

**COUNCIL MEETING
MINUTES 03/10/98**

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CACHE COUNTY COUNCIL MEETING MINUTES

March 10, 1998

The Cache County Council met in a regular session on the 10th day of March 1998 in the County Council Chambers located at 120 North 100 West, Logan, Utah 84321.

ATTENDANCE

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

Others present: County Executive, M. Lynn Lemon, County Clerk, Stephen M. Erickson, County Auditor, Tamra Stones, County Sheriff, Lynn Nelson, County Zoning Administrator, Lorene Greenhalgh, County Attorney, Scott Wyatt, County Executive Administrative Assistant, Mike Nilson, Utah Department of Natural Resources, Regional Director, Robert Hasenyager, American Heritage Center, Representatives, James Bailey & Rhonda Thompson, County Fire Chief, Kelly Pitcher, Benson Culinary Improvement District, Representative, Nick Galloway, County Wide Planner, Mark Teuscher, 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..

INVOCATION

The invocation was given by Councilman Guy Ray Pulsipher.

AGENDA & MINUTES

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

The minutes of the regular meeting held on February 24, 1998 were discussed, corrected and approved.

REPORT OF THE COUNTY EXECUTIVE

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

**COUNCIL MEETING
MINUTES 03/10/98**

1. Restaurant Tax: Lemon reported that the 1998 restaurant tax applications have been sent out to all Cities and entities who have requested them. Some revisions in the application were made. A list of funded projects not yet completed was also presented to the Council.

2. CDBG Project Funds Allocation: A meeting to discuss choosing projects for CDBG funding will be held after the regular BRAG meeting in Brigham City. Council members were asked to attend to express their concerns.

3. Bear River Commission: A public hearing to receive citizen input on water issues in the Bear River region will be held on March 26th in the Council Chambers. Council members were invited to attend.

4. State Road Legislation: A bill to turn some State Highways over to the county and municipalities has passed and will take effect July 1999. It will add an additional 114 miles of highway maintenance to the County. Lemon told the Council that he had voiced his and the Council's objection to the legislation during a recent visit to the legislature.

5. Surplus Property Nibley Business Park. The original property owners of a lot in the Nibley Business Park that was sold during a May Tax Sale and recently declared surplus have bid on the parcel and are willing to pay the high bid. Paper work for the sale will be presented for Council approval at the next Council meeting.

6. Mayor's Association Meeting: The Council and their companions have been invited to attend the Mayor's Association meeting on June 13th at 7:00 p.m.. The Governor and his wife will be attending. Council members will pay for their own meals.

7. Jailhouse Issues: Executive Lemon, Chairman Gibbons, Sheriff Nelson and Court Judges have met to discuss jailhouse issues. They are proposing contracting with Box Elder County to solve some overcrowding problems at the jail. The issue, because of funding needs, will be further discussed during this evening's Public Hearing to adjust the 1998 County budget.

8. Utah Affordable Housing Plan: Lemon has received a manual from the State regarding affordable housing. The manual was drafted as a plan to develop an affordable housing plan and will be in his office for review.

9. Cloud Seeding: Cloud seeding was terminated on February 28. Lemon reported that the snow on the Bear River range in the South end of the County is now above normal.

10. Warrants: The county warrants for the periods of February 21 to February 26 and February 27 to March 3, 1998 were presented to the County Clerk for filing.

PUBLIC HEARING: CDBG SECOND

Executive Lemon convened a second CDBG public hearing to receive input on county-sponsored CDBG-FUNDED projects for 1998 & 1999 at 5:15 p.m.. The following projects are part of the Small City program, sponsored by Cache County. 1. Neighborhood Nonprofit Housing Corporation, \$139,000.00 for housing mortgage buy down for single family housing. 2. Cache Employment & Training Center \$90,200.00 for facility expansion. 3. Hispanic Center \$35,000.00 for new program administration. 4. Citizens Against Physical & Sexual Abuse \$89,500.00 for facility expansion. 5. USU Family Life Center \$25,000.00 for housing and financial counseling workshops. There were representatives from each of the above-mentioned organizations present at the public hearing.

Lemon asked for public input? There was no response from the public.

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

Executive Lemon told the project representatives that they will have to complete their applications and have them turned into the State by May 1, 1998.

BOARD OF EQUALIZATION

A motion to adjourn from the regular Council meeting and convene a Board of Equalization meeting was made by Vice Chairman Yeates. It was seconded and carried unanimously.

The Board of Equalization considered the following tax exemption applications:

The following are for religious purposes:

1. Grace Baptist church
2. Maranatha Baptist Church
3. Full Gospel Fellowship
4. Church of Jesus Christ of Latter-day Saints
5. Cache Valley Christian Center
6. The North American Islamic Trust Inc.

Board member Yeates moved to approve the six religious requests. It was seconded and carried unanimously.

7. USU Research Foundation, for educational purposes.

**COUNCIL MEETING
MINUTES 03/10/98**

8. Spendlove Research, for educational purposes.

It was moved by Board member Petersen to approve these two applications for educational purposes. It was seconded and carried unanimously.

9. Bridgerland Audubon Society, for Charitable and Educational purposes.

A motion to approve the Audubon Society request was made by Board member Anhder. It was seconded and carried unanimously.

10. Options for Independence, for educational purposes.

Board member Yeates moved to approve this request. It was seconded and carried unanimously.

11. Child and Family Support Center for charitable purposes.

A motion to approve this request was made by Board member Yeates. It was seconded and carried unanimously.

12. American Red Cross for charitable purposes.

Board member Beck moved to approve this request. It was seconded and carried unanimously.

13. New Discoveries Inc. for charitable purposes.

It was moved by Board member Yeates to approve the request. It was properly seconded and carried unanimously.

14. Community Nursing Service for charitable purposes.

The Board discussed this application and determined that the request was lacking necessary information to qualify for exemption.

It was moved by Board member Anhder to deny this application. It was seconded and carried unanimously.

The Community Nursing Service may appear before Board to appeal the Boards decision.

(The above Tax Exemption Applications appear in the minutes as ATTACHMENT #1)

**COUNCIL MEETING
MINUTES 03/10/98**

DELINQUENT PROPERTY TAX RECOMMENDATION: MOBILE HOME

The County Assessor is recommending that the delinquent taxes on a mobile home or 5th wheel trailer be canceled.

(See attachment #2)

Board member Skanchy moved to accept the recommendation by the County Assessor and cancel the property taxes on the unavailable mobile home. It was seconded and carried unanimously.

The Clerk of the Board, Tamra Stones, told the Board that she has received some appeals for property taxes on mobile homes. A hearing to hear the appeals will be scheduled through her office.

THE BOARD OF EQUALIZATION ADJOURNED BACK INTO THE REGULAR COUNCIL MEETING.

**DEPARTMENT OF NATURAL RESOURCES PAYMENT IN LIEU OF TAXES:
HASENYAGER, ROBERT**

The Director of the Northern Region of the State Department of Natural Resources, Robert Hasenyager presented to the Council a check for \$9,000.00 for payment in lieu of taxes. Hasenyager was asked how the elk herd above Richmond was doing? He reported that they have had very few complaints from property owners this year because they are feeding the elk on land close to their own habitat. Hasenyager presented a draft of a Wildlife Strategic Plan from the division and asked Council members to give input if they would like.

(See attachment #3)

AMERICAN HERITAGE CENTER: THOMPSON, RHONDA

Rhonda Thompson, Associate Director, of the American Heritage Center, introduced to the Council, Mr. James Bailey, who is the Chairman of the American Heritage Foundation Board. Bailey reviewed the plans for expanding the Jensen Historical Farm near Wellsville into a Center of programs and attractions that will be designed to keep the heritage of the West in tact. The Center will be developed into a local tourist attraction and tourist destination location. Funding for the project is coming from the State Legislature and private contributions.

