

CACHE COUNTY COUNCIL

February 10, 2009

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**CACHE COUNTY COUNCIL MEETING
February 10, 2009**

The Cache County Council convened in a regular session on February 10, 2009 at 5:00 p.m. in the Cache County Council Chamber at 199 North Main, Logan, Utah.

ATTENDANCE:

Chairman: H. Craig Petersen
Vice Chairman: Gordon Zilles
Council Members: Craig W Buttars, Brian Chambers, Kathy Robison, Jon White & Cory Yeates.
County Executive: M. Lynn Lemon
County Clerk: Jill N. Zollinger
Interim County Attorney: James Swink

The following individuals were also in attendance: Gordon Allred, Farley M Anderson, Rod Anderson, Ann Marie Atkinson, Tony Baird, William D. Bertolio, Rick Black, Ann Bowcutt, L D Bowcutt, Trudy Bowles, David Butterfield, Brent Capener, Kenneth Cardon, Sharlene Cardon, Wayne R. Cardon, Alene Chambers, Brett Chambers, Jacqueline Chambers, Jan Chambers, Josh Chambers, Matthew Chambers, Scott Chambers, Shayne Chambers, Stacie Chambers, Peggy Chanson, Captain Kim Cheshire, Darla D Clark, Chris Daines, George Daines, Don Davis, John Eiman, Clair Ellis, Darrell Erickson, Linda Evans, Bob Fotheringham, Cherie Fowers, Kambria Fowers, Talia Fowers, Colleen Fuller, Stan Fuller, Recorder Mike Glead, Pat Gordon, Brian Groves, Julie Gwynn, Roy Hall, Michelle Hammond, Nancy Hammond, Patricia P Harris, Renee Henrie, Tim Hess, Lou Hickman, Sharon L Hoth, Jim Huska, David James, S James, Lieutenant Chad Jensen, B Johnson, Ronda Kingsford, Karen Kingston, Barbara Lachmar, Troy Liquin, Don Linton, Lieutenant Brian Locke, Shelly Locke, Debra Low, Nancy Lucas, Danny Macfarlane, Mariah Marley, Gary Meunier, Nannette Miller, Ami Moser, Grant Moser, Margaret Murdock, W. Shayne Murdock, Sheriff Lynn Nelson, Dave Nielsen, Sharon Nielson, Lauren Reiher, Hazel Stettler Manning, Patricia Merrick, Eileen Milligan, Lynn Nelson, Pat Parker, Annette Petersen, Kathi Petersen, Peggy Petersen, Rod Peterson, Craig Pettigrew, Cynthia Prante, Tami Pyfer, Joy Reyes, Annette Rindlisbacher, Holly Rindlisbacher, Jon Robinson, Maybell Romero, Chief Russ Roper, Josh Runhaar, Jack R Saunders, Leon Savage, Erica Seamons, Billie Jo Selley, Cortney Selley, Kaylib Selley, Rob Selley, Jim Smith, Amy Stewart, Clint Stonecipher, Lily Stonecipher, Keri Swink, Mary Tallmadge, Jonathan Thomas, Stephanie Chambers Thomas, Glen Thornley, Jeremy Threlfall, Jenn Torgesen, Bob Trowbridge, Gail Trowbridge, Lyle Tuddenham, Kent Wallis, Terryl Warner, Mike Weibel, Kenneth Wilson, Anne Winn, David Zilles, **Media:** Charles Geraci (Herald Journal), Arrin Brunson (Salt Lake Tribune), Jeremy Threlfall (KUTA-TV), Jennie Christensen (KVNU), Gideon Oakes (Hard News Café).

OPENING REMARKS AND PLEDGE OF ALLEGIANCE

Council member Yeates gave the opening remarks and led those present in the Pledge of Allegiance.

REVIEW AND APPROVAL OF AGENDA

The agenda was approved with the addition of the swearing in of the new County Attorney by County Clerk Zollinger immediately following the Council's selection.

REVIEW AND APPROVAL OF MINUTES

ACTION: Motion by Council member Yeates to approve the minutes of the January 27, 2009 Council Meeting with Executive Lemon's correction to page 8 – Process for selecting County Attorney at February 10, 2009 Council Meeting as follows: Delete

the words “to select” and replace with “to discuss the character, professional competence or physical or mental health of the candidates for”. Robison seconded the motion. The vote was unanimous, 7-0.

REPORT OF THE COUNTY EXECUTIVE: M. LYNN LEMON

<u>APPOINTMENTS:</u>	Thomas G. Bailey	Agriculture Protection Area Advisory Board
	Myra Thatcher	Cache County Library Board
	Steve Chambers	Cache County Weed Control Board
	Mike Ralphs	Cache County Weed Control Board
	Tom Bailey	Cache County Weed Control Board
	Mike Spackman	Cache County Weed Control Board
	D. Rick Johnson	Cache County Weed Control Board

ACTION: Motion by Vice Chairman Zilles to approve the recommended appointments. Yeates seconded the motion. The vote was unanimous, 7-0.

WARRANTS: There were no warrants.

OTHER ITEMS

- Envision Cache Valley** meeting will be held February 25, 2009 at 6:00 p.m. in the Tabernacle and Executive Lemon encouraged people to attend.
- Cloud Seeding** – Executive Lemon shared the report for January which indicates the county went from 90% to 94% of normal during the month of January 2009.
- UDOT Annual Meeting** will be May 6, 2009 from 9:00 to 11:00 a.m. in the County Council Chambers.
- UDOT de minimis Findings** – Executive Lemon referred to communication he has received from UDOT concerning Cache County’s rejecting of UDOT’s *de minimis* findings and the county’s recommendation of Alternative 5. Because of the county’s stance, there may be significant delays and problems and Lemon said the county may want to reconsider its position.
- Meetings with Local Legislators** are Saturday mornings in the Council Chambers at 11:00 a.m. There will not be a meeting on Saturday, February 14, 2009. Chairman Petersen urged attendance at these meetings.

