

APPROVED

**CACHE COUNTY
COUNCIL MINUTES
JULY 31, 2012**

**CACHE COUNTY COUNCIL
JULY 31, 2012**

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CACHE COUNTY COUNCIL MEETING
July 31, 2012

The Cache County Council convened in a regular session on July 31, 2012 at 5:00 p.m. in the Cache County Council Chamber at 199 North Main, Logan, Utah.

ATTENDANCE:

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

The following individuals were also in attendance: Janeen Allen, Mikelshan Bartschi, Robert Bergsjo, Bob Christensen, Denise Ciebien, Bryan Cox, Branden Douglas, Stephen Durrant, Neff Garcia, Jeff Gilbert, Wyatt Goring, Jose Greer, Chris Harrild, Alton Hebdon, Sharon L. Hoth, Grant Koford, Thad Kunz, Lieutenant Brian Locke, Phillip Lucas, Mark Maughan, Jennifer Moser, Brad Nelson, Sheriff G. Lynn Nelson, Brooks Nielsen, Dave Nielsen, Vern Nielson, Doyle Peck, Bill Reese, Director Josh Runhaar, Brad Slater, Director Jim Smith, Dennis Spraggins, Pam Taggart, Justin Taylor, Melody Taylor, Steven Taylor, Joe Thomas, Douglas Thorson, Jill Thorson, Brent Ventura, Natalie Watkins, David Welker, **Media:** Charles Geraci (Herald Journal), Jennie Christensen (KVNU).

OPENING REMARKS AND PLEDGE OF ALLEGIANCE

Council member Zilles 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 amended agenda. Potter 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 July 10, 2012 Council Meeting as written. Robison seconded the motion. The vote was unanimous, 7-0.

REPORT OF THE COUNTY EXECUTIVE: M. LYNN LEMON

<u>APPOINTMENTS:</u>	Janet Ashcroft	Deputy County Recorder
	Edwin Benson	Deputy County Assessor
	Susan Gillies	Deputy County Assessor

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

OTHER ITEMS

- UCIP** – Executive Lemon asked the Council to look over a letter he will be sending to UCIP regarding the consideration of other insurance options.
- Sage Grouse Management Area** – Executive Lemon met with the state and a biologist relative to the Sage Grouse Management Area proposal. Their recommendation is that the area should be contiguous and are forwarding two proposals based on that belief to Kathleen Clark at the state level.
- Secure Rural Schools** – Executive Lemon reported that \$411,009.00 has been awarded in Secure Rural Schools funding this year and the congress has said there will be no more secure rural schools money after this year. Lemon is still unsure what percentage of that amount will come to the county.

ITEMS OF SPECIAL INTEREST

- **Employment Compensation Committee Recommendations** – Jim Smith recapped the past decisions regarding the formation of the Committee, pay-for-performance vs. step-in-grade, performance reviews, health care information and the decision to identify the compensation financial plan prior to the year-end budget process.

Council members expressed reservations about the proposed means of determining starting pay and the 10-year maximum on salaries.

Council member Zilles proposed adding additional money to the original \$306,000.00 discussed.

Council members asked for time to review and consider all the recommendations before making a decision.

ACTION: Motion by Vice Chairman Potter that it is the intent of the Council to approve \$306,000.00 to be put into compensation for employees with the details to be discussed at the August 14, 2012 Council meeting. Zilles seconded the motion. The vote was unanimous, 7-0.

Council member Zilles asked that additional funding for employee compensation be a separate item on the August 14, 2012 Council meeting agenda.

PUBLIC HEARINGS, APPEALS AND BOARD OF EQUALIZATION MATTERS

PUBLIC HEARING SET: AUGUST 14, 2012 – 5:30 P.M. – SIERRA ESTATES REZONE – Michael Burton requesting approval for a rezone of a 10.57 acre property in the Agricultural (A-10) Zone to the Rural 5 (RU-5) Zone located approximately 10525 South Old Highway 1685, south of Paradise.

ACTION: Motion by Council member Yeates to set a Public Hearing August 14, 2012 at 5:30 p.m. – Sierra Estates Rezone. Zilles seconded the motion. The vote was unanimous, 7-0.

PUBLIC HEARING: JULY 31, 2012 – 6:00 P.M. – OPEN 2012 BUDGET – Executive Lemon reviewed the adjustments to the 2012 budget. *(See Attachment 1 to Resolution No. 2012-18-Adjustments to 2012 Budget- for details.)*

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

Council member Zilles left the meeting at 6:07 p.m.

ACTION: Motion by Council member Yeates to close the Public Hearing-Open 2012 Budget. White seconded the motion. The motion passed, 6-0. Zilles absent.

INITIAL PROPOSAL FOR CONSIDERATION

- **Resolution No. 2012-18-Adjustments to 2012 Budget**

(Attachment 1)

ACTION: Motion by Council member Petersen to waive the rules and approve Resolution No. 2012-18-Adjustments to 2012 Budget. Yeates seconded the motion. The motion passed, 6-0. Zilles absent.

PENDING ACTION

Council member Zilles returned to the meeting 6:17 p.m.

- Recommendations from CCCOG on Road Projects** – Chairman Buttars noted that the Council has received citizen input with concerns over the 200 East street project in Logan. Jeff Gilbert of the CMPO stated that Logan City is taking up the issue of the roundabout at 1000 North and 200 East to address citizens' concerns. The County Council may approve the rest of the projects and table the 200 East street project, if they desire, until the concerns are addressed.

Council member Zilles asked about the status of purchases of right-of-ways on the south corridor. Director Runhaar replied no properties have been identified yet. It is hoped that UDOT will contribute funding once Cache County sets aside money for the purpose.

(Attachment 2)

ACTION: Motion by Council member Petersen to approve the recommendations from CCCOG on road projects. Yeates seconded the motion.

ACTION: Motion by Vice Chairman Potter to amend the motion to pull the approval of the 200 East street project until a report is received from Logan City relating to citizens' safety concerns. Robison seconded the motion. The motion failed, 3 aye – Robison, Buttars, Potter and 4 nay – White, Petersen, Yeates & Zilles.

ACTION: Chairman Buttars called for the vote on the original motion to approve the recommendations from CCCOG on road projects. The motion passed, 6-aye – Robison, White, Petersen, Potter, Yeates & Zilles and 1 nay – Buttars.

- **Discussion – RAPZ Tax Ballot Issue Plan of Action** – Executive Lemon said the opinion of the County Attorney was that the county cannot spend public money to promote the RAPZ Tax ballot issue. Lemon said he has considered asking representatives from the arts community to staff a booth at the Cache County Fair promoting the RAPZ Tax. Lemon said his office has compiled information that will be forwarded to the various entities listing the projects funded by RAPZ/Restaurant Tax that have benefitted them. Director Runhaar demonstrated a website with a map of the places RAPZ/Restaurant Tax projects have been completed. Individuals can click on the location to reveal information about the project.

Council member Zilles suggested Council members could use private funds to disseminate information on the RAPZ/Restaurant Tax projects.

Council member Petersen suggested a committee be formed for this purpose.

INITIAL PROPOSAL FOR CONSIDERATION

- **Ordinance No. 2012-08 – UT1 Sardine Rezone – Doug Kofford requesting approval for a rezone of 1.01 acre leased area of a 60-acre property in the Forest Recreation (FR-40) Zone to include the Public Infrastructure (PI) Overlay Zone located approximately 1 mile north west of the UDOT road sheds off State Route 89**

(Attachment 3)

ACTION: Motion by Council member Petersen to waive the rules and approve Ordinance No. 2012-08-UT1 Sardine Rezone. Zilles seconded the motion. The vote was unanimous, 7-0.

Ordinance No. 2012-08: The vote was 7-0.

