

Council Meeting

Minutes

11 January 2000

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Cache County Council Meeting Minutes 11 January 2000

The Cache County Council met in a regular session on 11 January 2000 in the Cache County Council Chamber, 120 North 100 West, Logan, Utah 84321

Attendance

Council Chairman: Darrel L. Gibbons
Council Vice-Chairman: H. Craig Petersen
Council Members: C. Larry Anhder, Layne M. Beck, Guy Ray Pulsipher, Sarah Ann Skanchy, Cory Yeates
Cache County Executive: M. Lynn Lemon
Cache County Clerk: Daryl R. Downs

Others from the community.

Call to Order

Chairman Gibbons called the meeting to order at 5:06 p.m.

Invocation

The invocation was offered by Daryl R. Downs, the Cache County Clerk.

Executive Session Motion

Ms. Skanchy moved that the council go into an executive session at the conclusion of the regular council meeting. Mr. Pulsipher seconded the motion. The motion passed unanimously.

Agenda and Minutes

The chairman asked that item 10C, Recommendation of a Consultant for College-Young Township Feasibility Study be moved to Item 7.

Mr. Pulsipher suggested that the council needs to be careful about changing the agenda or adding items without giving notice to the public. Mr. Lemon noted that when changes are made the county has tried to give at least 24 hours notice.

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The minutes of 7 December 1999, 14 December 1999, and 29 December 1999 were reviewed, corrected, and approved.

Report of the County Executive

Appointments

Citizens Advisory Committee, Siting a New Landfill

Deon Hunsaker, Smithfield
Blaine Sorensen, Providence
Lamar Clements, Cache Junction
Eldon Cooper, Mt. Sterling

Attachment #1

CMPO Long Range Plan

A new ranking has been developed:

1st East corridor from the south
2nd East corridor from the south
4th East corridor from the south

1st and 4th East are more likely to be developed than 2nd East due to concerns from citizens in Logan and River Heights. Within the projects are smaller segments. The segments have also been ranked in the order they are projected to actually be built.

Mr. Anhder said that the effect of all these projects will only serve to keep traffic at its current level. Mr. Lemon indicated that it is difficult to get all of the municipalities to agree on the same projects.

Ms. Skanchy asked Mr. Lemon what the TSM meant. He said it meant Transportation System Management.

Attachment #2

County Commissioners' Workshop

Mr. Lemon indicated his concern about a critical land sales tax bill that was discussed at the commissioners workshop. Mr. Lemon is concerned that most of the funding goes to

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municipalities. Only 10% of the 60% would go to the counties. This would equate to about \$68,000.00 per year for Cache County. Mr. Lemon would like the decisions made on a county by county basis. There is a push for it to be maintained at the state level so that there would only be one tax rate.

The group asked what the money would be used for. Mr. Lemon said he doubted the county would be able to purchase much agricultural preservation land with \$68,000.00.

Attachment #3

Mr. Lemon mentioned that the group had also discussed the desire that any increase in taxes require a public vote. They discussed if the counties would be willing to accept an increase related to inflation each year in lieu of increases based on growth. Mr. Lemon said that the 2-3% suggested would be considerably less than our current growth rates.

The group discussed the costs for bailiffs in the courts. Cache County is currently about \$105,000.00 short of what the courts have requested for bailiff costs.

Issues concerning revenue estimates and double taxation were also discussed.

Warrant Register

Mr. Lemon gave the Clerk the warrant register.

Items of Special Interest

Recommendation of a Consultant for College-Young Township Feasibility Study

The law required that a committee be selected for the purpose of selecting a feasibility consultant. Mr. Petersen was selected as the council's representative for the selection committee, George Whitney represented the petitioners from the College-Young Township, and Jack DeMann served as the governor's representative. The three member committee met on two occasions. At the first meeting, the committee identified potential consultants who met the criteria. At the second meeting, the committee interviewed three consultants from three Salt Lake City firms. The committee selected Wikstrom Economic and Planning Consultants for the feasibility study. The committee negotiated with Wikstrom, and a fee of \$12,000.00 was agreed upon for the study. This was 20% less than the original bid.