ITEMS OF SPECIAL INTEREST

- **Employee of the Month** was presented to Rob Seeley of the Cache County Road and Weed department by Jim Smith.
- **Cache County Clerk Report – Jill Zollinger** reviewed the duties and operations of the County Clerk’s office including:
 - Minutes of Council meetings
 - Contracts, agreements, resolutions and ordinances filing
 - Public notices
 - Marriage licenses and ceremonies

Elections
Voter registration
Candidate filings
Financial campaign reports
Polling places
Poll workers
Ballots
Delivery and pick up of election equipment
Petition certification
Dog Licenses
Business licenses
County Fair and Rodeo
Customer service and public information

Chairman Petersen complimented Zollinger and stated she is an outstanding County Clerk.

PUBLIC HEARINGS, APPEALS AND BOARD OF EQUALIZATION MATTERS

PUBLIC HEARINGS SET: FEBRUARY 24, 2009 - 6:00 P.M. – AGRICULTURE PROTECTION AREA CURTIS W AND K SUZANNE DENT
AUGUST 11, 2009 – 6:00 P.M. – PROPERTY TAX INCREASE FOR 2009
NOVEMBER 24, 2009 – 6:00 P.M. – ADOPTION OF 2010 BUDGET AND PROPERTY TAX INCREASE

ACTION: Motion by Council member Yeates to set Public Hearings for February 24, 2009 at 6:00 p.m. – Agriculture Protection Area Curtis W and Suzanne Dent; August 11, 2009 at 6:00 p.m. – Property Tax Increase for 2009; November 24, 2009 at 6:00 p.m. – Adoption of 2010 Budget and Property Tax Increase. Zilles seconded the motion. The vote was unanimous, 7-0.

Chairman Petersen asked Executive Lemon to explain why the Property Tax Public Hearings are being scheduled so far in advance. Executive Lemon noted this is to meet legal requirements.

ACTION: Motion by Council member Robison to convene as a Board of Equalization. Yeates seconded the motion. The vote was unanimous, 7-0.

THE COUNCIL CONVENED AS A BOARD OF EQUALIZATION.

BOARD OF EQUALIZATION

- **Tax Exemption Requests**
Bridgerland Community Ice Arena, Inc.
Cache County Children's Justice Center
CAPSA
First Presbyterian Church
Holy Cross Lutheran Church
Logan Lighthouse Ministry
Neighborhood Non-Profit Housing Corporation

The North American Islamic Trust, Inc.
Trapper Trails Council, BSA

Chairman Petersen noted all of these are continuations of exemptions granted in previous years.

ACTION: Motion by Council member Buttars to approve the Tax Exemption Requests. White seconded the motion. The vote was unanimous, 7-0.

ACTION: Motion by Council member Yeates to adjourn from the Board of Equalization. Robison seconded the motion. The vote was unanimous, 7-0.

THE COUNCIL ADJOURNED FROM THE BOARD OF EQUALIZATION.

PENDING ACTION

- **Four-Day Work Week – Discussion** – Executive Lemon indicated that when the county decided to go to the four-day work week, it was decided to review that decision in six months. Lemon said that, generally, employees like it; and, generally, department heads like it; but Lemon has received negative comments, generally, from the public.

Lemon directed the Council's attention to Assessor Howell's letter listing the number of people being served during the 7:00 – 8:00 a.m. and 5:00 -6:00 p.m. hours. Chairman Petersen interpreted the figures as follows – the hours are about 18% of the total hours open and the usages is about 12%; however, the numbers appear to have an upward trend and may even out.

Yeates asked how many hours are being generated in the offices that are closed on Fridays who open to take care of a customer's needs? Lemon said he does not know.

Petersen asked how many counties have adopted the four-day work week? Lemon said he did not know, but will find out.

Lemon said the biggest challenge is trying to reconcile between the five-day work week and the four-day work week. Jim Smith is checking with other counties to see how they handle it. Holidays present problems when they fall on Friday and the county may be forced to do a different holiday schedule for employees who are on a four-day work week versus those on a five-day work week. It's a little confusing.

Chambers asked if the county should stay as it is for a while?

Lemon said that, if the state is going to evaluate in a year, perhaps the county should wait to see the decision of the state.

Lemon also noted the state has said the dollar savings are not as great as had been expected. The county is doing a cost/savings analysis.

Chairman Petersen asked Lemon if there would be time for the analysis to be completed before the February 24, 2009 meeting? Lemon replied yes.

Petersen asked that this be on the February 24, 2009 Council meeting agenda.

INITIAL PROPOSAL FOR CONSIDERATION OF ACTION

- **Formation of a Resource Advisory Committee (RAC) for five counties within the Uintah-Wasatch Cache National Forest** – Executive Lemon reminded the Council that when the Secure Rural Schools funding was adopted in the 2009 budget, the county was required to contribute to Title II funds. The county asked to have its own RAC. The Forest Service has asked the county to consider having a joint five-county RAC consisting of Cache, Juab, Uinta, Utah and Wasatch counties to save the administrative challenge facing the Forest Service. Lemon explained the letter noted that “The amount of Title II funding can be tracked and spent by the RAC within the county of origin if so desired by the counties.” A response is needed by February 20, 2009. The Forest Service stated it is usually difficult to find 15 members representing a diverse set of interests to serve on this committee and thinks the joint RAC is a possible solution.

Attorney James Swink noted it is quite the process to get these committees in place. They have to be cleared through the Secretary of Agriculture in D.C. Everything is up in the air as far as representation on the RAC. The forest service just wants to bring people together right now to discuss how to formulate the RAC – whether a single Cache County one or a joint five-county RAC.

Buttars asked who would determine the nominees for the RAC? Lemon thought the Forest Service will, but maybe the county will be allotted committee members proportionate to the amount of funding.

Buttars believes it is more advantageous to the county, and he is more comfortable with, keeping the committee closer to home.

Council member Yeates agreed and questioned the geographical make-up of the five-county committee noting that Cache County is alone up in the north end of state.

Buttars said, perhaps, there could be three RAC committees – (1) Juab, Utah, Wasatch – (2) Cache – (3) Uintah.

