

CACHE COUNTY COUNCIL
December 08, 2009

AIR QUALITY – Timeline for EPA Non-Attainment Actions 6

BUDGET – Open 2009-Public Hearing-December 8, 2009-5:30 p.m.-Resolution No. 2009-36-Adjustments to 2009 Budget 3

BUILDING DIRECTORIES..... 6

CAPITAL IMPROVEMENTS SCHEDULE – Adoption of 2010..... 3

CARRIAGE INDUSTRIES LLC – Property Tax Abatement..... 7

COUNCIL CHAIRMAN AND VICE CHARIMAN FOR 2010 – Election 6

COUNCIL SOCIAL 6

COUNTY SEAT TV PROGRAM MEMO FROM BRENT GARDNER 1

DEEP SPRINGS SUBDIVISION – Final Plat Approval..... 2

DIRECTORIES – Building..... 6

EPA – Timeline for EPA Non-Attainment Actions..... 6

ELECTION OF COUNCIL CHAIRMAN AND VICE CHAIRMAN FOR 2010 6

EXECUTIVE SESSION – to Disclose the Appraisal or Estimated Value of the Property Under Consideration..... 7

FINAL PLAT APROVAL – Deep Springs Subdivision..... 2

FIRE SPRINKLERS – Discussion..... 4

FIRE SUPPRESSION IN RESIDENTIAL DEVELOPMENT – Public Hearing Set-January 12, 2010-6:00 p.m.-For Public Comment on Proposed Requirements for Adequate Water Supply for 5

NORTH LOGAN – Approval of Funding for North Logan-2200 to 2500 North roads for Engineering 3

PERSONAL LEAVE – Proposed Change in Personnel Policy-Section 6.5.0, Sub-Section 6.5.5.1 3

PERSONNEL POLICY – Proposed Change to personal leave-Section 6.5.0, Sub-Section 6.5.5.1.1 3

PROPERTY TAX ABATEMENT – Carriage Industries LLC 7

PUBLIC HEARING – December 8, 2009-5:30 p.m.-Open 2009 Budget 3

PUBLIC HEARING SET – January 12, 2010-6:00 p.m.-For Public Comment on Proposed Requirements for Adequate Water Supply for Fire Suppression in Residential Development 5

RAPZ/RESTAURANT TAX REPORT (*deferred to January 2010*) 2

RESOLUTION NO. 2009-36 – Adjustments to 2009 Budget 4

RESOLUTION NO. 2009-37 – Allowing the County Executive to place Seasonal Restrictions on County Roads by Locking Gates 5

ROADS – Resolution No. 2009-37-Allowing the County Executive to place Seasonal Restrictions on County Roads by Locking Gates 5

TAX ABATEMENT – Carriage Industries LLC 7

UTAH COUNTIES INSURANCE POOL (UCIP) MEMO..... 2

**CACHE COUNTY COUNCIL MEETING
December 08, 2009**

The Cache County Council convened in a regular session on December 08, 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
County Attorney: James Swink

The following individuals were also in attendance: Ben Allen, Lyle D. Allen, Sam Allen, Morgan Anderson, Frederick Ayres, Travis Barney, Bart Bodily, Wayne Cardon, LaMar Clements, Clair Ellis, Allen Gardner, Colleen Gnehm, Todd Hallock, Chief Rod Hammer, Sharon L. Hoth, Assessor Kathleen Howell, Ryan Merrill, Dave Nielsen, Skyler Nielson, Colton Page, Pat Parker, Director Josh Runhaar, Zak Thornley, Jason Wooden, Lynn Zollinger, **Media:** Charles Geraci (Herald Journal), Jennie Christensen (KVNU), Jeremy Threlfall (KUTA-TV).

OPENING REMARKS AND PLEDGE OF ALLEGIANCE

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

REVIEW AND APPROVAL OF AGENDA

ACTION: Motion by Council member Yeates to approve the agenda with item 12 b changed to read *Resolution No. 2009-37-Approving an Agreement on the Gnehm Road.* (previously listed as *Resolution No. 2009-37-Approving a Gate be placed on the Gnehm Road*) **White seconded the motion. The vote was unanimous, 7-0.**

REVIEW AND APPROVAL OF MINUTES

ACTION: Motion by Council member Yeates to approve the minutes of the December 01, 2009 Council Meeting as amended. Zilles seconded the motion. The vote was unanimous, 7-0.

REPORT OF THE COUNTY EXECUTIVE: M. LYNN LEMON

APPOINTMENTS: There were no appointments.

WARRANTS: There were no warrants.

OTHER ITEMS

- County Seat TV Program Memo from Brent Gardner** – Executive Lemon provided Council members a copy of the memo received concerning a county seat television

program and asked for the Council's feelings about agreeing to use TRCC Tax to sponsor a portion of this proposed program.

Council member Buttars and Chairman Petersen both expressed hesitancy to participate.

- **Utah Counties Insurance Pool (UCIP) Memo** – Executive Lemon informed the Council that UCIP has submitted a new proposal where UCIP will work with the Workers Compensation Fund of Utah instead of having the workers compensation in house. The proposal is for \$121,000.00, which is about \$91,000.00 less than the original proposal. At the time of the original \$172,000.00 quote, Lemon recommended withdrawal from the Utah Counties Insurance Pool for Workers Compensation Insurance Coverage. However, Executive Lemon feels that he would not have recommended withdrawal from UCIP if this lower quote had been offered. Human Resources Director Jim Smith advised Executive Lemon that the Workers Compensation Fund of Utah is very well managed and the county is still a member of UCIP. Lemon noted that the county has, by resolution, withdrawn from UCIP, but the paperwork has not been signed and he asked for Council members' feelings about staying with UCIP.

Council member Buttars agreed that the Workers Compensation Fund of Utah is a very well managed program.

Chairman Petersen deferred to Executive Lemon's knowledge concerning UCIP's proposal.

Executive Lemon will contact Council members with a recommendation on how to make the change in the budget, etc. to return to the UCIP program before the first of the year.

ITEMS OF SPECIAL INTEREST

- **RAPZ/Restaurant Tax Report – H. Craig Petersen** was deferred until a January 2010 Council meeting.

PENDING ACTION

- **Final Plat Approval – Deep Springs Subdivision** – Director Runhaar reminded the Council this plat was tentatively approved earlier and referred Council members to a list of concerns from Mendon resident Allen Gardner regarding pollutions of Mendon culinary sources. There were major concerns with the 1000 South road. The road is steep and narrow and has severe drainage and washout problems. As the road extends into Mendon City, the road narrows in many places. Those concerns still exist and no resolution has been reached concerning them. The property owner has made some drainage improvements, but it is too soon to tell if these will help. Staff and the County Engineer recommend that no development be approved on this area without a complete and full improvement to the top of the road.

Vice Chairman Zilles asked if the county had any plans to improve the road since it accesses a trailhead. Lemon responded that the county does not; because the trailhead access is used in the summer months and the problems of snow drifting and drainage occur on the road in the winter.

Vice Chairman Zilles speculated that Mendon City would annex the area if the county improved the road. Director Runhaar observed that this seems to be the pattern in similar situations near other cities.

ACTION: Motion by Council member White to deny approval of the Final Plat for the Deep Springs Subdivision. Yeates seconded the motion. The vote was unanimous, 7-0.

Director Runhaar stated that he will bring a formal, written denial of the Final Plat to the January 12, 2010 Council meeting for ratification.

- **Adoption of 2010 Capital Improvements Schedule** – Executive Lemon said that because of present negotiations concerning the Senior Citizen Center, there are no capital improvements for the Center listed for 2010, but capital improvements of \$50,000.00 for 2011 and \$50,000.00 for 2012 have been added.

(Attachment 1)

ACTION: Motion by Council member Robison to adopt the 2010 Capital Improvements Schedule. Zilles seconded the motion. The vote was unanimous, 7-0.

Council member Chambers asked about the status of the Senior Citizens Center proposal. Executive Lemon explained there are ground water issues the developers are trying to resolve.

- **Proposed Changes to Personnel Policy – Section 6.5.0, Sub-Section 6.5.5.1.1. and Personal Leave** – Attorney Swink indicated that this covers 6.5.5.1.1 and 6.5.5.1.2 In addition, 6.5.5.1.1 should have added to the last sentence the words “*Any exception to policy.*” Swink reviewed the fact that the current personal leave policy creates a situation where employees can take up to 520 hours of personal leave upon termination. Because they are still technically a county employee, the county must continue to pay benefits during the 520 hour period. This amendment corrects the problem.

(Attachment 2)

ACTION: Motion by Council member Buttars to approve the Proposed Changes to Personnel Policy – Section 6.5.0, Sub-Section 6.5.5.1.1 and 6.5.5.1.2 Personal Leave. Zilles seconded the motion. The vote was unanimous, 7-0.

PUBLIC HEARINGS, APPEALS AND BOARD OF EQUALIZATION MATTERS

PUBLIC HEARING: DECEMBER 8, 2009 – 5:30 P.M. – Open 2009 Budget – Chairman Petersen asked Executive Lemon to explain the budget adjustments. Executive Lemon observed that the eleven pages look like a lot of changes; however, that is because each departmental reallocation is listed. It used to be that adjustments didn't have to be listed as long as the department was within budget. The legislature passed a law this past year requiring that no line item can be overspent; thus, the numerous pages. Lemon proceeded to review the adjustments. (*See Attachment 3 to Resolution No. 2009-36 for details.*) Chairman Petersen opened the public hearing and invited public comment. There was none.

ACTION: Motion by Council member Yeates to close the Public Hearing, December 8, 2009 at 5:30 p.m. to Open 2009 Budget. Robison seconded the motion. The vote was unanimous, 7-0.

INITIAL PROPOSAL FOR CONSIDERATION

- **Resolution No. 2009-36-Adjustments to 2009 Budget**

(Attachment 3)

ACTION: Motion by Council member Yeates to waive the rules and approve Resolution No. 2009-36-Adjustments to 2009 Budget. Robison seconded the motion. The vote was unanimous, 7-0.

Council member Yeates asked if the additional \$150,000.00 allocated to the Utah Festival Opera had been paid? Executive Lemon answered it has not. He wants to wait until the Cache County Council's representative on the UFOC Board makes a report to the Council.

PENDING ACTION

- **Discussion – Requiring Sprinkler Systems in New Construction Homes** – Chief Rod Hammer stated that Wayne Cardon expressed the feelings that mandating fire sprinklers would be an undue burden on an individual building a house on their own property. Cardon does not object to the mandate for residential sprinklers for land developers. Hammer stated the recommendation from the Fire Board is that the county enforce the current 2006 International Fire Code (IFC) requiring approved fixed water supply, but the Board recommends requiring the developer to determine how that will be achieved. The developer can meet the water supply requirement in several ways: a reservoir, a cistern or tank, tie into a municipal system, residential sprinklers. The developer will be required to choose how the water supply requirement will be met.

