERS**

The following Intra-Departmental budget transfers were presented for Council consideration and approval:

1. Extension           \$250.00

**COUNCIL MEETING**  
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Vice Chairman Anhder moved to approve the Extension request. It was seconded and carried unanimously.

2. Weed \$6,427

Council member Skanchy moved to approve the Weed Department request. It was seconded and carried unanimously.

3. Road \$23,670

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

4. Zoning \$1,500 & \$1,121.00

Vice Chairman Anhder moved to approve the two Zoning transfers. It was seconded and carried unanimously.

5. Library \$1,184

Vice Chairman Anhder moved to approve the above requested transfer. It was seconded and carried unanimously.

6. Fire \$8,966 \$600

Councilman Beck moved to approve the Fire Departments two transfers. It was seconded and carried unanimously.

7. Auditor \$9,000

Councilman Beck moved to approve the Auditor's request. It was seconded and carried unanimously.

8. Planning and Development \$2,491.00

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

9. Assessor \$15,133.00

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

10. Treasurer \$300.00

Council member Skanchy moved to approve the Treasurer's transfer. It was seconded and carried unanimously.

11. Attorney \$1,000.00

**COUNCIL MEETING**  
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Councilman Beck moved to approve the \$1000 Attorney request. It was seconded and carried unanimously.

12. Victim Services \$500.00, \$7,339, \$2,059, \$350.00, \$2000.

Vice Chairman Anhder moved to approve the five Victim Service requests. It was seconded and carried unanimously.

(See attachment #2)

**TAX ABATEMENTS FOR CIRCUIT BREAKER, BLIND, VETERANS ETC.: APPROVAL**

The County Auditor presented the final 1997 list of granted tax abatements for the blind, indigent, veterans and Circuit Breaker requests. All requests totaled \$325,282.93. The complete list will be on file in the County Auditor's office.

Council member Skanchy moved to approve the final list for tax abatement for the above mentioned applications. It was properly seconded and carried unanimously.

**PUBLIC HEARING: BUDGET-1998**

Chairman Gibbons convened a scheduled public hearing to receive public input on the proposed 1998 County General Budget. Gibbons told those present that the County Auditor and County Executive have presented a balanced budget for 1998 to the County Council. The budget totals \$17,739,274.00. The public was asked to comment on the proposed 1998 budget.

**Nelson, Lynn**, the County Sheriff thanked the Council for keeping the extra four deputies in his budget for 24 hour coverage of the citizens of the County. Nelson also expressed appreciation for the other areas of his budgets that have been increased including employee salary.

**Lemon, M. Lynn**, the County Executive reminded all those in attendance that the proposed budget does not include a tax increase. Lemon also reported that the County property tax next year will be reduced 47% due to the adopted exchange between sales tax and property tax. That is county tax only and does not effect city or school taxes.

**Christensen, Jenny**, from KVNU, questioned the budget that has been approved for the Childrens Justice Center. She was told that \$40,000 is set aside for the CJC.

Chairman Gibbons thanked Auditor Stones and Executive Lemon for preparing the 1998 budget and working so well with the

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department heads to balance the budget.

**Cone, Douglas**, representing the North and South Cache Soil Conservation Districts, thanked the Council for budgeting some funds for that organization.

Chairman Gibbons asked the audience for any further comment. No further comments were made.

**Vice Chairman Anhder** moved to close the public hearing. It was seconded and carried unanimously.

The Chairman of the Airport Authority, Sarah Ann Skanchy, explained the increase in the separate Airport Authority budget. Skanchy said that the increase comes from expected State and Federal grants to fund airport expansion.

The budget will be revised to note changes and will be presented at the next Council meeting for approval.

**ORDINANCE NO. 97-05: CURFEW FOR YOUTH-CACHE COUNTY-SECOND READING**

The Council discussed Ordinance No. 97-05 that if adopted will establish a curfew for youth in the unincorporated areas of the County. The County Sheriff, Lynn Nelson told the Council that he feels that the Ordinance would help solve some problems with youth and would give some strength to law enforcement. County Attorney Wyatt said that the Ordinance is constitutional and is backed by the PTA. Wyatt said it is an effort to bring the county and communities together to have the same kind of curfew law for enforcement.

(See attachment #3)

It was moved by Council member Skanchy to adopt the curfew ordinance. It was seconded and carried unanimously.

**PUBLIC HEARING SET: BUDGET OPENING-1997**

The 1997 budget needs to be adjusted and it is necessary to schedule a public hearing to do so.

Council member Skanchy made a motion to set the public hearing on December 9, 1997 at 6:00 p.m.. It was seconded and carried unanimously.

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**PUBLIC HEARING: BUTTARS, DON ROAD CLOSURE REQUEST**

Chairman Gibbons convened the scheduled public hearing to receive public input on a proposal to close a road going to the West end of the Newton reservoir. The meeting was opened to the public for comment. Don Buttars who is asking the county to close the road told the Council that he wants the road closed to prevent vandalism to farm equipment and destruction of private property. A map of the area where the road is located was reviewed. The road comes from the Clarkston-Trenton highway to the south and is approximately one half mile long. Buttars owns property on both sides of the road that begins about a quarter of a mile from the reservoir. That is the portion of road that Buttars wants closed.

**Nelson, Lynn**, County Sheriff, said that he favors closing the road to public access because of the number of calls his office receives and the difficulty to provide police coverage.

**Kirby, Joe**, the County road Superintendent, said that he has no problem with closing the road. However we would lose State road funding on that portion of county roads.

**Olsen, Herm**, Buttars Attorney said that the law is hard to enforce in the area because of the location. He believes that to close the road would not create any hardship on the public.

**Dixon, Bryan**, representing the Bridgerland Audubon Society, said that the area is a wonderful area to bird watch. He suggested that the road not be closed but have the area fenced and gated to allow foot travel to the reservoir.

**Pitcher, Kelly**, the County Fire Chief, told the Council that he has been called at 3:00 a.m. to go out and fight fires in the area. Pitcher can't see any problem with closing the road to traffic. He favors still letting foot traffic use the road.

Chairman Gibbons asked for additional comment from the audience. There was no further comments.

**Councilman Beck moved to close the public hearing. It was seconded and carried unanimously.**

Discussion on the proposed road closure continued. Attorney Wyatt said that it would be possible to close the road but maintain an easement for legitimate public use.



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Buttars said that he would be willing to cooperate with the idea of keeping the road open to foot traffic for legitimate public use.

It was the consensus of the Council to draft some legal paper work that will determine the future of the road containing the recommendations presented during the public hearing.

**LAND USE POLICY: ROADS-MINOR, MAJOR SUBDIVISION AND PRIVATE**

The Council discussed a prepared policy on roads prepared by the County Zoning Administrator, the County Wide Planner and County Executive. There was some concern over what was meant as it was drafted. It was suggested that the draft be revised and presented during a future Council meeting.