Mr. Petersen moved that the county council retain the Wikstrom Consulting as the county's choice for the feasibility study. Mr. Pulsipher seconded the motion, and it passed 5-1. Mr. Anhder abstained from voting.

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Ms. Skanchy asked about not moving forward. Ms. Skanchy felt concern for those individuals who do not wish to be a part of an incorporation. Mr. Lemon said he felt it would be best to proceed. Mr. Lemon indicated that it was felt that the consulting firm recommended by the committee would work with the county, the cities, and the petitioners.

Board of Equalization

Approval of Abatements and Circuit Breakers

Ms. Stones, the County Auditor, presented the Circuit Breaker refunds to the council.

Mr. Pulsipher asked for an explanation of the veterans' exemptions. Ms. Stones explained that the exemption is based on a 10% or higher disability incurred during a war. Market value is reduced up to \$82,500.00 for a 100% disability. The exemption is allowable on the home the veteran resides in. In the year 2000, this will also include the personal property of the veteran.

The blind exemption is based on a 20/200 visual acuity. The individual gets an exemption for the first \$11,500.00 of taxable value. This requires a physician's statement.

Circuit Breaker is the state paid portion of the program. In 1999 the state split the burden with the taxing entities. The first 20% of the taxable value is paid by the taxing entities, and the balance, based on an individuals income level, is paid by the state.

If income is under \$22,024.00, an individual qualifies for the Indigent Assistance Program and the Indigent Circuit Breaker Program. In both cases individuals must be at least 65 years of age to qualify.

Mr. Gibbons asked why Pacific Corp. qualifies for the irrigation exemption. Ms. Stones explained that a statutory exemption exists for the irrigation delivery system. These numbers are received from the tax commission.

Cancellations on the abatement list are based on errors that have been corrected.

Ms. Stones also provided a separate list of Mobile Home Circuit Breaker Refunds. This list included eight names. This money will be refunded to the county from the tax commission.

Mr. Anhder moved that the council approve the abatements presented to the council. Mr. Petersen seconded the motion, and it passed unanimously.

Attachment #4

Jane Davis Tax Appeal

Mr. Lemon asked Kathleen Howell, County Assessor, to describe the situation. Ms. Howell said that the state removed the property described (6.5 acres) because it was not being farmed. The property is located at 200 West and 1600 North. In August 1997 an audit was performed on the property. The auditor, Mr. Walt Bleak, did not see any farming taking place on that property. After performing the necessary processes to evaluate the property, he recommended that the property be removed from greenbelt.

Mr. Bleak informed the county of all properties recommended for removal from greenbelt status. At this point in time, the county sent a letter to the property owner. After receipt of a letter from the county, the taxpayer has 30 days to respond and appeal the decision. If the property owner does not appeal, the property is removed from greenbelt status and a letter is sent by the assessor with the assessed rollback taxes. In 1998 the property in question was removed from greenbelt status. Market rate taxes were assessed for 1998 and 1999. For the year 2000, the property has been reinstated as greenbelt. Ms. Howell stated that the issue today is the taxes for 1998 and 1999 and the rollback taxes that were assessed when the county removed the property from greenbelt status. The property owners have paid the market taxes for 1998. Neither the 1999 taxes nor the rollback taxes have been paid.

In 1995, Logan City sent letters to residents. They asked land owners to give property to the city to widen its roads. Ms. Davis was asked to give up about 1.1 acres. Property owners on the west side of 200 West were not asked to give up land. There is a canal on the west side of the street.

Ms. Davis spoke on two occasions to Logan City Officials. She was told by an official that if she did not sign the property would be condemned and taken anyway. The official was not identified by Ms. Davis. She was told that no one was ever paid for roadways. Ms. Davis was told that she was last to sign, although she was not. She also did not receive any compensation for her property.

In 1997, when Mr. Bleak did his audit, Logan City was working on the road and the property was neither fenced nor farmed. Later, a letter arrived from the county explaining what would happen. When Ms. Davis spoke to county officials (they were not identified), she was told there wasn't anything she could do. Ms. Davis contends that if she had been told she would have done something.

