

**APPROVED**

**CACHE COUNTY  
COUNCIL MINUTES  
13 FEBRUARY 2001**

**COUNTY COUNCIL MEETING  
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**CACHE COUNTY COUNCIL MINUTES**  
**13 February 2001**

The Cache County Council met in a regular session on 13 February 2001 in the Cache County Council Chamber at 120 North 100 West, Logan, Utah.

**ATTENDANCE:**

**Council Chairman:** Darrel L. Gibbons

**Council Vice-Chairman:** Layne M. Beck

**Council Members:** John Hansen, Kathy Robison, Cory Yeates, H. Craig Petersen, C. Larry Anhder. (*Councilmen Anhder, Petersen arrived at 5:10 p.m.*)  
(*Beck arrived at 5:13 p.m.*)

**Executive:** M. Lynn Lemon

**County Clerk:** Jill N. Zollinger

The following individuals were also in attendance: Pat Parker, Tamra Stones, Evelyn Palmer, Jim Smith, Scott Wyatt, Mark Teuscher, Lorene Greenhalgh, David Allen, Russ Goodwin, Janet Borg, Kent Mitchie, Dave Miner, Rick Foley, Gale Leetzow, Paul Allen (Herald Journal), Jennie Christensen (KVNU).

**CALL TO ORDER:**

Chairman Gibbons called the meeting to order at 5:03 p.m..

**INVOCATION:**

Council member John Hansen offered the invocation.

**REVIEW AND APPROVAL OF AGENDA:**

The agenda was approved as advertised.

**REVIEW AND APPROVAL OF MINUTES:**

The minutes of 23 January were discussed, corrected and approved.

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**REPORT OF THE COUNTY EXECUTIVE:**

County Executive Lemon reported on the Following:

1. Appointment:

Appointment: Sarah Ann Skanchy - Board of Health

**Councilman Yeates moved to approve the appointment. Councilman Petersen seconded the motion. It carried unanimously. Beck absent.**

2. Cache County Municipal Building Authority: This item will be discussed at the end of the Council meeting.

3. Warrants: The County Warrants for the periods of January 7<sup>th</sup> to 10<sup>th</sup>, January 19<sup>th</sup> to 29<sup>th</sup> and February 6<sup>th</sup> to 8<sup>th</sup>, 2001 were presented to the County Clerk for filing.

**OTHER ITEMS:**

1. Restaurant Tax Advisory Board: Executive Lemon suggested, to the Council the creation of a Restaurant Tax Advisory Board. It was decided that the Council would like the Executive to bring a resolution to the next Council meeting to establish the Advisory Board.

2. County Officials Day at the Legislature: Governor Leavitt talked with County Officials concerning the RS2477 road issues. Governor Leavitt stressed that there needs to be more resources, more effort and more funding to move forward with the lawsuit.

Executive Lemon also discussed SB076 Property Tax Appeal Amendments. This bill deals with the appeal process on property evaluation. HB337 Governmental Law Amendments and SB152 dealing with medical expenses of County Inmates.

3. Logan/Cache Ambulance Service Contract: Lemon asked for the Council to approve payment to Logan City in the amount of \$100,000.00 for ambulance services for the year 2000 without the contract being canceled. The Council had previously approved payment with the condition that the current contract be canceled in writing.

**A motion to approve the amount was made by Councilman Petersen. It was seconded and carried unanimously.**

**PUBLIC HEARING SET: CDBG** (Second Hearing)

Chairman Gibbons set a second Public Hearing to comply with CDBG requirements. The hearing was set for February 23, 2001 at 5:15 p.m..

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**A motion to set the public hearing was made by Councilman Petersen. Councilman Yeates seconded, the motion. It passed unanimously.**

**Yeates moved that the Council adjourn, from the regular Council meeting into a Board of Equalization. Robison seconded the motion. It passed unanimously.**

**BOARD OF EQUALIZATION:**

1. Ratification of action on Jaques appeal.

Brian T. Jaques, Margie Jaques and Edward Coleman owners requested that the land be re-instated to greenbelt. The hearing officers agreed to recommend putting the minimum value of \$500.00 for greenbelt land, leaving the secondary land classification at \$22,000.00 value, and further to refund the rollback tax payment less the increase in tax for the greenbelt taxes not collected for the year 2000.

**Councilman Petersen moved to ratify the recommendations. Councilman Yeates seconded the motion. It passed unanimously.**

**(See attachment #1)**

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

**PROPOSAL FOR THE BRIDGERLAND ICE ARENA PLANS AND SPECIFICATIONS: DISCUSSION**

Rick Foley appeared before the Council. Mr. Foley presented the Council with a full set of plans, architectural, structural and mechanical. The electrical drawings will be completed tomorrow. Chairman Gibbons questioned Mr. Foley as to what might be lost in the design-build process in the attempt to meet budget? Mr. Foley did not think anything would be lost it just may be delayed until funds are available.

Dave Miner explained NPIC financing and uses of funds to the Council.

**(See attachment #2)**

Janet Borg answered questions concerning operational expenses of the Ice Arena. Mrs. Borg estimates operational costs per day at \$1000.00. She believes the anticipated revenues are conservative and that operational costs could be covered. Mrs. Borg was asked if the endowment was counted as a revenue source? Mrs. Borg stated that \$15,000.00 of the endowment was counted as a revenue source. Council member Petersen asked if the projected revenues did not materialize is it possible to get operational grants to cover operating expenses? Mrs. Borg said that their first choice is to look to foundations. Foundation grants are probably their best source of revenue.

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**RESOLUTION NO. 2001-06: LEASE AGREEMENT WITH NPIC**

A Resolution of the County Council of Cache County, Utah authorizing and approving the execution by the County of annually renewable Master Lease Agreement by and between the North Park Interlocal Cooperative, Cache County, Utah as lessor and the County, Hyde Park City, Utah, City of Logan, Utah and North Logan City, Utah as lessees; approving the issuance and sale by NPIC of its lease revenue bonds, series 2001A in the principal amount of \$2,017,00.00, to finance a portion of the costs of acquisition, construction and equipping of an ice arena and related improvements thereto; authorizing the execution by the county of a sublease, a ground lease and other documents required in connection therewith; approving the taking of all other actions necessary to the consummation of the transactions contemplated by the bonds and this Resolution; and related matters.

**Council member Anhder moved to approve the resolution. Council member Petersen seconded the motion. The motion was approved. 5 yes 2 no. Robison and Gibbons voting no.**

(See attachment #3)

**RESOLUTION NO. 2001-07: PAYMENT OF ANY DEFICIENCY IN FUNDS FOR ICE ARENA**

A Resolution of the County Council of Cache County, Utah under which the Council agrees that it will consider making an appropriation to pay any deficiency in funds required to complete an Ice Skating Arena to be constructed in Cache County or in lease payments under a lease between the North Park Interlocal Cooperative and the City, among others pertaining to the project; and related matters.

**Council member Anhder moved to approve the resolution. Council member Petersen seconded the motion. The motion was approved. 4 yes 3 no. Yeates, Robison and Gibbons voting no.**

(See attachment #4)

**RESOLUTION NO. 2001-08: EXECUTION OF BCIA OPERATING ENDOWMENT**

A Resolution approving a guaranteed endowment agreement between Cache County, Logan City, North Logan City, Hyde Park City and Hansen for the funding of Operation deficits, programs, capital repairs, or improvements of the Bridgerland Ice Arena.

(See attachment #5)

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**Council member Anhder moved to waive the rules and adopt the Resolution. Council member Petersen seconded the motion. The motion was approved. 6 yes 1 no. Gibbons voting no.**

**RESOLUTION NO. 2001-09: MATHEWS AGRICULTURAL PROTECTION AREA**

The adoption of Resolution No. 2001-09 will approve Lynn R. Mathews and Tama Mathews request to place a parcel of their property in an Agriculture Protection Area near Hyrum.

(See attachment #6)

**Council member Yeates moved to waive the rules and adopt the Resolution. Council member Hansen seconded the motion. The motion was approved unanimously.**

**TAX EXEMPTION REQUESTS:**

The following applications were considered for tax exemption.

Roman Catholic Church  
Logan English Congregation of Jehovah's Witness  
Beaver Mountain Ski Patrol  
Bear River Head Start  
Citizens Against Physical and Sexual Abuse  
Daughters of the Utah Pioneers Museum

**Council member Yeates moved to waive the rules and approve the requests. Council member Anhder seconded the motion. The motion was approved unanimously.**

(See attachment #7)

**PROPOSED ZONING FEE CHANGES: LORENE GREENHALGH**

Lorene Greenhalgh appeared before the Council to discuss proposed changes in Zoning Fees. The fees that are being considered would cover only about one-half of their operating costs. The Council would like input from the Planning Commission and other Cities in the County. Mrs. Greenhalgh will contact the Planning Commission and will try to get zoning fee schedules from other Cities in the county.

(See attachment #8)

Council Meeting  
13 February 2001

**PROCEDURE FOR BUSINESS LICENSE FEES: DISCUSSION**

Executive Lemon explained to the Council that the law has changed on Business License fee assessments. Instead of charging on Gross sales dollars the County needs to charge on actual costs. Lemon suggested not changing the fee schedule this year and monitor, what the actual costs of providing services are. Lemon would like to come back to the Council with a new fee proposal towards the end of the year.

**Council member Yeates moved to continue with the current fees until next year. All members in favor.**

**PARKING AGREEMENT WITH PARKING AUTHORITY: LYNN LEMON**

Executive Lemon would like Council approval to move ahead with an agreement with Parking Authority. The Council would like this to be an Executive decision.

**COUNTY JAIL: DISCUSSION**

Executive Lemon discussed a meeting that was held on the 10<sup>th</sup> of February with the Law Enforcement Facilities Committee. They reviewed the four different options that were presented to the Council in December. They will hold a follow up meeting on March 3<sup>rd</sup> 2001. At that time they will be meeting with the State Department of Corrections and several Sheriffs from other Counties that have been involved in building new jail facilities.

**STATE COURTS BUILDING: DISCUSSION**

Executive Lemon has spoken with Senator Lyle Hillyard and Senator Hillyard has been assured that the Legislature will fund the project.

**COUNTY ADMINISTRATION BUILDING: DISCUSSION**

Council member Petersen would like more discussion concerning the new Administration Building. Petersen suggested moving this item to the beginning of the Council agenda in a future meeting.



Council Meeting  
13 February 2001

**COUNCIL MEMBER REPORTS:**

Council member Beck would like to remind the County Executive and Attorney regarding closed roads into Forest Service property.

**ADJOURNMENT:**

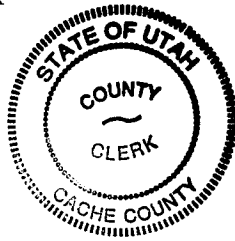
Chairman Gibbons adjourned the meeting at 7:00 p.m.

*Jill N. Zollinger*

ATTEST: Jill N. Zollinger  
Cache County Clerk

*Darrel L. Gibbons*

APPROVAL: Darrel L. Gibbons  
Council Chairman



Council Meeting  
13 February 2001

**CACHE COUNTY MUNICIPAL BUILDING AUTHORITY**

The Cache County Municipal Building Authority met in session on 13 February 2001 in the Cache County Council Chamber at 120 North 100 West, Logan, Utah.

**CALL TO ORDER:**

The meeting was conducted by the Vice-President, C. Larry Anhder.

**Board member Darrel Gibbons moved that C. Larry Anhder now serve as Registered Agent and President. It was seconded and carried unanimously.**

**Board member Darrel Gibbons moved to nominate John Hansen as Vice President. Board member Beck seconded the nomination. All in favor.**


**Board member Beck moved to nominate Jill Zollinger to serve as Secretary. Board member Gibbons seconded the nomination. All in favor.**

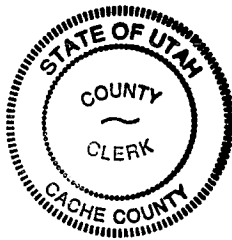
**Board member Gibbons moved that all other members of the board retain membership. It was properly seconded. All in favor.**

**ADJOURNMENT:**

The meeting was adjourned at 7:08 p.m.