**RESOLUTION NO. 97-25:SONIC CABLE TV FRANCHISE TRANSFER**

The adoption of Resolution No. 97-25 will give consent to the sale of and transfer of cable TV franchise from Sonic Cable to Charter Communications.

(See attachment #4)

Vice Chairman Anhder moved to adopt the Resolution. It was seconded and passed on a 5 "Yes" of 1 "No" vote. Skanchy voted no.

**ORDINANCE NO. 97-06: ELECTED OFFICIALS SALARIES-FIRST READING**

The Council reviewed the Ordinance that deals with setting the elected officials salaries. Vice Chairman Anhder expressed concern that the ordinance didn't give the same pay increase to the Attorney and County Executive as other elected officials.

Council member Skanchy moved to waive the rules and adopt Ordinance No. 97-06. It was properly seconded.

Vice Chairman Anhder moved to amend the motion to give the same increase in salary to the County Attorney and County Executive as the other elected officials. It was seconded and failed on a tied vote.

The original motion also failed on a tied vote.

**ORDINANCE NO. 97-07: COUNCIL MEMBERS SALARY-FIRST READING**

It was suggested that Ordinance No. 97-07 be rewritten to show the amount given for insurance stipend.

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Both Ordinances on salaries will be addressed during the next Council meeting.

**COUNCIL MEMBER REPORTS**

Vice Chairman Anhder: Anhder reported that he felt that his attendance at the UAC Conference was very beneficial and he enjoyed all the meetings.


Chairman Gibbons: Gibbons reported on a BRAG meeting that he had attended. It was reported that after this past election there will be three new members on the board. Gibbons suggested that if the Council wants to make any change on who represents the Council on the Board, this would be the right time to do it.

**CHRISTMAS EMPLOYEE PARTY:**

Executive Lemon reported that there will be a County Employee Christmas party on December the 15th at 6:00 p.m. at Juniper Inn. All employees and spouses including the Council are invited.

**ADJOURNMENT**

No further business was presented and Chairman Gibbons adjourned the meeting at 7:50 p.m..

  
ATTEST: Stephen M. Erickson  
County Clerk

  
APPROVAL: Darrel L. Gibbons  
Council Chairman



**BEAR RIVER**  
**MENTAL HEALTH**  
**SERVICES, INC.**

(3)

CACHE COUNTY

NOV 21 1997

EXECUTIVE *Wally*  
*Pat*  
*Release copy*  
*for county*  
*council*  
*Theresa*  
*Wynn*

November 20, 1997

Lynn Lemon  
120 North 100 West  
Logan, UT 84321

Dear Lynn: *mhb 11/24/97*

Earlier this week I spent some time reviewing my concerns with you, Steve Vincent, Jay Hardy and Blair Francis regarding the public relations problem with our legislators in view of the recently released state audit on Davis Mental Health Center and Davis' Executive Director.

In summary, that audit found that the Director's travel was inappropriate and overstated. By this the auditors meant that the Director's business travel reimbursements were overstated and inappropriate. Apparently the Director had been allowed to bypass normal controls over travel expenses and received excessive payments. Additionally, they found that the Director may have been overpaid in salary for excessive claims for on-call and bonuses as well as excessive amounts for meals, mileage and perks that lack documentation and appeared overstated. Furthermore they found that a sub-program called "Western Wilderness Institute," operated by a separate board on behalf of Davis, subsidized activities for private groups that cost that board several thousand dollars in 1995 and 1996. This group also had poor management controls that resulted in lost inventory. Actions taken by the Board of Directors on behalf of that group appeared to directly benefit the Davis County Director's travel expenses, equipment purchases, property litigation, etc.

These findings have been turned over to the Utah Attorney General's office to take whatever action they may deem necessary. I would suspect that the Internal Revenue Service will also have an interest in this situation.

The auditors have made recommendations for tightening up controls on travel at Davis Mental Health. Additionally, they have recommended that the Board no longer approve employee spouse travel for personal events that are not in the best interest of the Center. They have recommended that proper documentation be required with reimbursement only occurring at the actual costs incurred. They are trying to prevent double billing in the future. Furthermore, they have recommended that the Center not authorize or subsidize recreational trips for non-client groups. They also suggest that recreational equipment be stored at the Center and be properly inventoried and controlled. Personal use of these items and other Center equipment has been strongly discouraged.

1

They have also questioned the need for the second Board that oversees the Western Wilderness program.

These are some of the highlights of the audit. There are more specific details in the recommendations available if you would desire to have access to those. I do have a copy of the entire audit in my possession.

In consultation with Steve, Jay, Blair and you, Rob Johnson and I have made a decision to invite our auditors to return to Bear River Mental Health Services and review the President/CEO's compensation for 1996-1997. Additionally, we are asking that the auditors examine the following accounts for the same year: all travel and expense claims made by the President/CEO as well as the Executive Committee members. Furthermore they will review our policies regarding any recreational equipment or supplies.

Should any of you be contacted by the press regarding Bear River's practices I believe that with confidence you can assure them that we have excellent policies and procedures in this realm. We have recently had a superior internal audit conducted with no negative findings of this nature and as soon as we have the results of the specific detail examination, it is my belief that you will be able to say with complete confidence that none of the behaviors that are currently being exposed in Davis County, via the press and the state audit, have occurred in this organization. It would be fine with me if you refer any inquiries directly to me for a centralized and consistent response.

It is my concern that there will be a strong reaction that will require increased controls to be placed on centers that have adequate operating procedures already in place that will make our lives more difficult and more expensive in the future as a result of this one isolated situation. I will keep you updated as we move forward. We should have the results of our auditor's review on these current requests by next week. If you have any questions, please feel free to call me.

Sincerely,

Mick Pattinson

Mick Pattinson, Ph.D.  
President/CEO

cc: Board Members  
Rob Johnson  
Chuck Sharp  
Beth Smith  
Trent Wentz

REQUEST FOR INTRA-DEPARTMENTAL BUDGET TRANSFER

Department: Extension

Date: 11/25/97

Amount to be transferred --- (rounded to the nearest dollar) \$ 250.00

Transfer from ---

Line Item No. 10 - 4610 - 250

Fund Designation: Equipment Supply & Maintenance

Original Budget: \$ 1420.00 \$ \_\_\_\_\_

Current Budget: \$ 1420.00 \$ \_\_\_\_\_

Expenditures to date \$ 670.21 \$ \_\_\_\_\_

Balance before transfer \$ 749.79 \$ \_\_\_\_\_

Balance after transfer \$ 499.79 \$ \_\_\_\_\_

Transfer to ---

Line Item No. 10 - 4610 - 280

Fund Designation: Telephone

Original Budget: \$ 2800.00 \$ \_\_\_\_\_

Current Budget: \$ 2800.00 \$ \_\_\_\_\_

Expenditures to date \$ 2778.67 \$ \_\_\_\_\_

Balance before transfer \$ 21.33 \$ \_\_\_\_\_

Balance after transfer \$ 271.33 \$ \_\_\_\_\_

Description of needs and purpose of transfer ---

Phone expenses

*David H. Fisher*

Department Head

Recommendation:  Approval  Disapproval

Comments:

Date: 11/25/97

*James Steves*  
Cache County Auditor

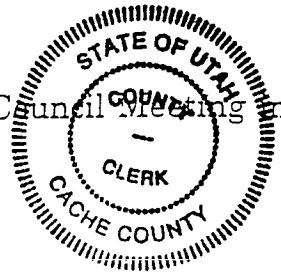
Recommendation:  Approval  Disapproval

Comments:

Date: 11/25/97

*M. Lynn Lomen*  
Cache County Executive

Consented by the Cache County Council Meeting in regular session on the 25 day of Nov, 1995.