In 1998, the Davises retained Miles Jensen to represent them. An agreement was reached with Logan City that allowed the property to be reinstated as greenbelt and have the back taxes dropped if Ms. Davis could provide proof that the land qualified. This letter was sent to Mr. Jensen in June 1999. They were told affidavits signed by those who worked the land would be sufficient. Mr. Petersen noted that one individual's affidavit said that the individual did not know who removed the crop.

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Ms. Davis is asking the council to rescind the taxes. This year, four tons of hay were taken off the property, and horses are currently on the property. The owner says that she did not receive income from the land. She merely sought to keep the land agricultural. She noted that she paid the water taxes as well.

Mr. Lemon suggested that there are two separate issues. The first is the rollback tax, which Mr. Davis feels was wrongly assessed because the status should have remained in greenbelt. The second is that the 1999 taxes have not been paid. They were charged at the market rate.

Mr. Lemon asked if Ms. Davis had attended Board of Equalization hearings in 1998 or 1999. Ms. Davis said she didn't know that she needed to do this.

Mr. Davis was of the opinion that if they could resolve the one issue regarding the greenbelt, the other tax issues would all be resolved. He also noted that the 1999 letter from Logan City indicated that the problem had been resolved. Mr. Lemon said that the Truth in Taxation Notice was sent in July.

Ms. Skanchy said that the 8 August 1997 letter from Mr. Bleak indicated what needed to be done. Ms. Davis contends that she was mis-informed by county employees. The gap between greenbelt and market tax rate is substantial in this case.

Ms. Anhder asked what could legally be done. Ms. Stones said that generally rollback taxes are never forgiven.

Ms. Howell said the first contact that she is aware of is in the spring of 1998. At that time Ms. Davis began making partial payments on the rollback taxes. In the fall of 1998, Ms. Howell was contacted by Bob Davis to find out what could be done. On 7 September 1998, Logan City Attorney Kimber Housley--after being contacted by Mr. Davis--contacted Ms. Howell about the situation. Mr. Housley later wrote a letter concerning the greenbelt issue dated 30 June 1999. This is the letter Mr. Davis's attorney received. Ms. Howell first saw the Housley letter on 8 December 1999.

Ms. Davis's attorney, Miles Jensen, asked Ms. Howell if she had the authority to forgive taxes. Neither Ms. Howell nor Mr. Bleak have the authority to forgive the back taxes. Mr. Bleak had written in his notes that Kimber Housley had called on 7 September 1998 and said that Logan City would pay ½ of the rollback taxes.

In the fall of 1998, Ms. Howell explained that if the Davises met the qualifications for greenbelt status and an error had been made the county had authority to waive the rollback taxes if the Davises met all the appeal dates. She also encouraged Mr. Davis to pay the tax.

Each tax year stands alone. No formal appeal has ever been filed by the Davises. Ms. Howell's

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only authority is to approve the change back to greenbelt. At this point, Ms. Howell has approved the greenbelt status for the year 2000.

Ms. Howell says she feels that the affidavits are weak with regard to farming having taken place. She also encouraged Ms. Davis to get a lease that would demonstrate that the land has been farmed. Simply having a pasture will not qualify. Mr. Godfrey from Utah State University does a study each year for the state. This study identifies how much crop should be taken from the property. In the past, simply pasturing horses has not qualified.

Mr. Pulsipher asked Ms. Howell if the farmers are aware of what is necessary to maintain something in greenbelt. She believes that if farmers are trying to farm the property they are given the benefit of the doubt, but noted that it is hard to meet the state's requirements.

Ms. Petersen noted the rollback amount is \$5,678.00. Approximately \$1,650.00 is the market rate tax on the property for 1999. The Davises paid the 1998 tax. The rollback is charged for the five year period preceding the last year the property is listed as greenbelt.

On 11 October 1995 Ms. Davis successfully applied to have the 6.5 acres returned to greenbelt. Rollback taxes were paid on 30 October 1995 on .95 acres that were taken to do the Logan City road upgrade. No one seemed certain who paid that bill.

There is disagreement about what Logan City promised. Mr. Housley said that he never agreed to have the city pay ½ of the rollback tax. The Davises believed that the mayor had indicated that he would take care of the problem.

Mr. Gibbons asked Ms. Howell if she had a recommendation concerning the situation. She said that it is a difficult situation.