**COUNCIL MEETING
MINUTES 03/10/98**

The President and CEO of the American Heritage Foundation, Dr. John Maestas, told the Council that there are more than 4000 buses of people going through Cache County every year without stopping. The foundation's desire is to build a destination point giving tourist some place to stop and spend the day or longer in Cache County. The American Heritage Foundation is asking the Council to consider giving \$90,000.00 a year for the next ten years. They intend to bond for \$500,000.00 to complete the Welcome Center at the facility. They will need \$50,000.00 a year to pay off the bond from the County Restaurant Tax. The total cost of the facility when completed will be near 42 million dollars.

(See attachment #4)

PUBLIC HEARING: BUDGET OPENING-1998

Chairman Gibbons convened a public hearing at 6:00 p.m. to receive comment on proposed adjustments to the 1998 budget. The County Auditor, Tamra Stones, was asked to review the proposed changes in revenue and expenditures. Chairman Gibbons asked for public comment. There was no public response given.

Councilman Petersen moved to close the public hearing. It was seconded and carried. Unanimously.

Council member Skanchy questioned the changes in the Sheriffs budget to purchase in car video systems on patrol cars and boarding out prisoner expense. Sheriff Nelson was asked to explain the reasons for video systems and boarding prisoners. Nelson said that two of their patrol cars now have the video systems and all the other deputies are in line for such a system. It provides for easier criminal prosecution and the deputies are more professional as they work with the public. Nelson said that the budget has the money and grant money to purchase more video systems. Nelson told the council that there has been an increase of 70% in the number of crimes in the county since 1993. Our Jailhouse is now at total capacity and judges are not happy when certain criminals can't be jailed or others have to be released to jail some others who have been prosecuted. The County Sheriff, County Executive and Council Chairman are recommending that funds be budgeted to house some county prisoners in the new Box Elder jail until a long term solution has been made.

RESOLUTION NO. 98-08: BUDGET ADJUSTMENTS-1998

The adoption of Resolution No. 98-08 will approve recommended changes in the 1998 general budget.

(See attachment #5)

**COUNCIL MEETING
MINUTES 03/10/98**

Councilman Petersen moved to adopt Resolution No. 98-08 with recommended changes. It was properly seconded and carried unanimously.

**CHAIRMAN GIBBONS LEAVES THE MEETING AT THIS TIME 6:30 p.m..
Vice Chairman Yeates conducted the rest of the meeting.**

MOSQUITO ABATEMENT: WHITNEY, GEORGE

The College-Young Mosquito Abatement District Director, George Whitney, appeared before the Council to ask for help to operate the district and review past activity of the District.

(See attachment #6)

Whitney said that some thought has been given to expanding the District to other portions of the county. Amalga Town has been doing some spraying for mosquitos with the help of the cheese factory and other municipalities have expressed interest but nothing has been done. Whitney was asked to work with Executive Lemon concerning his questions.

ROAD POLICY AMENDMENTS: LEMON, M. LYNN

County Executive, M. Lynn Lemon, discussed an amended draft on proposed county road policy. He reported that all departments in the County that work with land use items, including the County Planning Commission seem to be in agreement and are willing to use this new draft until ordinances are adopted on land use.

Council member Skanchy made a motion to have the Administration draft an ordinance on road policy for Council review and approval at the next Council meeting. It was seconded and carried unanimously.

**RESOLUTION NO. 98-09: BENSON CULINARY IMPROVEMENT DISTRICT
FINDINGS**

The adoption of Resolution No. 98-09 will approve the findings that will allow annexation of certain real property in Benson be annexed into the Benson Culinary Improvement District.

(See attachment #7)

Council member Skanchy moved to waive the rules of first and second reading and adopt Resolution No. 98-09. It was seconded and carried unanimously.

**RESOLUTION NO. 98-10: BENSON CULINARY IMPROVEMENT DISTRICT
ANNEXATION**

The adoption of Resolution No. 98-10 will authorize certain real property in Benson to be annexed into the Benson Culinary improvement District.

(See attachment #8)

Council member Skanchy moved to waive the rules of first and second reading and adopt Resolution No. 98-10. It was seconded and carried unanimously.

BOARD OF TRUSTEES-SERVICE AREA NO. 1: DISCUSSION

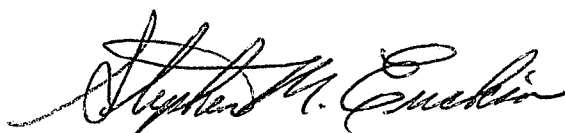
The Council did not officially adjourn into a Board of Trustees-Service Area No. 1 because no official proposal from Logan City concerning an MRF facility had been presented.. However the Council did discuss various issues regarding recycling of waste products that may be discussed with Logan City such as curb side recycling and a Materials Recycling Facility. Executive Lemon suggested that the Board make recommendations to Logan City concerning recycling issues. The matter will be on a future agenda.

COUNCIL MEMBER REPORTS


Councilman Petersen: Petersen asked Executive Lemon if he had received any proposal about library service from Logan City. Lemon said that he hadn't as yet but, he has talked to Mayor Doug Thompson who will forward some information later. Peterson asked Lemon that when he receives it he would like to have a copy sent to him.

ADJOURNMENT

No further business was presented and Vice Chairman Yeates adjourned the meeting at 7:00 p.m..



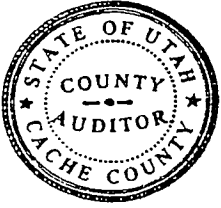
**ATTEST: Stephen M. Erickson
County Clerk**



**APPROVAL: Darrel L. Gibbons
Council Chairman**



**Cordell Yeates
Vice Chairman**



Tamra Stones
COUNTY AUDITOR

CACHE COUNTY

Office of the County Auditor

179 NORTH MAIN
LOGAN, UTAH 84321
Tel: 435-753-3528
Fax: 435-753-7120

MEMORANDUM

TO: Cache County Council

FROM: Tamra Stones, Cache County Auditor

DATE: March 24, 1998

SUBJECT: Tax Exemption Application/Affidavits - 1998

Affidavit: **Grace Baptist Church - 05-044-0010.** Located at 475 W. 600 N. Logan, UT..

Application has been reviewed. This organization serves religious purposes. All real and personal property are used for the organizations religious services.

FINDINGS OF FACT - UCA 59-2-1101

The Board finds that the Grace Baptist Church serves a religious purpose and grants exemption status for the 1998 tax year on the real property and personal property used for religious purposes.

DETERMINATION

APPROVED

TABLED

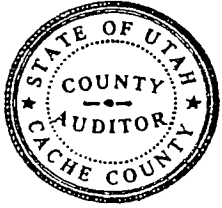
INTENT TO DENY

David L. Edwards
Cache County Council Chairman

March 10, 1998
Date

Attested:

Tamra Stones
Tamra Stones, BOE Clerk



CACHE COUNTY

Office of the County Auditor

179 NORTH MAIN
LOGAN, UTAH 84321
Tel: 435-753-3528
Fax: 435-753-7120

Tamra Stones
COUNTY AUDITOR

MEMORANDUM

TO: Cache County Council

FROM: Tamra Stones, Cache County Auditor

DATE: March 2, 1998

SUBJECT: Tax Exemption Application\Affidavits - 1998

Affidavit: Maranatha Baptist Church 02-052-0027 - 395 S. Main Logan, Ut 84321

The application has been reviewed. This organization serves religious purposes. All real and personal property is used for the organizations religious services.

FINDINGS OF FACT - UCA 59-2-1101

The Board finds this organization serves religious purposes and that the land and the personal property affidavit as submitted, be granted a tax exemption status for the year 1998.