	<u>BUTTARS</u>	<u>POTTER</u>	<u>PETERSEN</u>	<u>ROBISON</u>	<u>WHITE</u>	<u>YEATES</u>	<u>ZILLES</u>	<u>VOTES CAST</u>
AYE	X	X	X	X	X	X	X	7
NAY								0
ABSTAINED								0
ABSENT								0

- **Ordinance No. 2012-09 – Implementation of a Vehicle Emissions and Maintenance Program in Cache County (NO ACTION TAKEN)** – Council member Petersen explained language changes including the removal of the provision for a subsidy and some changes in the Utah Code references.

Council members and Department of Air Quality (DAQ) representatives discussed various portions of the ordinance, the probable consequences if the county does not institute a vehicle emissions and maintenance program and why adjoining counties are not required to institute the same program.

- **Discussion – Spring Ridge Estates Rezone – Justin & Steven Taylor requesting approval for a rezone of 349 acres from the Agricultural (A-10) Zone to the Rural 2 (RU-2) Zone located approximately 2150 North 8000 West, Petersboro** – Director Runhaar said his office did not draft ordinance language for this rezone because he is waiting for direction from the Council. If the Council is considering approval, he can prepare the ordinance. If the Council is considering denying the request, he can prepare a memo of findings. Council member Petersen said this is a big decision because it may set a precedence as to how the Council is going to direct what happens within the RU-2 Zone

Runhaar indicated the county still needs to have a discussion about a general plan because the current general plan is not giving guidance. Runhaar said the general plan needs to address how services will be handled in requests such as this. He cautioned the Council that a discussion of philosophies is not going to accomplish their purpose. The county needs to hire a consultant to help develop a general plan which could be completed in just over a year. Runhaar is going to apply for a grant for that purpose and hopes to match the grant with \$50,000.00 to \$60,000.00 from the County's budget.

ACTION: Motion by Council member Petersen to have a Council workshop on the RU-2 Zone prior to the August 14, 2012 Council meeting with the Spring Ridge Estates Rezone (including a draft ordinance) as an agenda item under Initial Proposal for Consideration on the August 14, 2012 Council meeting agenda. Yeates seconded the motion. The vote was unanimous, 7-0.

- **Ordinance No. 2012-07 – Amendments to Title 17 – 17.09.030 Schedule of Uses by Zone: Self-Service Storage Facility**

(Attachment 4)

ACTION: Motion by Council member Robison to waive the rules and approve Ordinance No. 2012-07-Amendments to Title 17. Yeates seconded the motion. The motion passed, 6 aye – Buttars, Potter, Robison, White, Yeates & Zilles and 1 nay – Petersen.

Ordinance No. 2012-07: The vote was 6-1.

	<u>BUTTARS</u>	<u>POTTER</u>	<u>PETERSEN</u>	<u>ROBISON</u>	<u>WHITE</u>	<u>YEATES</u>	<u>ZILLES</u>	<u>VOTES CAST</u>
AYE	X	X		X	X	X	X	6
NAY								0
ABSTAINED								0
ABSENT			X					1

- **Discussion – County 401k Contributions** – Executive Lemon explained that the Tier 2 retirement defined benefit plan or defined contribution plan option has created some issues and the state has contacted Lemon’s office saying the county is overmatching the 401k. Executive Lemon, Cameron Jensen, Auditor Stones and Human Resources Director Jim Smith have met and recommend giving employees the money that would have been contributed to a 401k and allowing them to decide whether to make the contribution. Lemon said almost all department heads are supportive of the decision. Executive Lemon asked the Council to consider the recommendation which will be on the August 14, 2012 Council meeting agenda.

Director Runhaar reminded the Council that the market average that is being considered in the employee compensation plan would have to be adjusted to compensate for the additional money received in employees’ wages.

- **Approval of 2012 Polling Locations for November 6, 2012 General Election** – Clerk Jill Zollinger informed the Council that the proposed locations include six voter centers for Logan City where any Logan resident could vote regardless of their voting precinct. Polling locations elsewhere in the county will still be assigned by voting precinct.

(Attachment 5)

ACTION: Motion by Council member Petersen to approve the 2012 Polling Locations for November 6, 2012 General Election. Potter seconded the motion. The vote was unanimous, 7-0.

COUNCIL MEMBER REPORTS

Val Potter proposed the date of August 21, 2012 for the Council Summer Social. Details will be forthcoming at the next Council meeting.

The Council adjourned at 8:19 p.m.

THE COUNCIL CONVENED IN A MEETING OF THE CACHE COUNTY REDEVELOPMENT AGENCY

ACTION ITEMS:

1. **Resolution No. 2012-02 – Consideration for Adoption of a Resolution Approving the Draft Cache County Pepperidge Farm Project Area Plan, and Related Matters** – Executive Lemon noted that a public hearing was already held on this topic. At the next Council meeting the County Council will need to adopt an ordinance accepting this Resolution as a County Council.

(Attachment 1)

Cache County Council
07-31-2012

**ACTION: Motion by Council member Yeates to approve Resolution No. 2012-02.
Robison seconded the motion. The vote was unanimous, 7-0.**

ADJOURNMENT

The Council adjourned from the Cache County Redevelopment Agency meeting at
8:21 p.m.

ATTEST: Jill N. Zollinger
County Clerk

APPROVAL: Craig "W" Buttars
Chairman

RESOLUTION NO. 2012- 18

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 2012 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 2012 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.

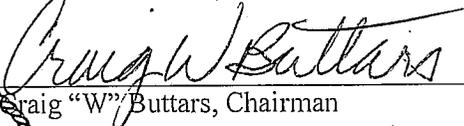
This resolution shall take effect immediately upon adoption and the County Auditor and other county officials are authorized and directed to act accordingly.

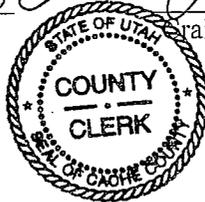
This resolution was duly adopted by the Cache County Council on the 31st day of July, 2012.

ATTESTED TO:

CACHE COUNTY COUNCIL


Jill N. Zollinger, Cache County Clerk


Craig "W" Buttars, Chairman



FUND 100 GENERAL FUND REVENUES

ACCOUNT	DESCRIPTION	Current Budget	Recommended Decrease DEBIT	Increase CREDIT	Amended Budget	Reason for Change
100-33-44105	ST GRANTS - UT PUBLIC SAFETY	-		\$ (2,500)	\$ (2,500)	CLICK IT OR TICKET GRANT
100-38-90000	APPROP SURPLUS	(183,872)		\$ (340,091)	\$ (523,963)	TO COVER REAPPROP PURCHASE ORDERS
Totals				\$ (342,591)	\$ (342,591)	