Mr. Anhder moved that the rollback taxes be abated. The Davises would be required to pay the 1998 and 1999 market value rates.

Ms. Skanchy is bothered that they did not appeal and thinks that the law is clear on the issue. Mr. Anhder thinks that it is just an unfortunate and strange coincidence that they were charged the rollback taxes.

Mr. Pulsipher seconded the motion.

Mr. Beck noted that if the rollback is abated, the property tax should be at the greenbelt rate rather than the market value for 1998 and 1999. Ms. Skanchy disagreed. The 1998 taxes have already been collected and distributed. She also thinks that the county has done what it could to correct the situation. The 1999 taxes should be paid because the Ms. Davis did not follow the appeals process.

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The vote on Mr. Anhder's motion passed 5-1.

Attachment #5

Pending Action

Water Policy Discussion

Two things need to be determined. First, does the council want the board to continue, and, second, what direction would the council like the board to pursue. The item was placed on the next agenda as a discussion item. It is not a pending action.

Ambulance Service Discussion

Mr. Lemon understood that Logan City intends to stay with their current system. He also thinks that the county is unwilling to subsidize the Logan City Fire Department. Mr. Lemon also has some concerns about splitting the system.

Paul Dextras, Logan City Fire Chief, agrees with Mr. Lemon that the concept is not advantageous to Logan City.

Mr. Beck felt that the position of those on the committee represented the position of the city council. Mr. Dextras said he would like to help the county achieve its goals. Currently, however, he does not think it's feasible to create a district for ambulances.

Mr. Anhder feels that Logan makes the decision and the County pays the bill. He is frustrated by the unilateral decisions that are made by Logan.

Mr. Beck feels better about working on the committee after discussing the issue with some of the other Logan City Council members.

Chairman Gibbons suggested that the committee continue to work on the issue.

Initial Proposal for Consideration of Action

Resolution 00-01

Change in Personnel Manual

Moved to the next agenda for initial consideration.

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Resolution 00-02

Declaring the intent of Cache County to arrange for short-term financing to accommodate the anticipated operating capital deficits by the issuance of tax and revenue anticipation notes as a participant in the Utah Association of Counties combined cash flow borrowing program and related matters.

Ms. Skanchy moved that the council waive the rules and declare their intent to arrange for short term financing to cover anticipation notes. Mr. Anhder seconded the motion, and it passed unanimously.

Attachment #6

Other Business

All other business was moved to the next agenda.

Council member assignments to various boards and committees

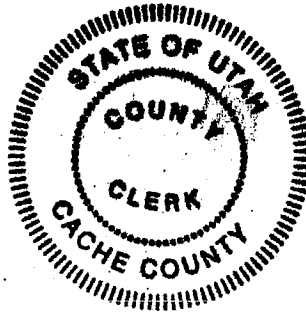
Council members' concerns and or goals for the year 2000

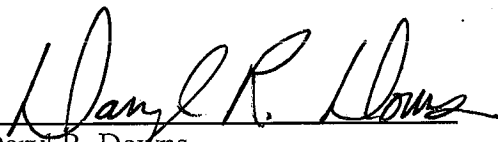
Joint council meetings with Logan City Council on 5th Tuesday of appropriate months in the year 2000

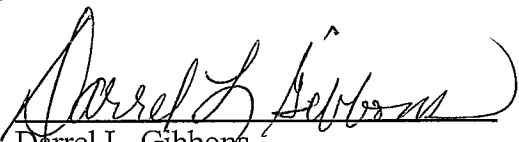
Executive Session

Mr. Beck moved that the Council hold an Executive Session. Ms. Skanchy seconded the motion, and it passed unanimously.

Adjourn 7:40 p.m.