  
**ATTEST: Jill N. Zollinger**  
Secretary

  
**APPROVAL: C. Larry Anhder**  
President



# CACHE COUNTY BOARD OF EQUALIZATION

RECORD OF APPEARANCE AND MINUTES OF FINAL DECISION AND AUTHORIZATION

Appeal #2000-2656  
Parcel #16-086-0008  
Dist # 001

member(s) or hearing officer(s) attending Ann Lemon; Darrel L. Gibbons	Assessor and/or deputies attending Kathleen Howell; Ray Thorson
Taxpayer and/or agent attending Brian T. Jaques; Margie Jaques; Edward Coleman	Dismissed because of conflict of interest

Parcel Type	Pre-board market	Pre-board taxable	Equalized market	Equalized taxable
Agriculture Building				
Commercial Building				
Residential Building				
Secondary Building	20178	20180	20,178	20,180
Land Agricultural				
Land Commercial				
Land Greenbelt			500	500
Homesite (Greenbelt Land)				
Land Residential				
Land Secondary Res.	22000	22000	22,000	22,000
Land Vacant				
<b>Total Value</b>	<b>42178</b>	<b>42180</b>	<b>42,678</b>	<b>42,680</b>

**Board Action**

- Minutes to support Board's final decision
- |  |   |
|--|---|
| <input type="checkbox"/> No Change                 | <input type="checkbox"/> Request for more info. from taxpayer |
| <input checked="" type="checkbox"/> Adjusted Value | <input type="checkbox"/> Referred to Assessor for review      |

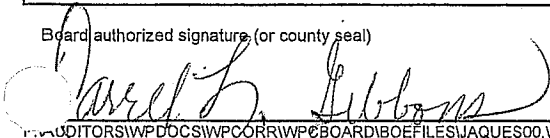
Mr. Jaques was concerned about the property being removed from greenbelt and the increase in value. He has submitted a letter indicating that the parcel is being used to graze sheep by W. F. Goring & Sons. He would like the parcel to remain in greenbelt because he hasn't changed the use of the property.

Discussion followed regarding the greenbelt homesite added value. Kathleen Howell, Assessor, explained that the parcel was in the forest recreation area and required 40 acres to build a cabin. The land market value assessed was \$22000. This would remain the homesite value if the parcel is reinstated to greenbelt as well as adding the greenbelt land value. This would result in an increase in tax of approximately \$4.00 to \$5.00.

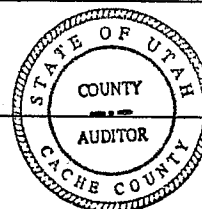
The owner requested that the land be re-instated to greenbelt.

The hearing officers agreed to recommend putting the minimum value of \$500 for greenbelt land, leaving the secondary land classification at \$22000 value, and further to refund the rollback tax payment less the increase in tax for the greenbelt taxes not collected for year 2000.

Board authorized signature (or county seal)



Date signed  
01/30/01



Auditor's initial

ta  
2/13/01

**North Park Interlocal Cooperative  
Bridgerland Ice Arena Financing  
Sources & Uses of Funds**

**Sources of Funds**

	BCIA unrestricted cash on hand - Note 1	\$425,131	
	<del>BCIA cash on hand restricted for equipment</del>	<del>\$10,800</del>	
New	1/64th Sales tax received in 2000	\$65,987	
	Bond: Construction fund - Note 5	\$1,697,000	
	Logan City - available at close	\$50,000	
	County contribution (cash at closing) - Note 3	\$163,000	
	Cache Valley Electric gift	\$200,000	
	Municipal contributions during construction - Note 2	\$241,467	
	Interest earnings on bond funds - Note 4	\$59,192	6.0%
	Endowment earnings during construction period	\$25,000	
	Utah Sports Authority/SLOC - second to last \$	\$100,000	
	George S. Eccles grant - last dollars - Note 7	\$250,000	
	Individual contributions (2000-2001) - Note 9	<u>\$60,406</u>	
		<b>\$3,347,983</b>	

**Uses of Funds**

	Construction contract (design/build, turn-key)	\$3,800,000	
	Less design changes (mezzanine, etc.)	(\$200,000)	
	Less Value in Kind - see Note 8	(\$200,000)	
New	Less additional design changes	<u>(\$100,000)</u>	
	<b>Face amount of construction contract</b>	<b>\$3,300,000</b>	
	Less payments already made from State grant - Note	<u>(\$207,000)</u>	
	<b>Cash amount remaining on construction contract</b>	<b>\$3,093,000</b>	
	Costs of issuance in excess of 2%	\$73,520	
	<del>BCIA restricted cash endowment (Merrill Lynch)</del>	<del>\$10,563</del>	
	Purchase Zamboni	\$60,000	
	BCIA Endowment cash balance at end of construction	\$25,000	
	Start-up capital and overhead, reserve	<u>\$85,900</u>	
		<b>\$3,347,983</b>	

- Note 1 General fund raising, grants, including \$250,000 from the Eccles Foundation (50% of commitment).  
 Note 2 See "Total Revenue" for the period ending 12/15/00 on page 1.  
 Note 3 County contribution from previously budgeted restaurant tax revenues in FY 99 and FY 2000. This upfront amount reduces the County's annual contribution. See "County Contribution" on page 1.  
 Note 4 Estimated interest earnings on bond proceeds invested during construction. Includes Construction Fund and Debt Service Reserve Fund invested for an average life of 6 months.  
 Note 5 See page 3, Bond Sources & Uses.  
 Note 6 Total grant was \$250,000; \$43,000 was spent on pre-construction expenses.  
 Note 7 Total grant amount is \$500,000; half has been delivered to BCIA (cf. Note 1).  
 Note 8 This represents commitments from vendors, materials suppliers and sub-contractors to donate all or part of their services. Commitments for these amounts have been received.  
 Note 9 This is the total of various commitments for contributions that are due within the next 12 months. There are commitments for additional contributions beyond the next 12 months that total about \$60,000.

Cache County, Utah

February 13, 2001

A regular meeting of the County Council of Cache County, Utah was held on February 13, 2001, at the hour of 5:00 p.m., at the regular meeting place of said County, at which meeting there were present and answering roll call the following members who constituted a quorum:

Darrel L. Gibbons	Chair
C. Larry Andher	Councilmember
John A. Hansen	Councilmember
Cory Yeates	Councilmember
Layne M. Beck	Councilmember
H. Craig Petersen	Councilmember
Kathy Robison	Councilmember

Also present:

M. Lynn Lemon	County Executive
Jill N. Zollinger	County Clerk

Absent:

After the meeting had been duly called to order and the minutes of the preceding meeting read and approved, the following resolution was introduced in writing, read in full and pursuant to motion duly made by Councilmember Anhder and seconded by Councilmember Petersen adopted by the following vote:

YEA: Anhder  
Petersen  
Hansen  
Beck  
Yeates

NAY: Gibbons  
Robison

The resolution was later signed by the County Council Chair in open meeting and recorded by the County Clerk in the official records of Cache County, Utah. The resolution is as follows:

RESOLUTION NO. 2001-06

A RESOLUTION OF THE COUNTY COUNCIL OF CACHE COUNTY, UTAH (THE "COUNTY") AUTHORIZING AND APPROVING THE EXECUTION BY THE COUNTY OF AN ANNUALLY RENEWABLE MASTER LEASE AGREEMENT BY AND BETWEEN THE NORTH PARK INTERLOCAL COOPERATIVE, CACHE COUNTY, UTAH ("NPIC") AS LESSOR AND THE COUNTY, HYDE PARK CITY, UTAH, CITY OF LOGAN, UTAH AND NORTH LOGAN CITY, UTAH, AS LESSEES (THE "LESSEES"); APPROVING THE ISSUANCE AND SALE BY NPIC OF ITS LEASE REVENUE BONDS, SERIES 2001A, IN THE PRINCIPAL AMOUNT OF \$2,017,000 (THE "BONDS"), TO FINANCE A PORTION OF THE COSTS OF ACQUISITION, CONSTRUCTION AND EQUIPPING OF AN ICE ARENA AND RELATED IMPROVEMENTS THERETO; AUTHORIZING THE EXECUTION BY THE COUNTY OF A SUBLEASE, A GROUND LEASE AND OTHER DOCUMENTS REQUIRED IN CONNECTION THEREWITH; APPROVING THE FORM OF A BOND PURCHASE CONTRACT; AUTHORIZING THE TAKING OF ALL OTHER ACTIONS NECESSARY TO THE CONSUMMATION OF THE TRANSACTIONS CONTEMPLATED BY THE BONDS AND THIS RESOLUTION; AND RELATED MATTERS.

WHEREAS, the Utah Interlocal Cooperation Act, Title 11, Chapter 13, Utah Code Annotated 1953, as amended (the "Act"), permits local governmental units including cities, counties, and political subdivisions of the State of Utah to make the most efficient use of their powers by enabling them to cooperate with other public agencies on the basis of mutual advantage and to create a separate legal entity to more efficiently provide governmental facilities, services and improvements to the general public; and

WHEREAS, pursuant to the Act, the County Council of Cache County, Utah (the "County"), the City Council of Hyde Park City, Utah ("Hyde Park"), the City Council of North Logan City, Utah ("North Logan"), the City Council of the City of Logan, Utah ("Logan" and collectively with Hyde Park and North Logan, the "Cities") organized the North Park Interlocal Cooperative (the "NPIC") to provide for the financing and acquisition, construction, equipping and operation and maintenance of an ice skating arena and related facilities available to the public (the "Project") within Cache County, to enhance the recreational opportunities for the residents of the County and the Cities and promote the health, safety and welfare of such citizens; and

WHEREAS, the Act provides that the NPIC may issue and sell its bonds for the purpose of paying all or a portion of the costs of acquiring, improving or extending the Project; and

WHEREAS, such bonds may be secured by a pledge and assignment of the revenues received by the NPIC from the leasing of the Project financed with the proceeds of the sale of such bonds and may be secured by (a) a mortgage covering all or any part of such Project, (b) a pledge and assignment of the leasing contract for the Project, (c) amounts held in reserve funds or (d) such other security devices with respect to the Project as may be deemed most advantageous by the NPIC; and

WHEREAS, NPIC desires to issue its Lease Revenue Bonds, Series 2001A in the aggregate principal amount of \$2,017,000 (the "Bonds") to: (i) finance a portion of the costs of acquisition, construction and equipping of the Project to be leased to the County and the Cities (collectively, the "Lessees"); (ii) fund a debt service reserve fund; and (iii) pay issuance expenses to be incurred in connection with the issuance and sale of the Bonds; and

WHEREAS, pursuant to a Master Lease Agreement dated as of January 1, 2001 (the "Master Lease") between the NPIC, as lessor, and the Lessees, as lessee, NPIC will agree to acquire, construct and equip the Project and to lease the same to the Lessees, as lessee, upon the terms and conditions set forth in the Master Lease; and

WHEREAS, the County is the owner of the Site for the Project and desires to enter into a Ground Lease dated January 1, 2001 (the "Ground Lease") with the NPIC to lease the site of the Project to NPIC; and

WHEREAS, NPIC has estimated that the amount necessary to finance a portion of the costs of the acquisition and construction of the Project, including necessary expenses incidental thereto, to fund a debt service reserve fund, to pay capitalized interest and to pay costs of issuance will require the issuance, sale and delivery of the Bonds in the total principal amount of \$2,017,000; and

WHEREAS, the Bonds will be issued pursuant to an Indenture of Trust and Pledge dated as of January 1, 2001 by and between NPIC and U.S. Bank, National Association, as trustee (the "Trustee"), and NPIC proposes to further secure its payment obligations under the Bonds by executing a Leasehold Deed of Trust, Assignment of Rents and Security Agreement dated as of January 1, 2001 and related security documents (collectively, the "Security Documents") for the benefit of the holders of the Bonds; and

WHEREAS, each of the Lessees desires to authorize the NPIC to designate the Bonds as an issue qualifying for the exception for certain qualified tax-exempt obligations to the rule denying banks and other financial institutions 100% of the deduction for interest expenses which is allocable to tax-exempt interest, and the County desires to allocate

\$1,008,500 of its 2001 calendar year \$10,000,000 bank qualification limit towards the Bonds; and

WHEREAS, the Lessees desire to enter into a Sublease Agreement dated as of January 1, 2001 (the "Sublease Agreement") with Bridgerland Ice Arena, a Utah nonprofit corporation ("Bridgerland") to provide for the operation and management of the Project; and

WHEREAS, the Bonds shall be payable solely from the rents, revenues and other income derived by NPIC from the leasing of the Project to the Lessees on an annually renewable basis, and shall not constitute or give rise to a general obligation or liability of NPIC or the Lessees or constitute a charge against their general credit or taxing powers; and

WHEREAS, NPIC has negotiated the purchase of the Bonds with Zions First National Bank (the "Purchaser") pursuant to a Bond Purchase Contract (the "Purchase Contract") to be entered into by and between the Purchaser and NPIC; and

NOW, THEREFORE, BE IT RESOLVED BY THE COUNTY COUNCIL OF CACHE COUNTY, UTAH:

Section 1. All action heretofore taken (not inconsistent with the provisions of this Resolution) by the County Council and by the officers of the County directed toward the issuance of the Bonds and the financing of the acquisition, construction and equipping of the Project are hereby ratified, approved and confirmed. Terms defined in the above recitals shall have the same meaning when used herein.

Section 2. The County Council hereby authorizes, approves and directs the financing of the acquisition, construction and equipping of the Project by NPIC with all or substantially all of the proceeds of the Bonds in accordance with the provisions of the Indenture and the leasing of the Project to the Lessees by NPIC in the manner provided in the Master Lease.

Section 3. The Master Lease in substantially the form presented to this meeting and attached hereto as Exhibit "A" is in all respects approved, authorized and confirmed and the County Executive is authorized to approve the final terms thereof and to execute and deliver the Master Lease for and on behalf of the County in the form and with substantially the same content as set forth in Exhibit "A".