*Stephen E. ...*  
Cache County Clerk

**2**

REQUEST FOR INTRA-DEPARTMENTAL BUDGET TRANSFER

DEPARTMENT: WEED DEPT  
 DATE: 14-Nov-97

Amount to be transferred -- (rounded to the nearest dollar) \$6,427

Transfer From ---		Current Budget	Increase DR	Decrease CR	Amended Budget
ACCOUNT	DESCRIPTION				
10-4450-115	WEED DEPT - OVERTIME	\$300		(\$300)	\$0
10-4450-120	WEED DEPT - TEMP SALARY	\$8,500		(\$5,339)	\$3,161
10-4450-130	WEED DEPT - EMPLOYEE BENEFITS	\$15,244		(\$560)	\$14,684
10-4450-230	WEED DEPT - TRAVEL	\$300		(\$228)	\$72
Transfer To ---					
10-4450-110	WEED DEPT - SALARIES	\$32,940	\$255		\$33,195
10-4450-290	WEED DEPT - CHEMICAL	\$42,000	\$6,162		\$48,162
10-4450-620	WEED DEPT - MISC SERVICES	\$150	\$10		\$160
Totals			\$6,427	(\$6,427)	\$0
Net adjustment					\$0

Description of needs and purpose of transfer ---  
 TO PURCHASE ADDITIONAL CHEMICAL SPRAY.

E. Gordon Kirby  
 Department Head

Recommendation:  Approval [ ] Disapproval  
 Comments:

Date: 14-Nov-97

James Stones  
 Cache County Auditor

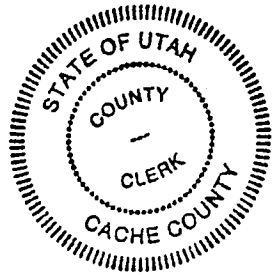
Recommendation:  Approval [ ] Disapproval  
 Comments:

Date: 11/17/97

M. Suzanne Herndon  
 Cache County Executive

Consented by the Cache County Council meeting in regular session on the 25<sup>th</sup> day of Nov, 1997.

Stephanie E. ...  
 Cache County Clerk



REQUEST FOR INTRA-DEPARTMENTAL BUDGET TRANSFER

DEPARTMENT: ROAD DEPT  
 DATE: 14-Nov-97

Amount to be transferred -- (rounded to the near \$23,670)

Transfer From ---		Current Budget	Increase DR	Decrease CR	Amended Budget
10-4410-110	ROAD DEPT - SALARIES	\$267,430		(\$12,000)	\$255,430
10-4410-120	ROAD DEPT - TEMP SALA	\$3,000		(\$3,000)	\$0
10-4410-130	ROAD DEPT - EMPLOYEE	\$108,465		(\$8,000)	\$100,465
10-4410-315	ROAD DEPT - MEDICAL E	\$1,300		(\$400)	\$900
10-4410-330	ROAD DEPT - EDUCATION	\$500		(\$270)	\$230
Transfer To ---					
10-4410-290	ROAD DEPT - ROAD SIGN	\$0	\$23,670		\$23,670
Totals			\$23,670	(\$23,670)	\$0
Net adjustment					\$0

Description of needs and purpose of transfer ---  
TO PURCHASE ADDRESS MARKERS AND POSTING SIGNS TO MEET NEW GUIDELINES.

E. Gordon Kirby  
 Department Head

Recommendation:  Approval  Disapproval  
 Comments:

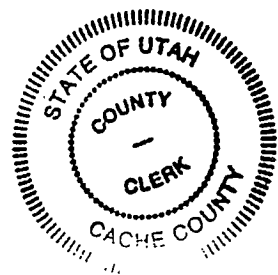
Date: 14-Nov-97 James Stones  
 Cache County Auditor

Recommendation:  Approval  Disapproval  
 Comments:

Date: 11/17/97 M. Byrnes  
 Cache County Executive

Consented by the Cache County Council meeting in regular session on the 25 day of Nov, 1997.

Heather Eichel  
 Cache County Clerk



REQUEST FOR INTRA-DEPARTMENTAL BUDGET TRANSFER

DEPARTMENT: ZONING  
 DATE: 13-Nov-97

Amount to be transferred -- (rounded to the nearest dollar) \$1,500.00

Transfer From ---  
 Line Item No. : 20-4180-310  
 Fund Designation: PROF & TECHNICAL

Original Budget:	<u>\$61,500.00</u>
Current Budget:	<u>\$61,500.00</u>
Expenditures to date:	<u>\$0.00</u>
Balance before transfer:	<u>\$61,500.00</u>
Balance after Transfer:	<u>\$60,000.00</u>

Transfer To ---  
 Line Item No. : 20-4180-610  
 Fund Designation: MISC SUPPLIES

Original Budget:	<u>\$0.00</u>
Current Budget:	<u>\$0.00</u>
Expenditures to date:	<u>\$842.53</u>
Balance before transfer:	<u>(\$842.53)</u>
Balance after Transfer:	<u>\$657.47</u>

Description of needs and purpose of transfer ---  
TRANSFER FROM PROFESSIONAL & TECHNICAL SERVICES - USE THAT LINE ITEM FOR GRANT  
PURCHASES ONLY AND RECLASS OTHER EXPENDITURES TO MISC. SUPPLIES

[Signature]  
 Department Head

Recommendation:  Approval [ ] Disapproval  
 Comments:

Date: 10/13/97

[Signature]  
 Cache County Auditor

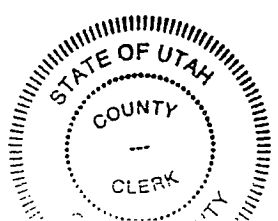
Recommendation:  Approval [ ] Disapproval  
 Comments:

Date: 11/18/97

[Signature]  
 Cache County Executive

Consented by the Cache County Council meeting in regular session on the 25 day of Nov, 1997.