Daryl R. Downs
Cache County Clerk


Darrel L. Gibbons
Chairman, Cache County Council

January 11, 2000

Appointments

Citizens Advisory Committee, Siting a New Landfill

Deon Hunsaker, 235 W. 300 N., Smithfield, UT 84335 (435) 563-9131

Blaine Sorensen, 150 S. Sherwood Drive, Providence, UT 84332 (435) 753-7524

LaMar G. Clements, 5695 N. Highway 23, Cache Junction, UT 84327 (435) 563-6492

Eldon G. Cooper, 1390 S. 200 E. Wellsville, UT 84339 (425) 245-6263

CMPO Long Range Plan – PROJECT and SEGMENT Ranking

05 Jan 00

Project Rank ¹ (score)	Project	Jurisdiction	Limits		Segment Rank ¹ (score)
TSM #1 0.708	Main Street (remove parking)	Logan	400 North	1400 North	1
TSM #2 0.553	Main Street (signal coor)	Logan	800 South	1800 North	1
TSM #3 0.473	Main Street (intersection imp)	Logan Logan	1400 North 400 North		1 ³ 2 ³
TSM #4 0.183	Main Street (access mgmt) ²	Logan	800 South	450 South	5
		Logan	450 South	50 South	4
		Logan	50 South	450 North	1
		Logan	450 North	850 North	3
		Logan	850 North	1800 North	2
Build #1 0.583	100 East	Providence	100 North (P)	700 South	1 (0.566)
		River Heights	700 South	450 South [Logan River]	2 (0.470)
		Logan	450 South	Center Street	4 (0.181)
		Logan	Center Street	400 North	3 (0.319)
Build #2 0.341	200 East (South)	Millville	200 South (M)	500 North (M)	4 (0.359)
		Providence	500 North (M)	300 South (P)	2 (0.468)
		Providence	300 South (P)	700 South	1 (0.524)
		River Heights	700 South	350 South	3 (0.430)
		Logan	350 South	400 North	5 (0.321)
Build #3 0.276	400 West	North Logan/Hyde Park ⁴	2500 North	3700 North	2 (0.322)
		Hyde Park	3700 North	4600 North	3 (0.221)
		Hyde Park/Smithfield ⁴	4600 North	600 South (S)	1 (0.583)
Build #4 0.265	400 East	Millville	200 South (M)	500 North (M)	6 (0.038)
		Providence	500 North (M)	300 South (P)	5 (0.107)
		Providence	300 South (P)	700 South	3 (0.345)
		River Heights	700 South	300 South	4 (0.136)
		Logan	300 South	Center Street	2 (0.447)
		Logan	Center Street/400 East	400 North/600 East	1 (0.525)
Build #5 0.260	200 East (North)	Logan	400 North	1400 North	6 (-0.027)
		North Logan	1400 North	2500 North	3 (0.348)
		North Logan/Hyde Park ⁵	2500 North	3700 North	5 (0.208)
		Hyde Park	3700 North	4400 North	2 (0.566)
		Hyde Park/Smithfield ⁵	4400 North [1200 South (S)]	600 South (S)	1 (0.656)
Smithfield	600 South (S)	100 North (S)	4 (0.249)		
Build #6 0.219	200/400 North	Logan	200 North/1500 West	400 North/Main St	1

NOTES:

(S) - Smithfield, (P) Providence, (M) Millville

- 1 - Ranking based on Matrix Categories and Criteria
- 2 - Segmentation based on crash analysis for 1995-1998
- 3 - If the 200/400 North project is constructed first, the 400 North intersection should be widened before 1400 North
- 4 - Segment is multi-jurisdictional, more feasible to segment this way because east/west road exists at 3700 North, but not at the boundary between North Logan and Hyde Park (3100 North)
- 5 - Segment is multi-jurisdictional, based on model results from Wilbur Smith Associates

DRAFT

DRAFT

Open Space Recreational Proposal
 Sales Tax Generated by Unincorporated County from 1/8 Percent Tax