DETERMINATION

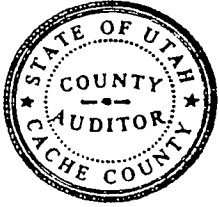
X APPROVED _____ TABLED _____ INTENT TO DENY

Carrel L. Gibson
Cache County Council Chairman

March 10, 1998
Date

Attested:

Tamra Stones
Tamra Stones, BOE Clerk



Tamra Stones
COUNTY AUDITOR

CACHE COUNTY

Office of the County Auditor

179 NORTH MAIN
LOGAN, UTAH 84321
Tel: 435-753-3528
Fax: 435-753-7120

MEMORANDUM

TO: Cache County Council

FROM: Tamra Stones, Cache County Auditor

DATE: February 27, 1998

SUBJECT: Tax Exemption Application\Affidavits - 1998

Affidavit: Full Gospel Fellowship - 05-047-0011 - 966 N. 200 W. Logan, UT 84321

This application has been reviewed. This organization serves religious purposes. All real and personal property is used by the church for religious services and activities.

FINDINGS OF FACT - UCA 59-2-1101

The Board finds this organization serves religious purposes and that the land and the personal property affidavit as submitted, be granted a tax exemption status for the year 1998.

DETERMINATION

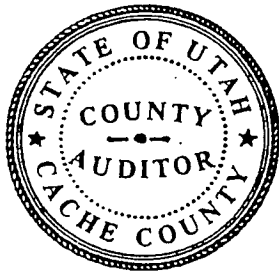
 X APPROVED TABLED INTENT TO DENY

Darrel L. Belmont
Cache County Council Chairman

March 10, 1998
Date

Attested:

Tamra Stones
Tamra Stones, BOE Clerk



CACHE COUNTY

Office of the County Auditor

179 NORTH MAIN
LOGAN, UTAH 84321

Tamra Stones
COUNTY AUDITOR

MEMORANDUM

TO: Cache County Council

FROM: Tamra Stones, Cache County Auditor

DATE: February 24, 1998

SUBJECT: Tax Exemption Application\Affidavits - 1998

Affidavit: Church of Jesus Christ of Latter-day Saints - See Attached list for properties seeking exemption.

The application has been reviewed. This organization serves religious purposes. All real and personal property is used by the church for religious purposes.

FINDINGS OF FACT - UCA 59-2-1101

The Board finds the Church of Jesus Christ of Latter-day Saints to serve a religious purpose and grants tax exemption for 1998 on all real and personal property as submitted. In their application.

DETERMINATION

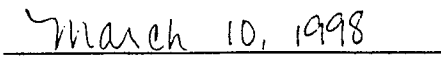
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TABLED

INTENT TO DENY

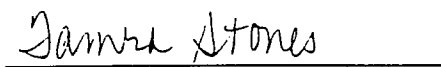


Cache County Council Chairman

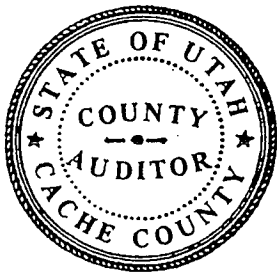


Date

Attested:



Tamra Stones, BOE Clerk



CACHE COUNTY
Office of the County Auditor

179 NORTH MAIN
LOGAN, UTAH 84321

Tamra Stones
COUNTY AUDITOR

MEMORANDUM

TO: Cache County Council
FROM: Tamra Stones, Cache County Auditor
DATE: March 2, 1998
SUBJECT: Tax Exemption Application\Affidavits - 1998

Affidavit: Cache Valley Christian Center 05-043-0024 - 390 N. 400 W. Logan, Ut
84321

The application has been reviewed and it is complete. This organization serves religious purposes. All real and personal property is used for church services.

FINDINGS OF FACT - UCA 59-2-1101

The Board finds this organization serves religious purposes and that the land and the personal property affidavit as submitted, be granted a tax exemption status for the year 1998.

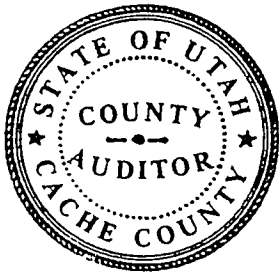
DETERMINATION

APPROVED TABLED INTENT TO DENY

Cassel L. Hillborn
Cache County Council Chairman

March 10, 1998
Date

Attested:
Tamra Stones
Tamra Stones, BOE Clerk



CACHE COUNTY

Office of the County Auditor

179 NORTH MAIN
LOGAN, UTAH 84321

Tamra Stones
COUNTY AUDITOR

MEMORANDUM

TO: Cache County Council

FROM: Tamra Stones, Cache County Auditor

DATE: March 2, 1998

SUBJECT: Tax Exemption Application\Affidavits - 1998

Affidavit: The North American Islamic Trust Inc. -05-039-0013; Located at 748 N. 600 E. Logan, UT 84321

The application has been reviewed. This organization serves religious purposes. All real and personal property is used for church services. The center provides five Muslim daily prayers, plus weekly sermons. The center also serves as a place for interested members from the community.

FINDINGS OF FACT - UCA 59-2-1101

The Board finds this organization serves religious purposes and that the land and the personal property affidavit as submitted, be granted a tax exemption status for the year 1998.

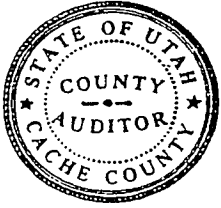
DETERMINATION

APPROVED TABLED INTENT TO DENY

David L. Gibbons
Cache County Council Chairman

March 10, 1998
Date

Attested:
Tamra Stones
Tamra Stones, BOE Clerk



Tamra Stones
COUNTY AUDITOR

CACHE COUNTY

Office of the County Auditor

179 NORTH MAIN
LOGAN, UTAH 84321
Tel: 435-753-3528
Fax: 435-753-7120

MEMORANDUM

TO: Cache County Council

FROM: Tamra Stones, Cache County Auditor

DATE: February 19, 1998

SUBJECT: Tax Exemption Application\Affidavits - 1998

Affidavit: USU Research Foundation aka Space Dynamics Laboratory - 07-184-0005, 07-184-0006, 07-184-0007 1695 Research Park Way Logan, UT

This application has been reviewed. This organization serves educational purposes. All real and personal property is used by the organization which conducts non-profit, governmental, and private research.

FINDINGS OF FACT - UCA 59-2-1101

The Board finds this organization serves educational purposes and that the land and the personal property affidavit as submitted, be granted a tax exemption status for the year 1998.

DETERMINATION

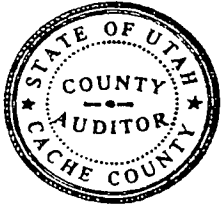
APPROVED TABLED INTENT TO DENY

Carol L. Libb
Cache County Council Chairman

March 10, 1998
Date

Attested:

Tamra Stones
Tamra Stones, BOE Clerk



Tamra Stones
COUNTY AUDITOR

CACHE COUNTY

Office of the County Auditor

179 NORTH MAIN
LOGAN, UTAH 84321
Tel: 435-753-3528
Fax: 435-753-7120

MEMORANDUM

TO: Cache County Council

FROM: Tamra Stones, Cache County Auditor

DATE: March 19, 1998

SUBJECT: Tax Exemption Application\Affidavits - 1998

Affidavit: Spendlove Research - Seeking exemption on personal property only located at 160 N. Main Logan, Ut 84321. This application was received on March 19th the deadline for filing for exemption was the 1st of March.

This application has been reviewed. This organization serves educational purposes. All personal property is used by the foundation for conducting scientific research.

FINDINGS OF FACT - UCA 59-2-1101

The Board finds that this organization serves educational purposes and that the personal property should be tax exempt for the 1998 tax year.

DETERMINATION

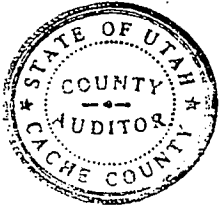
APPROVED TABLED INTENT TO DENY

Carrel L. Edlows
Cache County Council Chairman

March 10, 1998
Date

Attested:

Tamra Stones
Tamra Stones, BOE Clerk



Tamra Stones
COUNTY AUDITOR

CACHE COUNTY

Office of the County Auditor

179 NORTH MAIN
LOGAN, UTAH 84321
Tel: 435-753-3528

MEMORANDUM

TO: Cache County Council

FROM: Tamra Stones, Cache County Auditor

DATE: February 27, 1998

ECT: Tax Exemption Application\Affidavits - 1998

Affidavit: Bridgerland Audubon Society, 1776 East 1400 North, Logan UT 84341
Parcel #08-066-0009

This application has been reviewed. This organization serves Charitable and Educational purposes. Used for a Nature study area.