Section 4. The Sublease Agreement is in substantially the form presented to this meeting and attached hereto as Exhibit "B", is in all respects authorized, approved and confirmed. The County Executive is hereby authorized to execute and deliver the Sublease Agreement for and on behalf of the County in the forms and with substantially the same content as set forth in Exhibit "B", respectively.

Section 5. The Purchase Contract in substantially the form attached hereto as Exhibit "C" is in all respects authorized and approved. The County Executive is hereby



authorized to execute and deliver the Purchase Contract for and on behalf of the County in the forms and with substantially the same content as set forth in Exhibit "C," respectively.

Section 6. The Ground Lease in substantially the form attached hereto as Exhibit "D" is in all respects authorized, approved and confirmed and the County Executive is authorized to approve the final terms thereof and to execute and deliver the Ground Lease for and on behalf of the County in the form and with substantially the same content as set forth in Exhibit "D".

Section 7. For the purpose of providing funds to finance the acquisition, construction and equipping of the Project, funding a debt service reserve fund and providing for the payment of certain costs of issuance and for such other purposes as may be authorized under the Indenture, the County hereby approves the issuance by NPIC of the Bonds which shall be designated the "North Park Interlocal Cooperative, Cache County, Utah Lease Revenue Bonds, Series 2001A". The Bonds shall bear interest at the rate or rates and shall mature as described in the Indenture. A portion of the Bonds are subject to interest rate adjustments as described in the Indenture, but in no event shall the interest rate exceed fifteen percent (15%) per annum.

Section 8. The appropriate officers of the County are authorized to take all action necessary or reasonably required to carry out, give effect to and consummate the transactions as contemplated thereby and are authorized to take all action necessary in conformity with the Act to lease the Project (along with the other Lessees) from NPIC pursuant to the Master Lease, the Sublease Agreement, the Indenture and the Ground Lease, including, without limitation, the execution and delivery of any closing and other documents required to be delivered in connection with the sale and delivery of the Bonds.

Section 9. Upon their issuance, the Bonds will constitute special limited obligations of NPIC payable solely from and to the extent of the sources set forth in the Bonds and the Indenture. No provision of this resolution nor of the Indenture, Master Lease, the Sublease Agreement, the Ground Lease nor any other instrument, shall be construed as creating a general obligation of the County, nor as incurring or creating a charge upon the general credit of the County or its taxing powers.

Section 10. For purposes of and in accordance with Section 265 of the Code, the County desires to authorize the NPIC to designate the Bonds as an issue qualifying for the exception for certain qualified tax-exempt obligations to the rule denying banks and other financial institutions 100% of the deduction for interest expenses which is allocable to tax-exempt interest. Pursuant to Code Section 265(b)(3)(C)(iii) the County irrevocably allocate \$1,008,500 of its calendar year 2001 bank qualification limit of \$10,000,000 to the amount of the Bonds for purposes of said Code Section 265(b)(3)(C)(iii) and certifies that such allocation bears a reasonable relationship to the respective benefits to be received by the County. The County hereby certifies that the total amount of tax-exempt obligations (other than obligations described in Section 265(b)(3)(C)(ii) of the Code), which will be issued by

the County and by any aggregated issuer (including for this purpose its allocable share of the Bonds) during calendar year 2001 will not exceed \$10,000,000. For purposes of this Section, "aggregated issuer" means any entity which, (i) issues obligations on behalf of the County, (ii) derives its issuing authority from the County or (iii) is directly or indirectly controlled by the County within the meaning of Treasury Regulation Section 1.150-1(e). The County hereby represents that (a) the County has not created and does not intend to create and does not expect to benefit from any entity formed or availed of to avoid the purposes of Section 265(b)(3)(C) or (D) of the Code and (b) the total amount of obligations so designated by the County and all aggregated issuers for calendar year 2001 will not exceed \$10,000,000.

Section 11. The appropriate officials of the County are authorized to make any alterations, changes or additions in the Master Lease, the Ground Lease and the Sublease Agreement herein authorized and approved which may be necessary to correct errors or omissions therein, to remove ambiguities therefrom, to conform the same to other provisions of said instruments, to the provisions of this Resolution or any resolution adopted by the County, or the provisions of the laws of the State of Utah or the United States.

Section 12. The County Clerk of the County is hereby authorized to attest to all signatures and acts of any proper official of the County, and to place the seal of the County on the Master Lease, the Sublease Agreement, the Ground Lease and any other documents authorized, necessary or proper pursuant to this Resolution or any resolution of the County. The appropriate officials of the County, and each of them, are hereby authorized to execute and deliver for and on behalf of the County any and all additional certificates, documents and other papers to perform all other acts they may deem necessary or appropriate in order to implement and carry out the matters authorized in this Resolution and any resolution of the County.

Section 13. All resolutions of the County or parts thereof, inconsistent herewith, are hereby repealed to the extent only of such inconsistency. This repealer shall not be construed as reviving any resolution, or part thereof.

Section 14. This Resolution shall become effective immediately upon adoption by the Council of the County.

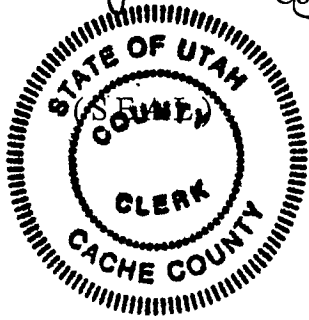
Section 15. In accordance with the requirements of Section 147(f) of the Internal Revenue Code of 1986, as amended and other applicable law, the County held a public hearing on the issuance of the Bonds on July 11, 2000 and as required by Section 147(f) the County Council (as the elected governing body of the County) has by this Resolution approved the issuance of the Bonds.

PASSED AND APPROVED BY THE COUNTY COUNCIL OF CACHE COUNTY, UTAH THIS 13th day of February, 2001.

*Darrel Helton*  
Chair

ATTEST:

*Justin Zollinger*  
County Clerk



PRESENTATION TO COUNTY EXECUTIVE

The foregoing resolution was presented by the County Council to the County Executive for his approval or disapproval this 13th day of February, 2001.

*Darrel L. Helton*  
Chair

COUNTY EXECUTIVE'S APPROVAL OR DISAPPROVAL

The foregoing resolution is hereby approved this 13th day of February, 2001.

\_\_\_\_\_  
County Executive

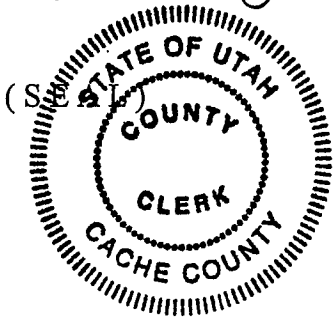
(Other business not pertinent to the foregoing appears in the minutes of the meeting.)

Upon the conclusion of all business on the Agenda, the meeting was adjourned.

*Nasree L. Helton*  
Chair

ATTEST:

*Justin Zollinger*  
County Clerk

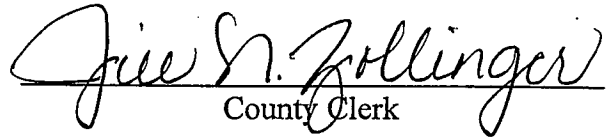


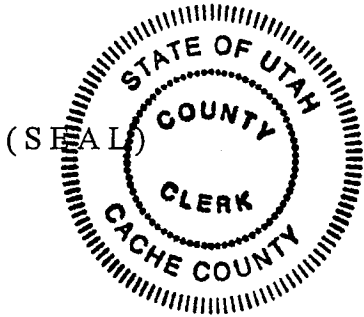
STATE OF UTAH )  
 : ss.  
COUNTY OF CACHE )

Jill N. Zollinger

I, ~~Daryl R. Downs~~, the duly appointed and qualified County Clerk of Cache County, Utah, do hereby certify according to the records of said County in my official possession that the foregoing constitutes a true and correct excerpt of the minutes of the meeting of the County Council held on February 13, 2001, including a resolution (the "Resolution") adopted at said meeting as said minutes and Resolution are officially of record in my possession.

IN WITNESS WHEREOF, I have hereunto subscribed my signature and impressed hereon the official seal of said County, this 13th day of February, 2001.

  
County Clerk



CERTIFICATE OF COMPLIANCE WITH  
OPEN MEETING LAW

Jill N. Zollinger

I, ~~Daryl R. Downs~~, the undersigned 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 in accordance with the requirements of Section 52-4-6(2), Utah Code Annotated 1953, as amended, I gave not less than twenty-four (24) hours public notice of the agenda, date, time and place of the February 13, 2001 public meeting held by the County as follows:

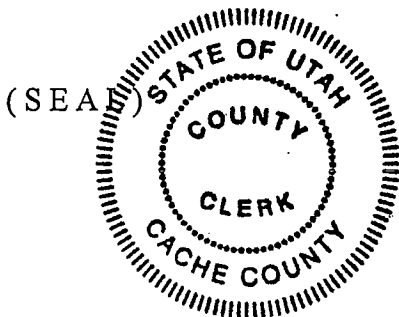
(a) By causing a Notice, in the form attached hereto as Schedule "1", to be posted at the County's principal offices on January 9, 2001, at least twenty-four (24) hours prior to the convening of the meeting, said Notice having continuously remained so posted and available for public inspection until the completion of the meeting; and

(b) By causing a copy of such Notice, in the form attached hereto as Schedule "1", to be delivered to the Herald Journal on January 9, 2001, at least twenty-four (24) hours prior to the convening of the meeting.

In addition, the Notice of 2001 Annual Meeting Schedule for the County Council (attached hereto as Schedule "2") was given specifying the date, time and place of the regular meetings of the County Council to be held during the year, by causing said Notice to be posted on December 18, 2000 at the principal office of the County and by causing a copy of said Notice to be provided to at least one newspaper of general circulation within the County on December 18, 2000.

IN WITNESS WHEREOF, I have hereunto subscribed my official signature this 13th day of February 2001.

  
County Clerk



SCHEDULE "1"

NOTICE OF MEETING

CACHE COUNTY  
CORPORATION

**M. LYNN LEMON**

COUNTY EXECUTIVE/SURVEYOR

120 NORTH 100 WEST  
LOGAN, UTAH 84321  
Tel 435-716-7171  
Fax 435-716-7172

**COUNTY COUNCIL**

DARREL L. GIBBONS  
CHAIRMAN  
LAYNE M. BECK  
V. CHAIRMAN  
H. CRAIG PETERSEN  
C. LARRY ANHDER  
CORY YEATES  
JOHN A. HANSEN  
KATHY ROBISON  
JILL N. ZOLLINGER  
CLERK

February 8, 2001

Public Notice is hereby given that the Cache County Council of Cache County, Utah will hold a Regular Meeting in the Cache County Council Chamber, 120 North 100 West, Logan, Utah 84321 at 5:00 p.m. on **TUESDAY, February 13, 2001.**

- 5:00
1. Call to Order
  2. Invocation
  3. Review and approval of agenda
  4. Review and approval of minutes
  5. Report of County Executive
    - a. Appointments
    - b. Reorganization of Cache County Municipal Building Authority
    - c. Warrants
    - d. Other Items
  6. Items of Special Interest
  7. Budgetary Matters
    - a. Transfers - Intra Department
    - b. Transfers - Inter Department
  8. Public hearings, appeals and Board of Equalization matters
    - a. Set Second Public Hearing for CDBG - February 23, 2001 - 5:15 p.m.
    - b. Board of Equalization
      1. Ratification of action on Jaques Appeal



9. Pending Action

- a. Discussion on proposed Bridgerland Ice Arena plans and specification.
- b. Resolution No. 2001-06 - Consideration for adoption of a Resolution of the County Council, of Cache County, Utah ("THE COUNTY") authorizing and approving the execution by the County of an annually renewable master lease agreement by and between the North Park Interlocal Cooperative, Cache County, Utah ("NPIC") as Lessor and the County, Hyde Park City, Utah, City of Logan, Utah and North Logan City, Utah, as Lessees ("THE LESSEES"); approving the issuance and sale by NPIC of its lease revenue bonds, Series 2001A, ("THE BONDS"), to finance a portion of the costs of acquisition, construction and equipping of an ice arena and related improvements thereto; authorizing the execution by the County of a sublease, a ground lease and other documents required in connection therewith; approving the form of a bond purchase contract; authorizing the taking of all other actions necessary to the consummation of the transactions contemplated by the bonds and this resolution; and related matters.
- c. Resolution No. 2001-07 - Consideration for adoption of a Resolution of the County Council, ("THE COUNCIL"), of Cache County, Utah ("THE COUNTY") under which the Council agrees that it will consider making an appropriation to pay any deficiency in funds required to complete an ice skating arena to be constructed in Cache County ("THE PROJECT") or in lease payments under a lease between the North Park Interlocal Cooperative and the County among others, pertaining to the project; and related matters.