	Unincorporated County	All Municipalities	State Parks
Beaver	\$ 10,314	\$ 50,995	\$ 30,352
Box Elder	95,474	383,489	212,724
Cache	68,315	915,316	458,275
Carbon	76,204	162,218	196,772
Daggett	5,833	8,413	5,703
Davis	90,520	2,591,219	1,310,644
Duchesne	89,230	76,059	83,702
Emery	20,846	104,627	60,840
Garfield	9,430	39,340	38,182
Grand	36,121	55,986	80,508
Iron	40,847	286,300	201,447
Juab	7,363	79,480	34,297
Kane	11,085	59,697	52,115
Millard	45,608	95,230	57,484
Morgan	51,875	28,290	24,263
Piute	3,288	12,517	2,920
Rich	7,752	13,185	8,202
Salt Lake	2,386,982	7,325,461	8,135,088
San Juan	94,652	61,877	57,504
Sanpete	33,530	211,352	66,212
Sevier	36,408	175,145	139,051
Summit	171,758	133,492	354,544
Tooele	99,424	281,300	158,847
Uintah	182,580	110,360	188,593
Utah	134,221	3,657,647	2,0617,778
Wasatch	48,051	103,407	76,730
Washington	43,450	815,255	595,749
Wayne	10,434	16,625	12,747
Weber	219,085	1,920,266	1,271,949
Total	\$4,130,680	\$19,774,548	\$15,980,934

Sale Tax for Open Space Questionnaire

County:

Please list the projects - either within or outside of your county boundaries - that you would like to see completed within the ten-year period. Please include any and all information regarding the name, description, and cost of the project.

<u>Project Name</u>	<u>Description</u>	<u>Cost</u>
---------------------	--------------------	-------------

1.

2.

3.

4.

5.

5997 South Vine Street
Salt Lake City
Utah 84107

MEMORANDUM

801-265-1331
FAX 801-265-9485
www.uacnet.org

TO: Commissioner/ Council Members/ Executives/ Clerks/ Clerk- Auditors

FROM: L. Brent Gardner

DATE: January 3, 2000

RE: Sales Tax for Open Space

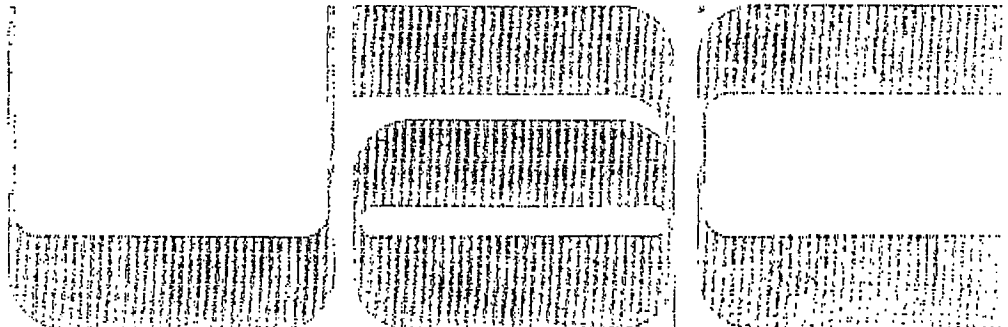
In conjunction with the Governor's Office, the Nature Conservancy, the Utah League of Cities and Towns, and the State Parks and Wildlife, the Utah Association of Counties is currently exploring the possibility of legislation that would allow Utahns to vote on a 1/8-cent sales and use tax increase. Under this proposal, 60% of the revenue generated by the tax increase would be distributed to local governments (based on population) and 40% to State Parks, Wildlife and Critical Lands Preservation.

If passed, the legislation would authorize a public vote on the sales tax increase in November 2000. If approved, the tax would continue for a ten-year period and then be sunsetted. After the sunset date, the sales tax could continue with another public vote.

At the local level, this revenue could be used for parks, trails, watershed protection, greenways, riverways, recreation, or any other project to protect critical lands within or outside municipal borders. The revenue stream can be used for bonding or retained over years to be used for a larger project later. Counties may partner with each other, cities or state government or private and nonprofit organizations to protect critical lands for the benefit of their residents.

The Utah Association of Counties is still exploring this issue. However, in an attempt to work with our legislators, we are gathering information to help us determine how this revenue would be used. We have enclosed a spreadsheet showing how much revenue each county would receive each year as well as a total amount over 10 years. *Not Included*

Please complete and return the enclosed questionnaire to the UAC office **no later than** January 7 (fax: 801-265-9485 or email: bgardner@uacnet.org). If you have any questions, please call Brent Gardner at 265-1331.



Sale Tax for Open Space Questionnaire

County:

Please list the projects - either within or outside of your county boundaries - that you would like to see completed within the ten-year period. Please include any and all information regarding the name, description, and cost of the project.

<u>Project Name</u>	<u>Description</u>	<u>Cost</u>
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1.