FUND 100 GENERAL FUND EXPENDITURES

ACCOUNT	DESCRIPTION	Current Budget	Recommended Increase DEBIT	Decrease CREDIT	Amended Budget	Reason for Change
100-4210-115	SHERIFF - OVERTIME	91,000	2,500		93,500	CLICK IT OR TICKET GRANT
100-4170-200	ELECTION - MISC SUPP & SERVICES	90,000		\$ (15,000)	75,000	TO COVER CARR PRINTING BILLS
100-4170-620	ELECTION - MISC SERVICES	25,000	15,000		40,000	TO COVER CARR PRINTING BILLS
100-4220-251	FIRE-non capitalized equipment	8,000		\$ (1,700)	6,300	TRANSFER TO COVER AIR COMPRESSOR EXPENSE
100-4136-740	FIRE-misc services-air compressor	4,000	1,700		5,700	TRANSFER TO COVER AIR COMPRESSOR EXPENSE
100-4145-251	ITS - CAPITALIZED EQUIP	70,000	40,614		110,614	REAPPROP PO 22432 POSH ELECTRONICS
100-4210-251	ATTY - NON CAPITALIZED EQUIP	2,500	800		3,300	REAPPROP PO 22718 ROBERT KEMP
100-4210-740	SHERIFF - NON CAPITALIZED EQUIP	27,000	3,000		30,000	REAPPROP PO 22724 CAL RANACH (HANDGUNS)
100-4216-251	SEARCH & RESCUE-NON CAPITALIZED EQUIP	373,500	6,106		379,606	REAPPROP PO 22693 - SOFTWARE
100-4220-250	FIRE -EQUIP SUPPLIES & MAINT	15,850	2,109		17,959	REAPPROP PO 22705 USU PUBLISHING
100-4230-200	JAIL - INMATE SUPPLIES	37,000	2,730		39,730	REAPPROP PO 22758 TRUCK BOX SHOP
100-4230-330	JAIL - EDUCATION & TRAINING	217,100	34,798		251,898	REAPPROP PO 22719 & 22755
100-4230-720	JAIL - BLDG REMODEL	20,000	6,528		26,528	REAPPROP PO 22709 SERT STREET SURVIVAL TRNG
100-4230-740	JAIL - CAPITALIZED EQUIP	182,000	81,208		263,208	REAPPROP PO 22700,22701,22704,22749,22750
100-4255-254	EMERG MGMT -(HLS)NONCAPITALIZED EQUIP	48,500	38,713		87,213	REAPPROP PO 22716;22727,22759
100-4511-260	FAIRGROUNDS - BLDG & GROUNDS	-	26,400		26,400	REAPPROP PO 22753; 22754
100-4511-720	FAIRGROUNDS - BUILDINGS	23,000	9,080		32,080	REAPPROP PO 22745; 22762
100-4511-730	FAIRGROUNDS - IMPROVEMENTS	-	6,163		6,163	REAPPROP PO 22685
100-4630-586	WEATHER MODIFICATION	82,500	16,892		99,392	REAPPROP PO 22715
100-4960-600	SUNDRY	52,000	32,250		84,250	REAPPROP PO 22748
Totals		109,006	32,700		141,706	REAPPROP PO 22630; 22714
Net Adjustment			\$ 359,291	\$ (16,700)	\$ 342,591	

FUND 150 ASSESSING & COLLECTING REVENUES

ACCOUNT	DESCRIPTION	Current Budget	Recommended Decrease DEBIT	Increase CREDIT	Amended Budget	Reason for Change
150-38-92000	APPROP SURPLUS	-		\$ (235,389)	\$ (235,389)	REAPPROP FOR PURCHASE ORDERS
Totals				\$ (235,389)	\$ (235,389)	
Net Adjustment				\$ (235,389)	\$ (235,389)	

FUND 150 ASSESSING & COLLECTING EXPENDITURES

ACCOUNT	DESCRIPTION	Current Budget	Recommended		Amended Budget	Reason for Change
			Increase DEBIT	Decrease CREDIT		
150-4146-251	ASSESSOR - NON CAPITALIZED EQUIO	\$ -	\$ 4,914		\$ 4,914	REAPPROP PO 22432 POSH ELECTRONICS
150-4146-311	ASSESSOR - SOFTWARE	\$ 48,000	\$ 53,745		\$ 101,745	REAPPROP PO 22747 MARSHALL & SWIFT
150-4146-620	ASSESSOR - MISC SERVICES	\$ 80,000	\$ 176,730		\$ 256,730	REAPPROP PO 22746 PICTOMETRY INTERNATIONAL
	Totals		\$ 235,389	\$ -	\$ 235,389	
	Net Adjustment		\$ -	\$ -	\$ -	

FUND 200 MUNICIPAL SERVICE FUND REVENUES

ACCOUNT	DESCRIPTION	Current Budget	Recommended		Amended Budget	Reason for Change
			Increase DEBIT	Decrease CREDIT		
200-33-44000	STATE GRANTS	\$ (127,000)	\$ 65,000		\$ (62,000)	BONNEVILLE TRAIL FUNDING EXPIRED
200-33-70101	GRANTS OTHER LOCAL-LOGAN CITY	\$ -	\$ -	\$ (30,000)	\$ (30,000)	RECOGNIZED REVENUE FOR TRAIL FUNDING
200-38-90000	APPROP SURPLUS - CLASS B	\$ (914,605)	\$ (20,884)	\$ (935,489)	\$ (935,489)	REAPPROP PURCHASE ORDERS
200-38-92000	APPROP SURPLUS - MSF	\$ (88,952)	\$ (1,820)	\$ (90,772)	\$ (90,772)	REAPPROP PURCHASE ORDERS
	Totals		\$ 65,000	\$ (52,704)	\$ 12,296	
	Net Adjustment		\$ -	\$ -	\$ -	

FUND 200 MUNICIPAL SERVICE FUND EXPENDITURES

ACCOUNT	DESCRIPTION	Current Budget	Recommended		Amended Budget	Reason for Change
			Increase DEBIT	Decrease CREDIT		
200-4415-250	CLASS B - EQUIP SUPP & MAINT	\$ 403,484	\$ 14,884		\$ 418,368	REAPPROP PO 22698; 22766; 22638
200-4415-310	CLASS B - PROF & TECH ENGINEER & ADMIN	\$ 25,000	\$ 6,000		\$ 31,000	REAPPROP PO 22760
200-4450-250	WEED DEPT - EQUIP SUPP & MAINT	\$ 15,000	\$ 1,820		\$ 16,820	REAPPROP PO 22767
200-4780-480	BONNEVILLE SHORELINE TRAIL	\$ 130,000	\$ -	\$ (65,000)	\$ 65,000	STATE FUNDING EXPIRED
200-4780-481	LOGAN CANYON TRAIL	\$ 298,212	\$ 30,000		\$ 328,212	LOGAN CITY CONTRIB TO TRAIL
	Totals		\$ 52,704	\$ (65,000)	\$ -	
	Net Adjustment		\$ -	\$ -	\$ (12,296)	

FUND 230 TOURIST COUNCIL FUND REVENUES

ACCOUNT	DESCRIPTION	Current Budget	Recommended		Amended Budget	Reason for Change
			Increase DEBIT	Decrease CREDIT		
230-38-90000	APPROP SURPLUS	\$ (3,392)	\$ -	\$ (18,271)	\$ (21,663)	REAPPROP PURCHASE ORDERS
	Totals		\$ -	\$ (18,271)	\$ (18,271)	
	Net Adjustment		\$ -	\$ -	\$ (18,271)	

FUND 230 TOURIST COUNCIL FUND EXPENDITURES

ACCOUNT	DESCRIPTION	Current Budget	Recommended Increase DEBIT	Decrease CREDIT	Amended Budget	Reason for Change
230-4780-490	ADVERTIZING & PROMOTIONS	\$ 298,581	\$ 18,271		\$ 316,852	REAPPROP PURCHASE ORDERS-LIST
	Totals		\$ 18,271		\$ 18,271	
	Net Adjustment				\$ -	

FUND 240 COUNCIL ON AGING FUND REVENUES

ACCOUNT	DESCRIPTION	Current Budget	Recommended Decrease DEBIT	Increase CREDIT	Amended Budget	Reason for Change
240-38-90000	APPROP SURPLUS	\$ (115,346)		\$ (1,350)	\$ (116,696)	REAPPROP PURCHASE ORDERS
	Totals			\$ (1,350)	\$ (1,350)	
	Net Adjustment				\$ (1,350)	

FUND 240 COUNCIL ON AGING FUND EXPENDITURES

ACCOUNT	DESCRIPTION	Current Budget	Recommended Increase DEBIT	Decrease CREDIT	Amended Budget	Reason for Change
240-4970-260	NUTRITION - BLDG & GRDS MAINT	\$ 16,000	\$ 1,350		\$ 17,350	REAPPROP PO 22764
	Totals		\$ 1,350		\$ 1,350	
	Net Adjustment				\$ -	