[Signature]  
 Cache County Clerk





REQUEST FOR INTRA-DEPARTMENTAL BUDGET TRANSFER

DEPARTMENT: ZONING  
 DATE: 17-Nov-97

Amount to be transferred -- (rounded to the nearest dollar) \$1,121.00

Transfer From ---  
 Line Item No. : 20-4180-240  
 Fund Designation: OFFICE SUPPLIES

Original Budget:	\$3,000.00
Current Budget:	\$4,000.00
Expenditures to date:	\$2,334.05
Balance before transfer:	\$1,665.95
Balance after Transfer:	\$544.95

Transfer To ---  
 Line Item No. : 20-4180-740  
 Fund Designation: EQUIPMENT

Original Budget:	\$0.00
Current Budget:	\$2,100.00
Expenditures to date:	\$1,500.00
Balance before transfer:	\$600.00
Balance after Transfer:	\$1,721.00

Description of needs and purpose of transfer ---  
TO PURCHASE A PRINTER TO ACCOMPLISH ZONING OFFICE WORK

*Laura Steenburgh*  
 Department Head

Recommendation:  Approval [ ] Disapproval  
 Comments:

Date: 11/17/97

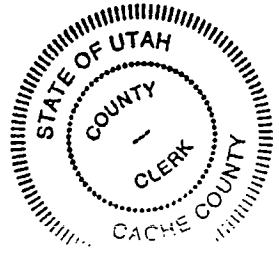
*Jamra Stone*  
 Cache County Auditor

Recommendation:  Approval [ ] Disapproval  
 Comments:

Date: 11/18/97

*M. Lynn Hansen*  
 Cache County Executive

Consented by the Cache County Council meeting in regular session on the 25 day of Nov, 1997.



*Stephene Ender*  
 Cache County Clerk

## REQUEST FOR INTRA-DEPARTMENTAL BUDGET TRANSFER

DEPARTMENT: **FIRE DEPARTMENT**  
 DATE: 14-Nov-97

Amount to be transferred -- (rounded to the nearest dollar) \$8,966

**Transfer From ---**

ACCOUNT	DESCRIPTION	Current Budget	Increase DR	Decrease CR	Amended Budget
10-4220-115	OVERTIME	\$500		(\$500)	\$0
10-4220-120	TEMPORARY EMPLOYEES	\$15,698		(\$5,916)	\$9,782
10-4220-290	STATE FIRE VEHICLE MAINT	\$3,800		(\$950)	\$2,850
10-4220-630	RANGE FIRE SUPPRESSION	\$8,400		(\$1,600)	\$6,800

**Transfer To ---**

10-4220-210	SUBSCRIPTIONS & MEMBERS	\$300	\$100		\$400
10-4220-230	TRAVEL	\$950	\$300		\$1,250
10-4220-240	OFFICE EXPENSE	\$1,495	\$155		\$1,650
10-4220-280	TELEPHONE	\$4,000	\$1,600		\$5,600
10-4220-250	EQUIP SUPPLY & MAINT	\$15,305	\$4,600		\$19,905
10-4220-330	TRAINING	\$12,000	\$1,261		\$13,261
10-4220-740	EQUIPMENT	\$7,500	\$950		\$8,450
Totals			<u>\$8,966</u>	<u>(\$8,966)</u>	

Net adjustment \$0

Description of needs and purpose of transfer ---

MEET CURRENT YEAR EXPENSES. RECLASS FUNDS ON UNUSED GRANT TO OTHER LINE ITEMS  
EQUIP SUPP & MAINT CATEGORY INCLUDES \$1600 FOR FENCE TO SURROUND TRAINING TOWER  
LOCATED AT BRIDGERLAND TECH. AND \$3000 FOR MAINT & REPAIR OF ZONE FIRE VEHICLES.

  
 \_\_\_\_\_  
 Department Head

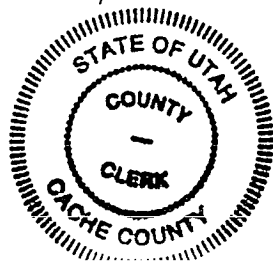
Recommendation:  Approval      [ ] Disapproval  
 Comments:

Date: 17-Nov-97   
 \_\_\_\_\_  
 Cache County Auditor

Recommendation:  Approval      [ ] Disapproval  
 Comments:

Date: 11/25/97   
 \_\_\_\_\_  
 Cache County Executive

Consented by the Cache County Council meeting in regular session on the 25 day of Nov, 1997.



  
 \_\_\_\_\_  
 Cache County Clerk

REQUEST FOR INTRA-DEPARTMENTAL BUDGET TRANSFER

DEPARTMENT: FIRE DEPARTMENT
DATE: 24-Nov-97

Amount to be transferred -- (rounded to the nearest dollar) \$600.00

Transfer From ---
Line Item No. : 10-4220-120
Fund Designation: TEMP EMPLOYEES

Table with 2 columns: Budget/Expenditure Category and Amount. Rows include Original Budget (\$15,698.00), Current Budget (\$9,782.00), Expenditures to date (\$7,891.45), Balance before transfer (\$1,890.55), and Balance after Transfer (\$1,290.55).

Transfer To ---
Line Item No. : 10-4220-330
Fund Designation: EDUCATION & TRAINING

Table with 2 columns: Budget/Expenditure Category and Amount. Rows include Original Budget (\$12,000.00), Current Budget (\$13,261.00), Expenditures to date (\$6,000.46), Balance before transfer (\$7,260.54), and Balance after Transfer (\$7,860.54).

Description of needs and purpose of transfer ---
TO MEET EXPENSES FOR 1997 - AMERICAN HEAT TRAINING VIDEO

Signature of Department Head

Recommendation: [X] Approval [ ] Disapproval
Comments:

Date: 11/24/97

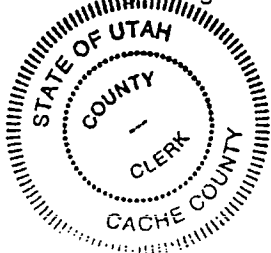
Signature of Janna Stones, Cache County Auditor

Recommendation: [X] Approval [ ] Disapproval
Comments:

Date: 11/24/97

Signature of M. Kayum Herman, Cache County Executive

Consented by the Cache County Council meeting in regular session on the 25 day of Nov, 1997.