Council member Buttars concurred that this is the recommendation of the Fire Board.

Council members liked the recommendation, but had questions about enforcement responsibility. Hammer said he would have to certify that the water supply requirement had been met by a builder.

Council member Chambers commented that the recommendation brings the county into compliance with state law.

Council member Yeates observed that this may be a good incentive for developing within municipal limits rather than out in the county and this may be a step in the right direction as the Council has been trying to create incentives for developing near or in municipalities.

Executive Lemon liked the fact that this will apply to every building request.

Tapel, Side B

Vice Chairman Zilles noted problems with taking water from a stationary pond. Hammer replied the Fire Department is aware of the problems and has equipment to facilitate withdrawal of water from a stationary source.

The Council was supportive of the recommendation; however, Executive Lemon and Council members indicated the county needs an ordinance regulating fire suppression in

residential development. Director Runhaar said the current subdivision ordinance has provisions in it that are loosely written that allow the Council to require fire suppression of the Council's choosing. That requirement can be beefed up.

Chairman Petersen stated that formal ordinance language on this issue will be on the January 12, 2010 meeting. A public hearing will be required.

PUBLIC HEARINGS, APPEALS AND BOARD OF EQUALIZATION MATTERS

PUBLIC HEARING SET: JANUARY 12, 2010 – 6:00 P.M. – For Public Comment on Proposed Requirements for Adequate Water Supply for Fire Suppression in Residential Development

ACTION: Motion by Council member Buttars to set a Public Hearing – January 12, 2010, 6:00 p.m. for public comment on proposed requirements for adequate water supply for fire suppression in residential development. White seconded the motion. The vote was unanimous, 7-0.

INITIAL PROPOSAL FOR CONSIDERATION

- **Resolution No. 2009-37-Approving an Agreement on the Gnehm Road** – Attorney Swink informed the Council that the pending lawsuit in the issue will be dismissed without prejudice; however, the decision already given by Judge Allen will be the law of the case as noted on page 1, paragraph 2 of the agreement. Chairman Petersen noticed a date of November 30, 2009 on Provision No. 5 that should be changed to December 31, 2009. Road maintenance, seasonal closure and a parking area are some of the issues addressed in the agreement.

(Attachment 4)

ACTION: Motion by Council member Yeates to waive the rules and approve Resolution No. 2009-37-Approving an Agreement on the Gnehm Road with the date of November 30, 2009 in Provision No. 5 changed to December 31, 2009. Robison seconded the motion. The vote was unanimous, 7-0.

- **Resolution No. 2009-38 – Allowing the County Executive to place Seasonal Restrictions on County Roads by Locking Gates** – Attorney Swink allows the County Executive to order the seasonal locking of gates on the following roads: High Creek Road, Gnehm Road, Birch Creek Road.

Council member White asked why South Canyon Road is not included? Swink noted that the authority for seasonal closures has been delegated to the Forest Service on the South Canyon Road and recommended the Council consider taking on the authority for the seasonal closures on that road also.

Vice Chairman Zilles asked if snowmobiles would still have access to the areas? Swink replied snowmobilers and cross-country skiers will still have access.

Council member Buttars explained that the lower and upper High Creek Road gates have not yet been configured as agreed. The Forest Service will move the lower gate to the upper position above the campground as soon as possible.

(Attachment 5)

ACTION: Motion by Council member Buttars to waive the rules and approve Resolution No. 2009-38 – Allowing the County Executive to place Seasonal Restrictions on County Roads by Locking Gates. Yeates seconded the motion. The vote was unanimous, 7-0.

Council member White left the meeting.

- **Timeline for EPA Non-Attainment Actions** – Chairman Petersen reviewed the dates of necessary actions. Council member Yeates commented that for ten months Cache County has had pristine air. The weather, notably temperature inversions, is the only real air problem in Cache County. The year 2014 is the attainment date.

Chairman Petersen said some of the problem will go away with time; i.e., there will be more vehicles in Cache County, but there will be fewer older vehicles.

(Attachment 6)

OTHER BUSINESS

- ✓ **Building Directories** – Chairman Petersen asked Executive Lemon to have two building directories placed in the Historic Courthouse – one listing the offices in the Historic Courthouse and one listing the offices in the County Administration Building.
- ✓ **Election of Chairman and Vice Chairman for 2010** – Chairman Petersen declared nominations open for the Council Chairman for 2010.

ACTION: Motion by Council member Yeates to nominate Gordon Zilles as the 2010 Council Chairman. Chambers seconded the motion.

There were no other nominations.

ACTION: Motion by Council member Robison to close the nominations. Buttars seconded the motion. Chambers seconded the motion. The vote was unanimous, 6-0. White absent.

ACTION: Chairman Petersen called for the vote on the nomination of Gordon Zilles as the 2010 Council Chairman. The vote was unanimous, 6-0. White absent.

Chairman Petersen declared the nominations open for the Council Vice Chairman for 2010.

ACTION: Motion by Vice Chairman Zilles to nominate Jon White as the 2010 Council Vice Chairman. Chambers seconded the motion.

There were no other nominations.

ACTION: Motion by Council member Yeates to close the nominations. Chambers seconded the motion. The vote was unanimous, 6-0. White absent.

ACTION: Chairman Petersen called for the vote on the nomination of Jon White as the 2010 Council Vice Chairman. The vote was unanimous, 6-0. White absent.

- ✓ **County Council Social** – Vice Chairman Zilles suggested Wednesday, January 13, 2010 as the date for a Council Social. The Council agreed.

COUNCIL MEMBER REPORTS

Kathy Robison suggested that sometime in January the Council discuss the issue of commemorative plaques, etc. in the Historic Courthouse and establish a policy.

Chairman Petersen said this will be on the January 12, 2010 Council meeting agenda. The RAPZ/Restaurant Tax logo will also be on that agenda.

Josh Runhaar reminded the Council of the Planning Office's Citizen Planner Training Series beginning in January 2010 and invited Council members to attend and to invite interested parties.

Director Runhaar indicated the agent on Deep Springs was present and asked if the Council wanted to hear more comment concerning the project. The Council did not wish to hear any other comment.

ACTION: Motion by Council member Yeates to move to an Executive Session to disclose the appraisal or estimated value of the property under consideration. Buttars seconded the motion. The vote was unanimous, 6-0. White absent.

The Council moved to an Executive Session at 6:16 p.m.

The Executive Session adjourned at 6:55 p.m.

ACTION: Motion by Council member Buttars to abate \$3,000.00 of personal property tax for Carriage Industries LLC and the interest and penalty charges will remain. Robison seconded the motion. The motion passed, 4 aye – Buttars, Chambers, Robison & Yeates and 2 nay – Petersen & Zilles. White absent.

ADJOURNMENT

ACTION: Motion by Council member Buttars to adjourn. Yeates seconded the motion. The vote was unanimous, 6-0. White absent.

The Council meeting adjourned at 6:58 p.m.

ATTEST: Jill N. Zollinger
County Clerk

APPROVAL: H. Craig Petersen
Chairman

CACHE COUNTY CAPITAL IMPROVEMENT PLAN
2010 Update

<u>Description of Improvements</u>	<u>Cost</u>	<u>Source of Funds</u>
Year 2010		
Airport-Taxilanes D, F & G, AIP #21	330,000	FAA/State/Authority
Airport-Taxiway markings & safety, AIP#22	165,000	FAA/State/Authority
Airport-Grading & Drainage	123,200	State/Authority
Assessor-Equipment	50,000	A&C County
Attorney-Equipment	7,700	County
Bear River Adult Skills Center-Fire Safety Improvements	220,000	CDBG/Other
Buildings & Grounds-Improvements	14,000	County
Cache Employment and Training Center-Bldg Improv.	100,000	CDBG/Other
Emergency Management-HLS Equipment	50,000	HLS Grant
English Language Center-Computer Lab	100,000	CDBG/Other
Jail-Floor Mitigation	107,260	County/Settlement
Jail-Work Release, Improvements & Equipment	5,100	County
NNHC-Affordable Housing Land	400,000	CDBG/Other
Road-Ant Flat Road Improvements	24,000	Class B & Road SSD
Road-Equipment (Sander, Pup Trailer, Truck Bed, Durapatcher	230,000	Class B & Road SSD
Road-Improvements	400,000	Class B & Road SSD
Road-7000N, 4400W-4800W - Double Chip	15,000	Class B & Road SSD
Road-3800W, 7800S-8100S - Double Chip	17,600	Class B & Road SSD
Road-12100N, SR91-800E - Double Chip	6,700	Class B & Road SSD
Road-1000E, 4400N-5000N - Mill & Oil	204,193	Class B & Road SSD
Road-12800N, 1200E-1300E - Double Chip	8,500	Class B & Road SSD
Road-800W, 3700N-4200N - Pit Run & Road Base	40,000	Class B & Road SSD
Bridge Repair or Replacement, 600S & 4500W	200,000	Class B & Road SSD
Sheriff-Automobiles & Equipment	30,000	County
Sheriff Search & Rescue-Equipment	15,000	County/Search & Rescue
Year 2011		
Airport-Improvements	150,000	FAA/State/Authority
Assessor-Equipment	25,000	County
Attorney-Equipment	5,000	County
Auditor-Equipment	14,000	County
Buildings & Grounds-Improvements & Equipment	35,000	County
Central Mail & Copy-Equipment	10,000	County
Clerk-Equipment	10,000	County
Extension-Equipment	25,000	County
Fire-Equipment	37,000	Municipal Services
Information Technology Systems-Computer Equipment	72,000	County
Recorder-Equipment	16,000	County
Road-Equipment (Transport Truck, Truck, Sander, Plow, Pup T	280,000	Class B & Road SSD
Road Improvements	450,000	Class B & Road SSD
Road-Porcupine Dam Improvements	10,000	Class B & Road SSD
Road-4400S, 700W-1200W - Double Chip	24,000	Class B & Road SSD
Road-3200S, 89-91 to Nibley City limit - Mill & Resurface	145,000	Class B & Road SSD
Road-Meridan, 8200S to Pisgah Rd - Double Chip	16,500	Class B & Road SSD
Road-8600S, 2000W-2400W - Widen & Straighten	68,200	Class B & Road SSD
Road-3800W, 3500N-4800N, Mill & Oil	531,000	Class B & Road SSD

Senior Citizen Center, Building Improvements	50,000	County/Council on Aging
Sheriff-Automobiles & Equipment	200,000	County
Sheriff-Support Services-Automobiles & Equipment	60,000	County
Sheriff-Municipal Services-Automobile & Equipment	50,000	Municipal Services
Weed-Storage Building & Equipment	78,000	County