FUND 260 RESTAURANT TAX FUND REVENUES

ACCOUNT	DESCRIPTION	Current Budget	Recommended Decrease DEBIT	Increase CREDIT	Amended Budget	Reason for Change
260-38-90000	APPROP SURPLUS	\$ -		\$ (460,325)	\$ (460,325)	REAPPROP PURCHASE ORDERS
	Totals			\$ (460,325)	\$ (460,325)	
	Net Adjustment				\$ (460,325)	

FUND 260 RESTAURANT TAX FUND EXPENDITURES

ACCOUNT	DESCRIPTION	Current Budget	Recommended Increase DEBIT	Decrease CREDIT	Amended Budget	Reason for Change
260-4780-620	MISC SERVICES	\$ 1,118,000	\$ 460,325		\$ 1,578,325	REAPPROP PO'S - LIST
	Totals		\$ 460,325		\$ 460,325	
	Net Adjustment				\$ -	

FUND 265 RAPZ TAX FUND REVENUES

ACCOUNT	DESCRIPTION	Current Budget	Recommended Decrease DEBIT	Increase CREDIT	Amended Budget	Reason for Change
265-38-70000	APPROP SURPLUS	\$ -		\$ (699,766)	\$ (699,766)	REAPPROP PURCHASE ORDERS
	Totals		\$ -	\$ (699,766)	\$ (699,766)	
	Net Adjustment				\$ (699,766)	

FUND 265 RAPZ TAX FUND EXPENDITURES

ACCOUNT	DESCRIPTION	Current Budget	Recommended Increase DEBIT	Decrease CREDIT	Amended Budget	Reason for Change
265-4780-480	RAPZ ALLOC BY POPULATION	\$ 167,401	\$ 129,736		\$ 297,137	REAPPROP POTS - LIST
265-4780-482	RAPZ ALLOC - PROJECTS	\$ 837,003	\$ 570,030		\$ 1,407,033	
	Totals		\$ 699,766	\$ -	\$ 699,766	
	Net Adjustment				\$ -	

FUND 277 AIRPORT FUND REVENUES

ACCOUNT	DESCRIPTION	Current Budget	Recommended Increase DEBIT	Decrease CREDIT	Amended Budget	Reason for Change
277-38-70000	APPROP SURPLUS	\$ (68,284)		\$ (3,850)	\$ (72,134)	REAPPROP PURCHASE ORDERS
	Totals		\$ -	\$ (3,850)	\$ (3,850)	
	Net Adjustment				\$ (3,850)	

FUND 277 AIRPORT FUND EXPENDITURES

ACCOUNT	DESCRIPTION	Current Budget	Recommended Increase DEBIT	Decrease CREDIT	Amended Budget	Reason for Change
277-4460-739	GRANT PROJECT	\$ 1,135,000	\$ 3,850		\$ 1,138,850	REAPPROP PO 22553 ARMSTRONG CONSULT
	Totals		\$ 3,850	\$ -	\$ 3,850	
	Net Adjustment				\$ -	

FUND 295 AMBULANCE FUND REVENUES

ACCOUNT	DESCRIPTION	Current Budget	Recommended Decrease DEBIT	Increase CREDIT	Amended Budget	Reason for Change
295-38-70000	APPROP SURPLUS	\$ -	\$ -	\$ (44,799)	\$ (44,799)	REAPPROP PURCHASE ORDERS
	Totals		\$ -	\$ (44,799)	\$ (44,799)	
	Net Adjustment				\$ (44,799)	

FUND 295 AMBULANCE FUND EXPENDITURES

ACCOUNT	DESCRIPTION	Current Budget	Recommended		Amended Budget	Reason for Change
			Increase DEBIT	Decrease CREDIT		
295-4262-230	AMBULANCE - TRAVEL & TRAINING	\$ 11,000	\$ 2,259		\$ 13,259	REAPPROP PO 22706
295-4262-310	AMBULANCE - PROF & TECH	\$ 3,500	\$ 2,381		\$ 5,881	REAPPROP PO 22729
295-4262-292	AMBULANCE - RENT	\$ 24,000	\$ 3,000		\$ 27,000	REAPPROP PO 22346
295-4262-620	AMBULANCE - MISC SERVICES	\$ 256,448	\$ 37,159			REAPPROP PO 22346
	Totals		\$ 44,799	\$ -	\$ 44,799	
	Net Adjustment		\$ -	\$ -	\$ -	

FUND 390 CAPITAL PROJECTS FUND REVENUES

ACCOUNT	DESCRIPTION	Current Budget	Recommended		Amended Budget	Reason for Change
			Decrease DEBIT	Increase CREDIT		
390-33-10000	FED GRANT - NRCS EWP RIVER RESTORATION T	-	\$ (700,000)		\$ (700,000)	EWP RIVER RESTORATION TECH ASSIST
390-33-11000	FED GRANT-NRCS EWP RIVER RESTORATION -FA	-	\$ (7,000,000)		\$ (7,000,000)	EWP RIVER RESTORATION F A
390-38-71000	TRANSFERS IN FROM CLASS B	-	\$ (150,000)		\$ (150,000)	COUNTY SHARE FOR EWP PROJECT FROM CL B
390-38-90000	APPROP SURPLUS	-	\$ (54,311)		\$ (54,311)	TO APPROP FINAL AMOUNTS FOR CONTRACT
	Totals		\$ (7,904,311)	\$ -	\$ (7,904,311)	
	Net Adjustment		\$ -	\$ -	\$ -	

FUND 390 CAPITAL PROJECTS FUND EXPENDITURES

ACCOUNT	DESCRIPTION	Current Budget	Recommended		Amended Budget	Reason for Change
			Increase DEBIT	Decrease CREDIT		
390-4985-720	BUILDINGS - SHERIFF EECBG	-	\$ 54,311		\$ 54,311	TO FINAL PROJECT & CARRY OVER PO & LINE BAL
390-4470-310	ENGINEERING & DESIGN - TA	-	\$ 850,000		\$ 850,000	EWP RIVER RESTORATION PROJECT -TA
390-4470-480	SPECIAL GRANT EXPENSE - FA	-	\$ 7,000,000		\$ 7,000,000	EWP RIVER RESTORATION PROJECT -FA CONST
	Totals		\$ 7,904,311	\$ -	\$ 7,904,311	
	Net Adjustment		\$ -	\$ -	\$ -	

Cache County Council of Governments

Mayor Mike Hall, Chair
Mayor Darrell Simmons, Vice Chair

July 10, 2012

Craig W. Buttars, Cache County Council Chair
199 N. Main,
Logan UT 84321

Dear Chairman Buttars:

On July 9, 2012, the Cache County Council of Governments (CCCOG) unanimously agreed to recommend to the Cache County Council funding in the amount of \$5,484,387 toward eligible roadway improvement projects in Cache County. These projects were selected after completing the application and project prioritization process prescribed in the approved CCCOG Transportation Project Prioritization Process. The recommendation approved is as follows:

2012 CCCOG Funding Recommendation to Cache County Council COG Member Scoring Results				2012 Available Funding:		\$5,484,387
Description	Jurisdiction	Average Score	Total Project Cost	Request Amount	Recommended Funding	Fund Balance
200 East, 450 North to 1250 North	Logan City	21.25	\$3,500,000	\$3,100,000	\$3,100,000	\$2,384,387
South Hwy 89/91 Corridor	Cache County	17.00	\$500,000	\$465,000	\$465,000	\$1,919,387
400 East, 270 North to 450 North	Hyde Park City	15.50	\$270,000	\$200,000	\$200,000	\$1,719,387
1700 South Street	Cache County	15.38	\$3,621,945	\$3,367,945	\$1,235,000	\$484,387
2400 West	Amalga Town	13.00	\$517,650	\$337,650	\$337,650	\$146,737
600 South, ~100 West to State St.	Richmond City	9.00	\$163,737	\$146,737	\$146,737	\$0
			Totals	\$8,573,332	\$7,617,332	\$5,484,387

It should be noted that available funding did not permit full funding for all projects. It was decided to partially fund the 1700 South project (due to its ability to accommodate phased construction). For the 1700 South project the partial funds would be used to improve the most deteriorated portion from Hwy 165 to the Blacksmith Fork River bridge. This adjustment allowed funding for the 2400 West project in Amalga as well as the 600 South project in Richmond. In part, the COG was motivated to achieve better geographic funding equity with regard to the more rural areas of the county.