FINDINGS OF FACT - UCA 59-2-1101

The Board of Equalization finds that Bridgerland Audubon Society qualifies, due to precedent established in other Utah counties, use to be exempt IRS 501 (c) (3) as a charitable\educational organization for 1998.

DETERMINATION

X APPROVED

 TABLED

 DENIED

Harrel L. Gibson
Cache County Council Chairman

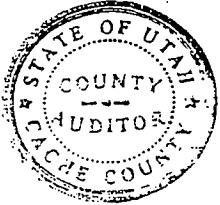
March 10, 1998
Date

Attested:

Tamra Stones
Tamra Stones, BOE Clerk

CACHE COUNTY

Office of the County Auditor



Tamra Stones
COUNTY AUDITOR

179 NORTH MAIN
LOGAN, UTAH 84321
Tel: 435-753-3528
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MEMORANDUM

TO: Cache County Council
FROM: Tamra Stones, Cache County Auditor
DATE: March 5, 1998
SUBJECT: Tax Exemption Application\Affidavits - 1998

Affidavit: Options for Independence - Seeking exemption on personal property only. Located at 1095 N. Main Logan, UT 84321

This application has been reviewed and is complete. This organization serves educational purposes. All personal property is used by the organization to provide services to those with disabilities.

FINDINGS OF FACT - UCA 59-2-1101

The Board finds this organization serves educational purposes and that the personal property affidavit as submitted, be granted a tax exemption status for the year 1998.

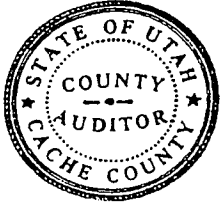
DETERMINATION

X APPROVED TABLED INTENT TO DENY

Harrel L. Gibbons
Cache County Council Chairman

March 10, 1998
Date

Attested: *Tamra Stones*



Tamra Stones
COUNTY AUDITOR

CACHE COUNTY

Office of the County Auditor

179 NORTH MAIN
LOGAN, UTAH 84321
Tel: 435-753-3528
Fax: 435-753-7120

MEMORANDUM

To: Cache County Council

From: Tamra Stones

Subject: Exemption Affidavit/Applications - 1998

Date: February 12, 1998

Affidavit: Child and Family Support Center - 05-041-0042 - 380 W. 1400 N. Logan, UT.

The application has been reviewed. This organization serves charitable purposes. All real and personal property is used for child abuse prevention. The center serves the community as a crisis center for parents to bring their children who are at risk of child abuse.

FINDINGS OF FACT - UCA 59-2-1101

CAFSC purpose is to "promote, encourage and assist the quality of family interaction with the intent to reduce risk of a child being abused or neglected by whatever proper means are available and desirable in order to further that goal." Recommend approval.

DETERMINATION

APPROVED

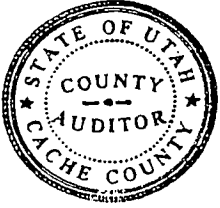
TABLED

INTENT TO DENY

Carrel L. Sutton
Cache County Council Chairman

March 10, 1998
Date

Attested:
Tamra Stones
Tamra Stones, BOE Clerk



Tamra Stones
COUNTY AUDITOR

CACHE COUNTY

Office of the County Auditor

179 NORTH MAIN
LOGAN, UTAH 84321
Tel: 435-753-3528
Fax: 435-753-7120

MEMORANDUM

TO: Cache County Council

FROM: Tamra Stones, Cache County Auditor

DATE: March 4, 1998

SUBJECT: Tax Exemption Application\Affidavits - 1998

Affidavit: American Red Cross Cache County Chapter - Seeking exemption of personal property only.

This application has been reviewed. This organization serves charitable purposes. All personal property is used by the organization which provides Red Cross Services in Cache County.

FINDINGS OF FACT - UCA 59-2-1101

The American Red Cross Cache County Chapter continues to meet purpose for exempt status. Recommend approval for 1998 tax exemption.

DETERMINATION

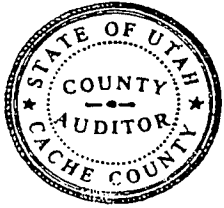
 X APPROVED TABLED INTENT TO DENY

Garret L. Gibbons
Cache County Council Chairman

 March 10, 1998
Date

Attested:

Tamra Stones
Tamra Stones, BOE Clerk



Tamra Stones
COUNTY AUDITOR

CACHE COUNTY

Office of the County Auditor

179 NORTH MAIN
LOGAN, UTAH 84321
Tel: 435-753-3528
Fax: 435-753-7120

MEMORANDUM

TO: Cache County Council

FROM: Tamra Stones, Cache County Auditor

DATE: February 19, 1998

SUBJECT: Tax Exemption Application\Affidavits - 1998

Affidavit: **New Discoveries Inc.** - Seeking exemption on personal property only. Located at 88 W. 2300 N. Logan, UT

The application has been reviewed. This organization serves charitable purposes. All personal property is used for the operation of New Discoveries which is an organization for the mentally challenged.

FINDINGS OF FACT - UCA 59-2-1101

New Discoveries Inc. continues to meet purposes outlined in the original incorporation status. Recommend approval.

DETERMINATION

APPROVED

TABLED

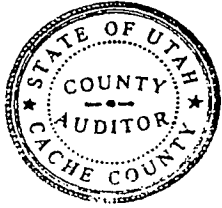
INTENT TO DENY

Harrel L. Gibbons
Cache County Council Chairman

March 10, 1998
Date

Attested:

Tamra Stones
Tamra Stones, BOE Clerk



Tamra Stones
COUNTY AUDITOR

CACHE COUNTY

Office of the County Auditor

179 NORTH MAIN
LOGAN, UTÄH 84321
Tel: 435-753-3528
Fax: 435-753-7120

MEMORANDUM

TO: Cache County Council
FROM: Tamra Stones, Cache County Auditor
DATE: March 2, 1998
SUBJECT: Tax Exemption Application\Affidavits - 1998

Application: **Community Nursing Service**, P.O. Box 65159, Salt Lake City, UT 84165-0159.
Located at 95 West Golf Course Road, Logan, UT 84321. For personal property only

This application has been reviewed. This organization serves Charitable purposes. They provide in-home health care. Care is provided to needy people without regard to their ability pay.

FINDINGS OF FACT - UCA 59-2-1101

The Board finds that this organization serves charitable purposes and that the personal property should be tax exempt for the 1998 tax year.

DETERMINATION

 APPROVED TABLED X INTENT TO DENY

Harrel L. Gibson
Cache County Council Chairman

March 10, 1998
Date

Attested:

Tamra Stones
Tamra Stones, BOE Clerk

DELINQUENT PROPERTY TAX RECOMMENDATION FORM

NAME: J. Price

BUSINESS #HT-15-1203

LEGAL DESCRIPTION:

MOBILE HOME - TRAVEL TRAILER 5TH WHEEL

REASONING FOR RECOMMENDATION: The County Assessor is unable to locate the owner. The fifth wheel trailer has been removed from the mobile home park. After many attempts to collect the delinquent property taxes owed for personal property, the Assessor requests that the balance of \$18.25 be canceled. No seizure was possible as the trailer has been removed.