Year 2012

Airport-Improvements	211,000	FAA/State/Authority
Assessor-Equipment	25,000	County
Buildings & Grounds-Building Improvements	20,000	County
Fire-Brush Truck/Captial Equipment	70,000	County
Fire-Fire/Brush Trucks	825,000	Lease Proceeds/County
Information Technology Systems-Computer Equipment	85,000	County
Recorder-Equipment	26,000	County
Road-Equipment (Grader)	260,000	Class B & Road SSD
Road-Improvements	450,000	Class B & Road SSD
Road-500E, 3000S-3800S - Purchase ROW	24,000	Class B & Road SSD
Road-500E, 3000S-3800S - Widen, Double Chip	40,000	Class B & Road SSD
Road-3000W, 3200S-3500S - Double Chip	12,000	Class B & Road SSD
Road-4000S, 3920W-4000W - Double Chip	7,000	Class B & Road SSD
Road-6400W, 1000S-800S - Double Chip	19,800	Class B & Road SSD
Road-Porcupine Dam Improvements	10,000	Class B & Road SSD
Road-5400W, 600S-2400S - Mill & Oil	350,000	Class B & Road SSD
Senior Citizens Center-Building Improvements	50,000	County/Council on Aging
Senior Citizens Center-Equipment	12,000	Council on Aging Funds
Sheriff-Automobiles & Equipment	200,000	County
Sheriff-Support Services-Automobile	60,000	County
Sheriff-Municipal Services-Automobiles & Equipment	50,000	Municipal Services
Weed-Equipment (Fourwheeler & Spray Truck)	45,000	County

Year 2013

Airport-Improvements	620,000	FAA/State/Authority
Airport-Ramp Improvements	230,000	State/Authority
Assessor-Equipment	50,000	A&C County
Auditor-Equipment	10,000	County
Building & Grounds-Building Improvements	40,000	County
Building Inspection-Equipment	30,000	Municipal Services
Fire-Equipment	42,000	County
Jail-Automobiles & Equipment	90,000	County
Road-Equipment (Loader)	300,000	Class B & Road SSD
Road-Improvements	450,000	Class B & Road SSD
Road-2800W, 1800S-2200S - Double Chip	10,000	Class B & Road SSD
Road-5900W, South end of Cobblestone - Double Chip	7,500	Class B & Road SSD
Road-5600W, 14200N-13400N - Double Chip	12,000	Class B & Road SSD
Road-1200E, 8500S-8200S (Roy McDoanld Rd) - Double Chip	10,400	Class B & Road SSD
Road-800E, 6600S-7000S (Jeff Clawson Rd) -Double Chip	19,600	Class B & Road SSD
Road-1400S, 3200W-3600W - Double Chip	18,600	Class B & Road SSD
Road-Porcupine Dam Improvements	10,000	Class B & Road SSD
Bridge Extensions-4600S, 4700W (Pine Canyon)	52,000	Class B & Road SSD
Bridge Extensions-3400S, 5600W (Maple Rise)	52,000	Class B & Road SSD
Bridge Extensions-6000S, 3200W (Hawbush)	52,000	Class B & Road SSD
Sheriff-Automobiles & Equipment	200,000	County

Sheriff-Support Services-Automobiles & Equipment	60,000	County
Sheriff-Municipal Services-Automobile & Equipment	50,000	Municipal Services
Sheriff-Search & Rescue-Equipment	15,000	County/Search & Rescue
Surveyor-Equipment	10,000	County
Weed-Equipment	40,000	County

Year 2014

Airport Improvements	150,000	FAA/Authority
Assessor-Equipment	50,000	A&C County
Auditor-Equipment	15,000	County
Buildings & Grounds-Improvements West Parking	453,926	County/City/Developers
Buildings & Grounds-Improvements & Equipment	40,000	County
Road-Equipment	200,000	Class B & Road SSD
Road-4400N, 1000E-1200E - Double Chip	7,000	Class B & Road SSD
Road-8000W,1000N-2000N (Autonomous Solutions) - Double (42,600	Class B & Road SSD
Road-3200W, 2200S to end of road - Double Chip	13,000	Class B & Road SSD
Road-7800N, 800W-1500W - Double Chip	30,900	Class B & Road SSD
Road-1600W, 6600N-7800N - Double Chip	50,000	Class B & Road SSD
Road-2800W, 1800S-2200S- Double Chip	10,000	Class B & Road SSD
Road-4000S, 700W-1200W - Double Chip	10,000	Class B & Road SSD
Sheriff-Automobiles & Equipment	220,000	County
Sheriff-Support Services-Automobiles & Equipment	50,000	County
Sheriff-Municipal Services-Automobile & Equipment	40,000	Municipal Services
Weed-Equipment	30,000	County

This project list was approved and adopted by the Cache County Council on December 8, 2009

ATTEST:

Jill N. Zollinger
 Jill N. Zollinger, County Clerk



6.5.0 PERSONAL LEAVE

- 6.5.1 The County provides personal leave for all merit employees. Non-merit, temporary, and seasonal employees are not eligible for personal leave.
- 6.5.2 The County's Personal Leave policy empowers the employee with the option to use their time off for such things as a personal vacation, a personal illness or injury or that of a family member, or for times of bereavement. Personal Leave can also be used for medical or dental appointments or for a special occasion that requires you to be in attendance.
- 6.5.3 A new merit employee accrues through the year, 18 days of Personal Leave. Personal leave accrues on a per pay period basis. A new employee may use his or her accrued leave during their probationary period with the approval of their department head.
- 6.5.4 A part-time merit employee shall accrue personal leave, on a pro-rated basis per the average number of hours worked per day, according to the schedule.
- 6.5.5 Personal leave may be accrued and accumulated up to a maximum of 520 hours at the end of any calendar year. Any accrued personal leave over this limit must be used during the year in which it is earned. Accrued personal leave over the maximum of 520 hours at the end of a calendar year will be forfeited.
- 6.5.5.1 An employee who leaves the County's employment shall be compensated for all personal leave accrued to the date of termination, subject to the conditions on accumulation.
- 6.5.5.1.1 In order to accommodate best business practices for the County, an employee may only take up to 30 days of personal leave in any continuous twelve (12) month period, unless the personal leave is used for personal health or family health issues. Any exception to policy must be approved by the County Executive.
- 6.5.5.1.2 An employee may choose one of the following options for their personal leave pay-out:
- A. Total Cash pay-out;
 - B. Roll the sum of money into their URS 401k/457 account in accordance with IRS guidelines and limitations;
 - C. Combination of A and B.

RESOLUTION NO. 2009- 36

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.

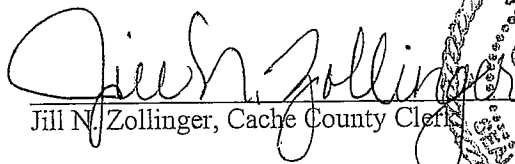
Section 3.

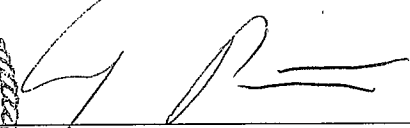
This resolution shall take effect immediately upon adoption and the County Auditor and other county officials are authorized and directed to act accordingly.

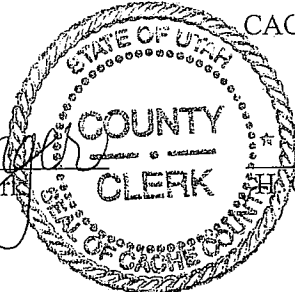
This resolution was duly adopted by the Cache County Council on the 8th day of December, 2009.

ATTESTED TO:

CACHE COUNTY COUNCIL


 Jill N. Zollinger, Cache County Clerk


 Craig Petersen, Chairman



FUND 10 GENERAL FUND REVENUES

ACCOUNT	DESCRIPTION	Current Budget	Recommended Decrease DEBIT	Increase CREDIT	Amended Budget	Reason for Change
103130000	Sales & Use Tax	\$ (3,763,872)	\$ 213,000	\$	\$ (3,550,872)	adjust to actual estimates
103312000	State and Local Assist Grant EMPG	\$ (13,000)	\$	\$ (8,000)	\$ (21,000)	increased revenues
103313100	Federal Grant - DOJ ARA funding	\$	\$	\$ (27,000)	\$ (27,000)	Grant for patrol car
103412000	Recorders Fees	\$ (450,000)	\$	\$ (69,000)	\$ (519,000)	adjust to estimated collections
103422000	Special Protection Contracts	\$ (556,000)	\$	\$ (1,200)	\$ (557,200)	Clarkston City Martin Harris Pagent security
103423600	Jail Immigrations - SCAAP grant	\$ (48,000)	\$	\$ (14,224)	\$ (62,224)	adjust to actual award
103427101	Fire Reimb 2nd on Engine	\$ (8,000)	\$ 8,000	\$	\$	- did not hire employee no reimb
103427103	Reimb Fire vehicle use	\$ (4,500)	\$ 1,800	\$	\$	reduce to actual request for reimb
103435000	Weed Fees	\$ (33,000)	\$	\$ (1,080)	\$ (34,080)	increased revenues
103475700	Fairground - RV dumping fees	\$ (3,500)	\$ 600	\$ (865)	\$ (2,900)	increased revenues
103494000	Other current services	\$ (4,800)	\$	\$	\$ (5,665)	increased revenues
103511000	DUI fees on fines	\$ (50,000)	\$ 20,618	\$	\$ (29,382)	adjust to actual estimates
103610000	Interest	\$ (450,941)	\$ 240,000	\$	\$ (210,941)	adjust to actual estimates
103676000	Contrib - Demo Derby	\$ (204,281)	\$ 9,368	\$	\$ (194,913)	adjust to actual
103840000	Admin Fee -Reimb Municipal Services Fund	\$ (7,130)	\$	\$ (302,457)	\$ (309,587)	to cover costs
103878000	Contrib - search & rescue	\$ (1,414,554)	\$ 88,233	\$ (4,288)	\$ (1,410,605)	to capture revenues
103890000	Approp Surplus	\$ (4,900)	\$	\$ (670)	\$ (5,570)	adjust budget to be in balance
103892500	Approp Surplus - Mounted Posse	\$	\$	\$	\$	adjust to meet expected expenditures
	Totals	\$	\$ 581,619	\$ (428,784)	\$	
	Net Adjustment	\$	\$	\$	\$ 152,835	