2.

3.

4.

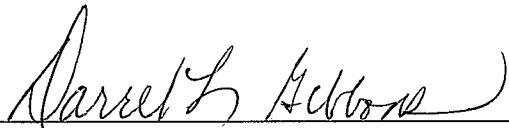
5.

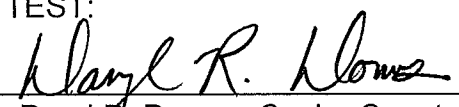
January 5, 2000

PARCELS WITH ABATEMENTS
CACHE COUNTY UTAH

Recap:	Approved Dec. 31, 1999	Reference info. Dec. 31, 1998
Blind	\$ 2,895.45	\$ 3,231.61
20% County	\$ 127,458.87	\$.00
Circuit Breaker	\$ 181,608.30	\$ 233,897.80
Cancellations	\$ 29,030.76	\$ 14,106.39
Indigent	\$ 20,386.40	\$ 58,681.08
Irrigation	\$ 2,427.91	\$ 2,343.73
Veterans	\$ 48,563.33	\$ 16,344.68
Totals:	\$ 412,371.02	\$328,605.29

This listing was approved by the Cache County Council on Tuesday, the 11th day of January, 2000.


By: Darrel L. Gibbons, Chairman

ATTEST:

By: Daryl R. Downs, Cache County Clerk

Dated: 11 January 2000



CACHE, Utah

January 11, 2000

A regular meeting of the County Councilmembers (the "Council") of CACHE County, Utah (the "County"), was held on Tuesday, the 11th day of January, 2000, at the hour of 5:00 p.m. at the regular meeting place of the Council, at which meeting there were present the following members:

Darrel L. Gibbons
H. Craig Petersen
C. Larry Anhder
Layne M. Beck
Guy Ray Pulsipher
Sarah Ann Skanchy

Also present: Cory Yeates

Absent:

After the meeting was duly called to order and after other matters not pertinent to these proceedings had been discussed, the County Clerk presented to the Council a Certificate of Compliance with Open Meeting Law with respect to this January 11, 2000 meeting, a copy of which is attached hereto as Exhibit "A".

After the conduct of business not related to this excerpt of minutes, the following resolution was then introduced in writing, fully discussed by the Council, and, pursuant to motion duly made by Councilmember Skanchy and seconded by Councilman Anhder, adopted by the following vote: 6-0 in favor.

AYE: All members voted aye.

NAY:

ABSTAIN:

A RESOLUTION DECLARING THE INTENT OF CACHE COUNTY (THE "COUNTY") TO ARRANGE FOR SHORT-TERM FINANCING TO ACCOMMODATE THE ANTICIPATED OPERATING CAPITAL DEFICITS BY THE ISSUANCE OF TAX AND REVENUE ANTICIPATION NOTES ("TRANS") AS A PARTICIPANT IN THE UTAH ASSOCIATION OF COUNTIES ("UAC") COMBINED CASH FLOW BORROWING PROGRAM (THE "UAC PROGRAM"), AND RELATED MATTERS.

WHEREAS, it appears that property tax and other revenues will not be received in the next budget year until after significant operating expenses have been incurred, thereby causing operating capital deficits; and

WHEREAS, it will be in the best interest of the County to issue TRANS to provide temporary cash flow capacity to meet operating demands prior to receipt of revenues in adequate amounts; and,

WHEREAS, UAC has invited the County to participate in the UAC Program to facilitate the issuance and sale by the County of its TRANS; and

WHEREAS, UAC has established a Program Implementation Board to solicit and evaluate competitive bids and to select the best bid for the TRANS of participating Counties; and

WHEREAS, it is timely to seek advice from a professional financial consultant concerning the amount and timing of such cash flow borrowing; and

WHEREAS, the UAC Program appears to be the best source of TRANS financing available to the County; and

WHEREAS, it is timely to make a commitment concerning TRANS financing by the County so as to allow UAC and its Placement Agent, First Security Public Finance (the "Placement Agent"), to determine whether there is sufficient interest to create an adequately sized combined offering of TRANS;

NOW, THEREFORE, be it resolved by the County Councilmembers of Cache County as follows:

Section 1. It is found and declared to be in the best interest of the County to anticipate cash flow deficiencies and provide operating capital by the issuance of TRANs.