Signature of Cache County Clerk

# REQUEST FOR INTRA-DEPARTMENTAL BUDGET TRANSFER

DEPARTMENT: AUDITOR'S DEPARTMENT

DATE: 19-Nov-97

Amount to be transferred -- (rounded to the nearest dollar) \$9,000

Transfer From ---

ACCOUNT	DESCRIPTION	Current Budget	Increase DR	Decrease CR	Amended Budget
10-4141-110	SALARIES	\$104,313		(\$6,000)	\$98,313
10-4141-130	EMPLOYEE BENEFITS	\$31,468		(\$3,000)	\$28,468
					\$0
					\$0

Transfer To ---

10-4141-115	OVERTIME	\$600	\$300		\$900
10-4141-230	TRAVEL	\$2,700	\$551		\$3,251
10-4141-240	OFFICE EXPENSE	\$4,000	\$1,000		\$5,000
10-4141-250	EQUIP SUPPLY & MAINT	\$5,000	\$400		\$5,400
10-4141-280	TELEPHONE	\$1,600	\$160		\$1,760
10-4141-620	MISC SERVICES -TAX VAL NOTIC	\$11,500	\$2,095		\$13,595
10-4141-740	EQUIPMENT	\$4,500	\$4,494		\$8,994
	Totals		<u>\$9,000</u>	<u>(\$9,000)</u>	

Net adjustment \$0

Description of needs and purpose of transfer ---

TO MEET CURRENT YEAR EXPENSES.  
EQUIPMENT INCLUDES UPGRADE OF PRINTER TO DUPLEX & LARGE CAPACITY PAPER TRAY.  
REPLACE 2 OFFICE CHAIRS AND BREAKROOM FURNITURE (SOFA).

James Stokes  
Department Head

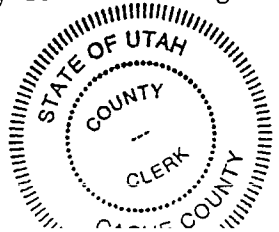
Recommendation: [  ] Approval [  ] Disapproval  
 Comments:

Date: 19-Nov-97 James Stokes  
Cache County Auditor

Recommendation: [  ] Approval [  ] Disapproval  
 Comments:

Date: 11/20/97 M. K. ...  
Cache County Executive

Consented by the Cache County Council meeting in regular session on the 25 day of Nov, 1997.



[Signature]  
Cache County Clerk

**REQUEST FOR INTRA-DEPARTMENTAL BUDGET TRANSFER**

DEPARTMENT: CACHE PLANNING & DEVELOPMENT  
 DATE: 21-Nov-97

Amount to be transferred -- (rounded to the nearest dollar) \$2,491.00

Transfer From ---  
 Line Item No. : 27-4181-120  
 Fund Designation: TEMP EMPLOYEES

Original Budget:	<u>\$9,201.00</u>
Current Budget:	<u>\$9,201.00</u>
Expenditures to date:	<u>\$6,709.60</u>
Balance before transfer:	<u>\$2,491.40</u>
Balance after Transfer:	<u>\$0.40</u>

Transfer To ---  
 Line Item No. : 27-4181-620  
 Fund Designation: MISC SERVICES

Original Budget:	<u>\$3,000.00</u>
Current Budget:	<u>\$3,000.00</u>
Expenditures to date:	<u>\$637.00</u>
Balance before transfer:	<u>\$2,363.00</u>
Balance after Transfer:	<u>\$4,854.00</u>

Description of needs and purpose of transfer ---  
TO MEET EXPENSES FOR 1997 - SOS SERVICES - TO cover while  
Secretary/Receptionist on Medical leave

[Signature]  
 Department Head

Recommendation:  Approval  Disapproval  
 Comments:

Date: 11/21/97

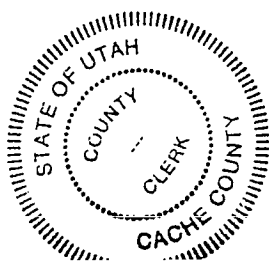
Jamie Stone  
 Cache County Auditor

Recommendation:  Approval  Disapproval  
 Comments:

Date: 11/24/97

M. Lynn Henson  
 Cache County Executive

Consented by the Cache County Council meeting in regular session on the 25 day of Nov, 1997.



[Signature]  
 Cache County Clerk

**REQUEST FOR INTRA-DEPARTMENTAL BUDGET TRANSFER**

DEPARTMENT: ASSESSOR  
 DATE: 21-Nov-97

Amount to be transferred -- (rounded to the nearest dollar) \$15,133.00

Transfer From ---  
 Line Item No. : 10-4146-320  
 Fund Designation: STATE AUDIT'S

Original Budget:	<u>\$18,240.00</u>
Current Budget:	<u>\$18,240.00</u>
Expenditures to date:	<u>\$3,107.00</u>
Balance before transfer:	<u>\$15,133.00</u>
Balance after Transfer:	<u>\$0.00</u>

Transfer To ---  
 Line Item No. : 10-4146-740  
 Fund Designation: EQUIPMENT

Original Budget:	<u>\$76,145.00</u>
Current Budget:	<u>\$76,145.00</u>
Expenditures to date:	<u>\$65,840.66</u>
Balance before transfer:	<u>\$10,304.34</u>
Balance after Transfer:	<u>\$25,437.34</u>

Description of needs and purpose of transfer ---  
TO PURCHASE ONE ADDITIONAL CAR - TRANSFER A POOL CAR

Kathleen C. Howell  
 Department Head

Recommendation: [  ] Approval [  ] Disapproval  
 Comments:

Date: 11/21/97

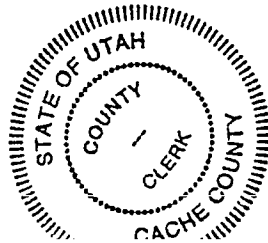
James Stones  
 Cache County Auditor

Recommendation: [  ] Approval [  ] Disapproval  
 Comments:

Date: 11/24/97

M. Lynn Larson  
 Cache County Executive

Consented by the Cache County Council meeting in regular session on the 25 day of Nov, 1997.



Stephanie Escobar  
 Cache County Clerk

**REQUEST FOR INTRA-DEPARTMENTAL BUDGET TRANSFER**

DEPARTMENT: TREASURER  
 DATE: 21-Nov-97

Amount to be transferred -- (rounded to the nearest dollar) \$300.00

Transfer From ---  
 Line Item No. : 10-4143-620  
 Fund Designation: MISC SERVICE'S

Original Budget:	<u>\$11,000.00</u>
Current Budget:	<u>\$11,000.00</u>
Expenditures to date:	<u>\$7,486.50</u>
Balance before transfer:	<u>\$3,513.50</u>
Balance after Transfer:	<u>\$3,213.50</u>

Transfer To ---  
 Line Item No. : 10-4143-740  
 Fund Designation: EQUIPMENT

Original Budget:	<u>\$0.00</u>
Current Budget:	<u>\$2,800.00</u>
Expenditures to date:	<u>\$1,904.00</u>
Balance before transfer:	<u>\$896.00</u>
Balance after Transfer:	<u>\$1,196.00</u>

Description of needs and purpose of transfer ---  
TO MEET EXPENSES FOR 1997 (BALANCE OF RECEIVER PRICE)

Karen Leppes  
 Department Head

Recommendation: [  ] Approval [  ] Disapproval  
 Comments:

Date: 11/21/97

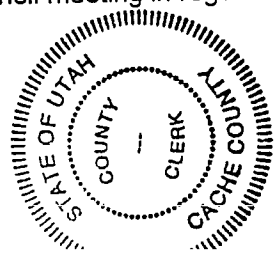
Jamra Stone  
 Cache County Auditor

Recommendation: [  ] Approval [  ] Disapproval  
 Comments:

Date: 11/24/97

M. [Signature]  
 Cache County Executive

Consented by the Cache County Council meeting in regular session on the 25 day of Nov, 1997.