You can find digital copies of each of the project applications as well as the Transportation Project Prioritization Process at: http://cachempo.org/?page_id=405

In accordance with the CCCOG requirement as part of Utah State Code 59-12-2208, please accept this formal recommendation of funding for 2012 using countywide, voter approved sales tax revenue collected for the purpose of transportation capacity improvements. Please feel free to contact me if you have any questions.

Sincerely,



Mike Hall, Chair
Cache County Council of Governments

**CACHE COUNTY, UTAH
ORDINANCE NO. 2012-08**

REZONE – UT1 SARDINE

Disclaimer: This is provided for informational purposes only. The formatting of this ordinance may vary from the official hard copy. In the case of any discrepancy between this ordinance and the official hard copy, the official hard copy will prevail.

AN ORDINANCE AMENDING THE CACHE COUNTY ZONING MAP

WHEREAS, the “County Land Use Development and Management Act,” Utah Code Ann. §17-27a-101 *et seq.*, as amended (the “Act”), provides that each municipality may enact a land use ordinance and a zoning map establishing regulations for land use and development; and

WHEREAS, pursuant to the Act, the County’s Planning Commission (the “Planning Commission”) shall prepare and recommend to the County’s legislative body, following a public meeting, a proposed land use ordinance and a zoning map, or amendments thereto, that represent the Planning Commission’s recommendations for zoning the area within the county; and

WHEREAS, the Act also provides certain procedures for the County’s legislative body to adopt or amend the land use ordinance and zoning map for the County; and

WHEREAS, the County Council caused notice of the hearing to be advertised at least ten (10) days before the date of the public hearing in *The Herald Journal*, a newspaper of general circulation in Cache County; and

WHEREAS, on June 7, 2012 at 5:40 P.M. the Planning Commission held a public hearing for a rezone in the Forest Recreation (FR-40) Zone to include the Public Infrastructure (PI) Overlay Zone, which meeting was preceded by all required legal notice and at which time all interested parties were given the opportunity to provide written or oral comment concerning the proposed rezone; and

WHEREAS, on June 7, 2012, the Planning Commission recommended the approval of said rezone and forwarded such recommendation to the County Council for final action; and

WHEREAS, on July 10, 2012, at 5:30 P.M., the County Council held a public hearing to consider any comments regarding the proposed rezone. The County Council accepted all comments; and

WHEREAS, after careful consideration of the recommendation of the Planning Commission, comments at the public hearing and other public meetings where such proposed rezone was discussed, and recommendation of County staff, the Council has determined that it is in the best interest of the health, safety and welfare of the citizens of Cache County to approve such rezone;

NOW, THEREFORE, the County Legislative Body of Cache County ordains as follows:

1. Statutory Authority.

The statutory authority for enacting this ordinance is Utah Code Annotated Sections 17-27a Part 1 and Part 3, and 17-53 Part 2 (1953, as amended to date).

2. Approval of Rezone.

The County Council hereby rezones the leased portion of Lot # 10-002-0013 described within Exhibit A currently zoned as the Forest Recreation (FR-40) Zone to include the Public Infrastructure (PI) Overlay Zone.

3. Adoption of Amended Zoning Map.

The County Council hereby amends the County's zoning map to reflect the rezone of the Property effected by this ordinance and hereby adopts the amended zoning map that is attached as Exhibit B, of which a detailed digital or paper copy is available in the Development Services Department.

4. Findings

A. The location of the subject property is compatible with the purpose of the proposed Public Infrastructure (PI) Overlay Zone.

B. The subject property is suitable for development within the Public Infrastructure (PI) Overlay Zone district without increasing the need for variances or special exceptions within this zone or the underlying Agricultural (A-10) Zone.

C. The subject property is suitable as a location for all permitted uses within the proposed Public Infrastructure (PI) Overlay Zone.

D. The subject property is suitable as a location for all permitted uses within the proposed Public Infrastructure (PI) Overlay Zone.

5. Severability.

All parts of this ordinance are severable, and if any section, paragraph, clause or provision of this Ordinance shall, for any reason, be held to be invalid or unenforceable, the invalidity or unenforceability of any such section, paragraph, clause or provision shall not affect the remaining sections, paragraphs, clauses or provisions of this Ordinance.

6. Prior Ordinances, Resolutions, Policies and Actions Superseded.

This ordinance amends and supersedes the Zoning Map of Cache County, and all prior ordinances, resolutions, policies, and actions of the Cache County Council to the extent that the provisions of such prior ordinances, resolutions, policies, or actions are in conflict with this ordinance. In all other respects, such prior ordinances, resolutions, policies, and actions shall remain in full force and effect.

7. Exhibits.

Exhibit A: Parcel ID# 10-002-0013

Exhibit B: Zoning Map of Cache County

8. Effective Date.

This ordinance takes effect on August 16, 2012. Following its passage but prior to the effective date, a copy of the Ordinance shall be deposited with the County Clerk and a short summary of the ordinance shall be published in a newspaper of general circulation within the County as required by law.

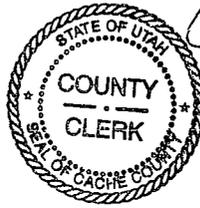
APPROVED AND ADOPTED this 31st day of July, 2012.

	In Favor	Against	Abstained	Absent
Potter	X			
Buttars	X			
White	X			
Petersen	X			
Robison	X			
Yeates	X			
Zilles	X			
Total	7			