Recommended by:

Kathleen P. Howell

County Assessor
Title

Approved by:

Jamra Stoves

County Auditor
Title

Final Approval:

Council Chairman
Title

Date: _____



State of Utah
DEPARTMENT OF NATURAL RESOURCES
DIVISION OF WILDLIFE RESOURCES

1594 West North Temple, Suite 2110
PO Box 146301
Salt Lake City, Utah 84114-6301
801-538-4700
801-538-4709 (Fax)
801-538-7458 (TTY)

Michael O. Leavitt
Governor
Ted Stewart
Executive Director
John Kimball
Division Director

February 6, 1998

Dear Wildlife Enthusiast:

The Division of Wildlife Resources is preparing a statewide strategic plan for wildlife management and needs your input. We want to hear your concerns and ideas on the major issues facing wildlife and wildlife management in Utah.

In November, 1997, we prepared a draft assessment of factors, both internal to the Division and operating apart from us, which we believe are important to wildlife management in Utah. We received initial feedback on the assessment at informal meetings with Division staff and others in December. Based on that initial feedback, we have prepared a summary which we would now like to share with a broader constituency.

The Division has invited representatives of about 30 groups with strong interests in wildlife to attend meetings in Salt Lake City during February to participate in setting the direction of wildlife management in Utah for the next decade. During this same period, regional and Salt Lake staff will be visiting other groups of local government and wildlife enthusiasts around the state to present the assessment information and obtain input on the direction of the strategic plan. If you would like to have a Division representative attend a meeting with your group, please contact us as described at the end of the letter.

We also encourage you to comment in writing, as well. As listed on the attached comment sheet, we ask you for three types of information: first, please review the assessment summary and point out any information which from your perspective appears to be wrong; second, identify any areas that you feel are important for wildlife management in Utah, but which we have missed; and finally, please tell us what specific issues and concerns you have with wildlife and wildlife management in Utah. At this stage we are still gathering information and your ideas are as important as everyone else's.

Once these meetings are concluded, and we have obtained the results of a Utah State University public opinion survey which is being conducted this winter, issues and concerns will be summarized and used to help us draft goals and objectives for the Division. As these take shape, we will again present them to the public for additional input through the Regional Advisory Council process this spring.

Please review the assessment and send your comments directly to the Division by March 13, 1998. The assessment summary has a tear-off comment sheet or you can write to Alan Clark, Wildlife Planning Manager, at the above address. Also, you may respond by e-mail (nrdwr.aclark@state.ut.us).

You may contact Alan Clark at 801-538-4881 if you have any questions. Thank you in advance for your cooperation in this important endeavor.

Sincerely,
John Kimball
Director

3



Historical Overview

- **Creation of community non-profit board** - In 1995, USU provided the leadership to form the American West Heritage Foundation, a 501(c)(3) community-based organization of individuals committed to the growth and development of both the Festival of the American West and the Jensen Farm as unique western historical resources.
- **Fifty-year management and lease agreement with USU** - The Foundation is operating under a fifty-year lease and management agreement with Utah State University for the Festival and the 127-acre farm property.
- **Feasibility study and overall concept of Master Plan** - In 1996, the Foundation contracted with internationally acclaimed Leisure and Recreation Concepts (LARC) Inc., Dallas, Texas, for a feasibility study to determine the viability of the Festival and Farm as a western heritage tourist attraction. The feasibility study concluded that the nature of the project and its location in Cache Valley was viable. The study recommended that the festival be relocated from the USU campus to a permanent site and expanded from an eight-day event to a summer-long attraction. The feasibility study and master plan were funded in part by the Utah Travel Council, Bridgerland Travel Region, and Cache County Restaurant Tax.
- **Legislative seed funding for construction of Welcome Center on site** - During the legislative session of 1997, Representative Evan Olsen of College Ward successfully obtained \$300,000 as seed funding. These initial funds are designated for the design, planning and construction of a Welcome/Hospitality Center for northeastern Utah on the American West Heritage Center site. The Welcome facility will be the gateway into heritage activities of the Center. Seventy-five thousand dollars of this amount was appropriated to the Utah Department of Transportation (UDOT) for necessary changes in the local US 89/91 to provide egress and regress to the Welcome Center. Estimated cost of the Welcome facility, to be operated by as part of the site, is \$1.2 million. Funding for the construction will be raised by the Foundation.
- **Annexation of site by city of Wellsville** - After several months of discussions, the city of Wellsville, the first white settlement in Cache Valley, officially annexed all the property on which the Center is located. This positive endorsement of the project by the city means the extension of necessary utility services to the site.

Home of the:



Festival of The
American West



Jensen Historical
Farm



Man and His
Bread Museum



HIGHWAY 89-91
WELLSVILLE, UT



MAILING ADDRESS

HERITAGE HOUSE

77 UNIVERSITY BLVD

LOGAN, UT 84322-7700

PHONE 435-797-1143

FAX 435-797-1153

CELEBRATING A CENTURY OF THE WEST
1820 - 1920

PROJECT OF AMERICAN WEST HERITAGE FOUNDATION

4

- **Completion of Master Plan for Fall of 1997** - A team was established to create the master plan spear-headed by Jay Nielsen, assistant director for Utah State University Campus Planning, and various board members, historians, entertainment specialists, and landscape architects working to create this unique Center.

Master Plan For American West Heritage Center

- **Concept of the Center** - The American West Heritage Center will be a single location with several components that will give visitors an authentic western experience. The Center will explore the settling of the American West with areas showcasing Cache Valley history.
- **Components of the Center** - The American West Heritage Center's vision statement is "Celebrating a Century of the American West (1820-1920)". The Center will include the following areas:

Native American - This area will consist of a Native American Village set in 1820. It will include a tipi village along with willow and brush wigwams. Life skills, customs, and crafts of the Native Americans will be demonstrated in the village. Visitors will be able to watch and participate in demonstrations.

Mountain Men - Cache Valley's rich history of the mountain men, their rendezvous and fur trading will be explored in this area. It will include a fort, a trappers cabin, and a fur cache. The mountain men will be able to demonstrate trapping, spear throwing, and the life activities that took place in the fort.

Early Explores and Military - This area will include the history of the early explorers that headed west in search of new territories. It will also include the military history of the West. There will be artillery, military drills, and medicine demonstrations.

Early Settlements - The pioneer heritage will be strong in this area. Visitors will be able to watch log cabins being built and learn how to hewn logs. Many of the heritage craft demonstrations such as broom making, basket weaving, and rag rug weaving will take place in this area. This area will also contain dugouts that were representative of the first residences of the pioneers in Cache Valley.

Western Community - A life-size, functioning frontier town will be built that will include an Opera House, a bank, a general store, a grist mill, a church and a school. Visitors will be able to experience life in a real western town.

Jensen Historical Farm - The farm, set in 1917, will bring visitors back into the twentieth century. All property along the highway will be farmed with "horse-powered" equipment to maintain the historic character of the farm. Here, they will experience life on the farm which includes plowing, haying, threshing, cooking on a wood burning stove, candle making, rug weaving, and sheep sheering.

Man and His Bread Museum - The master plan also includes a new building that will house the "Man and His Bread" museum and other collections of the old west. This will be a state-of-the-art museum open year-round to the public. It will also provide an interactive history lesson to school children in Northern Utah as they study the American West.

Timeline For Development

- We are pleased to report that the Master Plan for the American West Heritage Center has been approved by the Board of Trustees and Utah State University Campus Planning. The Master Plan will be presented for approval to the State Legislature in their January session.
- Phase One beginning in 1998 will include the two modular structures (Livery and Opera House) built on permanent foundations, the initial construction of log cabins, dugouts, a wagon train, the amphitheater (location for the pageant production), the Native American Village, mountain man rendezvous, and the military camp.

Master planning, design and architectural drawings for the Welcome/Hospitality Center will be completed. Bids for construction of the facility will be awarded contingent on the completion of funding.

- The Festival will kick off their 8-day season at the Center for 1998 on July 31 and run through August 8 (closed on Sunday). Included with the Festival will be the historical pageant "The West: America's Odyssey.
- The project will be built in phases with the projected completion in 2001.