Robison asked if it would be difficult to find people to serve on the RAC? Yeates and Buttars responded they could think of many people who would be willing to serve.

Petersen said, if nothing else, a single county RAC puts Cache County in connection with the Forest Service on a more consistent basis, which is something Petersen said has not happened as much as he would like.

(Attachment 1)

ACTION: Motion by Council member Buttars to notify the Forest Service that Cache County prefers to have its own single county RAC; however, if the decision is made to have a five-county RAC, that the number of seats from Cache County be proportionate to Cache County’s funding. Yeates seconded the motion. The vote was unanimous, 7-0.

- **Road Project Funding – Discussion** – Executive Lemon indicated that it may be to the

county's advantage to put off funding decisions until the status of the federal stimulus money is known and recommended placing this on the February 24, 2009 County Council agenda.

PUBLIC HEARINGS, APPEALS AND BOARD OF EQUALIZATION MATTERS

PUBLIC HEARING: FEBRUARY 10, 2009 - 5:45 P.M. – OPEN 2009 BUDGET – Executive Lemon explained the adjustments to the budget and noted that most deal with salary and employee benefits. (See Attachment 2 to Resolution No. 2009-05-Adjustments to the 2009 Budget for details.)

Tape 1, Side B

ACTION: Motion by Vice Chairman Zilles to open the Public Hearing – Open 2009 Budget. Robison seconded the motion. The vote was unanimous, 7-0.

Chairman Petersen opened the Public Hearing and invited public comment. There was none.

ACTION: Motion by Council member Yeates to close the Public Hearing – Open 2009 Budget. Zilles seconded the motion. The vote was unanimous, 7-0.

INITIAL PROPOSAL FOR CONSIDERATION OF ACTION

- **Resolution No. 2009-05 – Adjustments to the 2009 Budget**

(Attachment 2)

ACTION: Motion by Council member Yeates to waive the rules and approve Resolution No. 2009-05 – Adjustments to the 2009 Budget. Zilles seconded the motion. The vote was unanimous, 7-0.

- **Revenue Projections for the County – Discussion** – Executive Lemon said a projection was sent out regarding sales tax revenue.

Property tax revenue figures will be available in March. Lemon noted that there is still building going on and with the truth in taxation laws, if the value goes up, the rate goes down and if the value goes down, the rate goes up.

Lemon said sales tax has been received through November 2008. By the end of February, figures will be available for December 2008. Lemon said he doesn't believe the revenues will be as high as Cameron Jensen has projected.

Lemon explained the projections compared with previous years which results in a significant budget shortage. He recommends monitoring the figures for the next two to three months before making final budget predictions.

Lemon concluded the county must stay abreast of the legislature's actions. For instance, jail reimbursement has been cut by \$3 million.

The county does have a reserve balance.

Executive Lemon asked if the county has an employee who leaves, would it be better to not replace that individual rather than have to lay off employees? This can't be done countywide, but should the county consider that option?

Chambers asked if Lemon has considered the furlough option – mandatory unpaid leave? Lemon said he has considered that possibility.

Buttars agreed with the proposal to look at options including non-replacement of employees who retire or leave county employment. The Council concurred.

(Attachment 3)

APPOINTMENT OF CACHE COUNTY ATTORNEY

Chairman Petersen noted that under the law, when a county attorney resigns, the position must be filled within a specific period of time and the party which the resigning attorney was a member of (the Republican party in this case) has the responsibility for soliciting persons who are interested in the job, holding a meeting and determining acceptable candidates and submitting the names of those candidates to the County Council. The Republican party held that meeting a week ago Wednesday and submitted the names of James Swink and Joseph Chambers to the County Council. The Council's decision must be made at this meeting.

The Council has stated that the process for considering the appointment of a County Attorney was that each candidate will have five minutes to speak followed by a fifteen minute question period where each candidate will respond to the same question, in turn. The Council has received letters from each candidate stating why they are interested in the position. Petersen noted these letters were well-written and well thought out.

Joseph Chambers and James Swink gave their oral presentations.

Questions were put forward by Council members Chambers, Robison, Buttars, Yeates and Chairman Petersen.

Chairman Petersen reviewed the Utah Open and Public Meetings Act saying the law states that "A closed meeting may be held: if a quorum is present; and if two-thirds of the members of the public body present at an open meeting for which notice is given...vote to approve closing the meeting." Notice has been properly given, a quorum is present and the Council can move to an Executive Session on a two-thirds vote of the Council members, which would be five affirmative votes. A closed meeting may be held only for specific reasons and in this particular case, the reason is discussion of the character, professional competence or physical or mental health of an individual. The law also provides that ordinance, resolution, rule, regulation, contract or appointment may not be approved in a closed meeting. So if the Council determines to have an Executive Session, the decision cannot be made in that session nor will there be a straw poll taken in that session.

(Attachment 4)

ACTION: Motion by Council member Chambers to move into an Executive Session. Yeates seconded the motion.

Pat Parker asked that the oral vote on the motion be made individually.

Chairman Petersen called for the vote on the motion. The vote was unanimous, 7-0.

The Council adjourned to an Executive Session at 6:37 p.m. with Chairman Petersen stating that the only people attending the Executive Session would be the County Council members and the County Executive.

Pat Parker asked Council members to take the brown Manila envelopes out of their drawers before going into the Executive Session. The envelopes contain information relating to the candidates.

Tape 2, Side A

The Council returned to the Council meeting at 7:15 p.m.

Chairman Petersen reported the Council met in Executive Session to consider the candidates and confined their discussion in accordance with the law to the character, professional competence or physical or mental health of the individuals. There was no decision made in that session. There was no straw poll taken in that session.

Council member Yeates stated he was disappointed with the way the Republican party handled the forwarding of candidates' names to the Council. The charge to the party was to come up with three candidates for the office. Only two expressed an interest. The charge of the party is not to recommend a particular candidate. The party is to forward names to the county legislative body for consideration and from those three, an appointee would be chosen. There is a tendency to feel that the candidate who receives the most votes at the Republican Central Committee meeting is the preference, but it is not the charge of the party to endorse or recommend a particular individual.