Section 2. The County declares its intentions to issue TRANs for the partial financing of operating during periods when cash flow deficiencies would otherwise occur during the next succeeding year.

Section 3. It is determined that the UAC Program is the best alternative for the County to use in connection with the issuance of its TRANs.

Section 4. If the County determines that it will not need to issue TRANs, then this Resolution shall be of no effect for the next succeeding budget year. If, as it now appears likely, the County determines that it is necessary or prudent to issue TRANs to cover projected cash flow deficiencies, it will utilize the UAC Program for the issuance of such TRANs, providing the UAC Program is then available.

Section 5. One of the purposes of this Resolution is to provide a commitment upon which UAC may rely as it determines the size and feasibility of a combined County TRANs offering. If it is determined that there is insufficient county participation to constitute a feasible offering of TRANs, then it is understood that the Placement Agent will not proceed with the pooling and offering of combined cash flow notes.

Section 6. Authorization is granted for County officials to consult with the Placement Agent concerning the appropriate size and timing of an issuance of TRANs by the County through the program sponsored by UAC. The Program Implementation Board is authorized to work with the Placement Agent to solicit, receive and evaluate bids for the TRANs and the investment of proceeds of the TRANs. Subject to final approval of the County, the Program Implementation Board is also authorized to select the best bid or bids for the sale of the TRANs and the investment of the proceeds thereof.

ADOPTED AND APPROVED this 11th day of January, 2000.

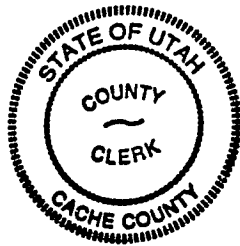
Cache COUNTY, UTAH

By: Carol L. Gibbons
_____, Chair

ATTEST:

Walter R. Brown
_____, County Clerk

(SEAL)



STATE OF UTAH)
 :SS.
COUNTY OF CACHE)

I, DARYL R. DOWNS, the duly qualified and acting County Clerk of CACHE County, Utah (the "County"), do hereby certify, according to the records of the County Council (the "Council") in my possession, that the foregoing constitutes a true, correct and complete copy of the proceedings of the Council held on January 11, 2000, insofar as said minutes pertain to the matters set forth herein.

IN WITNESS WHEREOF, I have hereunto subscribed my signature and impressed hereon the official seal of the County this 25th day of January, 2000.

Daryl R. Downs
_____, County Clerk

(SEAL)

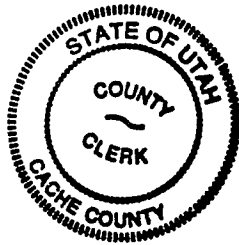


EXHIBIT "A"

CERTIFICATE OF COMPLIANCE WITH OPEN MEETING LAW

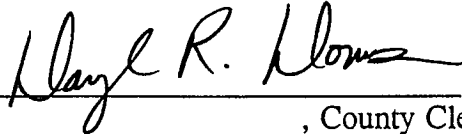
I, DARYL R. DOWNS, the duly qualified and acting County Clerk of CACHE County, Utah (the "County"), do hereby certify, according to the records of the County in my official possession, and upon my own knowledge and belief, that:

(a) in accordance with the requirements of Section 52-4-6(2), Utah Code Annotated (1953), as amended, there was given no less than twenty-four (24) hours' public notice of the agenda, date, time and place of the January 11, 2000 public meeting held by the County as follows:

(i) by causing a Notice, in the form attached hereto as Schedule "A", to be posted at the County's offices in LOGAN, Utah on January 6, 2000, at least twenty-four (24) hours prior to the convening of said meeting, the Notice having continuously remained so posted and available for public inspection until the completion of said meeting; and

(ii) by causing a copy of such Notice, in the form attached hereto as Schedule "A", to be delivered to the local media correspondent on January 6, 2000, at least twenty-four (24) hours prior to the convening of the meeting.

IN WITNESS WHEREOF, I have hereunto subscribed my official signature this 25th day of January, 2000.


_____, County Clerk

SCHEDULE "A"

AGENDA