10. Initial proposal for consideration of action

- a. Resolution No. 2001-08 - Authorizing Executive to Execute BCIA Operating Endowment Agreement between Cache County, Logan City, Hyde Park, North Logan and Hansen.
- b. Resolution No. 2001-09 - Agricultural Protection Area - Lynn R. and Tama Mathews
- c. Tax Exemption Requests
- d. Discussion - Proposed Zoning Changes in Fees
- e. Discussion - Procedure for Business License Fees
- f. Discussion - Parking agreement with Parking Authority
- g. Discussion - County Jail

- h. Discussion - County Administration Building
- i. Discussion - State Courts Building

- 11. Other Business
- 12. Council Member Reports
- 13. Adjourn

*David L. Gibbons*

\* Designated time for Special Interest Items

\*\*Citizens desiring to be heard are encouraged to submit their messages in writing during or prior to the hearing.

In compliance with the Americans with Disabilities Act, individuals needing special accommodations (including auxiliary communicative aids and services) during this meeting should notify Pat Parker, Cache County Council, at 716-7171 at least three working days prior to the meeting.

SCHEDULE "2"

NOTICE OF ANNUAL MEETING SCHEDULE

**SCHEDULE**

**PUBLIC NOTICE** is hereby given that the 2001 meeting schedule of the Cache County Council is as follows:

<b>JANUARY</b>	9 <sup>th</sup> and 23 <sup>rd</sup>	<b>JULY</b>	10 <sup>th</sup> and 31 <sup>st</sup>
<b>FEBRUARY</b>	13 <sup>th</sup> and 27 <sup>th</sup>	<b>AUGUST</b>	14 <sup>th</sup> and 28 <sup>th</sup>
<b>MARCH</b>	13 <sup>th</sup> and 27 <sup>th</sup>	<b>SEPTEMBER</b>	11 <sup>th</sup> and 25 <sup>th</sup>
<b>APRIL</b>	10 <sup>th</sup> and 24 <sup>th</sup>	<b>OCTOBER</b>	9 <sup>th</sup> and 23 <sup>st</sup>
<b>MAY</b>	8 <sup>th</sup> and 22 <sup>nd</sup>	<b>NOVEMBER</b>	13 <sup>th</sup> and 27 <sup>th</sup>
<b>JUNE</b>	12 <sup>th</sup> and 26 <sup>th</sup>	<b>DECEMBER</b>	4 <sup>th</sup> and 11 <sup>th</sup>

Special meetings and emergency meetings may be called as necessary pursuant to State law.

Regular meetings of the Council will be held in the Council Chambers, 120 North 100 West, Logan, Utah 84321 beginning at 5:00 p.m., unless notice is given otherwise.

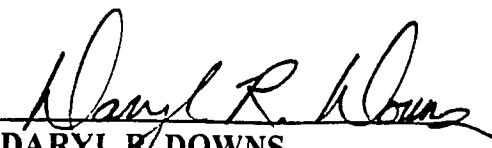
The following legal holidays will be observed in 2001 by Cache County Government: County offices, except emergency services shall be closed on these days:

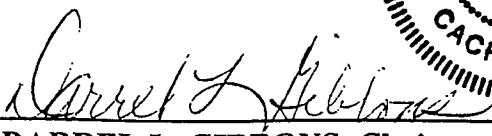
<b>JANUARY</b>	1 <sup>st</sup>	Monday	New Years Day
<b>JANUARY</b>	15 <sup>th</sup>	Monday	Human Rights Day
<b>FEBRUARY</b>	19 <sup>th</sup>	Monday	Presidents Day
<b>MAY</b>	28 <sup>th</sup>	Monday	Memorial Day
<b>JULY</b>	4 <sup>th</sup>	Wednesday	Independence Day
<b>JULY</b>	24 <sup>th</sup>	Tuesday	Pioneer Day
<b>SEPTEMBER</b>	3 <sup>rd</sup>	Monday	Labor Day
<b>OCTOBER</b>	8 <sup>th</sup>	Monday	Columbus Day
<b>NOVEMBER</b>	12 <sup>th</sup>	Monday	Veterans Day
<b>NOVEMBER</b>	22 <sup>nd</sup>	Thursday	Thanksgiving Day
<b>NOVEMBER</b>	23 <sup>rd</sup>	Friday	Preference Day
<b>DECEMBER</b>	25 <sup>th</sup>	Tuesday	Christmas Day

And all days which may be set apart by the President of the United States, or the Governor of this State by proclamation as days of Fast or Thanksgiving shall also be observed as legal holidays.

County Offices will close at 3:00 p.m. on Christmas Eve, Monday, December 24, 2001.

Witness my hand and official seal this 5<sup>th</sup> day of December, 2001.

  
DARYL R. DOWNS  
Cache County Clerk

  
DARREL L. GIBBONS, Chairman  
Cache County Council

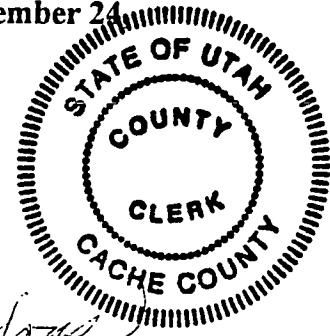


EXHIBIT "A"

MASTER LEASE

[See Transcript Document No. \_\_\_\_\_]

EXHIBIT "B"

SUBLEASE AGREEMENT

[See Transcript Document No. \_\_\_\_\_]

EXHIBIT "C"

PURCHASE CONTRACT

[See Transcript Document No. \_\_\_\_]

EXHIBIT "D"

GROUND LEASE

[See Transcript Document No. \_\_\_\_\_]



## Acknowledgement Resolution

Logan, Utah

February 13  
~~January 23~~, 2001

The County Council (the "Council") of Cache County, Utah (the "County"), met in regular public session at its regular meeting place in Logan, Utah, on Tuesday the <sup>13th</sup> ~~23rd~~ day of February 2001 ~~January 2000~~, at 5:00 p.m., legal and timely notice of said meeting having been given to all members as required by law.

On roll call, the following members of the Council, constituting a quorum, were present:

Darrel Lee Gibbons	Chairman
C. Larry Anhder	Councilmember
Layne M. Beck	Councilmember
John Hansen	Councilmember
H. Craig Petersen	Councilmember
Kathy Robison	Councilmember
Cory Yeates	Councilmember

Also present:

M. Lynn Lemon	County Executive
Jill N. Zollinger	County Clerk
Tamra Stones	County Auditor

Absent:

The meeting was duly called to order and the minutes of the preceding meeting were read and approved.

The following resolution was then introduced in writing and pursuant to motion duly made by Councilmember Anhder, and seconded by Councilmember Petersen, adopted by the following vote:

AYE: Anhder  
Petersen  
Hansen  
Beck

NAY: Gibbons  
Robison  
Yeates

The resolution was then signed by the Chairman and recorded by the County Clerk in the official records of the County Council of Cache County, Utah. The resolution is as follows:

RESOLUTION 2001-07

A RESOLUTION OF THE COUNTY COUNCIL (THE "COUNCIL") OF CACHE COUNTY, UTAH (THE "COUNTY") UNDER WHICH THE COUNCIL AGREES THAT IT WILL CONSIDER MAKING AN APPROPRIATION TO PAY ANY DEFICIENCY IN FUNDS REQUIRED TO COMPLETE AN ICE SKATING ARENA TO BE CONSTRUCTED IN CACHE COUNTY (THE "PROJECT") OR IN LEASE PAYMENTS UNDER A LEASE BETWEEN THE NORTH PARK INTERLOCAL COOPERATIVE AND THE CITY, AMONG OTHERS, PERTAINING TO THE PROJECT; AND RELATED MATTERS.

WHEREAS, Cache County (the "County"), the City of Logan ("Logan"), Hyde Park City ("Hyde Park"), and North Logan City ("North Logan") (Logan, Hyde Park, and North Logan sometimes being referred to collectively herein as the "Cities," and the County and the Cities sometimes being referred to collectively herein as the "Entities") have organized the North Park Interlocal Cooperative ("NPIC") to provide for the financing, acquisition, construction, equipping and operation and maintenance of an ice skating arena and related facilities available to the public (the "Project") within the County, to enhance the recreational opportunities for the residents of the Entities and to promote the health, safety and welfare of such citizens; and

WHEREAS, NPIC proposes to issue its Lease Revenue Bonds, Series 2000 A (the "Bonds"), and to sell the Bonds to Zions First National Bank ("Zions Bank"), for the purpose of paying all or a portion of the costs of acquiring, improving or extending the Project; and

WHEREAS, the Bonds will be secured by, among other things, a pledge and assignment of the revenues received by NPIC from the leasing of the Project by NPIC as lessor pursuant to a Master Lease Agreement, to the Entities as lessees, on an annually renewable basis (the "Lease"); and

WHEREAS, it is anticipated that a portion of the funds necessary to complete the Project will be raised through donations from various individuals and entities resident in or associated with one or more of the Entities; and

WHEREAS, the Cities (and certain other cities and towns in the County) have directed by resolution their portion of a 1/64% sales and use tax collected by the State Tax Commission to the County for the purpose of paying Lease Payments under the Lease; and

WHEREAS, the County receives certain other sales tax revenues which it is authorized to use and intends to use to make the Lease Payments under the Lease (collectively, with the 1/64% sales tax revenues described above, the "Sales Tax Revenues"); and

WHEREAS, it is the intent of the Entities and NPIC that all of the payment obligations of the Entities as lessees under the Lease be met by the County from the Sales Tax Revenues; and

WHEREAS, to induce Zions Bank to purchase the Bonds, the County desires to hereby agree that it will present for consideration by the County Council (the "Council") of the County, without obligating the Council to approve the same, an appropriation to make up any deficiency in: (a) funds required to complete the Project in the manner and to the extent currently planned; and (b) Lease Payments due under the Lease, but only under the limitations, terms and conditions hereinafter set forth; and

WHEREAS, this undertaking by the County shall not in any way be construed to be an indebtedness of the County within the meaning of any constitutional or statutory limitation or requirement applicable to the County concerning the creation of indebtedness.

**NOW, THEREFORE, BE IT RESOLVED BY THE COUNTY COUNCIL OF CACHE COUNTY, UTAH AS FOLLOWS:**

Section 1. The terms defined or described in the recitals hereto shall have the same meanings when used in the body of this Resolution.

Section 2. The Council hereby finds and determines that the financing of the Project pursuant to the Bonds and the Lease is a corporate purpose that will promote the health, safety and welfare of the County and its inhabitants and is in the best interest of the County and its inhabitants.

Section 3. The County hereby agrees that, in the event that there is any deficiency in: (a) available funds required to complete the Project in the manner and to the extent currently planned; or (b) any of the Lease Payments when due under the Lease, from time to time, the Council shall give due consideration, in accordance with applicable law, as an item for appropriation and expenditure, of an amount equal to the amount of any such deficiency in available funds to complete the Project or in such Lease Payments; provided, however, that nothing herein shall be construed to direct or require that the County or the Council make any such appropriation, or take or direct that any legislative act be done, or that the Council improperly or unlawfully delegate any of its legislative authority. The County has not hereby pledged the general tax revenues or credit of the County to the payment of any portion of: (i) the funds required to complete the Project; or (ii) the Lease Payments.

Section 4. Nothing contained in this Resolution shall obligate the Council to budget or appropriate any amounts or to pay any amounts beyond its current fiscal year and nothing contained herein shall be construed to create a general obligation or other pecuniary liability of the County. The County's undertakings in this Resolution shall not be a debt of the County pursuant to any constitutional or statutory debt limitations and the adoption of this Resolution shall not require the County to levy any form of taxation or to appropriate any moneys beyond its

then current fiscal year. No judgement requiring a payment of money may be entered against the County by reason of a failure to appropriate any amount hereunder.

Section 5. The County Executive, the County Clerk and all other appropriate officials of the County are hereby authorized to execute and deliver for and on behalf of the County any and all additional certificates, documents and other papers, and to take all other actions, necessary or reasonably required to implement, carry out, give effect to and consummate the transactions contemplated hereby. The County Clerk is hereby authorized to attest to all signatures and acts of any proper official of the City, and to place the seal of the County on any documents authorized, necessary or reasonably required to implement, carry out, give effect to and consummate the transactions and purposes contemplated by this Resolution.

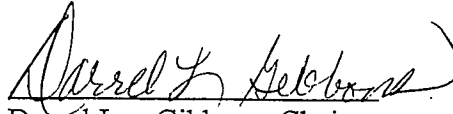
Section 6. It is hereby declared that all parts of this Resolution are severable, and if any section, clause or provision of this Resolution shall, for any reason, be held or found to be invalid or unenforceable, the invalidity or unenforceability of any such section, clause or provision shall not affect the remaining sections, clauses or provisions of this Resolution.

Section 7. All resolutions, orders and regulations, or parts thereof, heretofore adopted or passed which are in conflict herewith are, to the extent of such conflict, hereby repealed. This repealer shall not be construed so as to revive any resolution, order, regulation or part thereof heretofore repealed.

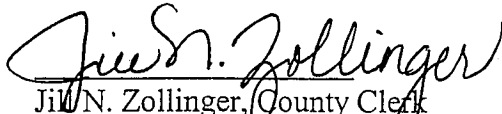
Section 8. A copy of this Resolution, and every amendatory or supplemental resolution or other official action relating hereto, together with all exhibits thereto, shall be kept on file with the Recorder at the County's offices, where the same shall be made available for inspection by any Registered Owner of the Bonds, or his, its or their agents for so long as any portion of the principal of, and/or interest on the Bonds remain outstanding and unpaid. Upon payment of the reasonable cost for preparing the same, a certified copy of this Resolution, any amendatory or supplemental resolution or other official action relating to the Lease, together with all exhibits thereto, will be furnished to any Registered Owner of the Bonds.