Marketing Strategy

- An aggressive marketing campaign, built on the efforts initiated with the National Tour Association and the American Bus Association, will be put into effect. This marketing program has been developed by the Center's marketing consultant working in conjunction with the Center's Assistant Director, Ronda Thompson.
- The Center will be marketed as the "Gateway to the West" offering vacationer's an opportunity to experience a comprehensive, hand-on history of the west.

Funding Partners

- Private Foundations
- Private Individuals
- Corporate Sponsorships
- Local & State Tourist Development Funds

Mission Statement & Conclusion

“To preserve the history, heritage, culture, arts, folk life, music, and personal and social values as were found in the nineteenth century. To affect facilities, environments and programs of preservation, re-creation and education.”

The vision of the American West Heritage Foundation is to do more than just preserve the heritage of the West in static displays. We believe the Center will give visitors an actual glimpse into the past and allow them to experience first hand life in the old west. It will be a place for people to retreat from their busy automated lives, get back to the basics and find remnants of their grass roots. Our Center is a living history museum like no other found in the country. It will continue to promote the integrity and strength of all those early Native American, explorers, trappers, mountain men, and pioneers who wove the incredible tapestry of rich cultural heritage that we call the American West. To allow this heritage to disappear would be a travesty and a dishonor to their and our own ancestors' memory.

RESOLUTION NO. 98- 08

A RESOLUTION INCREASING THE BUDGET APPROPRIATIONS FOR CERTAIN COUNTY DEPARTMENTS.

The Cache County Council, in a duly convened meeting, pursuant to Sections 17-36-22 through 17-36-26, Utah Code Annotated, 1953 as amended, finds that certain adjustments to the Cache County budget for 1998 are reasonable and necessary; that the said budget has been reviewed by the County Auditor with all affected department heads; that a duly called hearing has been held and all interested parties have been given an opportunity to be heard; that all County Council has given due consideration to matters discussed at the public hearing and to any revised estimates of revenues; and that it is in the best interest of the County that these adjustments be made.

NOW THEREFORE, it is hereby resolved that:

Section 1.

The following adjustments are hereby made to the 1998 budget for Cache County:

see attached

Section 2.

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

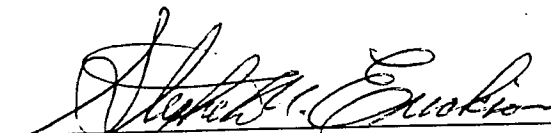
Section 3.

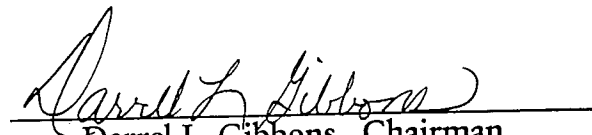
This resolution shall take effect immediately upon adoption and the County Auditor and other county officials are authorized and directed to act accordingly.

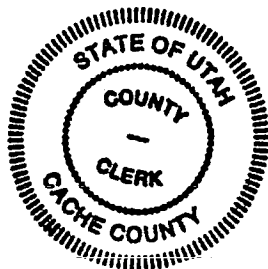
This resolution was duly adopted by the Cache County Council on the 10th day of March 1998.

ATTESTED TO:

CACHE COUNTY COUNCIL


Stephen M. Erickson
Cache County Clerk


Darrel L. Gibbons, Chairman



FUND 10 GENERAL FUND REVENUES

ACCOUNT	DESCRIPTION	Current Budget	Recommended		Amended Budget	Reason for Change
			Increase DEBIT	Decrease CREDIT		
10-33-14000	Crime Victim Reparation Gr	(85,588)		(6,412)	(92,000)	GRANT AWARD INCREASE
10-38-90000	Appropriated surplus	-		(25,800)	(25,800)	appropriation for boarding out jail prisoners
10-38-95000	Lease Proceeds	-		(98,713)	(98,713)	finance in-car video system for patrol cars
	TOTAL REVENUES		-	(130,925)	(130,925)	

FUND 10 GENERAL FUND EXPENDITURES

ACCOUNT	DESCRIPTION	Current Budget	Recommended		Amended Budget	Reason for Change
			Increase DEBIT	Decrease CREDIT		
10-4148-110	VAWA - salary	102,617	201		102,818	ADJUST FOR GRANT AWARD
10-4148-130	VAWA - benefits	33,420	1,686		35,106	ADJUST FOR GRANT AWARD
10-4148-210	VAWA - Subscriptions & M	100	45		145	ADJUST FOR GRANT AWARD
10-4148-230	VAWA - Travel & Training	2,508	4,480		6,988	ADJUST FOR GRANT AWARD
10-4148-240	VAWA - Office Expense	2,200		(700)	1,500	ADJUST FOR GRANT AWARD
10-4148-280	VAWA - Telephone	1,800	700		2,500	ADJUST FOR GRANT AWARD
10-4218-291	Liq Law Enf - lease pmts	-	20,201		20,201	lease payment for in-car video systems
10-4218-740	Liq Law Enf - equipment	20,200	78,512		98,712	In-car video systems for patrol -lease purchase
10-4230-620	Jail - misc services	-	25,800		25,800	board out prisoner expense
	TOTAL EXPENDITURES		131,625	(700)	130,925	

FUND 24 COUNCIL ON AGING FUND REVENUES

ACCOUNT	DESCRIPTION	Recommended			Reason for Change
		Current Budget	Increase DEBIT	Amended Budget	
24-33-15101	CMM-Congregate MealsIII	(71,833)	(4,957)	(76,790)	1997-98 contract revenue adjustments
24-33-15201	HDM-Home Delivered -IIIC-	(76,630)	(21,243)	(97,873)	1997-98 contract revenue adjustments
24-33-15405	Title IIID funding		(358)	(358)	1997-98 contract revenue adjustments
24-33-15407	Health Insurance Counselin	(1,350)	(737)	(2,087)	1997-98 contract revenue adjustments
	Totals	-	(27,295)		
	Net adjustment			<u>(27,295)</u>	

FUND 24 COUNCIL ON AGING FUND EXPENDITURES

ACCOUNT	DESCRIPTION	Recommended			Reason for Change
		Current Budget	Increase DEBIT	Amended Budget	
24-4970-381	Nutrition - meals	66,800	6,128	72,928	contract increase 97-98
24-4970-740	Nutrition - equipment	-	20,072	20,072	MOW vehicle with installed ovens etc
24-4974-270	Access - utilities	3,500	179	3,679	contract increase 97-99
24-4974-280	Access - telephone	600	179	779	contract increase 97-100
24-4974-740	Access - equipment	-	737	737	contract increase 97-101
	Totals		27,295		
	Net adjustment			<u>27,295</u>	

County Council Meeting Queries

1. What does the county see as their role in relation to the abatement district?
2. Is the county able to store malathion for the district?
3. Is the county able to store the fogger and help with its maintenance?
4. Is the county able to provide a county truck to pull the fogger and to issue exempt plates for the trailer?
5. Is the county able to provide legal help for the district if it becomes necessary?
6. How does the county handle "no spraying" signs on private property?
7. Should expanding the boundaries of the abatement district be considered?

CACHE COUNTY

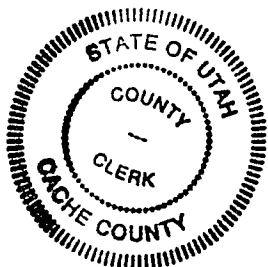
RESOLUTION NO. 98-09

A RESOLUTION DECLARING THAT THE PUBLIC HEALTH, CONVENIENCE, AND NECESSITY REQUIRE THE ANNEXATION OF A CERTAIN AREA INTO THE BENSON CULINARY WATER IMPROVEMENT DISTRICT.

The County Council of Cache County, Utah, in a regular meeting, lawful notice of which has been given, finds that a petition has been presented, pursuant to Utah Code Ann. §17A-2-332, signed by the owners of the affected real property, which seeks annexation of a certain area into the Benson Culinary Water Improvement District.