CACHE COUNTY COUNCIL

Craig Buttars

Craig Buttars, Chair
Cache County Council



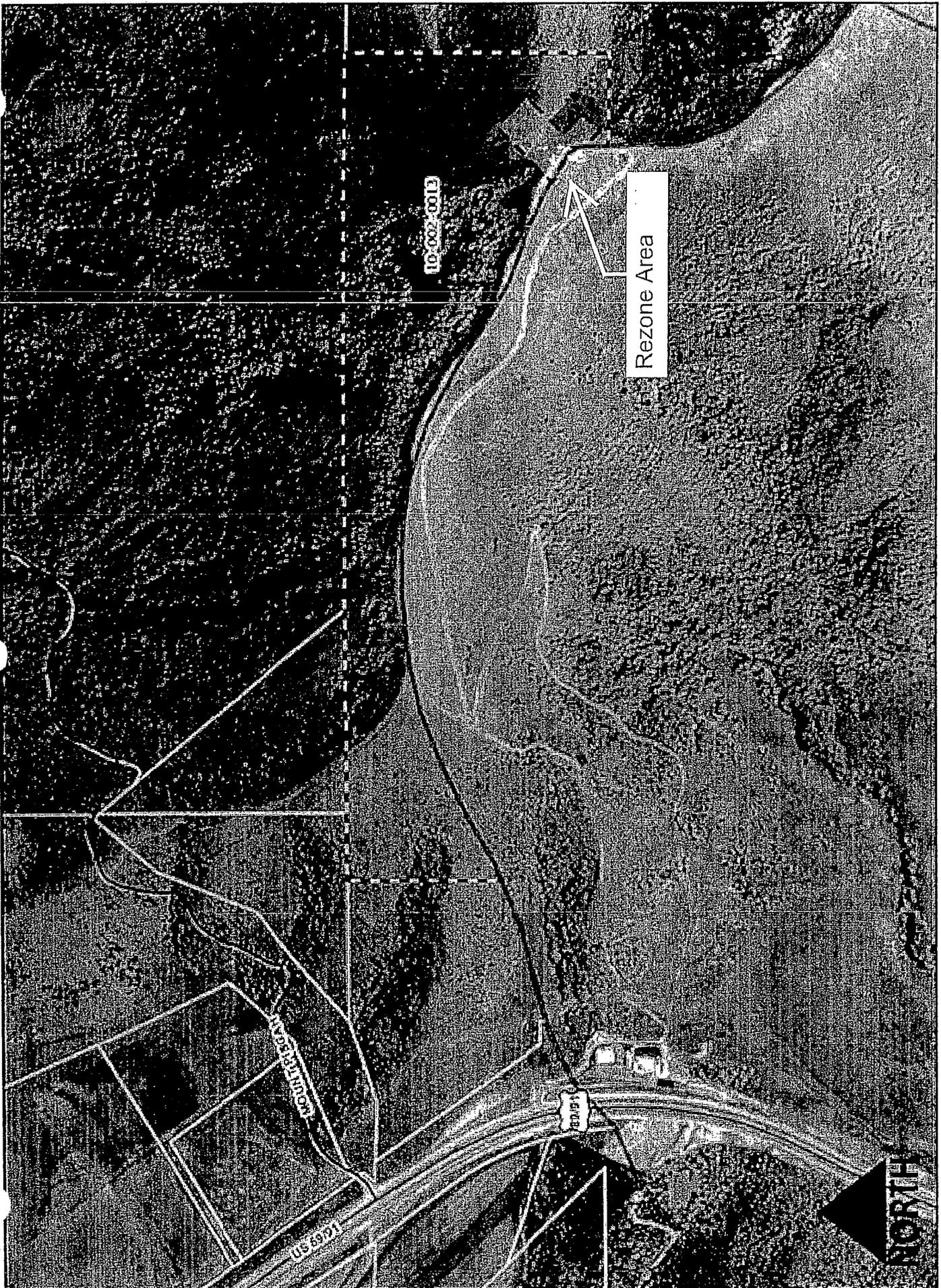
ATTEST:

Jill Zollinger

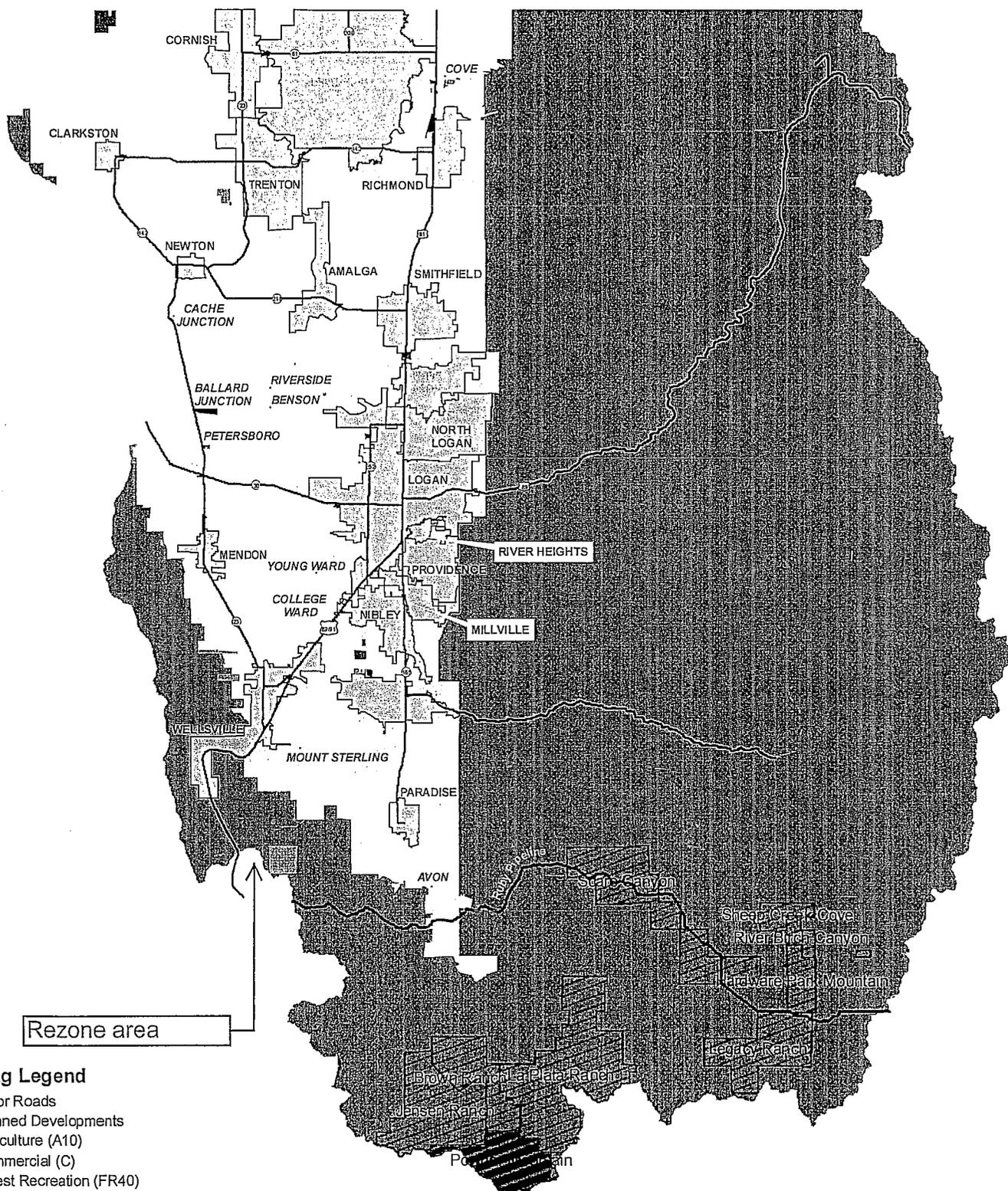
Jill Zollinger
Cache County Clerk

Publication Date:

August 16, 2012



Ordinance 2012-08: Exhibit B



Rezone area

Zoning Legend

- Major Roads
- Planned Developments
- Agriculture (A10)
- Commercial (C)
- Forest Recreation (FR40)
- Industrial/Manufacturing (IM)
- Mineral Extraction (ME)
- Resort Recreation (RR)
- Rural 2 (RU-2)
- Rural 5 (RU-5)
- Public Infrastructure Overlay Zone (PI)

0 2.5 5 10 Miles

Map produced July 2012 by Cache County Development Services



**CACHE COUNTY, UTAH
ORDINANCE NO. 2012-07**

AMENDMENT TO TITLE 17.09.030 SCHEDULE OF USES BY ZONE

Disclaimer: This is provided for informational purposes only. The formatting of this ordinance may vary from the official hard copy. In the case of any discrepancy between this ordinance and the official hard copy, the official hard copy will prevail.

AN ORDINANCE AMENDING AND SUPERSEDING CHAPTER 9 OF TITLE 17 OF THE CACHE COUNTY ORDINANCE REGARDING SELF-SERVICE STORAGE FACILITIES

WHEREAS, the State of Utah has authorized Cache County to adopt Land Use Ordinances and Maps; and

WHEREAS, the purpose of this ordinance is to provide fair, consistent, and equitable land use regulations for all land owners; and

WHEREAS, the purpose of this ordinance is to provide clarity and ease of use of the County's Zoning Ordinance for all citizens; and

WHEREAS, the Cache County Council caused notice of the hearing and the amendments to Title 17 of the Cache County Ordinance to be advertised at least ten (10) days before the date of the public hearing in *The Herald Journal*, a newspaper of general circulation in Cache County; and

WHEREAS, the amendments to Title 17 of the Cache County Ordinance were submitted to the Cache County Planning Commission ("Planning Commission") and on June 7, 2012 at 5:50 P.M., the Planning Commission held a public hearing and recommended approval of the proposed changes to the County Council; and

WHEREAS, on July 10, 2012, at 5:40 P.M., the Cache County Council held a public hearing to consider any comments regarding the proposed amendments to Title 17 of the Cache County Ordinance. The Cache County Council accepted all comments; and

WHEREAS, the Cache County Council has determined that it is both necessary and appropriate for the County to amend and implement these ordinances.