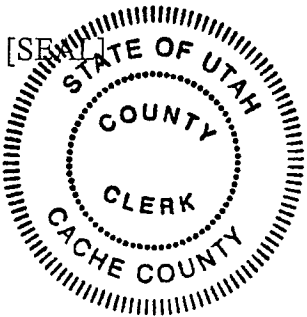
Section 9. This Resolution shall be in full force and effect immediately upon its approval and adoption.

PASSED, APPROVED AND ADOPTED by the County Council of Cache  
County, Utah, this 13 day of ~~January~~, 2001.  
February

  
Darrel Lee Gibbons, Chairman

ATTEST AND COUNTERSIGN:

  
Jill N. Zollinger, County Clerk



(Here follows business not pertinent to the above.)

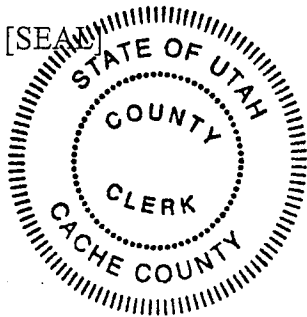
Pursuant to motion duly made and seconded, the Council adjourned.

Its \_\_\_\_\_

ATTEST:

  
Jill N. Zollinger, County Clerk

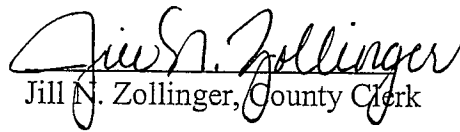
SIGN H.



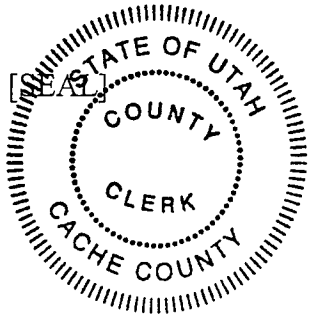
STATE OF UTAH            )  
                                  :SS  
COUNTY OF CACHE        )

I, Jill N. Zollinger, the duly qualified and acting County Clerk of Cache County, Utah (the "County"), do hereby certify that the foregoing constitutes a true, correct, and complete copy of a resolution (the "Resolution") duly and finally adopted by the County Council (the "Council") of the County at a duly convened meeting held on ~~January~~ <sup>February</sup> 13, 2001.

IN WITNESS WHEREOF, I have hereunto set my official signature and the official seal of the County, this 13 day of ~~January~~ <sup>February</sup>, 2001.

  
Jill N. Zollinger, County Clerk

SIG





CERTIFICATE OF COMPLIANCE  
WITH OPEN MEETING LAW

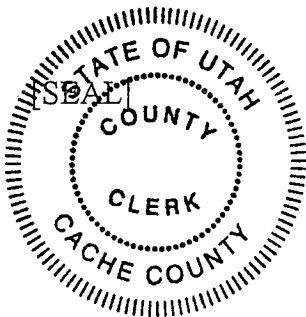
STATE OF UTAH            )  
                                      : SS  
COUNTY OF CACHE        )

I, Jill N. Zollinger, 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 in accordance with the requirements of Section 52-4-6(2), Utah Code Annotated 1953, as amended, I gave not less than twenty-four (24) hours public notice of the agenda, date, time, and place of the ~~January~~ <sup>February</sup> 13, 2001 public meeting held by the County Council (the "Council") of the County as follows:

(a) By causing a Notice, in the form attached hereto as Schedule "A", to be posted at the ~~City's~~ <sup>County's</sup> principal offices on ~~January~~ <sup>February</sup> 9, 2001, at least twenty-four (24) hours prior to the convening of the meeting, said Notice having continuously remained so posted and available for public inspection until the completion of the meeting; and

(b) By causing a copy of such Notice, in the form attached hereto as Schedule "A", to be delivered to the Herald Journal and to any other local media correspondent requesting notice of meetings of the Council, on ~~January~~ <sup>February</sup> 9, 2001, at least twenty-four (24) hours prior to the convening of the meeting.

IN WITNESS WHEREOF, I have hereunto subscribed my official signature and impressed hereon the official seal of the County this 13 day of ~~January~~ <sup>February</sup>, 2001.



*Jill N. Zollinger*  
Jill N. Zollinger, County Clerk

SIGN I

SCHEDULE "A"

[Attach Notice of Meeting]

CACHE COUNTY  
CORPORATION

**M. LYNN LEMON**

COUNTY EXECUTIVE/SURVEYOR

120 NORTH 100 WEST  
LOGAN, UTAH 84321  
Tel 435-716-7171  
Fax 435-716-7172

**COUNTY COUNCIL**

DARREL L. GIBBONS  
CHAIRMAN  
LAYNE M. BECK  
V. CHAIRMAN  
H. CRAIG PETERSEN  
C. LARRY ANHDER  
CORY YEATES  
JOHN A. HANSEN  
KATHY ROBISON  
JILL N. ZOLLINGER  
CLERK

February 8, 2001

Public Notice is hereby given that the Cache County Council of Cache County, Utah will hold a Regular Meeting in the Cache County Council Chamber, 120 North 100 West, Logan, Utah 84321 at 5:00 p.m. on **TUESDAY, February 13, 2001.**

- 5:00
1. Call to Order
  2. Invocation
  3. Review and approval of agenda
  4. Review and approval of minutes
  5. Report of County Executive
    - a. Appointments
    - b. Reorganization of Cache County Municipal Building Authority
    - c. Warrants
    - d. Other Items
  6. Items of Special Interest
  7. Budgetary Matters
    - a. Transfers - Intra Department
    - b. Transfers - Inter Department
  8. Public hearings, appeals and Board of Equalization matters
    - a. Set Second Public Hearing for CDBG - February 23, 2001 - 5:15 p.m.
    - b. Board of Equalization
      1. Ratification of action on Jaques Appeal

9. Pending Action

- a. Discussion on proposed Bridgerland Ice Arena plans and specification.
- b. Resolution No. 2001-06 - Consideration for adoption of a Resolution of the County Council, of Cache County, Utah ("THE COUNTY") authorizing and approving the execution by the County of an annually renewable master lease agreement by and between the North Park Interlocal Cooperative, Cache County, Utah ("NPIC") as Lessor and the County, Hyde Park City, Utah, City of Logan, Utah and North Logan City, Utah, as Lessees ("THE LESSEES"); approving the issuance and sale by NPIC of its lease revenue bonds, Series 2001A, ("THE BONDS"), to finance a portion of the costs of acquisition, construction and equipping of an ice arena and related improvements thereto; authorizing the execution by the County of a sublease, a ground lease and other documents required in connection therewith; approving the form of a bond purchase contract; authorizing the taking of all other actions necessary to the consummation of the transactions contemplated by the bonds and this resolution; and related matters.
- c. Resolution No. 2001-07 - Consideration for adoption of a Resolution of the County Council, ("THE COUNCIL"), of Cache County, Utah ("THE COUNTY") under which the Council agrees that it will consider making an appropriation to pay any deficiency in funds required to complete an ice skating arena to be constructed in Cache County ("THE PROJECT") or in lease payments under a lease between the North Park Interlocal Cooperative and the County among others, pertaining to the project; and related matters.

10. Initial proposal for consideration of action

- a. Resolution No. 2001-08 - Authorizing Executive to Execute BCIA Operating Endowment Agreement between Cache County, Logan City, Hyde Park, North Logan and Hansen.
- b. Resolution No. 2001-09 - Agricultural Protection Area - Lynn R. and Tama Mathews
- c. Tax Exemption Requests
- d. Discussion - Proposed Zoning Changes in Fees
- e. Discussion - Procedure for Business License Fees
- f. Discussion - Parking agreement with Parking Authority
- g. Discussion - County Jail

- h. Discussion - County Administration Building
- i. Discussion - State Courts Building

- 11. Other Business
- 12. Council Member Reports
- 13. Adjourn

*David L. Gibbons*

\* Designated time for Special Interest Items

\*\*Citizens desiring to be heard are encouraged to submit their messages in writing during or prior to the hearing.

In compliance with the Americans with Disabilities Act, individuals needing special accommodations (including auxiliary communicative aids and services) during this meeting should notify Pat Parker, Cache County Council, at 716-7171 at least three working days prior to the meeting.

CACHE COUNTY  
RESOLUTION NO. 2001-08

A RESOLUTION APPROVING A GUARANTEED ENDOWMENT AGREEMENT BETWEEN CACHE COUNTY, LOGAN CITY, NORTH LOGAN CITY, HYDE PARK CITY AND HANSEN FOR THE FUNDING OF OPERATION DEFICITS, PROGRAMS, CAPITAL REPAIRS OR IMPROVEMENTS OF THE BRIDGERLAND ICE ARENA.

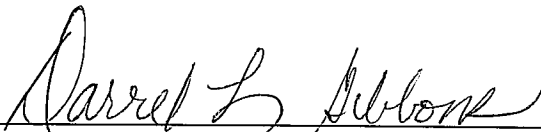
The County Council of Cache County, Utah, in regular meeting, lawful notice of which has been given, finds that it is in the best interests of the citizens of Cache County to enter into a guaranteed endowment agreement between Cache County, Logan City, North Logan City, Hyde Park City and Hansen for the funding of operation deficits, programs, capital repairs or improvements of the Bridgerland Ice Arena.

NOW, THEREFORE BE IT RESOLVED that the Cache County Executive is hereby authorized to execute the Guaranteed Endowment Agreement on behalf of Cache County for the funding of Operation Deficits, Programs, Capital Repairs or Improvements of the Bridgerland Ice Arena.

This Resolution shall take effect immediately upon adoption.

DATED this 13<sup>th</sup> day of February, 2001.

CACHE COUNTY COUNCIL

By:   
Darrel L. Gibbons, Chairman

ATTEST:

  
By: Jill N. Zollinger  
Cache County Clerk

## GUARANTEED ENDOWMENT AGREEMENT

THIS GUARANTEED ENDOWMENT AGREEMENT (the "Agreement") is made and entered into this 10<sup>th</sup> day of January, 2001, by and among BRIDGERLAND COMMUNITY ICE ARENA, a Utah non-profit corporation ("BCIA"), Dell Loy Hansen and Lynette Hansen (the "Hansens"), THE DELBERT AND BELVA HANSEN SUPPORT FOUNDATION, a Utah non-profit corporation (the "Trust") and CACHE COUNTY, LOGAN CITY, NORTH LOGAN CITY, and HYDE PARK CITY (collectively the "Municipal Entities").

### RECITALS:

A. The Bridgerland Ice Arena (the "Ice Arena") is to be constructed by the NORTH PARK INTERLOCAL COOPERATIVE (the "NPIC") and leased to the Municipal Entities, which will then sublease the Ice Arena to BCIA.

B. BCIA shall operate, manage, and maintain the Ice Arena.

C. BCIA has engaged in substantial fund raising to obtain the necessary cash to construct the Ice Arena. In addition to the fund raising, it is proposed that NPIC borrow Two Million Dollars (\$2,000,000.00) through a Lease Revenue Bond (the "Bond"), the proceeds of which shall be used in the construction of the Ice Arena.

D. NPIC shall lease the Ice Arena to the Municipal Entities and shall charge as rent therefor an amount equal to the payments required by the Bond. It is contemplated that the Municipal Entities will service payments on the Bond through the Cache County Restaurant Tax and 1/64th of 1% sales tax.

E. Prior to commencing construction, the Municipal Entities desire some assurances that BCIA will have sufficient operational revenue to fund operations and to ensure that the Ice Arena can be operated without funding shortfalls. NPIC and the Municipal Entities have requested that a guaranteed endowment be established to cover any future operating deficits or emergency capital repairs (the "Guaranteed Endowment"). The Trust agrees to fund the Guaranteed Endowment through the Revenue Pledge (defined below at Section 1.01) so long as BCIA exists as a non-profit charitable organization. The Trust, at its option, may make additional contributions to the Endowment Account (defined below), in excess of the Revenue Pledge (defined below), in accordance with its commitment to fund the Guaranteed Endowment.

F. The Trust is willing to provide the Revenue Pledge (defined below) to initiate funding of the requested Guaranteed Endowment. The Trust was funded by Hansens' contribution of an equity interest in an income-producing property (the "Contribution"). As a condition to the Contribution, the Hansens' required that the Trust not sell the contributed equity interest except after the ten (10) year anniversary of the Contribution. It is contemplated that the Revenue Pledge will, initially, generate revenue in an amount between Twenty Five Thousand Dollars (\$25,000.00) and Thirty Thousand Dollars (\$30,000) annually, which funds may be used by BCIA, if needed, to fund operating deficits, programs or capital repairs and improvements.

The Trust is willing to fund this Guaranteed Endowment in consideration of the terms and conditions set forth herein.