Vice Chairman Zilles indicated he was happy to see the way the matter was handled by the Republican Central Committee allowing the Central Committee members to express their preference by a vote. Then it comes to the County Council and the Council makes a decision.

Chambers said he is pleased with the fact that there are two excellent candidates.

White agreed there are two good candidates, but one has more experience. One has the recommendation of the Republican party – the party of the previous county attorney. White opts for the candidate with more experience – Chambers.

Vice Chairman Zilles said the County Attorney's office has many different responsibilities including criminal matters and keeping the county's citizens safe. The county attorney needs to be very experienced in civil matters. Zilles said he applauds the previous county attorney's work in civil matters for the county. A county attorney needs a depth of civil law. With the resignation of Attorney Daines, the county attorney's office is very limited in the experience of reviewing and giving advice on civil matters. Zilles cited the Powder Mountain applications and documents as an example of needing an attorney skilled in civil law. Cache County has an excellent staff of criminal prosecuting attorneys. With the absence of Attorney Daines, the Council needs to look very seriously at the civil side of the county, because the county is weak in that area.

Robison indicated the county attorney's office is more than just civil law. He is the county's public liaison with various agencies, he is an administrator, his relationship with law enforcement groups and community service agencies and his interaction with county departments also has to come into play. The county needs someone who has a good working relationship with those agencies and departments that are already in place. Robison feels Mr. Swink has the ability to be the county's public liaison and has great public relations skills. These skills are just as important as civil law experience.

Chambers said he has had more phone calls and letters concerning these candidates than any other issue he can remember. A little of that was orchestrated, but most of it was genuine letters and phone calls. Chambers is pleased with the situation in the county attorney's office.

Chairman Petersen said this is a close call for him and he has gone both ways; however, there is one piece of evidence that caused him to make his decision. Petersen is very much affected by the recommendation of peers. There is a set of people in the local community who have worked with these two gentlemen for years and years on a day-to-day basis in various matters and the bulk of the other attorneys in the community seem to support Mr. Swink and that is a pretty compelling piece of evidence so Petersen's vote will be for Mr. Swink.

Buttars also stated the county is very fortunate to have two good men vying for the position. He has weighed the qualities of each and visited with each candidate. Personally, it has been a very difficult decision and Buttars came tonight without having his mind made up. He wanted to hear both candidates as they presented their positions. Buttars believes the county will be well served by either man, but the position he takes is for experience. Chambers' letter discussed an agricultural subdivisions ordinance, roadways, water and criminal matters which were important to Buttars and he will be supporting Mr. Chambers.

ACTION: Motion by Council member Chambers to appoint James Swink as the Cache County Attorney. Yeates seconded the motion. The motion passed, 4 aye – Chambers, Petersen, Robison & Yeates and 3 nay – Buttars, White & Zilles.

Swearing in of James Swink as County Attorney – County Clerk Jill Zollinger administered the oath of office to James Swink.

INITIAL PROPOSAL FOR CONSIDERATION OF ACTION

- **Development of State Improvement Plan (SIP) for Air Quality** – Chairman Petersen distributed a handout and reviewed the EPA's final determination that Cache County is not considered to be in attainment on air quality. They have also made a determination as to what the region will be. It is the lower part of Cache County as well as part of Franklin County. When this is published in the federal register this spring, the clock starts on the process.

The state, in conjunction with the county, will have three years to develop a state improvement plan – that would put it out to 2012. Then we will have another year to develop a set of controls and then another two or up to seven to actually reach attainment – between 2014 and 2019.

The state improvement plan is a three-year process which includes a model validation, control strategy testing/development and administrative sections.

Cache County Council
02-10-2009

Chairman Petersen asked Pat Parker to place the four-day work week and the road projects discussion on the February 24, 2009 County Council agenda.

COUNCIL MEMBER REPORTS

Craig "W" Buttars asked for clarification on what the status is of Forest Service road closures? Executive Lemon said he will set up a meeting.

Jon White reported he attended the Planning and Zoning meeting and they are progressing well with the subdivision ordinance.

Chairman Craig Petersen said some feedback has been received from the cities on libraries and asked Pat Parker to put together a list of those responding and to call those who have not responded by February 15, 2009 and remind them.

Gordon Zilles asked Josh Runhaar when the Agricultural Subdivision Committee will meet? Runhaar said he does not have a date yet, but there are issues to be discussed. Zilles asked that a meeting be scheduled before the end of the month.

Cory Yeates encouraged attendance at the Sheriff's Citizens' Academy held on each Wednesday evening beginning February 18, 2009.

Yeates said he has been invited again to attend the FEMA training in April in Washington, D. C.

Brian Chambers noted that the interviews for Cache County Fire Chief will begin on February 18, 2009. There were about thirteen or fourteen applicants and five will be interviewed.

ACTION: Motion by Council member Yeates to adjourn. Zilles seconded the motion. The vote was unanimous, 7-0.

ADJOURNMENT

The Council meeting adjourned at 7:43 p.m.

ATTEST: Jill N. Zollinger
County Clerk

APPROVAL: H. Craig Petersen
Chairman



United States
Department of
Agriculture

Forest
Service

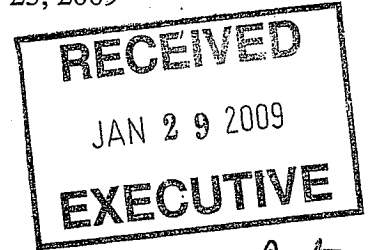
Uinta National Forest
88 West 100 North
Provo, UT 84601

Wasatch-Cache National Forest
125 South State Street
Federal Building, Room 8236
Salt Lake City, Utah 84138

File Code: 1560

Date: January 23, 2009

Lynn Lemon
County Administrator
Cache County
199 North Main Street
Logan, UT 84321



Dear Lynn: *Mkh 1/29/09*

We respectfully request discussing with you and your staff the formation of one Resource Advisory Committee (RAC) for the five counties, within the boundaries of the Uinta-Wasatch-Cache National Forest, that have elected to received Title II funds as part of the Secure Rural Schools Act. Although there are 15 counties within the boundaries of the Forest, only five have chosen Title II funds. The five counties are Cache, Juab, Uintah, Utah, and Wasatch.