FUND 10 GENERAL FUND EXPENDITURES

ACCOUNT	DESCRIPTION	Recommended Current Budget	Increase DEBIT	Decrease CREDIT	Amended Budget	Reason for Change
104112115	Council - overtime pay	\$ 1,700	\$ 152	\$	\$ 1,852	to meet expenses
104112130	Council - employee benefits	\$ 47,292	\$ 1,084	\$	\$ 48,376	to meet expenses
104112230	Council - Travel	\$ 10,000	\$ 1,500	\$	\$ 11,500	to meet expenses
104112240	Council - office supplies	\$ 1,000	\$	\$ (100)	\$ 900	transfer to meet expenses
104112620	Council - misc services	\$ 900	\$ 100	\$	\$ 1,000	transfer to meet expenses
104131110	Executive - salary	\$ 163,615	\$ 58	\$	\$ 163,673	to meet expenses
104131115	Executive - overtime pay	\$ 600	\$	\$ (329)	\$ 271	to meet expenses
104131130	Executive - employee benefits	\$ 70,325	\$	\$ (965)	\$ 69,360	to meet expenses
104131250	Executive - Equip supplies & maint	\$ 2,000	\$	\$ (200)	\$ 1,800	transfer to meet expenses
104131330	Executive - Education & training	\$ 1,000	\$ 200	\$	\$ 1,200	transfer to meet expenses
104134110	Human Resources - salary	\$ 84,783	\$	\$ (53)	\$ 84,730	to meet expenses
104134130	Human Resources - employee benefits	\$ 36,286	\$ 956	\$	\$ 37,242	to meet expenses
104134310	Human Resources - prof & tech	\$ 5,000	\$	\$ (5,000)	\$	to meet expenses
104135120	GIS - Temp Employees	\$ 10,000	\$	\$ (10,000)	\$	to meet expenses
104135740	GIS - capitalized Equipment	\$	\$ 6,200	\$	\$ 6,200	to purchase plotter replacement
104141210	Auditor - subscriptions	\$ 800	\$ 100	\$	\$ 900	Ut Code Unannotated 2009 update
104141311	Auditor - software	\$ 4,000	\$ 2,198	\$	\$ 6,198	transfer to meet expenses

FUND 10 GENERAL FUND EXPENDITURES

ACCOUNT	DESCRIPTION	Recommended Current Budget	Increase DEBIT	Decrease CREDIT	Amended Budget	Reason for Change
104141520	Auditor - collection costs	\$ 1,000			\$ (1,000)	
104141740	Auditor - capitalized equipment	\$ 6,500			\$ (1,306)	5,194 transfer to meet expenses
104142110	Clerk - salary	\$ 94,426	\$ 33		\$	94,459 to meet expenses
104142130	Clerk - employee benefits	\$ 40,393			\$ (33)	40,360 to meet expenses
104143110	Treasurer - salary	\$ 144,601	\$ 901		\$	145,502 to meet expenses
104143130	Treasurer - employee benefits	\$ 57,371			\$ (901)	56,470 to meet expenses
104143230	Treasurer - travel	\$ 4,500			\$ (1,500)	3,000 transfer to meet expenses
104143251	Treasurer - non capitalized equip	\$ 2,500	\$ 1,500		\$	4,000 transfer to meet expenses
104143620	Treasurer - misc services	\$ 15,500	\$ 500		\$	16,000 transfer to meet expenses
104145240	Attorney - office expense	\$ 12,500			\$ (1,000)	11,500 transfer to meet expenses
104145250	Attorney - equip supp & maint	\$ 15,500	\$ 2,800		\$	18,300 transfer to meet expenses
104145310	Attorney - prof & tech	\$ 5,000			\$ (2,700)	2,300 transfer to meet expenses
104145311	Attorney - software	\$ 953	\$ 1,400		\$	2,353 transfer to meet expenses
104145312	Attorney - extraordinary costs	\$ 20,000			\$ (4,000)	16,000 transfer to meet expenses
104145740	Attorney - capitalized equipment	\$ 8,700	\$ 1,000		\$	9,700 transfer to meet expenses
104148110	Voca - salary	\$ 100,299	\$ 407		\$	100,706 to meet expenses
104148130	Voca - Victim Services - employee benefits	\$ 34,994	\$ 10,986		\$	45,980 transfer to meet expenses
104149110	VAWA - salary	\$ 100,299	\$ 407		\$	100,706 to meet expenses
104149130	VAWA - employee benefits	\$ 34,994	\$ 15,000		\$	49,994 transfer to meet expenses
104150550	UAC memberships	\$ 28,500	\$ 2,000		\$	30,500 to meet expenses
104160110	Bldg & Grds - salary	\$ 36,373	\$ 13		\$ (13)	36,386 to meet expenses
104160120	Bldg & Grds - temp employees	\$ 48,058			\$	48,045 to meet expenses
104160260	Bldg & Grds - bldg & grds	\$ 32,000	\$ 8,000		\$ (8,000)	40,000 to meet expenses
104160741	Bldg & Grds - Capitalized Equip crt hse	\$ 73,330			\$	73,509 to meet expenses
104170110	Elections - salary	\$ 34,883	\$ 179		\$ (179)	34,704 to meet expenses
104210110	Elections - temp employees	\$ 1,702,789	\$ 1,122		\$	1,703,911 to meet expenses
104210115	Sheriff - salary	\$ 75,400	\$ 15,318		\$	90,718 to meet expenses
104210250	Sheriff - overtime	\$ 985,439			\$ (16,440)	968,999 to meet expenses
104210260	Sheriff - employee benefits	\$ 21,000			\$ (2,000)	19,000 transfer to meet expenses
104210280	Sheriff - travel	\$ 87,351	\$ 26,825		\$	114,176 transfer to meet expenses
104210280	Sheriff - equipment supplies & maint	\$ 48,000			\$ (5,000)	43,000 transfer to meet expenses
104210290	Sheriff - telephone	\$ 120,000			\$ (20,000)	100,000 transfer to meet expenses
104210330	Sheriff - education & training	\$ 16,500	\$ 2,500		\$ (2,000)	19,000 transfer to meet expenses
104210480	Sheriff - spec dept supplies	\$ 47,478			\$ (500)	45,478 transfer to meet expenses
104210481	Sheriff - spec dept supplies- Substance Abuse	\$ 9,000			\$	8,500 transfer to meet expenses
104210620	Sheriff - misc serv	\$ 42,116	\$ 175		\$	42,291 to meet expenses
104210740	Sheriff - capitalized equip	\$ 231,501	\$ 27,000		\$	258,501 to purchase grant patrol vehicle
104211115	Support Services - overtime	\$ 29,052	\$ 3,051		\$	32,103 to meet expenses
104211120	Support Services - temp employees	\$ 145,849	\$ 5,543		\$	151,392 to meet expenses
104211130	Support Services - employee benefits	\$ 514,424			\$ (8,594)	505,830 to meet expenses
104211230	Support Services - Travel	\$ 9,000	\$ 3,315		\$	12,315 transfer to meet expenses
104211290	Support Services - gasoline	\$ 24,000			\$ (3,315)	20,685 transfer to meet expenses
104216230	Search & Rescue - travel	\$ 3,000			\$ (2,751)	249 transfer to meet expenses

FUND 10 GENERAL FUND EXPENDITURES

ACCOUNT	DESCRIPTION	Recommended Current Budget	Increase DEBIT	Decrease CREDIT	Amended Budget	Reason for Change
104216240	Search & Rescue - office supplies	\$ 492	\$ 1,600		\$ 2,092	transfer to meet expenses
104216250	Search & Rescue -equip supply & maint	\$ 14,850	\$ 3,000		\$ 17,850	transfer to meet expenses
104216251	Search & Rescue - non-capitalized equip	\$ 12,850	\$ 694		\$ 13,544	transfer to meet expenses
104216740	Search & Rescue - capitalized equip	\$ 15,000	\$ 2,000		\$ 17,000	transfer to meet expenses
104217140	Mounted Posse - uniform allow	\$ 5,000		\$ (1,200)	\$ 3,800	transfer to meet expenses
104217250	Mounted Posse - equip supply & maint	\$ 3,000		\$ (238)	\$ 2,762	transfer to meet expenses
104217251	Mounted Posse - non-capitalized equip	\$ 2,800	\$ 750		\$ 3,550	transfer to meet expenses
104217330	Mounted Posse - education & training	\$ 1,500		\$ (750)	\$ 750	transfer to meet expenses
104217481	Mounted Posse - philanthropic activities	\$ 7,000	\$ 238		\$ 7,238	transfer to meet expenses
104217620	Mounted Posse - misc services	\$ -	\$ 1,870		\$ 1,870	transfer to meet expenses
104218120	Liquor Law Enforcement - temp employees	\$ 10,000		\$ (4,356)	\$ 5,644	to meet expenses
104218130	Liquor Law Enforcement - employee benefits	\$ 5,000	\$ 4,356		\$ 9,356	to meet expenses
104220110	Fire - salary	\$ 139,074		\$ (40,000)	\$ 99,074	revenue reduction offset (2nd on Engine)
104220115	Fire - overtime	\$ -	\$ 262		\$ 262	to meet expenses
104220130	Fire - employee benefits	\$ 62,646		\$ (20,000)	\$ 42,646	to meet expenses
104220250	Fire -equip supply & maint	\$ 41,745	\$ 4,000		\$ 45,745	transfer to meet expenses
104220255	Fire - Wildland Fire equip & supplies	\$ 10,000	\$ 1,000		\$ 11,000	transfer to meet expenses
104220311	Fire - software	\$ 7,200		\$ (1,000)	\$ 6,200	transfer to meet expenses
104220450	Fire - Hazardous/materials &supplies	\$ 5,000		\$ (4,000)	\$ 1,000	transfer to meet expenses
104230115	Jail - overtime	\$ 87,000	\$ 6,032		\$ 93,032	to meet expenses
104230120	Jail - temp employees	\$ 30,125		\$ (6,032)	\$ 24,093	to meet expenses
104230130	Jail - employee benefits	\$ 1,636,872		\$ (90,910)	\$ 1,545,962	to meet expenses
104230200	Jail - misc supplies & services (commissary)	\$ 153,800		\$ (15,000)	\$ 138,800	transfer to meet expenses
104230231	Jail - Travel/traditions	\$ 30,000		\$ (10,000)	\$ 20,000	transfer to meet expenses
104230251	Jail - non capitalized equip	\$ 36,300	\$ 3,000		\$ 39,300	chairs for control room
104230315	Jail - medical expense	\$ 138,000	\$ 88,000		\$ 226,000	transfer to meet expenses
104230660	Jail - prof & tech JBI grant commission	\$ 7,200	\$ 3,910		\$ 11,110	to pay JBI fee
104230740	Jail - capitalized equipment	\$ -	\$ 21,000		\$ 21,000	furniture - control room
104255110	Emg Mgmt - salary	\$ 74,712	\$ 30		\$ 74,742	to meet expenses
104255115	Emg Mgmt - overtime	\$ 7,000		\$ (30)	\$ 6,970	to meet expenses
104255230	Emg Mgt - travel	\$ 400	\$ 264		\$ 664	transfer to meet expenses
104255250	Emg Mgt - equip supp & maint	\$ 5,000	\$ 225		\$ 5,225	transfer to meet expenses
104255280	Emg Mgt - telephone	\$ 14,500		\$ (2,489)	\$ 12,011	transfer to meet expenses
104255290	Emg Mgt - gasoline	\$ 6,000	\$ 2,000		\$ 8,000	transfer to meet expenses
104310482	Public Health - Alcohol & Drug Abuse program	\$ 113,490		\$ (20,618)	\$ 92,872	to meet expenses
104410115	Highway - overtime pay	\$ -	\$ 5		\$ 5	to meet expenses
104410250	Highway - equip supply & maint	\$ 81,050		\$ (5)	\$ 81,050	to meet expenses
104511110	Fairgrounds - salary	\$ 98,391		\$ (25,000)	\$ 73,391	to meet expenses
104511120	Fairgrounds - temp employees	\$ 36,765	\$ 5,000		\$ 41,765	to meet expenses
104511130	Fairgrounds - employee benefits	\$ 61,486		\$ (25,000)	\$ 36,486	to meet expenses
104511250	Fairgrounds - equip supply & maint	\$ 15,100	\$ 5,000		\$ 20,100	to meet expenses
104511260	Fairgrounds - building & grounds	\$ 51,000	\$ 4,000		\$ 55,000	to meet expenses
104511620	Fairgrounds - misc services	\$ 7,500	\$ 5,000		\$ 12,500	to meet expenses
104511720	Fairgrounds - buildings	\$ 195,462	\$ 1,000		\$ 196,462	to meet expenses