THEREFORE, PURSUANT TO UTAH CODE ANN. §17A-2-332, the County Council hereby resolves and declares that the public health, convenience, and necessity require that the real property described in the attached petition, Exhibit "A", be annexed into the Benson Culinary Water Improvement District.

Resolved and adopted this 10th day of March, 1998.



ATTEST:

CACHE COUNTY COUNCIL

By: *Cordell Yeates*
Darrel L. Gibbons, Chairman
Cordell Yeates, Vice Chairman

Stephen M. Erickson
Stephen M. Erickson
Cache County Clerk

"EXHIBIT A"

Persuant to Utah Code 17A-2-332 and 17A-2-333, the Benson Culinary Water Improvement District and the undersigned property owners hereby request and petition the Cache County Council to annex to said District that portion of the unincorporated territory of Cache County, Utah, described as follows:

BEGINNING AT THE NW CORNER OF THE SW 1/4 SECTION 13, T12N, R1W; THENCE EAST 40 RODS; THENCE SOUTH 40 RODS; THENCE WEST 40 RODS; THENCE NORTH 40 RODS TO THE POINT OF BEGINNING.

The Benson Culinary Water Improvement District shall then include that part of the unincorporated territory of Cache County described as follows:

BEGINNING AT A POINT 660 FT NORTH AND 203 FT EAST OF THE INTERSECTION CORNER OF TOWNSHIPS 12 NORTH AND 13 NORTH AND RANGES 1 WEST AND 1 EAST ON THE SALT LAKE BASE AND MERIDIAN; THENCE NORTH 1996 FT TO THE CENTER LINE OF SECTION 31, R1E, T13N; THENCE WEST 2843 FT MORE OR LESS TO THE CENTER OF SECTION 36, R1W, T13N; THENCE NORTH 1635.5 FT MORE OR LESS TO THE AMALGA CITY BOUNDARY; THENCE WEST ALONG THE AMALGA CITY BOUNDARY 2640 FT MORE OR LESS TO THE WEST SECTION LINE OF SAID SECTION 36; THENCE SOUTH 330 FT; THENCE WEST 1287 FT; THENCE NORTH 1334.5 FT TO THE SECTION LINE; THENCE WEST 6600 FT TO THE SE CORNER SW 1/4 SEC 27, R1W, T13N; THENCE NORTH 1320 FT; THENCE WEST 2640 FT TO THE SECTION LINE; THENCE SOUTH 1320 FT TO THE SECTION LINE; THENCE WEST 2640 FT; THENCE SOUTH 1320 FT; THENCE EAST 2640 FT TO THE SECTION LINE; THENCE SOUTH 13200 FT (200 CHNS); THENCE WEST 1320 FT; THENCE SOUTH 1320 FT TO THE SECTION LINE; THENCE EAST 1320 FT TO THE SECTION LINE; THENCE SOUTH 2640 FT TO THE CENTER LINE SECTION 15, R1W, T12N; THENCE EAST 10560 FT (160 CHNS) TO THE SW CORNER NW 1/4 SECTION 13, R1W, T12N; THENCE SOUTH 40 RODS; THENCE EAST 40 RODS; THENCE NORTH 40 RODS TO THE CENTER SECTION LINE SECTION 13; THENCE EAST 9900 FT (150 CHNS) TO THE SW CORNER NW 1/4 SECTION 17, T12N, R1E; THENCE NORTH 13860 FT (210 CHNS) TO THE NE CORNER OF THE SE 1/4 OF THE SE 1/4 OF THE SE 1/4 OF SECTION 31, R1E, T13N; THENCE WEST 5077 FT MORE OR LESS TO THE POINT OF BEGINNING.

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

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

Signatures of all owners of all property to be annexed into the district:

Parcel # 12-016-0008

James Ronald Chambers

James Ronald Chambers

Evelyn C. Chambers

Evelyn C. Chambers

Parcel # 12-016-0022

William S. Chambers

William S. Chambers

Christy S. Chambers

Christy S. Chambers

Signatures of the Board of Trustees of the Benson Culinary Water Improvement District:

Jay Ricks, chair

Jay Ricks

Cecil Archibald

Cecil Archibald

W. Lee Reese

W. Lee Reese

William Reed

William Reed

Paul Johnson

Paul Johnson

Certified by:

Geralynn J. Galloway, clerk _____

SEAL

2-R
 20'
 N 71° 40' W 200'
 0020 1035' 1.03 AC. S 75° W 200'
 ROBERT D DROLLETTE, ETUX
 20' RIW
 S 88° W 700'
 KENNETH R. GARDON & WF. ALICE F.
 0002
 TEVEN M. ALLSOP 1.0 AC
 00016
 WHEELER
 0003
 DEL RAY HOBBS & CAROLYN HOBBS TRS
 113.38 AC IN ALL

SEE 12-017

Bill Chambers

3200 WEST COUNTY ROAD
 2-R
 40-F
 0008
~~E-1848-B~~
 JAMES RONALD CHAMBERS & WF. EVELYN C.
 10.00 AC COUNTY LESS 1.50 AC ROAD 8.50 AC NET
 40-R
 40-R
 10.0 RIWAY
 80-R
 0021
 JEFF KUNZLER AKA JOHN JEFFREY KUNZLER
 160-F
 80-F
 0015
 C. A. ERNSTROM FAMILY PARTNERSHIP
 19 AC NET
 40-R
 10' RIWAY
 40-R
 0010
 NICK A SOWYN
 40-R
 40-R
 40.0 AC M/L
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~~E-1846-B~~
 DARRELL C. KUNZLER & SHARON R. KUNZLER
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CACHE COUNTY

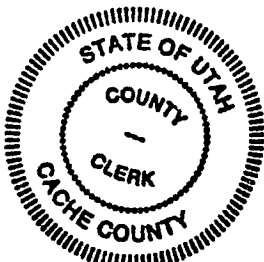
RESOLUTION NO. 98- 10

A RESOLUTION DECLARING THE ANNEXATION OF A CERTAIN AREA INTO THE BENSON CULINARY WATER IMPROVEMENT DISTRICT.

The County Council of Cache County, Utah, in a regular meeting, lawful notice of which has been given, finds that a petition has been presented, pursuant to Utah Code Ann. §17A-2-332, signed by the owners of the affected real property, which seeks annexation of a certain area into the Benson Culinary Water Improvement District; that the public health, convenience, and necessity require such annexation; and that the requirements of Utah Code Ann. §17A-2-333(3) have been met.

THEREFORE, PURSUANT TO UTAH CODE ANN. §17A-2-333(3), the County Council hereby resolves and declares that the real property described in the attached petition, Exhibit "A", is hereby annexed into the Benson Culinary Water Improvement District.

Resolved and adopted this 10th day of March, 1998.



ATTEST:

CACHE COUNTY COUNCIL

By: *Cordell Yeates*
~~Darrel L. Gibbons, Chairman~~

Cordell Yeates, Vice Chairman

Stephen M. Erickson
Stephen M. Erickson
Cache County Clerk

8

"EXHIBIT A"

Persuant to Utah Code 17A-2-332 and 17A-2-333, the Benson Culinary Water Improvement District and the undersigned property owners hereby request and petition the Cache County Council to annex to said District that portion of the unincorporated territory of Cache County, Utah, described as follows:

BEGINNING AT THE NW CORNER OF THE SW 1/4 SECTION 13, T12N, R1W; THENCE EAST 40 RODS; THENCE SOUTH 40 RODS; THENCE WEST 40 RODS; THENCE NORTH 40 RODS TO THE POINT OF BEGINNING.