[Signature]  
 Cache County Clerk

# REQUEST FOR INTRA-DEPARTMENTAL BUDGET TRANSFER

Department: CCAD  
 Date: 11-20-97

Amount to be transferred --- (rounded to the nearest dollar) \$ 4,000 -

Transfer from ---

Line Item No. <u>10 - 4145-210</u>		
Fund Designation: <u>Subscription/membership</u>		
Original Budget:	\$ <u>4,100 -</u>	\$ _____
Current Budget:	\$ <u>1,861.45</u>	\$ _____
Expenditures to date	\$ <u>806.09</u>	\$ _____
Balance before transfer	\$ <u>1,055.36</u>	\$ _____
Balance after transfer	\$ <u>55.36</u>	\$ _____

Transfer to ---

Line Item No. <u>10 - 4145-230</u>		
Fund Designation: <u>Travel</u>		
Original Budget:	\$ <u>5,500 -</u>	\$ _____
Current Budget:	\$ <u>849.38</u>	\$ _____
Expenditures to date	\$ <u>1,700 -</u>	\$ _____
Balance before transfer	\$ <u>-750.62</u>	\$ _____
Balance after transfer	\$ <u>149.38</u>	\$ _____

Description of needs and purpose of transfer ---

To cover necessary travel expenses for mileage reimbursements on pending cases, victims rights meetings and current litigation. (Depositions)

\_\_\_\_\_  
Department Head

Recommendation:  Approval       Disapproval  
 Comments:

Date: 11/21/97

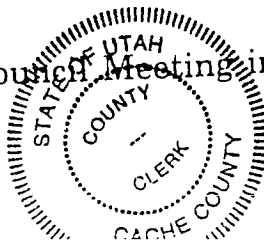
Jamra Stone  
Cache County Auditor

Recommendation:  Approval       Disapproval  
 Comments:

Date: 11/24/97

M. Lynn Limon  
Cache County Executive

Consented by the Cache County Council Meeting in regular session on the 23rd day of Nov, 1997.



[Signature]  
Cache County Clerk



# REQUEST FOR INTRA-DEPARTMENTAL BUDGET TRANSFER

Department: VICTIM SERVICES  
 Date: NOVEMBER 18, 1997

Amount to be transferred --- (rounded to the nearest dollar) \$ 500.00

Transfer from ---

Line Item No. 10-4148-280

Fund Designation: TELEPHONE

Original Budget: \$ 1,720.00

Current Budget: \$ 1,720.00

Expenditures to date: \$ 994.91

Balance before transfer: \$ 725.09

Balance after transfer: \$ 225.09

\$ 1,720.00  
 \$ 1,720.00  
 \$ 994.91  
 \$ 725.09  
 \$ 225.09

\$ \_\_\_\_\_  
 \$ \_\_\_\_\_  
 \$ \_\_\_\_\_  
 \$ \_\_\_\_\_  
 \$ \_\_\_\_\_

Transfer to ---

Line Item No. 10-4148-740

Fund Designation: EQUIPMENT

Original Budget: \$ 900.00

Current Budget: \$ 900.00

Expenditures to date: \$ 0

Balance before transfer: \$ 900.00

Balance after transfer: \$ 1,400.00

\$ 900.00  
 \$ 900.00  
 \$ 0  
 \$ 900.00  
 \$ 1,400.00

\$ \_\_\_\_\_  
 \$ \_\_\_\_\_  
 \$ \_\_\_\_\_  
 \$ \_\_\_\_\_  
 \$ \_\_\_\_\_

Description of needs and purpose of transfer ---

computers, supplies and printers upgrade to meet needs for Victim Services

  
 Department Head

Recommendation:  Approval

Disapproval

Comments:

Date: 11/21/97

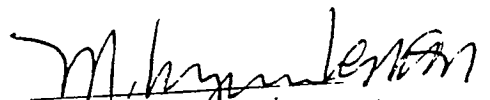
  
 James Stones  
 Cache County Auditor

Recommendation:  Approval

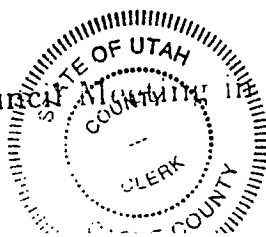
Disapproval

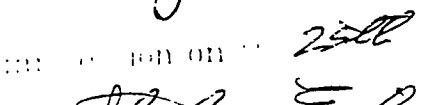
Comments:

Date: 11/24/97

  
 M. Kynard  
 Cache County Clerk

Consented by the Cache County Council on this \_\_\_\_\_ day of \_\_\_\_\_, 1997.



  
 Stephen E. Enck  
 Clerk

# REQUEST FOR INTRA-DEPARTMENTAL BUDGET TRANSFER

Department: VICTIM SERVICES  
 Date: NOVEMBER 18, 1997

Amount to be transferred --- (rounded to the nearest dollar) \$ 7,339.00

Transfer from ---

Line Item No. 10.4148.110  
 Fund Designation: SALARY  
 Original Budget:  
 Current Budget:  
 Expenditures to date  
 Balance before transfer  
 Balance after transfer

\$	<u>66,969.00</u>	\$	_____
\$	<u>66,969.00</u>	\$	_____
\$	<u>31,933.95</u>	\$	_____
\$	<u>35,035.05</u>	\$	_____
\$	<u>27,696.05</u>	\$	_____

Transfer to ---

Line Item No. 10.4148.740  
 Fund Designation: EQUIPMENT  
 Original Budget:  
 Current Budget:  
 Expenditures to date  
 Balance before transfer  
 Balance after transfer

\$	<u>900.00</u>	\$	_____
\$	<u>900.00</u>	\$	_____
\$	<u>0.00</u>	\$	_____
\$	<u>900.00</u>	\$	_____
\$	<u>8,239.00</u>	\$	_____

Description of needs and purpose of transfer ---

Computer supplies and needs for Victim Services

[Signature]  
 Department Head

Recommendation:  Approval       Disapproval  
 Comments:

Date: 11/21/97

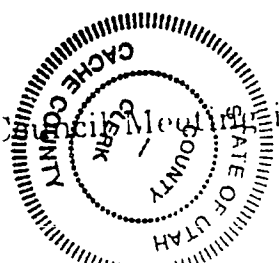
Jamra Stone  
 Cache County Auditor

Recommendation:  Approval       Disapproval  
 Comments:

Date: 11/25/97

[Signature]  
 Cache County Executive

Consented by the Cache County Council Meeting in regular session on the 25th day of Nov, 1997.