FUND 10 GENERAL FUND EXPENDITURES

ACCOUNT	DESCRIPTION	Recommended Current Budget	Increase DEBIT	Decrease CREDIT	Amended Budget	Reason for Change
104610110	Extension - salary	\$ 30,568	\$ 12		\$ 30,580	to meet expenses
104610740	Extension - capitalized equipment	\$ 10,000	\$ 13,000		\$ 23,000	transfer to meet expenses
104620250	Fair - equip supply & maint	\$ 19,217	\$ 625		\$ 19,842	transfer to meet expenses
104620620	Fair - security and other services	\$ 1,896	\$ 300		\$ 2,196	transfer to meet expenses
104621210	Rodeo - PRCA /Womens dues	\$ 1,500		\$ (150)	\$ 1,350	transfer to meet expenses
104621250	Rodeo - equip supplies & maint	\$ 1,982		\$ (475)	\$ 1,507	transfer to meet expenses
104623250	Demolition Derby - equip supply & maint	\$ 3,000		\$ (2,268)	\$ 732	transfer to meet expenses
104623480	Demolition Derby - spec dept supplies Prizes	\$ 13,000	\$ 736		\$ 13,736	transfer to meet expenses
104623620	Demolition Derby - misc services	\$ 1,000	\$ 235		\$ 1,235	transfer to meet expenses
104623621	Demolition Derby - contract	\$ 8,947		\$ (3,968)	\$ 4,979	transfer to meet expenses
104623622	Demolition Derby - Contrib to deputies assoc	\$ 12,000	\$ 2,097		\$ 14,097	transfer to meet expenses
104623623	Demolition Derby - misc sales tax	\$ 5,400		\$ (5,400)	\$ -	sales taxes net against revenue
104623630	Demolition Derby - entertainment	\$ 2,400		\$ (800)	\$ 1,600	transfer to meet expenses
104625200	State Fair	\$ 1,100		\$ (269)	\$ 831	transfer to meet expenses
104630586	Weather Modification	\$ 54,000	\$ 20,000		\$ 74,000	to meet expenses
104960530	Tax Anticipation Interest	\$ 50,000	\$ 28,920		\$ 78,920	to meet expenses
104960605	Merit & Market Adj Pool	\$ 147,682		\$ (147,682)	\$ -	to meet expenses
	Totals	\$ 372,684	\$ (525,519)		\$ (152,835)	
	Net Adjustment	\$ -			\$ -	

FUND 15 ASSESSING AND COLLECTING FUND REVENUES

ACCOUNT	DESCRIPTION	Recommended Current Budget	Decrease DEBIT	Increase CREDIT	Amended Budget	Reason for Change
153166000	Per Parcel Factor	\$ (93,000)		\$ (65,000)	\$ (158,000)	adjust for new pacman formula changes
153412000	Recorders fees	\$ (180,000)		\$ (27,600)	\$ (207,600)	adjust to capture increased revenues
153496000	UT ST Tax Commission -MV Reimb Contract	\$ (200,000)		\$ (6,000)	\$ (206,000)	adjust to capture increased revenues
	Totals	\$ -	\$ -	\$ (98,600)	\$ (98,600)	
	Net Adjustment	\$ -			\$ -	

FUND 15 ASSESSING AND COLLECTING FUND EXPENDITURES

ACCOUNT	DESCRIPTION	Recommended Current Budget	Increase DEBIT	Decrease CREDIT	Amended Budget	Reason for Change
154146251	Assessor - non-capitalized equip	\$ 7,000		\$ (6,000)	\$ 1,000	to meet expenses
154146310	Assessor - prof & tech	\$ 55,000		\$ (11,835)	\$ 43,165	to meet expenses
154146320	Assessor - prof & tech St audits	\$ 10,000		\$ (2,579)	\$ 7,421	to meet expenses
154146621	Assessor - MV mailout program	\$ 33,000	\$ 20,414		\$ 53,414	to meet expenses
154800992	Contribution to fund reserve	\$ 186,598	\$ 98,600		\$ 285,198	capture revenue increases
	Totals	\$ 291,600	\$ 119,014	\$ (20,414)	\$ 390,198	
	Net Adjustment	\$ -			\$ -	

FUND 17 WATER DEVELOPMENT FUND EXPENDITURES

ACCOUNT	DESCRIPTION	Recommended Current Budget	Increase DEBIT	Decrease CREDIT	Amended Budget	Reason for Change
174115110	Salary	\$ 84,355	\$ 784		\$ 85,139	to meet expenses
174115130	Employee benefits	\$ 22,369		\$ (784)	\$ 21,585	to meet expenses
	Totals	\$ 106,724	\$ 784	\$ (784)	\$ 106,724	
	Net Adjustment				\$ -	

FUND 20 MUNICIPAL SERVICES FUND REVENUES

ACCOUNT	DESCRIPTION	Current Budget	Recommended Decrease DEBIT	Increase CREDIT	Amended Budget	Reason for Change
203141000	Franchise Taxes	\$ (1,500)			\$ (300)	(1,800) to capture all revenue
203311000	Fed - ARA Stimulus Forest Service	\$ (3,000,000)			\$ (50,000)	adjust for estimated costs
203330000	Pmt In Lieu of Tax	\$ (252,894)			\$ (305,679)	plit fully funded
203413000	Zoning & subdivision fees	\$ (55,000)	\$ 936		\$ (54,064)	adjust revenues per collections
203432100	Class B Contracts - Roads Spec Service District	\$ -			\$ (330,408)	capture revenues for RSSD maint work on roads
203690000	Sundry Revenues	\$ -			\$ (100)	(100) to capture all revenue
203890000	Approp Surplus - Class B	\$ (1,672,884)	\$ 330,408		\$ (1,342,476)	reduce for RSSD income
203892000	Approp Surplus - MSF	\$ (66,658)			\$ (66,658)	reduce for RSSD income
	Totals	\$ 331,344	\$ (686,487)		\$ (355,143)	
	Net Adjustment				\$ -	

FUND 20 MUNICIPAL SERVICES FUND EXPENDITURES

ACCOUNT	DESCRIPTION	Current Budget	Recommended Decrease DEBIT	Increase CREDIT	Amended Budget	Reason for Change
204180210	Zoning - Subscriptions & memberships	\$ 1,500			\$ (350)	1,150 to meet current expenses
204180220	Zoning - public notices	\$ 2,200			\$ (300)	1,900 to meet current expenses
204180250	Zoning - equip supp & maint	\$ 2,500	\$ 50		\$ 2,550	to meet current expenses
204180251	Zoning - non capitalized equipment	\$ 1,500			\$ (1,500)	to meet current expenses
204180280	Zoning - telephone	\$ 2,000		\$ 250	\$ 2,250	to meet current expenses
204180620	Zoning - misc services	\$ 6,950	\$ 1,850		\$ 8,800	to meet current expenses
204241110	Building inspection - salary	\$ 217,784		\$ 88	\$ 217,872	to meet current expenses
204241130	Building inspection - employee benefits	\$ 96,847	\$ 2,708		\$ 99,555	to meet current expenses
204241210	Building inspection - subscription & membership	\$ 850	\$ 100		\$ 950	to meet current expenses
204241240	Building inspection - office expense	\$ 3,200	\$ 1,200		\$ 4,400	to meet current expenses
204241250	Building inspection - equip supply & maint	\$ 8,800		\$ (1,419)	\$ 7,381	to meet current expenses
204241251	Building inspection - non capitalized equip	\$ 1,201			\$ (700)	501 to meet current expenses
204241280	Building inspection - telephone	\$ 3,200	\$ 800		\$ 4,000	to meet current expenses
204241310	Building inspection - prof & tech	\$ 2,500		\$ (1,890)	\$ 610	to meet current expenses
204241311	Building inspection - software	\$ -	\$ 1,980		\$ 1,980	to meet current expenses
204241330	Building inspection - education & training	\$ 2,600			\$ (990)	1,610 to meet current expenses
204241510	Building inspection - insurance	\$ 3,359			\$ (155)	3,204 to meet current expenses
204253120	Animal control - temp employees	\$ 11,985	\$ 5		\$ 11,990	to meet current expenses
204253130	Animal control - employee benefits	\$ 1,128			\$ (5)	1,123 to meet current expenses
204253200	Animal control - material supp & services	\$ 2,200	\$ 1,500		\$ 3,700	to meet current expenses

FUND 20 MUNICIPAL SERVICES FUND EXPENDITURES

ACCOUNT	DESCRIPTION	Current Budget	Recommended Decrease DEBIT	Increase CREDIT	Amended Budget	Reason for Change
204415110	Class B Roads - salary	\$ 523,696		\$ (3,605)	\$ 520,091	to meet current expenses
204415120	Class B Roads - temp employees	\$ 22,109	\$ 3,605		\$ 25,714	to meet current expenses
204415765	Class B - New Road Const - Forest Service	\$ 3,000,000	\$ 50,000		\$ 3,050,000	to meet current expenses
204800990	Administration fees - general fund	\$ 204,281	\$ 302,457		\$ 506,738	to meet current expenses
204960605	Merit & market ADJ Pool	\$ 536		\$ (536)	\$ -	to meet current expenses
	Totals		\$ 366,593	\$ (11,450)		
	Net Adjustment				\$ 355,143	