NOW, THEREFORE, the County Legislative Body of Cache County ordains as follows:

1. Statutory Authority

The statutory authority for enacting this ordinance is Utah Code Annotated Sections 17-27a Part 1 and Part 3, and 17-53 Part 2 (1953, as amended to date).

2. Purpose of Provisions

The purpose of this ordinance is to amend and supersede Chapter 9 of Title 17 of the Cache County Ordinance regarding self-service storage facilities, to insure compatibility with surrounding land uses, conformity with the Cache County General Plan, consistency with the characteristics and purposes stated for the zones, and protection, preservation and promotion of the public interest, health, safety, convenience, comfort, prosperity and general welfare.

3. Findings

- A. The amendments to Title 17 of the Cache County Ordinance are in conformity with Utah Code Annotated, §17-27a Part 5 (1953, as amended), which requires compliance with standards set forth in an applicable ordinance.
- B. The amendments to Title 17 of the Cache County Ordinance will insure compatibility with surrounding land uses, conformity with the Cache County General Plan, consistency with the characteristics and purposes stated for Zoning Districts, and protection, preservation and promotion of the public interest, health, safety, convenience, comfort, prosperity and general welfare.
- C. It is in the interest of the public and the citizens of Cache County that the proposed amendments to Title 17 of the Cache County Ordinance be approved.

4. Title 17, Chapters 9 of the Cache County Ordinance is amended to read as follows:
SEE EXHIBIT A

5. Prior Ordinances, Resolutions, Policies And Actions Superseded.

This ordinance amends and supersedes Chapter 9 of Title 17, of the Cache County Ordinance, and all prior ordinances, resolutions, policies, and actions of the Cache County Council to the extent that the provisions of such prior ordinances, resolutions, policies, or actions are in conflict with this ordinance. In all other respects, such prior ordinances, resolutions, policies, and actions shall remain in full force and effect.

6. Effective Date.

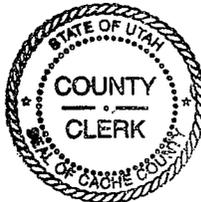
This ordinance takes effect on August 16, 2012. Following its passage but prior to the effective date, a copy of the Ordinance shall be deposited with the County Clerk and a short summary of the ordinance shall be published in a newspaper of general circulation within the County as required by law.

APPROVED AND ADOPTED this 31st day of July, 2012.

	In Favor	Against	Abstained	Absent
Potter	X			
Buttars	X			
White	X			
Petersen		X		
Robison	X			
Yeates	X			
Zilles	X			
Total	6	1		

CACHE COUNTY COUNCIL

Craig Buttars
 Craig Buttars, Chair
 Cache County Council



ATTEST:

Jill Zollinger
 Jill Zollinger
 Cache County Clerk

Publication Date:

August 16, 2012

Ordinance 2012-07: Exhibit A

Existing from Table 17.09.030 Schedule of Uses by Zone: Self-Service Storage Facility

USE	ZONE								
	RU-2	RU-5	A-10	FR-40	C	IM	ME	RR	PI
Self-Service Storage Facility	C	C	C	No	P	P	C	No	No

Proposed for Table 17.09.030 Schedule of Uses by Zone: Self-Service Storage Facility

USE	ZONE								
	RU-2	RU-5	A-10	FR-40	C	IM	ME	RR	PI
Self-Service Storage Facility	No	No	No	No	No	C	No	No	No

2012 PRECINCTS/POLLING PLACES

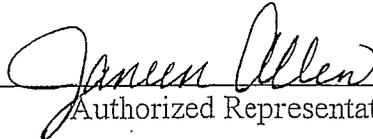
Precinct	Polling Place
All Logan precincts	Riverwoods Conference Center 615 S Riverwoods Parkway Logan, UT 84321
All Logan precincts	Logan River Golf Course Clubhouse 575 W 1000 S Logan, UT 84321
All Logan precincts	Willow Valley Church 825 N 200 West Logan, UT 84321
All Logan precincts	Lundstrom Student Center 1295 E 1000 North Logan, UT 84341
All Logan precincts	Central Stake Center 1255 N 600 East Logan, UT 84341
All Logan precincts	Cache Stake Center 250 W 1200 North Logan, UT 84341
Amalga	Town Hall 6590 N 2400 West Amalga, UT 84335
Benson	Benson LDS Church 3432 N 3000 W Benson, UT 84335
Clarkston	Town Hall 50 S Main Clarkston, UT 84305
Cornish	Town Hall 14300 N 4800 W Cornish, UT 84308
Hyde Park 01/02	City Office 113 E Center Hyde Park, UT 84318
Hyrum 01/02/03/04/05	City Office 83 W Main Hyrum, UT 84319
Lewiston 01/02	City Office 29 S Main Lewiston, UT 84320
Mendon 01/02	Historic Mendon Station 95 N Main Mendon, UT 84325
Millville 17/25	Providence South LDS Stake Center (Pavilion) 360 E 450 N Millville, UT 84326
Newton	Town Hall 51 S Center Newton, UT 84327
Nibley 01/03/17/25/C/Y	Nibley City Office 455 W 3200 South Nibley, UT 84321

North Logan 01/05/06	Professional Development and Technology Center 2035 N 1200 East North Logan, UT 84341
North Logan 02/03/04	North Logan Library 475 E 2500 North North Logan, UT 84341
Paradise	Town Hall 9035 S 100 West Paradise, UT 84328
Providence 01/02/03/04/05	Providence 1 st Ward LDS Church 420 W 100 North Providence, UT 84332
Richmond 01/02/Cove	Community Building 6 W Main Richmond, UT 84333
River Heights 01/02	City Office 520 S 500 East River Heights, UT 84321
Smithfield 01/02/03/04/05/06/07	Smithfield Civic Center 40 E 100 North Smithfield, UT 84335
Trenton	Trenton City Office 17 E Main Trenton, UT 84338
Wellsville 01/02/03/04	4 th – 8 th Ward LDS Church 49 W 200 South Wellsville, UT 84339

NOTICE OF SPECIAL MEETING

TO THE MEMBERS OF THE BOARD OF DIRECTORS OF THE CACHE COUNTY REDEVELOPMENT AGENCY:

NOTICE IS HEREBY GIVEN that a special meeting of the Board of Directors of the Cache County Redevelopment Agency (the "Agency"), will be held at the Board's regular meeting place at 5:00 p.m. on Tuesday, July 31, 2012, for the purpose of approving the draft Cache County Pepperidge Farm Project Area Plan, and for the transaction of such other business incidental to the foregoing as may come before said meeting.



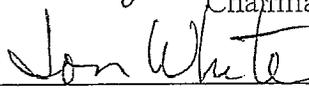
Authorized Representative

ACKNOWLEDGMENT OF NOTICE
AND CONSENT TO SPECIAL MEETING

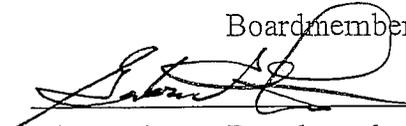
We, the Chairman and members of the Board of Directors of the Agency, do hereby acknowledge receipt of the foregoing Notice of Special Meeting, and we hereby waive any and all irregularities, if any, in such notice and in the manner of service thereof upon us and consent and agree to the holding of such special meeting at the time and place specified in said notice, and to the transaction of any and all business which may come before said meeting.