[Signature]  
 Cache County Clerk

# REQUEST FOR INTRA-DEPARTMENTAL BUDGET TRANSFER

Department: VICTIM SERVICES  
 Date: NOVEMBER 18, 1997

Amount to be transferred --- (rounded to the nearest dollar) \$ 2,059.00


Transfer from ---  
 Line Item No. 10 - 4148 200  
 Fund Designation: VAWA SUPPLIES

Original Budget:	\$ <u>15,159.00</u>	\$ _____
Current Budget:	\$ <u>13,159.00</u>	\$ _____
Expenditures to date	\$ <u>9,000.00</u>	\$ _____
Balance before transfer	\$ <u>4,159.00</u>	\$ _____
Balance after transfer	\$ <u>2,100.00</u>	\$ _____

Transfer to ---  
 Line Item No. 10 - 4148 740  
 Fund Designation: EQUIPMENT

Original Budget:	\$ <u>900.00</u>	\$ _____
Current Budget:	\$ <u>900.00</u>	\$ _____
Expenditures to date	\$ <u>0.00</u>	\$ _____
Balance before transfer	\$ <u>900.00</u>	\$ _____
Balance after transfer	\$ <u>2,959.00</u>	\$ _____

Description of needs and purpose of transfer ---  
This transfer of funds will be used for computers & supplies.

  
 Department Head

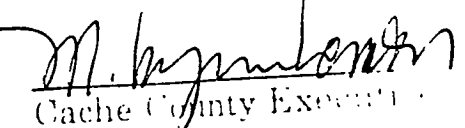
Recommendation:  Approval       Disapproval  
 Comments:

Date: 11/21/97

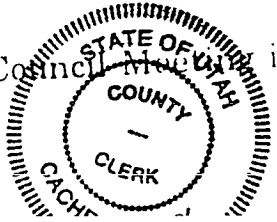
Jamra Stones  
 Cache County Auditor

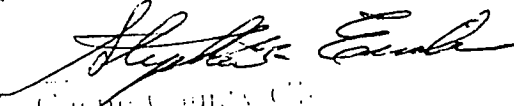
Recommendation:  Approval       Disapproval  
 Comments:

Date: 11/25/97

  
 Cache County Executive

Consented by the Cache County Council in regular session on the 20th day of Nov, 1997.



  
 Cache County Clerk

# REQUEST FOR INTRA-DEPARTMENTAL BUDGET TRANSFER

Department: VICTIM SERVICES  
 Date: NOVEMBER 18, 1997

Amount to be transferred --- (rounded to the nearest dollar) \$ 350<sup>00</sup>

Transfer from ---

Line Item No. 10-4148-232  
 Fund Designation: VAWA TRAVEL  
 Original Budget: \$ 1,000<sup>00</sup>  
 Current Budget: \$ 1,000<sup>00</sup>  
 Expenditures to date: \$ 0<sup>00</sup>  
 Balance before transfer: \$ 1,000<sup>00</sup>  
 Balance after transfer: \$ 650<sup>00</sup>

\$ \_\_\_\_\_  
 \$ \_\_\_\_\_  
 \$ \_\_\_\_\_  
 \$ \_\_\_\_\_  
 \$ \_\_\_\_\_

Transfer to ---

Line Item No. 10-4148-740  
 Fund Designation: EQUIPMENT  
 Original Budget: \$ 900<sup>00</sup>  
 Current Budget: \$ 900<sup>00</sup>  
 Expenditures to date: \$ 0<sup>00</sup>  
 Balance before transfer: \$ 900<sup>00</sup>  
 Balance after transfer: \$ 1250<sup>00</sup>

\$ \_\_\_\_\_  
 \$ \_\_\_\_\_  
 \$ \_\_\_\_\_  
 \$ \_\_\_\_\_  
 \$ \_\_\_\_\_

Description of needs and purpose of transfer ---

computer and supplies to help with  
needs of volunteers.

  
 Department Head

Recommendation:  Approval       Disapproval  
 Comments:

Date: 11/21/97

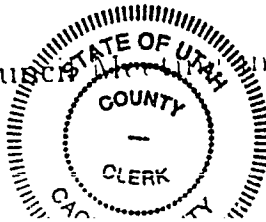
Jamra Stones  
 Cache County Auditor

Recommendation:  Approval       Disapproval  
 Comments:

Date: 11/25/97

M. [Signature]  
 Cache County Clerk

Consented by the Cache County Council in regular session on the 25th  
 day of Nov, 1995.



[Signature]

# REQUEST FOR INTRA-DEPARTMENTAL BUDGET TRANSFER

Department: VICTIM SERVICES  
 Date: NOVEMBER 18, 1997

Amount to be transferred --- (rounded to the nearest dollar) \$ 2,000<sup>00</sup>

Transfer from ---

Line Item No. 10-4148-200

Fund Designation: VAWA SUPPLIES

Original Budget:

\$ 15,159.00

\$ \_\_\_\_\_

Current Budget:

\$ 15,159.00

\$ \_\_\_\_\_

Expenditures to date

\$ 9,000.00

\$ \_\_\_\_\_

Balance before transfer

\$ 6,159.00

\$ \_\_\_\_\_

Balance after transfer

\$ 4,159.00

\$ \_\_\_\_\_

Transfer to ---

Line Item No. 10-4148-310

Fund Designation: CONSULTING FEES

Original Budget:

\$ 0.00

\$ \_\_\_\_\_

Current Budget:

\$ 0.00

\$ \_\_\_\_\_

Expenditures to date

\$ 0.00

\$ \_\_\_\_\_

Balance before transfer

\$ 0.00

\$ \_\_\_\_\_

Balance after transfer

\$ 2,000.00

\$ \_\_\_\_\_

Description of needs and purpose of transfer ---

THIS IS FOR THE SPEAKERS CONTRACT FEES ON  
SEXUAL ASSAULT CONF

  
 Department Head

Recommendation:  Approval  Disapproval  
 Comments:

Date: 11/21/97

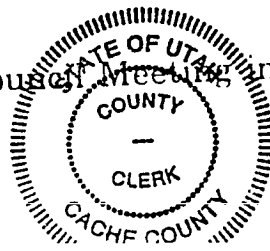
Jamira Stones  
 Cache County Auditor

Recommendation:  Approval  Disapproval  
 Comments:

Date: 11/25/97

M. Lynn Loman  
 Cache County Executive

Consented by the Cache County Council Meeting in regular session on the 25th  
 day of Nov, 1997



Shirley E. Escobedo  
 Cache County Clerk

COUNTY OF CACHE

ORDINANCE NO. 97-05

AN ORDINANCE ESTABLISHING A UNIFORM CURFEW FOR MINORS TO PROHIBIT MINORS FROM LOITERING IN ANY OF THE SIDEWALKS, STREETS, ALLEYS OR PUBLIC PLACES IN THE CITY BETWEEN SPECIFIED NIGHT TIME HOURS.