FUND 21 HEALTH FUND REVENUES

ACCOUNT	DESCRIPTION	Current Budget	Recommended Decrease DEBIT	Increase CREDIT	Amended Budget	Reason for Change
213120000	Prior Years Taxes	\$ (15,000)		\$ (3,000)	\$ (18,000)	adjust to actual collections
213440000	Air Pollution Control Fees	\$ (92,569)		\$ (80)	\$ (92,649)	adjust to actual collections
	Totals		\$ -	\$ (3,080)		
	Net Adjustment				\$ (3,080)	

FUND 21 HEALTH FUND EXPENDITURES

ACCOUNT	DESCRIPTION	Current Budget	Recommended Increase DEBIT	Decrease CREDIT	Amended Budget	Reason for Change
214800996	Contrib to fund reserve	\$ 42,801	\$ 3,080		\$ 45,881	adjust for over collections
	Totals		\$ 3,080	\$ -		
	Net Adjustment				\$ 3,080	

FUND 23 TOURIST COUNCIL FUND REVENUES

ACCOUNT	DESCRIPTION	Current Budget	Recommended Decrease DEBIT	Increase CREDIT	Amended Budget	Reason for Change
233870000	Contrib Private Sources(AD Partners)	\$ (4,314)		\$ (1,100)	\$ (5,414)	more partners than expected
	Totals		\$ -	\$ (1,100)		
	Net Adjustment				\$ (1,100)	

FUND 23 TOURIST COUNCIL FUND EXPENDITURES

ACCOUNT	DESCRIPTION	Current Budget	Recommended Increase DEBIT	Decrease CREDIT	Amended Budget	Reason for Change
234780110	Salary	\$ 79,107		\$ (600)	\$ 78,507	to meet expenses
234780115	Overtime	\$ 1,000	\$ 100		\$ 1,100	to meet expenses
234780142	Other pay	\$ 1,260	\$ 500		\$ 1,760	to meet expenses

FUND 23 TOURIST COUNCIL FUND EXPENDITURES

ACCOUNT	DESCRIPTION	Current Budget	Recommended Increase DEBIT	Decrease CREDIT	Amended Budget	Reason for Change
234780480	Brochures Maps & Printing	\$ 39,050		\$ (900)	\$ 38,150	to meet expenses
234780490	Adverizing and Promotions	\$ 211,921	\$ 200		\$ 212,121	to meet expenses
234780670	Items for resale	\$ 24,900	\$ 1,800		\$ 26,700	to meet expenses
	Totals	\$	\$ 2,600	\$ (1,500)	\$	
	Net Adjustment				\$ 1,100	

FUND 24 SENIOR CITIZENS REVENUES

ACCOUNT	DESCRIPTION	Current Budget	Recommended Decrease DEBIT	Increase CREDIT	Amended Budget	Reason for Change
243313000	FED ARA Community Service Block Grant (Aging)	\$		\$ (28,978)	\$ (28,978)	ARA grant for transportation & sr cntr services
243313100	FED GRANT Am. Recovery Act - Nutrition	\$		\$ (17,077)	\$ (17,077)	ARA grant for Nutrition CMM & HDM (meals)
243690000	Sundry Revenue	\$ (8,000)	\$ 7,197		\$ (803)	adjust to actual estimates
243890000	Approp surplus	\$ (13,205)		\$ (15,338)	\$ (28,543)	to purchase a MOW vehicle
	Totals	\$	\$ 7,197	\$ (61,393)	\$	
	Net Adjustment				\$ (54,196)	

FUND 24 SENIOR CITIZENS EXPENDITURES

ACCOUNT	DESCRIPTION	Recommended Current Budget	Increase DEBIT	Decrease CREDIT	Amended Budget	Reason for Change
244960605	market adj pool	\$ 676		\$ (676)	\$	
244970110	Nutrition - salary	\$ 89,834	\$ 1,940		\$ 91,774	transfer to meet expenses
244970120	Nutrition - temp employees	\$ 22,044	\$ 7,995		\$ 30,039	transfer to meet expenses
244970130	Nutrition - benefits	\$ 48,509	\$ 1,847		\$ 50,356	benefits for ARA employees
244970210	Nutrition - subscriptions	\$ 500		\$ (172)	\$ 328	transfer to meet expenses
244970230	Nutrition - travel	\$ 1,000		\$ (200)	\$ 800	transfer to meet expenses
244970240	Nutrition - supplies	\$ 9,400	\$ 3,700		\$ 13,100	transfer to meet expenses
244970250	Nutrition - transportation	\$ 12,000	\$ 20,796		\$ 32,796	transfer to meet expenses
244970255	Nutrition - HDM supplies & maint	\$ 20,500	\$ 4,100		\$ 24,600	transfer to meet expenses
244970260	Nutrition - bldg & grds maint	\$ 8,000	\$ 4,000		\$ 12,000	transfer to meet expenses
244970270	Nutrition - utilities	\$ 11,500	\$ 1,680		\$ 13,180	transfer to meet expenses
244970280	Nutrition - telephone	\$ 2,000	\$ 50		\$ 2,050	transfer to meet expenses
244970381	Nutrition - meals	\$ 82,358		\$ (5,901)	\$ 76,457	transfer to meet expenses
244970382	Nutrition - food supplements	\$ 14,000	\$ 1,800		\$ 15,800	transfer to meet expenses
244970383	Nutrition - US Foodservice	\$ 80,000		\$ (12,000)	\$ 68,000	transfer to meet expenses
244970740	Nutrition - equipment	\$ -	\$ 25,000		\$ 25,000	transfer to meet expenses
244971120	Center - temp employees	\$ 5,818	\$ 237		\$ 6,055	transfer to meet expenses
244971210	Center - subscriptions	\$ 600		\$ (191)	\$ 409	transfer to meet expenses
244971230	Center - travel	\$ 1,800		\$ (941)	\$ 859	transfer to meet expenses
244971240	Center - supplies	\$ 8,000	\$ 976		\$ 8,976	transfer to meet expenses

FUND 24 SENIOR CITIZENS EXPENDITURES

ACCOUNT	DESCRIPTION	Recommended Current Budget	Increase DEBIT	Decrease CREDIT	Amended Budget	Reason for Change
244971250	Center - transportation	\$ 4,500	\$	500	\$	5,000 transfer to meet expenses
244971270	Center - Utilities	\$ 6,000	\$	1,050	\$	7,050 transfer to meet expenses
244971280	Center - telephone	\$ 1,400	\$	100	\$	1,500 transfer to meet expenses
244971482	Center - spec dept supp - pool room	\$ 300	\$	(300)	\$	- transfer to meet expenses
244971485	Center - newsletters	\$ 3,700	\$	(1,194)	\$	2,506 transfer to meet expenses
244973110	RSVP - salary	\$ 18,761	\$ 10	\$	\$	18,771 transfer to meet expenses
244973480	RSVP - Spec Dept Project Expo	\$ 2,102	\$	85	\$	2,187 transfer to meet expenses
244973490	RSVP - Advertizing & promotions	\$ 1,000	\$	(680)	\$	320 transfer to meet expenses
244973610	RSVP - Misc Supplies - volunteer recognition	\$ 4,398	\$	585	\$	4,983 transfer to meet expenses
244974110	Access - salary	\$ 42,137	\$	(105)	\$	42,032 transfer to meet expenses
244974120	Access - temporary salary	\$ 5,818	\$	105	\$	5,923 transfer to meet expenses
244974230	Access -travel	\$ 200	\$	(146)	\$	54 transfer to meet expenses
244974250	Access-transportation	\$ 6,500	\$	250	\$	6,750 transfer to meet expenses
244974260	Access - bldg & grds maint	\$ 1,200	\$	160	\$	1,360 transfer to meet expenses
244974270	Access -utilities	\$ 6,500	\$	400	\$	6,900 transfer to meet expenses
244974280	Access-telephone	\$ 1,300	\$	90	\$	1,390 transfer to meet expenses
244974330	Access - education & training	\$ 733	\$	(733)	\$	- transfer to meet expenses
244974510	Access - insurance	\$ 444	\$	(21)	\$	423 transfer to meet expenses
244977110	Co Admin Support - salary	\$ 35,770	\$	(961)	\$	34,809 transfer to meet expenses
244977120	Co Admin Support - temp employees	\$ 9,000	\$	961	\$	9,961 transfer to meet expenses
	Totals	\$ 78,417	\$ (24,221)	\$	\$	
	Net Adjustment				\$ 54,196	

FUND 25 MENTAL HEALTH FUND REVENUES

ACCOUNT	DESCRIPTION	Recommended Current Budget	Decrease DEBIT	Increase CREDIT	Amended Budget	Reason for Change
253341000	Social Services reimb	\$ (1,800,000)	\$	(250,000)	\$	(2,050,000) ARA revenues and estimated soc serv reimb
253830000	contrib - Box Elder County	\$ (86,605)	\$	(2,612)	\$	(89,217) adjust to actual billed revenues
253840000	contrib - Rich County	\$ (3,994)	\$	(1,006)	\$	(5,000) adjust to actual billed revenues
	Totals	\$	\$	(253,618)	\$	(253,618)
	Net Adjustment				\$	

FUND 25 MENTAL HEALTH FUND EXPENDITURES

ACCOUNT	DESCRIPTION	Recommended Current Budget	Increase DEBIT	Decrease CREDIT	Amended Budget	Reason for Change
254310620	Misc Services	\$ 1,890,599	\$ 253,618	\$	\$	2,144,217 anticipated expenses thru yr end
	Totals	\$ 1,890,599	\$ 253,618	\$	\$	
	Net Adjustment				\$ 253,618	

FUND 26 RESTAURANT TAX FUND REVENUES

ACCOUNT	DESCRIPTION	Current Budget	Recommended Decrease DEBIT	Increase CREDIT	Amended Budget	Reason for Change
263890000	appropriated surplus	\$ (855,991)		\$ (50,000)	\$ (905,991)	to match awards
	Totals	\$	\$	\$ (50,000)	\$	
	Net Adjustment				\$ (50,000)	

FUND 26 RESTAURANT TAX FUND EXPENDITURES

ACCOUNT	DESCRIPTION	Recommended Current Budget	Increase DEBIT	Decrease CREDIT	Amended Budget	Reason for Change
264780620	Misc Services	\$ 1,604,579	\$ 50,000		\$ 1,654,579	hold for next budget opening
	Totals	\$	\$ 50,000	\$	\$	
	Net Adjustment				\$ 50,000	