G. BCIA has been in the process of raising funds for the construction of the Ice Arena for some time. BCIA has had considerable success in raising funds for this purpose, but, as of the date hereof, has been unable to raise the full amount of funds necessary to complete construction of the Ice Arena.

H. Among the beneficial purposes of the Ice Arena is the anticipated use thereof by the French National Skating Team, which intends to train at the Ice Arena in anticipation of the 2002 Winter Olympic Games, to be held in nearby Salt Lake City, Utah. In order to accommodate the French National Skating Team's use of the Ice Arena, and to receive the associated financial benefits such use would confer, the Ice Arena must be constructed in time for such use, and construction must be commenced immediately to meet this timetable.

I. In addition to the foregoing, BCIA presently has available to it Bond financing, as set forth above, which may be used in connection with the construction of the Ice Arena, which Bond financing may not be available in the future.

J. In order to immediately commence construction of the Ice Arena, the guarantees set forth in this Agreement are necessary to provide the required assurances that funding will be available to complete the project and to assure operation of the Ice Arena is conducted in a fiscally-sound fashion.

NOW, THEREFORE, in consideration of the mutual covenants and promises hereinafter set forth, and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the parties agree as follows:

## ARTICLE I GUARANTEED ENDOWMENT

1.01. Establishment of Endowment. The Trust hereby agrees to pledge all of its revenue, net of costs, to fund the Guaranteed Endowment (the "Revenue Pledge"). The Trust revenue is generated by distributions from that certain income-producing real property which is the basis for the Contribution. The exact form of this Revenue Pledge shall be negotiated and agreed upon by NPIC, BCIA, and the Trust. It is contemplated that the Revenue Pledge would annually generate approximately Twenty Five Thousand Dollars (\$25,000.00) to Thirty Thousand Dollars (\$30,000.00).

1.02. Establishment of Endowment Account. Concurrent with the Revenue Pledge contemplated herein, the Trust shall establish an account (the "Endowment Account") at a financial institution mutually acceptable to the Trust and BCIA. All funds generated by the Revenue Pledge shall be deposited into the Endowment Account as it is earned and distributed.



The Endowment Account shall be an interest-bearing account, which interest shall be added to the principal of the Endowment Account.

1.03. Use of Endowment Account Funds. The funds in the Endowment Account may only be used by BCIA to fund any operating deficits, to fund programs or to make capital repairs or improvements to the Ice Arena. For purposes of this Agreement, operating deficits shall be calculated on a cash basis and shall exclude non-cash expenses such as depreciation and amortization.

1.04. Accessing Account. The Trust shall establish the Endowment Account so as to allow BCIA to access such account by making a written request to the financial institution holding the Endowment Account, seeking disbursement of a specified amount, the date by which such funds are needed, and payment instructions. The Trust shall cooperate in establishing the account so as to allow the financial institution to make direct payment of the Endowment Account funds to BCIA upon receipt of such written request. With respect to ongoing operations, BCIA shall advise and consult with the Trustee on a regular basis. Through such contact the Trustee can stay attune of BCIA's financial needs and the necessity to access Endowment Account funds.

1.05. Duration. The Guaranteed Endowment and the Revenue Pledge shall be revoked at such time as BCIA fails to exist and conduct business as a non-profit charitable organization affiliated with and acting in its capacity as the operations manager of the Ice Arena.

## ARTICLE II MISCELLANEOUS

2.01. Governing Law. The parties agree that all disputes relating to the performance or interpretation of any term or provision of this Agreement shall be governed by the laws of the state of Utah.

2.02. No Waiver of Breach. No failure by the parties hereto to insist upon the strict performance of any provision of this Agreement or to exercise any right or remedy shall constitute a waiver of any such breach or any subsequent breach. No waiver of any breach shall affect or alter this Agreement.

2.03. Notices. All notices required or permitted under this Agreement shall be in writing and shall be personally delivered, sent by overnight courier, transmitted by facsimile or mailed by U.S. certified or registered mail addressed as follows:

If to BCIA:

BRIDGERLAND COMMUNITY ICE ARENA  
Attn: Janet Borg  
PO Box 93  
Hyde Park, Utah 84318

If to the Trust:

THE DELBERT AND  
BELVA HANSEN  
SUPPORT FOUNDATION  
Attn: Tony R. Johnson  
399 North Main, Suite 200  
Logan, UT 84321

If to the Municipal Entities:

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

and to:

Mayor Douglas E. Thompson  
Logan City  
255 North Main  
Logan, Utah 84321

and to:

Mayor Jack R. Draxler  
North Logan City  
2076 North 1200 East  
North Logan, Utah 84341

and to:

Mayor Mark E. Daines  
Hyde Park City  
113 East Center  
Hyde Park, Utah 84318

All notices given pursuant to this paragraph will be deemed effective and given upon (a) personal delivery, (b) one business day after delivery to an overnight courier for delivery, (c) the business day after transmission via facsimile and the concurrent deposit in the U.S. mail, or (d) two business days after deposit in the U.S. mail, certified or registered, return receipt requested, postage prepaid.

2.04. Successors and Assigns. This Agreement shall inure to the benefit of and shall be binding upon successors and assigns.

2.05. Indemnification. BCIA hereby indemnifies the Trust, and holds it harmless from and against any loss, damage, claim, cost and expense, and any other liability whatsoever,

including reasonable attorney's fees and accountants fees incurred by the the Trust arising from any of the actions or inaction of BCIA.

2.06. Entire Agreement. This Agreement constitutes the entire agreement between the parties with respect to the subject matter hereof.

2.07. Counterparts. This Agreement may be executed in several counterparts, each of which shall be an original, but all of which will constitute one and the same instrument.

2.08. Captions Etc. The captions to the various sections of this Agreement are for convenience of reference only and in no way define, limit or describe the scope or intent of this Agreement or in any other way affect this Agreement.

2.09. Amendment. This Agreement may be amended, modified or supplemented only by written agreement of the parties.

2.10. Mediation. Any and all disputes arising out of or related to this Agreement or the parties' performance hereunder shall be submitted to mediation before a mutually acceptable mediator prior to initiation of litigation or any other binding or adjudicative dispute resolution process. The parties shall: (i) mediate in good faith; (ii) exchange all documents which each believes to be relevant and material to the issue(s) in dispute; (iii) exchange written position papers stating their position on the dispute(s) and outlining the subject matter and substance of the anticipated testimony of persons having personal knowledge of the facts underlying the dispute(s), and; (iv) engage and cooperate in such further discovery as the parties agree or mediator suggests may be necessary to facilitate effective mediation. Mediator, venue, and related costs shall be shared equally by the parties. Venue of the mediation shall be in the state of Utah. In the event the parties are unable to agree upon a mediator within seven (7) days of a request for mediation, each party shall select a mediator, and these two mediators shall select a third-party mediator to mediate the dispute. This provision shall be specifically enforceable according to its terms, including but not limited to an action to compel mediation. The prevailing party in any action to enforce in whole or in part this mediation clause shall be entitled to reimbursement of attorneys fees and costs incurred in said action.

2.11. Arbitration: In the event mediation is unsuccessful, the parties agree to arbitrate. The party requesting the arbitration shall pay the fees to initiate the arbitration. If the parties are unable to agree on a single acceptable arbitrator within seven (7) days of a request for arbitration, the mediator shall choose a single arbitrator. The chosen arbitrator shall, within thirty (30) days, review the positions of the parties and issue a decision. The arbitrator shall ask the prevailing party to draft a proposed order for consideration and objection by the other side. Upon adoption by the arbitrator, after consideration of such objections, the arbitrator's decision shall be final and binding on both parties. As part of the arbitrator's decision, the arbitrator shall determine the payment of the arbitrator's costs based on the success or failure of each party's position in the arbitration.

2.12. Survival. The provisions of Section 2.05 shall survive any termination of this Agreement.

ARTICLE III  
ADDITIONAL OBLIGATIONS

3.01. Fundraising Reports and Financial Reports. BCIA shall provide the Trust with quarterly financial statements and a quarterly summary of all funds raised of whatever nature, whether restricted or unrestricted, whether in cash or in kind as long as this Agreement is in effect or until such time as the Trust is released of its obligations hereunder.


3.02. Contribution. For all times prior to the tenth (10<sup>th</sup>) anniversary of the effectuation of the Contribution, the Trust agrees to not sell or otherwise dispose of the equity interest transferred to the Trust.

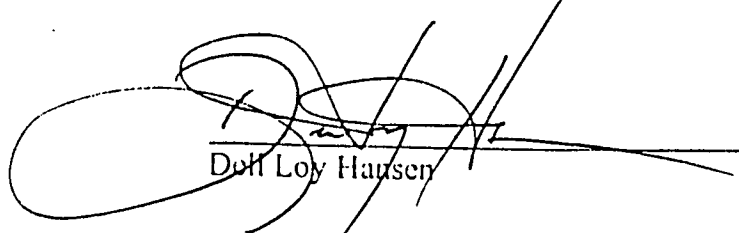
IN WITNESS WHEREOF, the parties have executed this Agreement as of the date first above written.

BRIDGERLAND COMMUNITY ICE ARENA  
a Utah non-profit corporation

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

THE DELBERT AND BELVA HANSEN  
SUPPORT FOUNDATION, a Utah non-profit  
corporation

By:   
Its: Authorized Trustee

  
Dell Loy Hansen

  
Lynnette Hansen

CACHE COUNTY

Attest:

By: \_\_\_\_\_  
Jill Zollinger, County Clerk

By: \_\_\_\_\_  
M. Lynn Lemon, County Executive

LOGAN CITY

Attest:

By: \_\_\_\_\_  
Lois Price, City Recorder

By: \_\_\_\_\_  
Douglas E. Thompson, Mayor

NORTH LOGAN CITY

Attest:

By: \_\_\_\_\_  
Jeff Jorgensen, City Recorder

By: \_\_\_\_\_  
Jack R. Draxler, Mayor

HYDE PARK CITY

Attest:

By: \_\_\_\_\_  
Judy Hawkins, City Clerk-Recorder

By: \_\_\_\_\_  
Mark E. Daines, Mayor

CACHE COUNTY

RESOLUTION NO. 2001-09

ENT 754205 Bk 987 Pg 338  
DATE 14-FEB-2001 10:33AM FEE 0.00  
MICHAEL L GLEED, RECORDER - FILED BY DP  
CACHE COUNTY, UTAH  
FOR CACHE COUNTY EXECUTIVE

A RESOLUTION APPROVING THE CREATION OF AN AGRICULTURE PROTECTION AREA.

The County Council of Cache County, State of Utah, in a regular meeting, lawful notice of which has been given, finds that the legal requirements for the creation of an agriculture protection area have been met; and, therefore, that the proposal filed by Lynn R Matthews and Tama Matthews should be approved.

THEREFORE, BE IT RESOLVED BY THE CACHE COUNTY COUNCIL, as follows:

The proposal filed with Cache County by Lynn R. Matthews and Tama Matthews dated October 23, 2000, to create an agriculture protection are on 37.95 acres of three parcels of real property located at:

(1) Legal Description:

BEG AT THE SE COR OF THE N/2 SW/4 SEC 10 T 10N R 1E W 50 2/3  
RDS N 472/5 RDS E 50 2/3 RDS S 47 2/5 RDS TO BEG 15 AC  
A1739

(2) Legal Description:

BEG AT PT 20 CH N & 14.90 CH W OF SE COR OF SW/4 SD SEC  
10 T 10N R 1ES 9.43 CHS W 8.42 CHS N 9.58 CHS E 8.62 CH To  
BEG 8 AC A1748

(3) Legal Description:

BEG AT A PT IN CENT OF EAST DITCH 9.35 CH N OF THE S/4  
COR OF SEC 10 T 10N R 1 E N 10.65 CHS W 14.90 CHS S 9.43  
ELY 14.90 CHS TO BEG 14.95 A1745

is hereby approved. The property is also described in the attached Tax Roll Records.

9.43 ELY 14.90 CHS TO BEG 14.95 A1745 ..

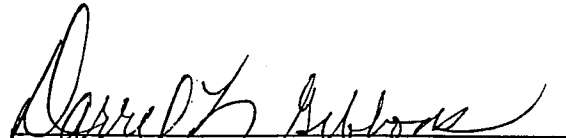
is hereby approved. The property is also described in the attached Tax Roll Records.

This resolution shall become effective immediately upon adoption.

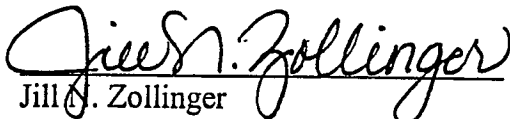
DATED this 13 day of February, 2001.

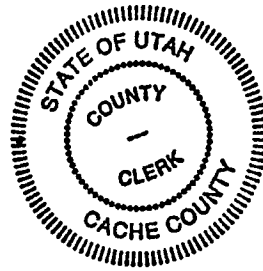
CACHE COUNTY COUNCIL

By:

  
Darrel L. Gibbons, Chairman

ATTEST:

  
Jill N. Zollinger  
Cache County Clerk



ENT 754205 Bk 987 Pg 339

10/19/1999

CACHE COUNTY TREASURER'S OFFICE  
 179 NORTH MAIN, Rm 101 • LOGAN, UT 84321  
 (435) 752-3414  
**DUE DATE: NOVEMBER 30, 1999**

USE THIS NUMBER ON ALL CHECKS AND CORRESPONDENCE

BOOK	PAGE	LINE
01	074	0007

1999

PLEASE  
E

THIS OFFICE WILL NOT BE RESPONSIBLE IF YOU PAY ON PROPERTY OTHER THAN YOUR OWN.