Pat
Please copy
County Council
Thank you
lynn

The total amount of Title II funding that the RAC will be responsible for planning and managing is \$251,729. The break down by county is as follows:

- Cache - \$56,223;
- Juab - \$5,593;
- Uintah - \$32,517;
- Utah - \$94,499;
- Wasatch - \$62,897.

The forests in southern Utah are proposing to develop separate RAC's. It is possible for Juab County to participate in a RAC being proposed by the Fishlake National Forest, if they determine it is in their best interest.

Title II funds are to be used for resource improvement projects on National Forest System lands, or on adjacent lands where projects would also benefit the national forest. The Uinta-Wasatch-Cache National Forest is proposing only one RAC to manage the limited amount of funding for the following reasons:

1. Title II funding is limited and it is essential to limit the amount of overhead to allow for the most efficient use of funding.
2. The five counties may identify common goals or projects that could be evaluated by a RAC.
3. The amount of Title II funding can be tracked and spent by the RAC within the county of origin if so desired by the counties. Expending Title II funds within the county of origin



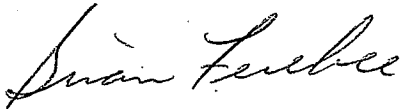
is not required by the Secure Rural Schools Act, however specific bylaws developed by the RAC and approved by the Secretary of Agriculture can specify maintaining a percentage of funding to stay within each respective county.

4. RAC's are required by law to be comprised of 15 members representing a diverse set of interests within the area affected by the RAC. In the past, it has been a challenge to find members of the public willing to be RAC members.

We would appreciate your response by February 20 regarding the proposal for one RAC, and your willingness to participate in a coordination meeting in the next few weeks. If you have questions, please contact Dave Myers, Deputy Forest Supervisor, 801-236-3404, or Loyal Clark, Public Affairs Officer, 801-342-5117.

I look forward to hearing from you.

Sincerely,



BRIAN FEREBEE
Forest Supervisor

cc: Dave Myers, Jennefer L Parker, Loyal F Clark

RESOLUTION NO. 09- 05

A RESOLUTION INCREASING THE BUDGET APPROPRIATIONS FOR CERTAIN COUNTY DEPARTMENTS.

The Cache County Council, in a duly convened meeting, pursuant to Sections 17-36-22 through 17-36-26, Utah Code Annotated, 1953 as amended, finds that certain adjustments to the Cache County budget for 2009 are reasonable and necessary; that the said budget has been reviewed by the County Auditor with all affected department heads; that a duly called hearing has been held and all interested parties have been given an opportunity to be heard; that all County Council has given due consideration to matters discussed at the public hearing and to any revised estimates of revenues; and that it is in the best interest of the County that these adjustments be made.

NOW THEREFORE, it is hereby resolved that:

Section 1.

The following adjustments are hereby made to the 2009 budget for Cache County:

see attached

Section 2.

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

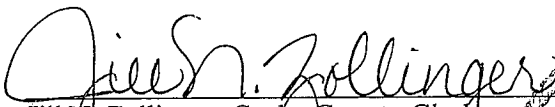
Section 3.

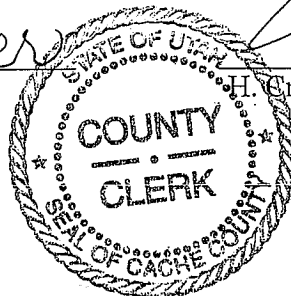
This resolution shall take effect immediately upon adoption and the County Auditor and other county officials are authorized and directed to act accordingly.

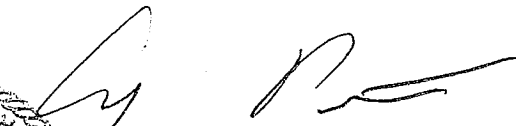
This resolution was duly adopted by the Cache County Council on the 10th day of February, 2009.

ATTESTED TO:

CACHE COUNTY COUNCIL


Jill N. Zollinger, Cache County Clerk




H. Craig Petersen, Chairman

FUND 10 GENERAL FUND EXPENDITURES

budget hearing - 2/10/09 5:45pm

ACCOUNT	DESCRIPTION	Recommended			Amended Budget	Reason for Change
		Current Budget	Increase DEBIT	Decrease CREDIT		
10-4112-110	SALARY	45,683	6,350		52,033	salary changes for 2009
10-4112-130	EMPLOYEE BENEFITS	46,775	517		47,292	salary changes for 2009
10-4131-110	SALARY	160,091	3,524		163,615	salary changes for 2009
10-4131-130	EMPLOYEE BENEFITS	69,760	565		70,325	salary changes for 2009
10-4134-110	SALARY	83,113	1,670		84,783	salary changes for 2009
10-4134-130	EMPLOYEE BENEFITS	36,057	229		36,286	salary changes for 2009
10-4135-110	SALARY	128,139	5,465		133,604	salary changes for 2009
10-4135-130	EMPLOYEE BENEFITS	67,953	1,090		69,043	salary changes for 2009
10-4136-110	SALARY	285,324	5,723		291,047	salary changes for 2009
10-4136-130	EMPLOYEE BENEFITS	122,167	789		122,956	salary changes for 2009
10-4141-110	SALARY	177,577	2,902		180,479	salary changes for 2009
10-4141-120	TEMPORARY EMPLOYEES	13,572	905		14,477	salary changes for 2009
10-4141-130	EMPLOYEE BENEFITS	75,787	365		76,152	salary changes for 2009
10-4142-110	SALARY	91,858	2,568		94,426	salary changes for 2009
10-4142-130	EMPLOYEE BENEFITS	39,949	444		40,393	salary changes for 2009
10-4143-110	SALARY	141,532	3,069		144,601	salary changes for 2009
10-4143-130	EMPLOYEE BENEFITS	56,929	442		57,371	salary changes for 2009
10-4144-110	SALARY	172,614	3,634		176,248	salary changes for 2009
10-4144-120	TEMPORARY EMPLOYEES	5,000	400		5,400	salary changes for 2009
10-4144-130	EMPLOYEE BENEFITS	68,970	547		69,517	salary changes for 2009
10-4147-110	SALARY	107,156	2,130		109,286	salary changes for 2009
10-4147-130	EMPLOYEE BENEFITS	48,094	289		48,383	salary changes for 2009
10-4148-110	SALARY	98,361	1,938		100,299	salary changes for 2009
10-4148-130	EMPLOYEE BENEFITS	34,732	262		34,994	salary changes for 2009
10-4149-110	SALARY	62,814	1,232		64,046	salary changes for 2009
10-4149-130	EMPLOYEE BENEFITS	20,821	167		20,988	salary changes for 2009
10-4160-110	SALARY	35,642	731		36,373	salary changes for 2009
10-4160-120	TEMPORARY EMPLOYEES	47,320	738		48,058	salary changes for 2009
10-4160-130	EMPLOYEE BENEFITS	22,452	49		22,501	salary changes for 2009
10-4170-110	SALARY	96,925	1,503		98,428	salary changes for 2009
10-4170-130	EMPLOYEE BENEFITS	51,626	126		51,752	salary changes for 2009
10-4210-110	SALARY	1,678,402	24,387		1,702,789	salary changes for 2009
10-4210-120	TEMPORARY EMPLOYEES	49,207	441		49,648	salary changes for 2009
10-4210-130	EMPLOYEE BENEFITS	981,215	4,224		985,439	salary changes for 2009
10-4211-110	SALARY	927,504	18,707		946,211	salary changes for 2009
10-4211-120	TEMPORARY EMPLOYEES	143,620	2,229		145,849	salary changes for 2009

budop 1

FUND 10 GENERAL FUND EXPENDITURES

ACCOUNT	DESCRIPTION	Current Budget	Recommended		Amended Budget	Reason for Change
			Increase DEBIT	Decrease CREDIT		
10-4211-130	EMPLOYEE BENEFITS	510,739	3,685		514,424	salary changes for 2009
10-4220-110	SALARY	138,374	700		139,074	salary changes for 2009
10-4220-254	FIRE - HLS NON CAPITALIZED EQUIP	80,000		(80,000)	-	NO 2009 AWARDS MADE YET
10-4230-110	SALARY	2,798,444	69,806		2,868,250	salary changes for 2009
10-4230-120	TEMPORARY EMPLOYEES	30,000	125		30,125	salary changes for 2009
10-4230-130	EMPLOYEE BENEFITS	1,620,842	16,030		1,636,872	salary changes for 2009
10-4255-110	SALARY	73,261	1,451		74,712	salary changes for 2009
10-4255-130	EMPLOYEE BENEFITS	35,101	271		35,372	salary changes for 2009
10-4255-254	EMG MGT - HLS NON CAPITALIZED EQUIP	-	80,000		80,000	HLS REAPPROP UNSEPT FUNDS
10-4410-110	SALARY	205,904	7,866		213,770	salary changes for 2009
10-4410-130	EMPLOYEE BENEFITS	106,551	1,543		108,094	salary changes for 2009
10-4450-110	SALARY	59,043	2,662		61,705	salary changes for 2009
10-4450-130	EMPLOYEE BENEFITS	35,119	503		35,622	salary changes for 2009
10-4610-110	SALARY	29,963	605		30,568	salary changes for 2009
10-4610-130	EMPLOYEE BENEFITS	18,464	26		18,490	salary changes for 2009
10-4960-605	MERIT & MARKET ADJ POOL	353,306		(205,624)	147,682	salary changes for 2009
	Totals		285,624	(285,624)	-	
	Net Adjustment					

FUND 15 ASSESSING & COLLECTING FUND EXPENDITURES

ACCOUNT	DESCRIPTION	Current Budget	Recommended		Amended Budget	Reason for Change
			Increase DEBIT	Decrease CREDIT		
15-4146-110	Assessor - Salary	675,337	18,771		694,108	salary changes for 2009
15-4146-130	Assessor - employee benefits	317,488	3,225		320,713	salary changes for 2009
15-4146-310	Assessor - Prof & Tech	35,000	20,000		55,000	Aerial Photography of Cities for Apr
15-4800-992	Contrib to A&C fund reserve	174,278		(41,996)	132,282	salary changes for 2009
	Totals		41,996	(41,996)	-	
	Net Adjustment					

FUND 17 WATER DEVELOPMENT FUND EXPENDITURES

ACCOUNT	DESCRIPTION	Current		Recommended		Amended		Reason for Change
		Budget	DEBIT	Increase	Decrease	Budget	CREDIT	
17-4115-110	SALARY	82,706	1,649			84,355		salary changes for 2009
17-4115-130	EMPLOYEE BENEFITS	22,144	225			22,369		salary changes for 2009
17-4115-605	MERIT & MARKET ADJ POOL	2,094			(1,874)	220		salary changes for 2009
	Totals		1,874		(1,874)			
	Net Adjustment							

FUND 20 MUNICIPAL SERVICES FUND REVENUES

ACCOUNT	DESCRIPTION	Current		Recommended		Amended		Reason for Change
		Budget	DEBIT	Increase	Decrease	Budget	CREDIT	
20-38-90000	Appropriated Surplus - Class B	(802,812)			(9,636)	(812,448)		salary changes for 2009
	Totals				(9,636)			
	Net Adjustment					(9,636)		