FUND 27 COUNTYWIDE PLANNING & DEVELOPMENT FUND REVENUES

ACCOUNT	DESCRIPTION	Current Budget	Recommended Decrease DEBIT	Increase CREDIT	Amended Budget	Reason for Change
273494000	Other Current Services	\$		\$ (4,096)	\$ (4,096)	budget for CMPO contract billing
273892000	APPROP SURPLUS	\$ (43,403)	\$ 4,096		\$ (39,307)	reduce approp surplus by extra revenues
	Totals	\$	\$ 4,096	\$ (4,096)	\$	
	Net Adjustment				\$	

FUND 27 COUNTYWIDE PLANNING & DEVELOPMENT FUND EXPENDITURES

ACCOUNT	DESCRIPTION	Current Budget	Recommended Increase DEBIT	Decrease CREDIT	Amended Budget	Reason for Change
274181210	subscriptions & memberships	\$ 1,000		\$ (34)	\$ 966	to meet expenses
274181230	Travel	\$ 2,000	\$ 34		\$ 2,034	to meet expenses
274181240	office supplies	\$ 1,800		\$ (500)	\$ 1,300	to meet expenses
274181250	Equip supply & Maint	\$ 2,500	\$ 500		\$ 3,000	to meet expenses
	Totals	\$	\$ 534	\$ (534)	\$	
	Net Adjustment				\$	

FUND 29 CHILDREN'S JUSTICE CENTER FUND REVENUES

ACCOUNT	DESCRIPTION	Current Budget	Recommended Decrease DEBIT	Increase CREDIT	Amended Budget	Reason for Change
293316000	CJC - National Child Protection alliance	\$ (10,000)	\$ 10,000	\$	\$	- paid to FRIENDS of CJC
293690000	CJC - Sundry Revenue	\$	\$	(129)	(129)	to capture actual revenues
	Totals	\$	\$ 10,000	(129)		
	Net Adjustment				\$ 9,871	

FUND 29 CHILDREN'S JUSTICE CENTER FUND EXPENDITURES

ACCOUNT	DESCRIPTION	Current Budget	Recommended Increase DEBIT	Decrease CREDIT	Amended Budget	Reason for Change
294149231	CJC - travel conferences & workshops	\$ 24,672	\$	(10,000)	\$ 14,672	money paid to FRIENDS of CJC
294149610	CJC - misc supplies	\$ 1,675	\$ 129	\$	\$ 1,804	to adjust for actual collections
	Totals	\$	\$ 129	(10,000)		
	Net Adjustment				\$ (9,871)	

FUND 62 RAPZ FUND REVENUES

ACCOUNT	DESCRIPTION	Current Budget	Recommended Decrease DEBIT	Increase CREDIT	Amended Budget	Reason for Change
623870000	appropriated surplus	\$ (495,285)	\$	(5,000)	\$ (500,285)	balance needed for UFOC award
	Totals	\$	\$	(5,000)		
	Net Adjustment				\$ (5,000)	

FUND 62 RAPZ FUND EXPENDITURES

ACCOUNT	DESCRIPTION	Recommended Current Budget	Increase DEBIT	Decrease CREDIT	Amended Budget	Reason for Change
624780482	RAPZ allocation projects	\$ 1,358,977	\$ 5,000	\$	\$ 1,363,977	balance needed for UFOC award
	Totals	\$	\$ 5,000	\$		
	Net Adjustment				\$ 5,000	

FUND 72 ROAD SPECIAL SERVICE DISTRICT REVENUES

ACCOUNT	DESCRIPTION	Current Budget	Recommended Decrease DEBIT	Increase CREDIT	Amended Budget	Reason for Change
723311000	Mineral Lease Funds	(16,565)		(2,728)	(19,293)	NEW FUNDING IN 2009
723610000	INTEREST	(3,125)	1,000		(2,125)	ESTIMATE INCREASE
	Totals		1,000	(2,728)		
	Net Adjustment				(1,728)	

FUND 72 ROAD SPECIAL SERVICE DISTRICT EXPENDITURES

ACCOUNT	DESCRIPTION	Current Budget	Recommended Increase DEBIT	Decrease CREDIT	Amended Budget	Reason for Change
724410420	NEW ROAD CONSTRUCTION & Maint	328,680	1,728		330,408	adjust to capture revenues
	Totals		1,728			
	Net Adjustment				1,728	

FUND 76 NPIC FUND REVENUES

ACCOUNT	DESCRIPTION	Current Budget	Recommended Decrease DEBIT	Increase CREDIT	Amended Budget	Reason for Change
763874200	Transfers in from General Fund	(50,000)	50,000		\$	Awarded to Ice Arena not NPIC
	Totals	\$	\$		\$	
	Net Adjustment		50,000		\$	50,000

FUND 76 NPIC FUND EXPENDITURES

ACCOUNT	DESCRIPTION	Current Budget	Recommended Increase DEBIT	Decrease CREDIT	Amended Budget	Reason for Change
764780730	NPIC - Improvements	50,000		(50,000)	\$	Awarded to Ice Arena not NPIC
	Totals	\$	\$	(50,000)	\$	(50,000)
	Net Adjustment				\$	

FUND 77 AIRPORT FUND REVENUES

ACCOUNT	DESCRIPTION	Current Budget	Recommended Decrease DEBIT	Increase CREDIT	Amended Budget	Reason for Change
773618000	Fuel Flow -storage fees	(10,000)		(800)	\$	(10,800) adjust to actual collections
773620000	Building Rents	(21,000)		(11,100)	\$	(32,100) adjust to actual collections
773780000	Airport fees - land lease income	(40,000)		(260)	\$	(40,260) adjust to actual collections
773672000	Donations in kind			(16,500)	\$	(16,500) J Worsten donation for Parking improvements
773870000	Approp Surplus	(135,393)		(15,040)	\$	(150,433) adjust to actual collections
	Totals	\$	\$	(43,700)	\$	(43,700)
	Net Adjustment				\$	

FUND 77 AIRPORT FUND EXPENDITURES

ACCOUNT	DESCRIPTION	Current Budget	Recommended Increase DEBIT	Decrease CREDIT	Amended Budget	Reason for Change
774460110	Airport - salary	76,191	30		\$	76,221 transfer to meet expenses
774460130	Airport - employee benefits	33,435		(30)	\$	33,405 transfer to meet expenses
774460230	Airport - Travel	6,000	1,500		\$	7,500 transfer to meet expenses
774460261	Airport - Snow removal	35,000		(5,000)	\$	30,000 transfer to meet expenses
774460263	Airport - Weed control -Mowing	9,000	3,000		\$	12,000 transfer to meet expenses

FUND 77 AIRPORT FUND EXPENDITURES

ACCOUNT	DESCRIPTION	Current Budget	Recommended Increase DEBIT	Decrease CREDIT	Amended Budget	Reason for Change
774460621	Airport - Misc Board Services/Travel	\$ 3,000	\$ 500		\$ 3,500	transfer to meet expenses
774460730	Airport - Improvements	\$ -	\$ 33,000		\$ 33,000	to improve parking area, pilot lounge etc
774460739	Airport - Grant projects	\$ 709,374	\$ 10,700		\$ 720,074	to improve parking area, pilot lounge etc
	Totals		\$ 48,730	\$ (5,030)		
	Net Adjustment				\$ 43,700	
					\$ -	

CACHE COUNTY
RESOLUTION NO. 2009-37

A RESOLUTION GRANTING AUTHORITY TO THE CACHE COUNTY EXECUTIVE TO AFFIRM A STIPULATED AGREEMENT REGARDING THE "GNEHM" ROAD"

PREAMBLE AND FINDINGS

Whereas, the Cache County Attorney has been involved in litigation regarding whether a road in Cache County is a "public road" (Said road hereinafter referred to as the "Gnehm Road"); and

Whereas, the Cache County Attorney has reached a negotiated settlement in the litigation over the Gnehm Road that the County Council deems appropriate; and

Whereas, the negotiated settlement reached by the Cache County Attorney and acceptable to the Cache County Council has been reduced to a stipulated agreement, (attached hereto as Exhibit A); and

Whereas, the County Council of Cache County, Utah, in a regular meeting, after due consideration of these facts, and having received comments and discussing the same;

NOW THEREFORE, BE IT RESOLVED that the County Council finds that it is in the best interests of the public that, in order to enforce the stipulated agreement regarding the Gnehm Road, the Cache County Executive should be given authority to sign and enforce the terms of the stipulated agreement attached to this resolution as Exhibit A.

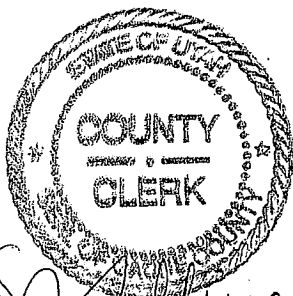
This Resolution shall take effect immediately upon adoption.

Dated this 8th day of December 2009.

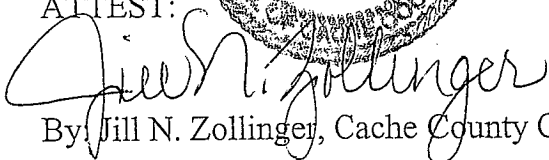
CACHE COUNTY COUNCIL



By: H. Craig Petersen, Chairman



ATTEST:



By: Jill N. Zollinger, Cache County Clerk

EXHIBIT A

Settlement Agreement

This Settlement Agreement and Release (the "Agreement") is made as of this ____ day of _____, 2009, by and between, Colleen Gnehm as Trustee of the Terry Lee Gnehm Family Trust dated the 30 day of October, 2003, ("Plaintiff") and Cache County Corp. ("Defendant"), (collectively the "Parties").

WHEREAS, a Civil Action captioned Colleen Gnehm as Trustee of the Terry Lee Gnehm Family Trust dated the 30 day of October, 2003, v. Cache County Corp., Civil No. 080100631, is currently pending before the First Judicial District Court (the Court) of Cache County, State of Utah regarding a dispute between the Parties over a road traversing certain property owned by the Plaintiff (the "Dispute"); and

WHEREAS, the Court has granted summary judgment in favor of the Defendant determining that the road in question is a public roadway, but has reserved the issue of the nature of the road, including the width of the road;

WHEREAS, the Parties now desire to settle the Dispute as set forth herein.