**FORWARD THIS NOTICE TO NEW OWNER IF PROPERTY HAS BEEN SOLD**

BEG AT THE SE COR OF THE N/2 SW/4 SEC 10 T 10N R 1E W 50  
 2/3 RDS N 472/5 RDS E 50 2/3 RDS S 47 2/5 RDS TO BEG 15 AC  
 A1739

MATHEWS, LYNN R & TAMA  
 459 E 200 S  
 HYRUM, UT 84319-1720

TAXES HEREIN ENUMERATED FOR THE CURRENT YEAR ARE DUE AND PAYABLE IN TREASURERS OFFICE, LAST NOTICE REQUIRED BY LAW.

**BREAKDOWN BY PROPERTY TYPE**

DESCRIPTION	ACRES/COUNT	MARKET VALUE	TAXABLE VALUE	TAX AMOUNT		
LG LAND GREENBELT	15.00	60,000	6,555	56.12		
		<b>TOTALS</b>	15.00	60,000	6,555	56.12

**BREAKDOWN BY TAXING UNIT (APPORTIONMENT)**

ENTITY	TAXING UNIT	TAX RATE	EFFECTIVE TAX RATE	TAX AMOUNT	
28	CACHE CO GENERAL FUND	0.001325	0.000145	8.69	
30	CACHE CO SCHOOL DISTRICT	0.004861	0.000531	31.86	
38	CACHE CO HEALTH FUND	0.000183	0.000020	1.20	
8	MULTI-CO A & C	0.000222	0.000024	1.46	
58	COUNTY ASSESS & COLLECT	0.000131	0.000014	0.86	
60	STWDE SCHOOL LEVY CACHE	0.001840	0.000201	12.06	
		<b>TOTALS</b>	0.008562	0.000935	56.12

PREPAYMENTS

0.00

ABATEMENTS

0.00

**TOTAL TAX DUE**

56.12

KEEP ABOVE PORTION FOR YOUR RECORDS • DETACH ENTIRE BOTTOM AND RETURN WITH PAYMENT, BRING ENTIRE NOTICE WHEN PAYING IN PERSON.



10/19/1999

### TAX NOTICE

CACHE COUNTY TREASURER'S OFFICE  
179 NORTH MAIN, Rm 101 • LOGAN, UT 84321  
(435) 752-3414

**DUE DATE: NOVEMBER 30, 1999**

USE THIS NUMBER ON ALL  
CHECKS AND CORRESPONDENCE

BOOK	PAGE	LINE
01	074	0009

1999

THIS OFFICE WILL NOT BE RESPONSIBLE IF YOU PAY  
ON PROPERTY OTHER THAN YR OWNERS

**FORWARD THIS NOTICE TO NEW OWNER IF PROPERTY HAS BEEN SOLD**

MATHEWS, LYNN R & TAMA  
459 E 200 S  
HYRUM, UT 84319-1720

181 E 6400 S  
HYRUM  
BEG AT PT 20 CH N & 14.90 CH W OF SE COR OF SW/4 SD SEC  
10 T 10N R 1ES 9.43 CHS W 8.42 CHS N 9.58 CHS E 8.62 CH TO  
BEG 8AC A1748

TAXES HEREIN ENUMERATED FOR THE CURRENT YEAR ARE DUE AND PAYABLE IN TREASURERS OFFICE, LAST NOTICE REQUIRED BY LAW.

BREAKDOWN BY PROPERTY TYPE					
DESCRIPTION	ACRES/COUNT	MARKET VALUE	TAXABLE VALUE	TAX AMOUNT	
BA BUILDING AGRICULTURE	0.00	128,243	128,245	1,098.00	
LG LAND GREENBELT	8.00	32,000	3,990	34.16	
<b>TOTALS</b>		8.00	160,243	132,235	1,132.20

BREAKDOWN BY TAXING UNIT (APPORTIONMENT)				
ENTITY	TAXING UNIT	TAX RATE	EFFECTIVE TAX RATE	TAX AMOUNT
28	CACHE CO GENERAL FUND	0.001325	0.001093	175.21
30	CACHE CO SCHOOL DISTRICT	0.004861	0.004011	642.79
	CACHE CO HEALTH FUND	0.000183	0.000151	24.20
	MULTI-CO A & C	0.000222	0.000183	29.50
58	COUNTY ASSESS & COLLECT	0.000131	0.000108	17.32
60	STWDE SCHOOL LEVY CACHE	0.001840	0.001518	243.31
<b>TOTALS</b>		0.008562	0.007065	1,132.20

PREPAYMENTS	0.00	ABATEMENTS	0.00	<b>TOTAL TAX DUE</b>	1,132.20
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KEEP ABOVE PORTION FOR YOUR RECORDS • DETACH ENTIRE BOTTOM AND RETURN WITH PAYMENT, BRING ENTIRE NOTICE WHEN PAYING IN PERSON.

10/19/1999

**TAX NOTICE**  
 CACHE COUNTY TREASURER'S OFFICE  
 179 NORTH MAIN, Rm 101 • LOGAN, UT 84321  
 (435) 752-3414  
**DUE DATE: NOVEMBER 30, 1999**

USE THIS NUMBER ON ALL CHECKS AND CORRESPONDENCE

BOOK	PAGE	LINE
01	074	0008

1999

BEG AT A PT IN CENT OF EAST DITCH 9.35 CH N OF THE S/4 COR OF SEC 10 T 10N R 1 E N 10.65 CHS W 14.90 CHS S 9.43 CHS ELY 14.90 CHS TO BEG 14.95 A1745

FORWARD THIS NOTICE TO NEW OWNER IF PROPERTY HAS BEEN SOLD

MATHEWS, LYNN R & TAMA L  
 459 E 200 S  
 HYRUM, UT 84319-1720

TAXES HEREIN ENUMERATED FOR THE CURRENT YEAR ARE DUE AND PAYABLE IN TREASURERS OFFICE, LAST NOTICE REQUIRED BY LAW.

BREAKDOWN BY PROPERTY TYPE				
DESCRIPTION	ACRES/COUNT	MARKET VALUE	TAXABLE VALUE	TAX AMOUNT
LG LAND GREENBELT	14.95	59,800	7,850	
<b>TOTALS</b>				67.21

BREAKDOWN BY TAXING UNIT (APPORTIONMENT)				
ENTITY	TAXING UNIT	TAX RATE	EFFECTIVE TAX RATE	TAX AMOUNT
28	CACHE CO GENERAL FUND	0.001325	0.000174	10.43
30	CACHE CO SCHOOL DISTRICT	0.004861	0.000638	38.16
38	CACHE CO HEALTH FUND	0.000183	0.000024	1.44
	MULTI-CO A & C	0.000222	0.000029	1.74
58	COUNTY ASSESS & COLLECT	0.000131	0.000017	1.03
60	STWDE SCHOOL LEVY CACHE	0.001840	0.000242	14.44
<b>TOTALS</b>		0.008562	0.001124	67.21

PREPAYMENTS	0.00	ABATEMENTS	0.00	<b>TOTAL TAX DUE</b>	67.21
-------------	------	------------	------	----------------------	-------

KEEP ABOVE PORTION FOR YOUR RECORDS • DETACH ENTIRE BOTTOM AND RETURN WITH PAYMENT. BRING ENTIRE NOTICE WHEN PAYING IN PERSON.

# Tax Roll Information

Wednesday, February 14, 2001

For 01-074-0007

9:32AM

## Owner Name & Address

Parcel	01-074-0007	Entry	520932
Name	MATHEWS, LYNN R & TAMA		
C/O Name			
Address 1	459 E 200 S		
Address 2			
City State Zip	HYRUM	UT	84319
District	028 COUNTY OUTSIDE		
Year	2001	Status	TX

## Owners List

1	MATHEWS, LYNN R & TAMA
	520932 446/546

## Property Address

Address	
City	
Tax Rate	0.008245

### \*\*\*\*\* PROPERTY INFORMATION \*\*\*\*\*

		2000		2001	
LG	LAND GREENBELT	ACRES	MARKET TAXABLE	MARKET TAXABLE	
		15.00	66,000 6,555	66,000 6,555	
	Totals	15.00	66,000 6,555	66,000 6,555	

### \*\*\*\*\* BUILDING & TAX INFORMATION \*\*\*\*\*

Square Footage:	0	Taxes for:	2000	54.05
Year Built:	0	Taxes for:	2001	54.05
Building Type:		Special Tax:		0.00
		Abatements:		0.00
		Payments: (		0.00 )
		Balance Due:		54.05

### \*\*\*\*\* GREENBELT INFORMATION \*\*\*\*\*

CLASS	ACRES	MARKET	TAXABLE
IT II	6.20	27,279	3,255
IT III	8.80	38,721	3,300
	15	66,000	6,555

### \*\*\*\*\* BACK TAX SUMMARY \*\*\*\*\*

NO BACK TAXES

\_\_\_\_\_  
Signature

CACHE COUNTY TREASURER/DEPUTY

### \*\*\*\*\* PARCEL HISTORY SECTION \*\*\*\*\*

446/539,544-45

ENT 754205 Bk 987 Pg 340

# Tax Roll Information

Wednesday, February 14, 2001

9:32AM

Parcel 01-074-0007

Entry 520932

Name MATHEWS, LYNN R & TAMA

\*\*\*\*\* LEGAL DESCRIPTION \*\*\*\*\*

Property Address:

Current Year:

BEG AT THE SE COR OF THE N/2 SW/4 SEC 10 T 10N R 1E W 50 2/3 RDS N 472/5 RDS E 50  
2/3 RDS S 47 2/5 RDS TO BEG 15 AC A1739

Next Year:

Next Year Legal Description Same as Current Year

\*\*\*\*\* End of Report \*\*\*\*\*

ENT 754205 Bk 987 Pg 341

# Tax Roll Information

For 01-074-0008

**Owner Name & Address**

**Owners List**

Parcel 01-074-0008 Entry  
 Name MATHEWS, LYNN R & TAMA L  
 /O Name  
 Address 1 459 E 200 S  
 Address 2  
 City State Zip HYRUM UT 84319  
 District 028 COUNTY OUTSIDE  
 Year 2001 Status TX

1 MATHEWS, LYNN R & TAMA L

**Property Address**

Address  
 City  
 Tax Rate 0.008245

\*\*\*\*\* PROPERTY INFORMATION \*\*\*\*\*

		2000		2001		
LG	LAND GREENBELT	ACRES	MARKET	TAXABLE	MARKET	TAXABLE
	Totals	14.95	65,780	7,845	65,780	7,846
		14.95	65,780	7,845	65,780	7,846

\*\*\*\*\* BUILDING & TAX INFORMATION \*\*\*\*\*

Square Footage: 0	Taxes for: 2000	64.68
Year Built: 0	Taxes for: 2001	64.69
Building Type:	Special Tax:	0.00
	Abatements:	0.00
	Payments: (	0.00 )
	Balance Due:	64.69

\*\*\*\*\* GREENBELT INFORMATION \*\*\*\*\*

CLASS	ACRES	MARKET	TAXABLE
IT II	14.93	65,691	7,840
IT III	0.02	87	10
IT OII	0.00	0	
IT OIII	0.00	2	
	15	65,780	7,850

\*\*\*\*\* BACK TAX SUMMARY \*\*\*\*\*

NO BACK TAXES

\_\_\_\_\_  
 Signature

CACHE COUNTY TREASURER/DEPUTY

ENT 754205 Bk 987 Pg 342

# Tax Roll Information

Wednesday, February 14, 2001

9:32AM

Parcel 01-074-0008

Entry

Name MATHEWS, LYNN R & TAMA L

\*\*\*\*\* LEGAL DESCRIPTION \*\*\*\*\*

Property Address:

Current Year:

BEG AT A PT IN CENT OF EAST DITCH 9.35 CH N OF THE S/4 COR OF SEC 10 T 10N R 1 E N  
10.65 CHS W 14.90 CHS S 9.43 CHS ELY 14.90 CHS TO BEG 14.95 A1745

Next Year:

Next Year Legal Description Same as Current Year

\*\*\*\*\* End of Report \*\*\*\*\*

ENT 754205 Bk 987 Pg 343

# Tax Roll Information

Wednesday, February 14, 2001

For 01-074-0009

9:32AM

## Owner Name & Address

Parcel	01-074-0009	Entry
Name	MATHEWS, LYNN R & TAMA	
C/O Name		
Address 1	459 E 200 S	
Address 2		
City State Zip	HYRUM	UT 84319
District	028	COUNTY OUTSIDE
Year	2001	Status TX