FUND 20 MUNICIPAL SERVICES FUND EXPENDITURES

ACCOUNT	DESCRIPTION	Current		Recommended		Amended		Reason for Change
		Budget	DEBIT	Increase	Decrease	Budget	CREDIT	
20-4180-110	SALARY	112,762	2,320			115,082		salary changes for 2009
20-4180-130	EMPLOYEE BENEFITS	57,433	315			57,748		salary changes for 2009
20-4241-110	SALARY	213,527	4,257			217,784		salary changes for 2009
20-4241-130	EMPLOYEE BENEFITS	96,263	584			96,847		salary changes for 2009
20-4253-120	TEMPORARY EMPLOYEES	11,755	230			11,985		salary changes for 2009
20-4415-110	SALARY	356,171	9,118			365,289		salary changes for 2009
20-4415-130	EMPLOYEE BENEFITS	181,330	518			181,848		salary changes for 2009
20-4800-992	Market Adjustments	8,242			(7,706)	536		salary changes for 2009
	Totals		17,342		(7,706)			
	Net Adjustment					9,636		

FUND 23 TRAVEL COUNCIL FUND REVENUES

ACCOUNT	DESCRIPTION	Current		Recommended		Amended		Reason for Change
		Budget	DEBIT	Increase	Decrease	Budget	CREDIT	
23-38-90000	APPROPRIATED SURPLUS	(1,897)			(1,440)	(3,337)		salary changes for 2009
	Totals				(1,440)			
	Net Adjustment					(1,440)		

FUND 23 TRAVEL COUNCIL FUND EXPENDITURES

ACCOUNT	DESCRIPTION	Recommended		Amended Budget	Reason for Change
		Current Budget	Increase DEBIT		
23-4780-110	SALARY	76,601	2,506	79,107	salary changes for 2009
23-4780-120	TEMPORARY EMPLOYEES	37,019	480	37,499	salary changes for 2009
23-4780-130	EMPLOYEE BENEFITS	28,316	351	28,667	salary changes for 2009
23-4780-605	Market Adjustments	1,897	(1,897)	-	salary changes for 2009
	Totals		3,337		
	Net Adjustment		(1,897)	1,440	

FUND 24 COUNCIL ON AGING FUND EXPENDITURES

ACCOUNT	DESCRIPTION	Recommended		Amended Budget	Reason for Change
		Current Budget	Increase DEBIT		
24-4970-110	SALARY	89,109	1,725	89,834	salary changes for 2009
24-4970-130	EMPLOYEE BENEFITS	48,332	177	48,509	salary changes for 2009
24-4971-110	SALARY	42,612	855	43,467	salary changes for 2009
24-4971-130	EMPLOYEE BENEFITS	24,644	103	24,747	salary changes for 2009
24-4974-110	SALARY	41,306	831	42,137	salary changes for 2009
24-4974-130	EMPLOYEE BENEFITS	23,835	98	23,933	salary changes for 2009
24-4977-110	SALARY	37,364	606	37,970	salary changes for 2009
24-4977-130	EMPLOYEE BENEFITS	22,696	78	22,774	salary changes for 2009
24-4960-605	MERIT & MARKET POOL ADJ	5,149		676	salary changes for 2009
	Totals		4,473		
	Net Adjustment		(4,473)	-	

FUND 27 COUNTY WIDE PLANNING & DEVELOPMENT FUND REVENUES

ACCOUNT	DESCRIPTION	Recommended		Amended Budget	Reason for Change
		Current Budget	Decrease DEBIT		
27-33-70000	GRANTS - OTHER LOCAL	-		(23,000)	USU CONTRIB FOR ENVISION CACHE VALLEY AND CMPO BICYCLE PATH SIGNAGE PROJECT
27-38-90000	APPROPRIATED SURPLUS	(55,981)	(2,528)	(58,509)	salary changes for 2009
	Totals		(25,528)		
	Net Adjustment			(25,528)	

FUND 27 COUNTY WIDE PLANNING & DEVELOPMENT FUND EXPENDITURES

ACCOUNT	DESCRIPTION	Recommended		Amended Budget	Reason for Change
		Current Budget	Increase DEBIT		
27-4181-110	SALARY	63,847	2,139	65,986	salary changes for 2009
27-4181-130	EMPLOYEE BENEFITS	38,737	389	39,126	salary changes for 2009
27-4181-487	VISION CACHE VALLEY PROJECT	50,000	20,000	70,000	CONTRIB USU FOR ENVISION CACHI
27-4780-488	BICYCLE PATH SIGNAGE PROJECT	-	3,000	3,000	SIGNAGE FOR BICYCLE PATHS -CMP
	Totals		25,528		
	Net Adjustment			25,528	

FUND 74 COUNTY AMBULANCE SYSTEM FUND REVENUES

ACCOUNT	DESCRIPTION	Recommended		Amended Budget	Reason for Change
		Current Budget	Increase DEBIT		
74-38-70000	Appropriated Surplus	-	(20,000)	(20,000)	to fund purchase of vehicle
	Totals		(20,000)		
	Net Adjustment			(20,000)	

FUND 74 COUNTY AMBULANCE SYSTEM FUND EXPENDITURES

ACCOUNT	DESCRIPTION	Recommended		Amended Budget	Reason for Change
		Current Budget	Increase DEBIT		
74-4262-740	Capitalized Equipment		20,000	20,000	to fund purchase of vehicle
	Totals		20,000		
	Net Adjustment			20,000	

FUND 77 AIRPORT FUND REVENUES

ACCOUNT	DESCRIPTION	Recommended		Amended Budget	Reason for Change
		Current Budget	Increase DEBIT		
77-33-70200	LOCAL ENTITY SHARED REVENUES	(50,000)	50,000	-	FEES PAID BY LOGAN CITY
	Totals		50,000		
	Net Adjustment			50,000	

FUND 77 AIRPORT FUND REVENUES

ACCOUNT	DESCRIPTION	Current Budget	Recommended		Amended Budget	Reason for Change
			Increase DEBIT	Decrease CREDIT		
77-4460-110	SALARY	74,706	1,485		76,191	Vehicle
77-4460-130	EMPLOYEE BENEFITS	33,354	81		33,435	salary changes for 2009
77-4460-312	PROF & TECH -MASTER PLAN	50,000		(50,000)	-	DESIGN FEES PAID BY LOGAN CITY
77-4460-605	MERIT & MARKET SALARY ADJ	1,893		(1,566)	327	salary changes for 2009
	Totals		1,566	(51,566)	(50,000)	
	Net Adjustment				-	