NOW, THEREFORE, in consideration of the mutual covenants and promises set forth below, the receipt and sufficiency of which are hereby expressly acknowledged, the Parties agree as follows:

1. The above Civil Action will be dismissed without prejudice.
2. The Order executed by the Court on 17 July 2009, by Judge Kevin K. Allen shall remain the law of the case.
3. The location of the road shall be as set forth on the survey attached hereto as Exhibit "A".
4. A parking area will be established at the Bogus Hollow trailhead as set forth on Exhibit "A".
5. The road will be closed to public access except for the Plaintiff until completion of the loop into Hyde Park Canyon as set forth on Exhibit "A" hereto. Thereafter the road will be closed seasonally at the discretion of the County with each party to have a key. The location of the gates are as set forth on Exhibit "A". The County will use its best efforts to install the gates on or before ~~November 30,~~ ^{December 31,} 2009.
6. The Defendant shall post at least 2 signs at appropriate locations as determined by the County warning the public to stay on the road as it runs through private property. The Plaintiff may post his property as "no hunting" as provided by statute.
7. The road through the Plaintiff's property will be graveled and will be maintained as deemed necessary by the Defendant. However, the Defendant will attempt to work in good faith with the Plaintiff to resolve any reasonable concerns.

8. The Parties agree that there is no present need for expansion of the roadway beyond its current width. The Parties specifically reserve all claims and defenses related to the width of the road and either party may raise the same in any future action, if any.
9. Parking in the roadway will be controlled by state statutes and county ordinances.
10. The Defendant shall seek to enforce trespassing and other criminal violations that may occur on the Plaintiff's property and may seek appropriate penalties and restitution for the Plaintiff when available.
11. The undersigned state that they are of lawful age, that they understand all the terms of the release and have signed the release of their own free act. If the undersigned is acting in a representative capacity on behalf of any legal entity which requires prior approval or resolution for the commission of a representative act, the undersigned further declares and represents that they are in possession of fully executed, written evidence of all such required approval or resolutions.
12. This Agreement may be modified, altered or terminated only upon the express written consent of all Parties hereto. If the County attempts to terminate this agreement as not binding on a future County Council, the Plaintiff shall be entitled to re-open the aforementioned civil action and prosecute the same, including the appeal of any present order or decision.
13. The waiver by any Party of any breach of any provision hereof shall not operate or be construed as a waiver by such Party of any subsequent breach.
14. The Agreement shall be construed in accordance with the laws of the State of Utah, United States of America, exclusive of any choice of law rules. The forum of any action relating to any breach of this Agreement shall be in the appropriate court in Utah and the Parties expressly agree to both subject matter and in personam jurisdiction in that forum.
15. In the event that one or more of the provisions contained herein shall for any reason be held to be unenforceable in any respect under the law of any state or of the United States of America, such unenforceability shall not affect any other provision of this Agreement, but this Agreement shall then be construed as if such unenforceable provision or provisions had never been contained herein.
16. This Agreement shall be binding upon and inure to the benefit of the Parties and their respective heirs, executors and administrators, successors and permitted assigns.
17. This Agreement may be executed in one or more counterparts, each of which shall be deemed an original agreement, but all of which together shall constitute one and the same instrument.
18. By its signature below, the County warrants that this Agreement has been approved by the Cache County Council at a regularly constituted and properly noticed official meeting of the Cache County Council.

This Settlement Agreement and Release contains the entire agreement between the parties hereto.

COLLEEN GNEHM AS TRUSTEE OF THE
TERRY LEE GNEHM FAMILY TRUST
DATED THE 30 DAY OF OCTOBER, 2003

DATE

CACHE COUNTY CORP.:

By: _____
Lynn Lemon
Cache County Executive

DATE

CACHE COUNTY
RESOLUTION NO. 2009-38

A RESOLUTION ALLOWING THE COUNTY EXECUTIVE TO PLACE SEASONAL
RESTRICTIONS ON COUNTY ROADS BY LOCKING GATES

PREAMBLE AND FINDINGS

Whereas, it is in the public interest to reduce damage to county roads during seasonal inclement weather, particularly during the Fall, Winter and Spring seasons; and

Whereas, in order to reduce the hazards to vehicles that travel on county roads that are dangerous due to snow conditions or excessive precipitation; and

Whereas, the Cache County Executive is authorized by state law to place gates on County roads; and

Whereas, the Cache County Executive has authorized the placement of gates on roads commonly referred to as the High Creek Road; the Gnehm Road and the Birch Creek Road (See Exhibit A); and

Whereas, the Cache County Council is the only body authorized to place a lock or seasonal restrictions on a Cache County road; and

Whereas, the Cache County Council finds that the Cache County Executive is in the best position to determine when a road should be seasonally restricted; and

Whereas, the County Council of Cache County, Utah, in a regular meeting, after due consideration of these facts, and having received comments and discussing the same;

NOW THEREFORE, BE IT RESOLVED that the Cache County Executive is authorized to place seasonal locks on gates across the High Creek Road, the Gnehm Road, and the Birch Creek Road at the discretion of the County Executive upon his inspection and determination that such restrictions are needed.

This Resolution shall take effect immediately upon adoption.

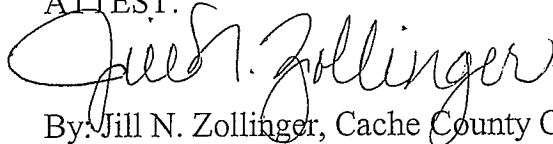
Dated this 8th day of December 2009.

CACHE COUNTY COUNCIL



By: H. Craig Petersen, Chairman

ATTEST:



By: Jill N. Zollinger, Cache County Clerk

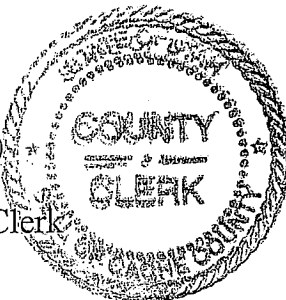
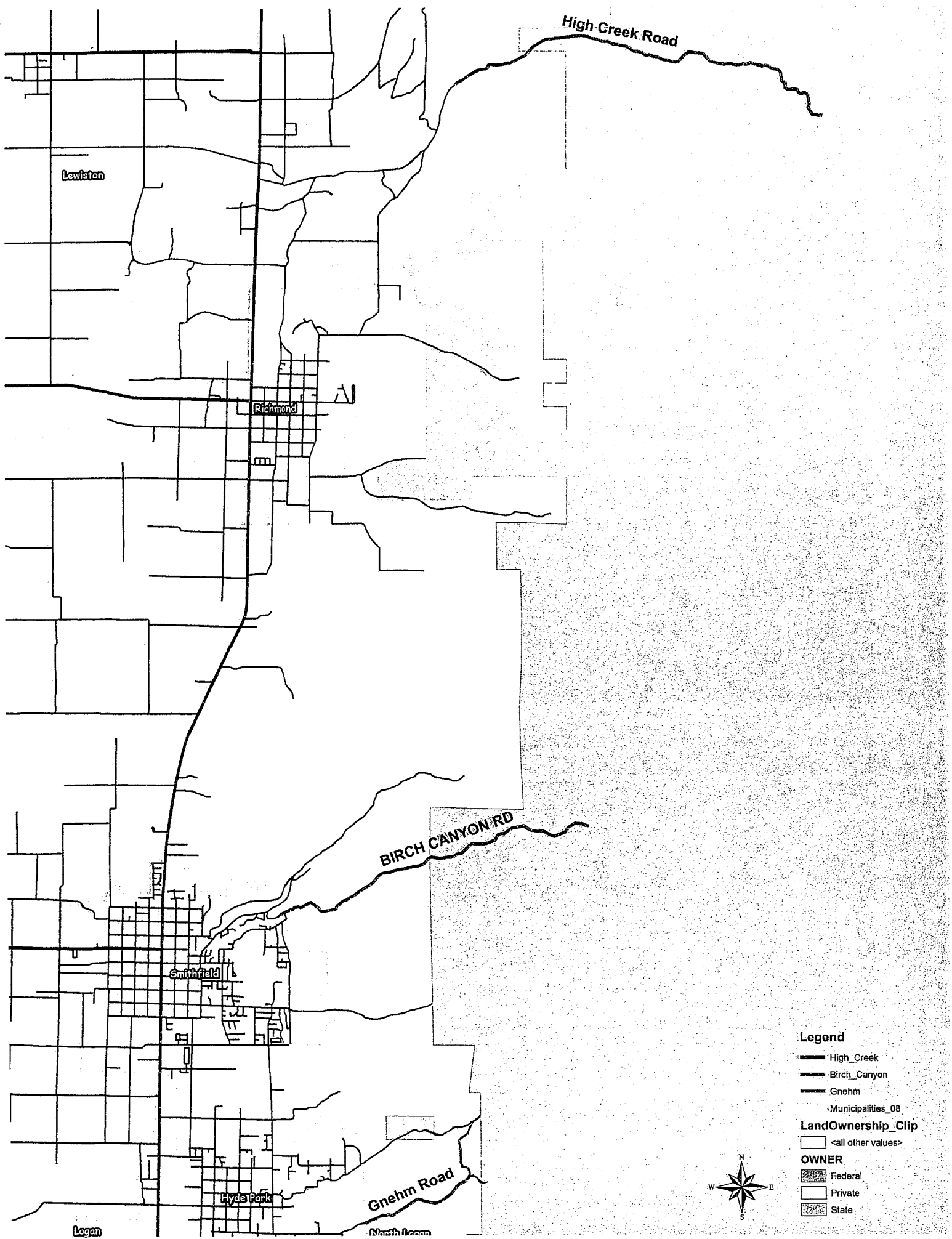


EXHIBIT A



Final Area Designations for 2006 24-Hour Fine Particle (PM_{2.5}) Standards

~~On November 13, 2009, EPA published, in the Federal Register, its final area designations for the 2006 PM_{2.5} National Ambient Air Quality Standards. EPA had already announced its intentions concerning these areas on October 8, 2009. Most significantly, the new Federal Register notice includes an effective date (December 14, 2009) for the area designations.~~

Many significant deadlines concerning the administration of the 2006 PM_{2.5} health standards will be measured from this effective date.

- ~~▪ Transportation Conformity tests become necessary 1 year from the effective date. (December 14, 2010)~~
- ~~▪ The State Implementation Plan (SIP) will be due 3 years after the effective date (December 14, 2012)~~
- ~~▪ Controls must be in place 4 years after the effective date (December 14, 2013)~~
- ~~▪ Areas must generally show Attainment 5 years after the effective date (December 14, 2014)~~

The next steps for the Division include:

- 12/10
- Continued work on episode selection and filter analysis
 - Refining episodic emissions inventories
 - Assimilation of representative meteorological data
 - Validation of the air quality model against measured data from past episodes
 - Coordination with EPA on the SIP development process
 - Convene a meeting with stakeholders once the air quality model is validated.

More information about the designations and their significance is available at the following locations:

EPA's website on area designations for the 2006 PM_{2.5} NAAQS -
<http://www.epa.gov/pmdesignations/2006standards/index.htm>

Utah Division of Air Quality's website for PM_{2.5} SIP Development -
<http://www.airquality.utah.gov/Public-Interest/Current-Issues/pm2.5/index.html>