The Benson Culinary Water Improvement District shall then include that part of the unincorporated territory of Cache County described as follows:

BEGINNING AT A POINT 660 FT NORTH AND 203 FT EAST OF THE INTERSECTION CORNER OF TOWNSHIPS 12 NORTH AND 13 NORTH AND RANGES 1 WEST AND 1 EAST ON THE SALT LAKE BASE AND MERIDIAN; THENCE NORTH 1996 FT TO THE CENTER LINE OF SECTION 31, R1E, T13N; THENCE WEST 2843 FT MORE OR LESS TO THE CENTER OF SECTION 36, R1W, T13N; THENCE NORTH 1635.5 FT MORE OR LESS TO THE AMALGA CITY BOUNDARY; THENCE WEST ALONG THE AMALGA CITY BOUNDARY 2640 FT MORE OR LESS TO THE WEST SECTION LINE OF SAID SECTION 36; THENCE SOUTH 330 FT; THENCE WEST 1287 FT; THENCE NORTH 1334.5 FT TO THE SECTION LINE; THENCE WEST 6600 FT TO THE SE CORNER SW 1/4 SEC 27, R1W, T13N; THENCE NORTH 1320 FT; THENCE WEST 2640 FT TO THE SECTION LINE; THENCE SOUTH 1320 FT TO THE SECTION LINE; THENCE WEST 2640 FT; THENCE SOUTH 1320 FT; THENCE EAST 2640 FT TO THE SECTION LINE; THENCE SOUTH 13200 FT (200 CHNS); THENCE WEST 1320 FT; THENCE SOUTH 1320 FT TO THE SECTION LINE; THENCE EAST 1320 FT TO THE SECTION LINE; THENCE SOUTH 2640 FT TO THE CENTER LINE SECTION 15, R1W, T12N; THENCE EAST 10560 FT (160 CHNS) TO THE SW CORNER NW 1/4 SECTION 13, R1W, T12N; THENCE SOUTH 40 RODS; THENCE EAST 40 RODS; THENCE NORTH 40 RODS TO THE CENTER SECTION LINE SECTION 13; THENCE EAST 9900 FT (150 CHNS) TO THE SW CORNER NW 1/4 SECTION 17, T12N, R1E; THENCE NORTH 13860 FT (210 CHNS) TO THE NE CORNER OF THE SE 1/4 OF THE SE 1/4 OF THE SE 1/4 OF SECTION 31, R1E, T13N; THENCE WEST 5077 FT MORE OR LESS TO THE POINT OF BEGINNING.

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

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

Signatures of all owners of all property to be annexed into the district:

Parcel # 12-016-0008

James Ronald Chambers

James Ronald Chambers

Evelyn C. Chambers

Evelyn C. Chambers

Parcel # 12-016-0022

William S. Chambers

William S. Chambers

Christy S. Chambers

Christy S. Chambers

Signatures of the Board of Trustees of the Benson Culinary Water Improvement District:

Jay Ricks, chair

Jay Ricks

Cecil Archibald

Cecil Archibald

W. Lee Reese

W. Lee Reese

William Reed

William Reed

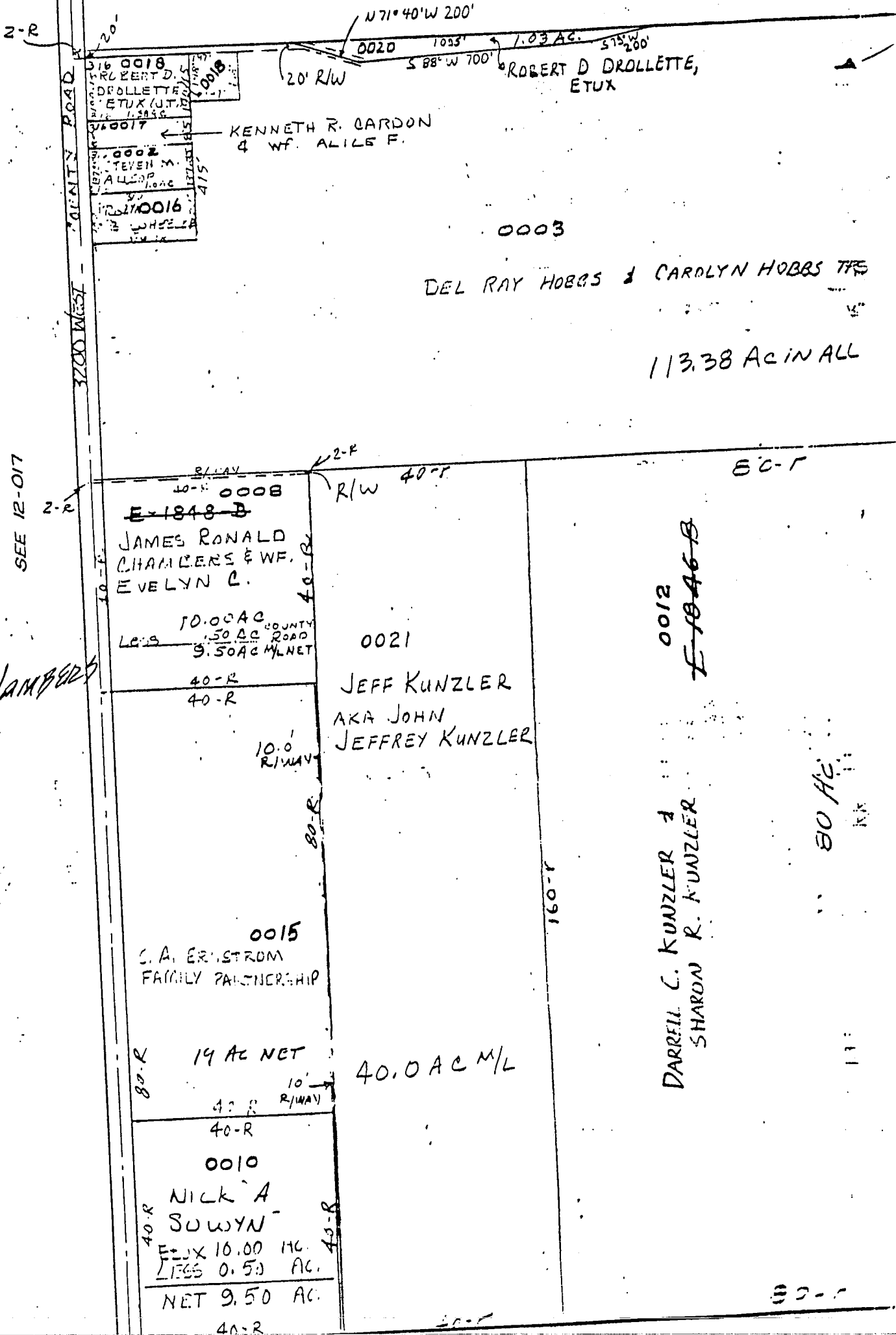
Paul Johnson

Paul Johnson

Certified by:

Geralynn J. Galloway, clerk _____

SEAL



2-R

N 71° 40' W 200'

0020

1033'

1.03 AC.

S 75° W 200'

20' R/W

S 88° W 700'

ROBERT D. DROLLETTE,
ETUX

COUNTY ROAD
3200 WEST

0018
ROBERT D.
DROLLETTE
ETUX (J.T.)
1.25 AC.

0017
KENNETH R. CARDON
& WIFE ALICE F.

0002
STEVEN M.
ALLAN
1.0 AC.

0016
WHEELER

0003

DEL RAY HOBBS & CAROLYN HOBBS TRS

113.38 AC IN ALL

SEE 12-017

2-R

0008

~~E-1848-B~~
JAMES RONALD
CHAMBERS & WIFE
EVELYN C.

R/W 40'-R

10.00 AC COUNTY
LESS .50 AC ROAD
9.50 AC NET

0021

JEFF KUNZLER
AKA JOHN
JEFFREY KUNZLER

40-R
40-R

10.0'
R/W

Bill Chambers

0012

~~E-1846-B~~

DARRELL C. KUNZLER &
SHARON R. KUNZLER

80 AC

0015
C.A. ERSTROM
FAMILY PARTNERSHIP

40.0 AC M/L

19 AC NET

80-R

40-R R/W

40-R

0010

NICK A
SUWYN

EX 10.00 AC.
LESS 0.50 AC.

NET 9.50 AC.

40-R

40-R

40-R

160-R

80-R

slow

9-
21