## Owners List

1 MATHEWS, LYNN R & TAMA
--------------------------

## Property Address

Address	181 E 6400 S
City	HYRUM
Tax Rate	0.008245

### \*\*\*\*\* PROPERTY INFORMATION \*\*\*\*\*

		2000		2001	
	ACRES	MARKET	TAXABLE	MARKET	TAXABLE
BA BUILDING AGRICULTURE		128,243	128,245	128,243	128,245
LG LAND GREENBELT	8.00	35,200	3,990	35,200	3,990
Totals	8.00	163,443	132,235	163,443	132,235

### \*\*\*\*\* BUILDING & TAX INFORMATION \*\*\*\*\*

Square Footage: 0	Taxes for: 2000	1,090.28
Year Built: 0	Taxes for: 2001	1,090.28
Building Type:	Special Tax:	0.00
	Abatements:	0.00
	Payments: (	0.00 )
	Balance Due:	1,090.28

### \*\*\*\*\* GREENBELT INFORMATION \*\*\*\*\*

CLASS	ACRES	MARKET	TAXABLE
IT II	6.60	29,039	3,465
IT III	1.40	6,159	525
IT OII	0.00	0	
IT OIII	0.00	2	
	8	35,200	3,990

### \*\*\*\*\* BACK TAX SUMMARY \*\*\*\*\*

NO BACK TAXES

\_\_\_\_\_  
Signature

CACHE COUNTY TREASURER/DEPUTY

ENT 754205 BK 987 Pg 344

# Tax Roll Information

Wednesday, February 14, 2001

9:32AM

Parcel 01-074-0009

Entry

Name MATHEWS, LYNN R & TAMA

\*\*\*\*\* LEGAL DESCRIPTION \*\*\*\*\*

Property Address: 181 E 6400 S  
HYRUM

**Current Year:**

BEG AT PT 20 CH N & 14.90 CH W OF SE COR OF SW/4 SD SEC 10 T 10N R 1ES 9.43 CHS W  
8.42 CHS N 9.58 CHS E 8.62 CH TO BEG 8AC A1748

**Next Year:**

Next Year Legal Description Same as Current Year

\*\*\*\*\* End of Report \*\*\*\*\*

ENT 754205 Bk 987 Pg 345



# MEMORANDUM

TO: Cache County Council  
FROM: Tamra Stones, Cache County Auditor  
DATE: January 30, 2001  
SUBJECT: Continuation of Tax Exemption Application -2001

**Affidavit:** Roman Catholic Church, 07-109-0015- (Condo) 567 East 200 North; 05-040-0011 (Church and rectory) at 795 North 800 East, Logan, UT 84321 (Contact person: Richard Salvitti, Director 801-328-8641)

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 2001.

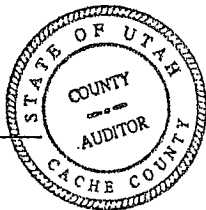
## DETERMINATION:

APPROVED                       TABLED                       INTENT TO DENY

*David L. Johnson*  
Cache County Council Chairman

Feb. 13, 2001  
Date

Attested:  
*Tamra Stones*  
Tamra Stones, BOE Clerk



# MEMORANDUM

TO: Cache County Council  
FROM: Tamra Stones, Cache County Auditor  
DATE: January 30, 2001  
SUBJECT: Continuation of Tax Exemption Application -2001

---

Affidavit: Logan English Congregation of Jehovah's Witnesses - 03-020-0024 -  
2813 South Main, Nibley, UT 84321 (Contact person: William E. Coulson,  
Secretary 752-2782)

The 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 this organization serves religious purposes and that the land and personal property affidavit as submitted, be granted a tax exemption status for the year 2001.

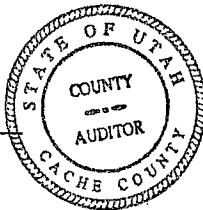
## DETERMINATION

APPROVED                       TABLED                       INTENT TO DENY  
*Darrell H. Gussow*  
Cache County Council Chairman

*Feb 13, 2001*  
Date

Attested:

*Tamra Stones*  
Tamra Stones, BOE Clerk



# MEMORANDUM

TO: Cache County Council  
FROM: Tamra Stones, Cache County Auditor  
DATE: January 26, 2001  
SUBJECT: Application for Tax Exemption - 2001

---

**Application:** Beaver Mountain Ski Patrol (a subordinate of National Ski Patrol) - - at Beaver Mountain on state owned land leased by Beaver Mtn Ski Corp and subleased to the Ski Patrol, Logan Canyon, UT (Contact person: Dave Anderson, Patrol Leader 787-2055)

The application has been reviewed. The building has an ambulance port and is to provide a first aid room with equipment, entrance lockers for volunteer patrollers, and a base for operations. All real and personal property is used to provide emergency care of injured skiers and/or provide a base for search and rescue operations. This organization qualifies under section IRS 501 (c) (3) and serves charitable purposes.

## FINDINGS OF FACT - UCA 59-2-1101

The Board finds this organization serves charitable purposes and that the real and personal property affidavit as submitted, be granted a tax exemption status for the year 2001.

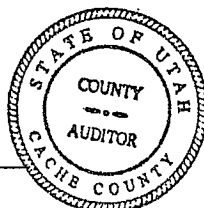
## DETERMINATION

APPROVED                       TABLED                       INTENT TO DENY

  
\_\_\_\_\_  
Cache County Council Chairman

    Feb. 13, 2001      
\_\_\_\_\_  
Date

Attested:  
  
\_\_\_\_\_  
Tamra Stones, BOE Clerk



# MEMORANDUM

TO: Cache County Council  
FROM: Tamra Stones, Cache County Auditor  
DATE: January 26, 2001  
SUBJECT: Continuation of Tax Exemption Application -2001

---

**Affidavit:** **Bear River Head Start - 02-041-0009-** 75 South 400 West, Logan, UT 84321. (Contact person: Guy Ballard, Fiscal Officer 755-0081)

The application has been reviewed. This organization serves educational purposes. All real and personal property is used to provide services to those who are in need of child care. Parents receive education and help in nutrition, social, employability, literacy skills and other areas.

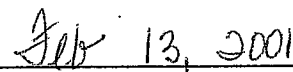
## FINDINGS OF FACT - UCA 59-2-1101

The Board finds this organization serves educational purposes and that the real and personal property affidavit as submitted, be granted a tax exemption status for the year 2001.

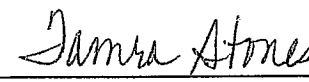
## DETERMINATION

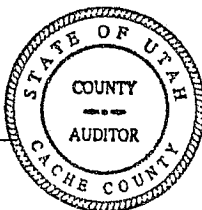
APPROVED                       TABLED                       INTENT TO DENY

  
\_\_\_\_\_  
Cache County Council Chairman

  
\_\_\_\_\_  
Date

Attested:

  
\_\_\_\_\_  
Tamra Stones, BOE Clerk



# MEMORANDUM

TO: Cache County Council  
FROM: Tamra Stones, Cache County Auditor  
DATE: February 1, 2001  
SUBJECT: Continuation of Tax Exemption Application -2001

Affidavit: Citizens Against Physical and Sexual Abuse - 06-058-0006- P O Box 3617  
Logan, UT 84321. Location of building is confidential. New parcel acquired  
February 14, 2000 3.13 acres - **05-046-0021 vacant land** (Contact Person: Jill W.  
Anderson, Exec. Director, 753-2500)

The application has been reviewed. This organization serves charitable purposes. All personal property is used by the organization which provides shelter and services for victims of domestic violence and sexual abuse. Currently parcel 05-046-0021 is vacant and does not qualify to receive tax exempt status for 2001, but if a building permit is approved & construction begins before Board of Equalization concludes, CAPSA will appeal the status.

## FINDINGS OF FACT - UCA 59-2-1101

The CAPSA organization has maintained the standing and purposes as originally established by sworn affidavit provided. Parcel 05-046-0021 is vacant land and does not qualify for exemption this year. Recommend approval of parcel 06-058-0006 and personal property for tax exemption.

## DETERMINATION

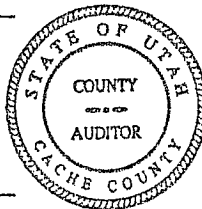
APPROVED                       TABLED                       INTENT TO DENY

*Barrel L. Johnson*  
Cache County Council Chairman

Feb. 13, 2001  
Date

Attested:

*Tamra Stones*  
Tamra Stones, BOE Clerk



# MEMORANDUM

TO: Cache County Council  
FROM: Tamra Stones, Cache County Auditor  
DATE: January 31, 2001  
SUBJECT: Continuation of Tax Exemption Application -2001

---

Affidavit: **Daughters of the Utah Pioneers Museum** - seeking exemption on personal property and Leasehold portion of Cache Chamber of Commerce building. Located at 160 N. Main Logan, UT. (See attached sq. ft. breakdown) (Contact person: Patricia Hugie 752-2008)

This application has been reviewed . This organization serves educational purposes. All personal property is used by the museum to house artifacts from Utah History.

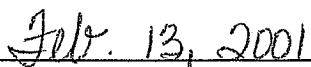
## FINDINGS OF FACT - UCA 59-2-1101

The board finds that the Daughters of the Utah Pioneers Museum serves educational purposes and that the portion of the leased space and the personal property be tax exempt for the 2001. tax year.

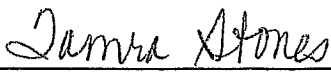
## DETERMINATION

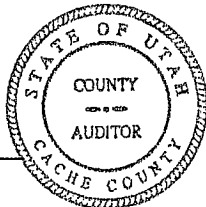
APPROVED                       TABLED                       INTENT TO DENY

  
\_\_\_\_\_  
Cache County Council Chairman

  
\_\_\_\_\_  
Date

Attested:

  
\_\_\_\_\_  
Tamra Stones, BOE Clerk



January 31, 2001

## CACHE CHAMBER OF COMMERCE

160 North Main - Logan

Space allocation Square Footage Breakdown

06-018-0038	Square Footage	percentage	Ownership Interest
2nd Floor (Chamber owned as of 2000)	3,255	36.00%	1/3
1st Floor (Chamber)	5,787	64.00%	2/3
Total Building	9,042	100.00%	1

06-018-0038	Square Footage	percentage
DUP Museum	2,188	24.20%
Spendlove Research -BAICOR	329	3.63%
Alliance for Youth & Families	307	3.40%
Boys & Girls Clubs	348	3.85%
Chamber	5,870	64.92%
Total Chamber owned	9,042	100.00%

PROPOSED FEE SCHEDULE FOR YEAR 2001  
FOR CACHE COUNTY ZONING OFFICE

Application	Current Fee	Proposed Fee	Mark Teuscher	S.L. County	Ordan	Linton
Zoning Clearance For Building Permits (Same Day turn-around - only if possible - double fee) Farm Building/Accessory Building Single Family Dwellings Commercial Buildings	\$25.00 \$30.00 \$50.00	\$50.00 \$75.00 \$100.00	\$100.00 for all Zoning Clearances			
Zoning Clearance for Business License	\$20.00	\$50.00				\$100.00
Special Use Permit	<del>\$150.00</del>					
Special Meeting Fee (in addition to regular fee)	\$125.00	\$200.00	\$175.00			
Conditional Use Permit for Commercial Use	\$175.00	\$250.00	\$200.00	\$300.00 + \$100/acre over 1	\$140.00	\$125.00
Preliminary Plat Subdivision Applications: (\$100 refunded if annexed into an incorporated area after application filed)						
3-lot Subdivision	\$200.00	\$400.00	\$300.00 +	\$250.00 +	\$100.00 +	\$250.00 - \$500.00 +
4-lot Subdivision	\$250.00	\$500.00	\$200.00/lot	\$25.00/lot	\$10.00/lot +	\$2.00 - \$25.00/acre
5-lot Subdivision	\$300.00	\$600.00				
for every lot over 5 - an additional	\$50.00	\$100.00		FR \$600.00 + \$100.00/lot	FR \$50.00 to see Z. Admin. + \$75.00 site plan review	
Final Plat Subdivision Applications:						
3-lot Subdivision	\$200.00	\$300.00	\$300.00 +	\$300.00 + \$75.00/lot	Sensitive Overlay Zone	\$100.00/site plat amendment
4-lot Subdivision	\$250.00	\$400.00	\$100.00/lot			
5-lot Subdivision	\$300.00	\$500.00		FR \$600.00 + \$150.00/lot		
for every lot over 5 - an additional	\$50.00	\$100.00				
For Split-Lot A Lot Split Application Vacant lot With One Existing Home	<del>\$50.00</del> <del>\$50.00</del>	\$150.00	\$200.00			
Conditional Use Permit for Single Family Dwellings	<del>\$50.00</del>					
Rezoning Application	\$250.00	\$400.00	\$400.00			\$300.00
Board of Adjustment Special Exception Appeal	\$30.00 \$30.00	\$100.00 \$150.00	\$150.00 \$150.00	\$200.00		\$100.00
Township Property Annexing into Incorporated Areas	<del>\$250.00</del>					
Notary Stamp & Signature for services submitted to the office	\$5.00					
Photocopies	\$1.10	\$2.25				
Black & White Map	\$1.00	\$1.00				