CACHE COUNTY

SCHEDULE OF SELECTED SALES AND USE TAXES

2008 Revenue Forecast

Local Sales and Use Tax						
Month	2004	2005	2006	2007	2008*	YTD %
January	37,484	41,477	50,215	54,702	49,334	7.2%
February	43,032	40,360	49,022	51,104	47,731	14.3%
March	57,921	57,586	64,349	73,655	65,375	24.2%
April	42,512	53,456	50,530	56,537	45,764	32.1%
May	40,997	40,128	49,626	53,347	-	39.3%
June	57,273	58,235	71,129	68,321	59,062	49.3%
July	43,603	45,967	56,756	52,227	47,524	57.0%
August	41,599	45,173	56,443	58,595	53,989	64.9%
September	53,474	59,232	67,668	68,219	60,442	74.6%
October	38,055	40,496	51,443	49,483	43,022	81.6%
November	41,487	48,544	52,775	51,946	43,632	89.2%
December	64,065	68,565	75,946	68,219	62,460	100.0%
Totals	561,502	599,219	695,902	706,355	578,335	
% Change	4.7%	6.7%	16.1%	1.5%	-18.1%	
				Budget	575,000	
				Difference	3,335	

County Option Sales and Use Tax						
	2004	2005	2006	2007	2008*	YTD %
January	215,526	225,539	264,839	285,793	297,385	6.9%
February	216,092	222,508	252,755	266,820	291,826	13.6%
March	301,506	314,721	348,066	391,651	392,715	23.0%
April	232,618	259,501	274,779	307,151	299,397	30.5%
May	230,655	241,251	274,285	307,897	313,338	37.9%
June	326,979	340,302	381,845	397,965	393,573	47.9%
July	238,097	269,398	304,988	307,316	319,901	55.7%
August	240,081	273,035	313,106	334,628	344,050	63.8%
September	308,481	335,823	359,043	387,108	373,673	73.5%
October	232,388	230,718	276,990	303,417	291,370	80.8%
November	235,801	284,455	301,708	316,934	291,473	88.7%
December	368,925	390,418	412,743	448,387	459,733	100.0%
Totals	3,147,149	3,387,669	3,765,147	4,055,067	4,068,434	
% Change	8.8%	7.6%	11.1%	7.7%	0.3%	
				Budget	4,000,000	
				Difference	68,434	

*Highlighted months have been estimated based on average year-to-date collection rates.

CACHE COUNTY

SCHEDULE OF SELECTED SALES AND USE TAXES

2009 Revenue Forecast

Local Sales and Use Tax				
Month	2007	2008*	2009*	YTD %
January	54,702	49,334	42,776	7.2%
February	51,104	47,731	41,386	14.3%
March	73,655	65,375	56,684	24.2%
April	56,537	45,764	39,680	32.1%
May	53,347	-	46,255	39.3%
June	68,321	59,062	51,211	49.3%
July	52,227	47,524	41,206	57.0%
August	58,595	53,989	46,812	64.9%
September	68,219	60,442	52,407	74.6%
October	49,483	43,022	37,303	81.6%
November	51,946	43,632	37,832	89.2%
December	68,219	59,150	51,287	100.0%
Totals	706,355	575,025	544,839	
% Change	1.5%	-18.6%	-5.2%	
Budget		575,000	635,000	
Difference		25	(90,161)	

County Option Sales and Use Tax				
Month	2007	2008*	2009*	YTD %
January	285,793	297,385	282,347	6.9%
February	266,820	291,826	277,070	13.6%
March	391,651	392,715	372,857	23.0%
April	307,151	299,397	284,258	30.5%
May	307,897	313,338	297,494	37.9%
June	397,965	393,573	373,672	47.9%
July	307,316	319,901	303,725	55.7%
August	334,628	344,050	326,653	63.8%
September	387,108	373,673	354,778	73.5%
October	303,417	291,370	276,637	80.8%
November	316,934	291,473	276,734	88.7%
December	448,387	425,714	404,187	100.0%
Totals	4,055,067	4,034,415	3,830,412	
% Change	7.7%	-0.5%	-5.1%	
Budget		4,000,000	3,800,000	
Difference		68,434	68,434	

*Highlighted fields are estimated.

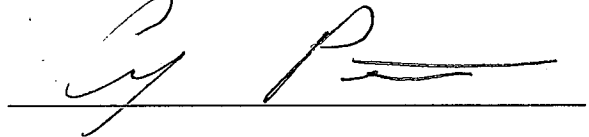
Statement Affirming Closed Meeting

In accordance with the provisions of Section 52-4-206(6), Open and Public Meetings Act, the undersigned, as the person presiding, being first duly sworn, hereby affirms under oath that the sole purpose of foreclosing a meeting of the Cache County Council _____ on this date was to discuss:

- XXX 1. The character, professional competence, or physical or mental health of an Individual as described in Subsection 52-4-205(1)(a); or
- _____ 2. Deployment of security personnel, devices, or systems as described in Subsection 52-4-205(1)(f).

The provisions of Subsection 52-4-206(1) do not apply.

Dated: February 10, 2009.

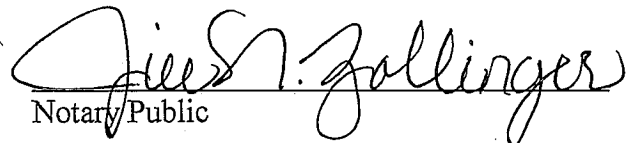
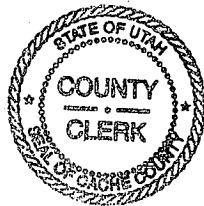


H. Craig Petersen
Chairperson

Acknowledgement

STATE OF UTAH
COUNTY OF CACHE

The foregoing statement of affirming closed meeting was acknowledged before me by H. Craig Petersen on the 10 day of February, 2009.



Notary Public