The Cache County Council, State of Utah, in a regular meeting, lawful notice of which had first been given, finds that it is in the best interests of the County and its citizens to adopt an ordinance establishing a uniform curfew ordinance for minors. This ordinance, along with similar ordinances from municipalities within Cache County is designed to create a uniform curfew for the entire County.

NOW THEREFORE, the Cache County Council, State of Utah, ORDAINS as follows:

SECTION 1: DECLARATION OF FINDINGS AND POLICY.

The County Council finds that it is in the best interest of the County and the citizens thereof to establish a uniform curfew ordinance because it:

1. Provides a clear message about appropriate norms for youth in our county;
2. Provides clear boundaries and supervision;
3. Reduces crime;
4. Provides parents with an extra tool to keep children safe as youths who are off the streets at night are less likely to be victims of crimes; and
5. Provides police more resources through this ordinance to fight crime in our county.

SECTION 2: PROHIBITED ACTS.

A. It is unlawful for any minor under eighteen years of age to remain or loiter on any of the sidewalks, streets, alleys or public places in the county between ten-thirty p.m. and five a.m.

immediately following from Sunday evening through Friday morning.

B. It is unlawful for any minor under eighteen years of age to remain or loiter on any of the sidewalks, streets, alleys or public places in the county between twelve midnight and five a.m. immediately following from Friday evening through Sunday morning.

C. It is unlawful for any parent, guardian or other person having legal care and custody or any minor under eighteen years of age to allow or permit any such minor to remain or loiter on any of the sidewalks, streets, alleys or public places in the county, within the times provided in subsection A and B of this section except as provided in subsection D of this section.

D. The provisions of subsection A, B, and C of this section shall not apply where the minor under the age of eighteen is:

1. Married;
2. Accompanied by a parent, guardian or other adult person having care of such minor;
3. Returning home from, going to or being in attendance at any religious or school function, organized dance, theater, sports event or other such associational activity; provided however that going to or from such activity shall be by a direct route and within a reasonable time of the commencement or termination of such event;
4. Engaged in a legitimate emergency errand;
5. Engaged in legitimate employment and can produce evidence of such employment; or
6. In a motor vehicle engaged in normal travel, while traveling to, from or through the city on an interstate trip.

SECTION 3. EFFECTIVE DATE.

This ordinance shall become effective thirty days after its passage and upon at least one publication in a newspaper published in and having general circulation in Cache County.

This ordinance was approved and adopted by the County Council, State of Utah, on the 25th day of November, 1997, upon the following vote:

COUNCIL MEMBER	IN FAVOR	AGAINST	ABSTAIN
ANHDER	X		
BECK	X		
GIBBONS	X		
PETERSEN	X		
PULSIPHER	X		
SKANCHY	X		
YEATES	Absent		
TOTAL	6		

ATTEST:

Darrel L. Gibbons  
Council Chairman

Stephen M. Erickson  
Cache County Clerk



CACHE COUNTY

RESOLUTION NO. 97 - 25

A RESOLUTION GRANTING THE CONSENT OF CACHE COUNTY, UTAH TO THE SALE, TRANSFER AND ASSIGNMENT OF THE NON-EXCLUSIVE CABLE FRANCHISE FROM SONIC CABLE TELEVISION OF UTAH TO CHARTER COMMUNICATIONS PROPERTIES, LLC.

WHEREAS, Sonic Cable Television of Utah holds and owns a cable television franchise and system to provide cable communications services to Cache County. The franchise was duly granted on August 15, 1989 and has since been duly assigned and/or duly amended; and

WHEREAS, FCC Form 394 Application for Franchise Authority Consent to Assignment or Transfer of Control of Cable Television Franchise was filed on or about September 22, 1997, said application requested assignment of the CATV franchise, the CATV system, and the assets thereof from Sonic Cable Television of Utah to Charter Communications Properties LLC; and,

WHEREAS, Cache County has duly conducted a thorough review and investigation into the legal, financial and technical qualifications of Charter Communications Properties LLC to own and operate the cable television system in light of the above referenced FCC Form 394; and,

WHEREAS, all written comments and staff reports have been received, and made a part of the record; and,

WHEREAS, following review and investigation, Cache County has concluded that the Charter Communications Properties LLC has established that it meets the legal, technical and financial criteria to operate the CATV system and has satisfied all criteria set forth in and/or under all applicable or required Cache County and federal documents, laws, rules and regulations, including FCC Form 394.

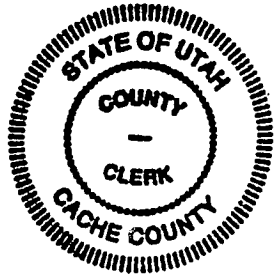
NOW, THEREFORE, BE IT RESOLVED, that Cache County hereby gives its approval to the sale, transfer and assignment of the cable system serving Cache County and of the rights under the franchise from Sonic Cable Television of Utah to Charter Communications Properties LLC.

1. Cache County hereby confirms that the Franchise is valid and outstanding and in full force and effect.
2. Upon the passage of this transfer Resolution, Charter Communications Properties LLC shall be bound by the terms and conditions of this

franchise.

3. As of the date of this Resolution, Sonic Cable Television of Utah is deemed in material compliance with the Franchise Agreement.
4. This Resolution shall take effect upon the closing of the Asset Sale Agreement attached to the above-referenced FCC Form 394 and incorporated herein by reference.
5. Upon acceptance of this Resolution by signing below, Charter Communications Properties LLC may encumber all or any part of the interest of Charter Communications Properties LLC in and under the franchise agreements, for financing purposes, by one or more security agreements, devises, mortgages, deeds of trust or other encumbrances from Charter Communications Properties LLC to any lender providing financing to Charter Communications Properties LLC from time to time and encumbering any property or assets of Charter Communications Properties LLC under the franchise agreement.

Duly adopted this 25<sup>th</sup> Day of November, 1997, by Cache County, Utah.



Cache County

By: *Darrel L. Gibbons*  
 Darrel L. Gibbons  
 Chairman, Cache County Council

ATTEST:

By: *Stephen M. Erickson*  
 Stephen M. Erickson, Clerk

WE CONSENT TO AND ACCEPT THE TERMS AND CONDITIONS OF THIS RESOLUTION.

Date of Acceptance:

Charter Communications Properties LLC

\_\_\_\_\_ By: \_\_\_\_\_

ATTEST:

By: \_\_\_\_\_  
 Secretary