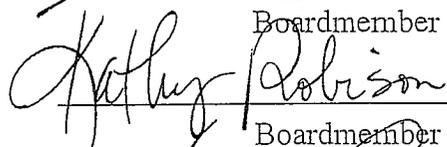
Chairman



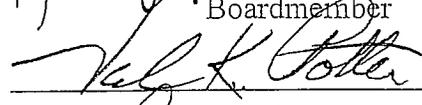
Boardmember



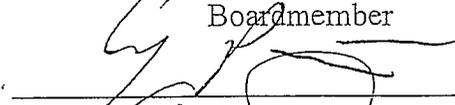
Boardmember



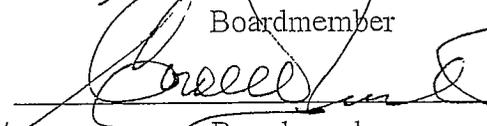
Boardmember



Boardmember



Boardmember



Boardmember

Logan, Utah

July 31, 2012

The Board of Directors (the "Board") of the Cache County Redevelopment Agency (the "Agency") met in special public session at its regular meeting place in Logan, Utah, on Tuesday, July 31, 2012, at 5:00 p.m. The meeting was called to order by the Chairman of the Board with the following being present, and constituting a quorum:

Craig W. Buttars	Chairman
Val Potter	Boardmember
H. Craig Petersen	Boardmember
Kathy Robison	Boardmember
Jon White	Boardmember
Cory Yeates	Boardmember
Gordon A. Zilles	Boardmember

Also present:

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

After the meeting had been duly called to order and after other matters not pertinent to this Resolution had been discussed, a Certificate of Compliance with Open Meeting Law with respect to this July 31, 2012, meeting was presented to the Board, a copy of which is attached hereto as Exhibit A.

Thereupon, the following Resolution was approved and adopted on the following recorded vote:

AYE: 7 - All members voted in favor

NAY: 0

The Resolution is as follows:

RESOLUTION NO. 2012-02

A RESOLUTION OF THE BOARD OF DIRECTORS OF THE CACHE COUNTY REDEVELOPMENT AGENCY APPROVING THE DRAFT CACHE COUNTY PEPPERIDGE FARM PROJECT AREA PLAN AND RELATED MATTERS.

WHEREAS, the Cache County Redevelopment Agency (the "Agency") is a community development and renewal agency (a public body, corporate and politic) duly created, established, and authorized to transact business and exercise its powers, all under and pursuant to the Limited Purpose Local Government Entities—Community Development and Renewal Agencies Act, Title 17C, Utah Code Annotated 1953, as amended (the "Act"); and

WHEREAS, the Board of Directors (the "Board") of the Agency has authorized the preparation of the Cache County Pepperidge Farm Project Area Plan (the "Plan"), hereby incorporated by reference, for a Community Development Project Area (the "Project Area") located north of Richmond, Utah on property owned by Pepperidge Farm, Inc. (parcels 09-043-0001 and 09-039-0002), the legal description of which is attached hereto as Exhibit B; and

WHEREAS, the Agency has prepared the Plan in order to promote community development and job creation within the Project Area and to increase the property tax base within the Project Area through the expansion of the Pepperidge Farm plant; and

WHEREAS, pursuant to the Act, the Agency held a public hearing to receive comment regarding the Plan on June 12, 2012, and provided notice of such hearing in accordance with the Act; and

WHEREAS, the Board now desires to approve the draft Plan without revisions and submit the Plan to the County Council of Cache County (the "County Council") for adoption;

BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE CACHE COUNTY REDEVELOPMENT AGENCY, AS FOLLOWS:

Section 1. All terms defined in the recitals hereto shall have the same meaning when used herein. All actions heretofore taken (not inconsistent with the provisions of this Resolution) by the Board and by the officers of the Agency directed toward the preparation of the draft Plan are hereby ratified, approved, and confirmed.

Section 2. The Board hereby finds and determines that the adoption of the Plan will: (a) satisfy a public purpose, (b) provide a public benefit as shown by the analysis in the Plan, (c) be economically sound and feasible, (d) conform to the general plan of the County, and (e) promote the public peace, health, safety, and welfare of the community in which the Project Area is located.

Section 3. The Board hereby approves the Plan, without revision, as the community development project area plan for the Project Area, the legal description of which is attached hereto as Exhibit B, and submits the Plan for adoption by the County Council.

Section 4. The appropriate officers of the Agency are hereby authorized and directed to take all action necessary or appropriate to effectuate the provisions of this Resolution.

Section 5. If any one or more sections, sentences, clauses, or parts of this Resolution shall, for any reason, be held invalid, such judgment shall not affect, impair, or invalidate the remaining provisions of this Resolution, but shall be confined in its operation to the specific sections, sentences, clauses, or parts of this Resolution so held unconstitutional and invalid, and the inapplicability and invalidity of any section, sentence, clause, or part of this Resolution in any one or more instances shall not affect or prejudice in any way the applicability and validity of this Resolution in any other instances.

Section 6. All resolutions of the Agency in conflict with this Resolution are hereby repealed to the extent only of such inconsistency. This repealer shall not be construed to revive any Resolution, by-law or regulation, or part thereof, heretofore repealed.

(Here follows business not pertinent to the above.)

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

By: Craig W Butters
Chairman

ATTEST:

By: Jane S. Zollinger
County Clerk



PASSED BY THE BOARD OF DIRECTORS OF THE CACHE COUNTY
REDEVELOPMENT AGENCY THIS JULY 31, 2012.

By: Craig W Buttas
Chairman

ATTEST:

By: Justin Zollinger
County Clerk



EXHIBIT A

CERTIFICATE OF COMPLIANCE WITH OPEN MEETING LAW

I, Janeen Allen, the undersigned Authorized Representative of Cache County, Utah, do hereby certify, according to the records of the Cache County Redevelopment Agency (the "Agency") in my official possession, and upon my own knowledge and belief, that in accordance with the requirements of Section 52-4-202, Utah Code Annotated, 1953, as amended, I gave not less than twenty-four (24) hours public notice of the agenda, date, time and place of the July 31, 2012, public meeting held by the Board of Directors of the Agency (the "Board") as follows:

(a) By causing a Notice, in the form attached hereto as Schedule 1, to be posted at the principal offices of the Agency on July 26, 2012, at least twenty-four (24) hours prior to the convening of the meeting, said Notice having continuously remained so posted and available for public inspection until the completion of the meeting;

(b) By causing a copy of such Notice, in the form attached hereto as Schedule 1, to be delivered to the Herald Journal, on July 26, 2012, at least twenty-four (24) hours prior to the convening of the meeting; and

(c) By causing a copy of such Notice, in the form attached hereto as Schedule 1, to be published on the Utah Public Notice Website (<http://pnn.utah.gov>).

I further certify that the Agency does not hold regular meetings that are scheduled in advance over the course of a year, but meets on an unscheduled basis from time to time, as needed.

IN WITNESS WHEREOF, I have hereunto subscribed my official signature this July 31, 2012.

By:  _____
Authorized Representative

[To be attached:]
SCHEDULE 1-NOTICE OF MEETING

STATE OF UTAH)
) ss.
COUNTY OF CACHE)

I, Jill N. Zollinger, the duly qualified and acting County Clerk of Cache County, Utah, do hereby certify according to the records of the Cache County Redevelopment Agency (the "Agency") in my possession that the foregoing constitutes a true, correct, and complete copy of the minutes of the special meeting of the Agency's Board of Directors (the "Board") held on July 31, 2012, as it pertains to a resolution (the "Resolution") adopted by the Board at said meeting, including the Resolution, as said minutes and Resolution are officially of record in my possession.

IN WITNESS WHEREOF, I have hereunto subscribed my signature this July 31, 2012.



By Jill N. Zollinger
County Clerk

EXHIBIT B

LEGAL DESCRIPTION OF PROJECT AREA

Parcel 09-039-0002

BEG AT SW COR SEC 22 T 14N R 1 N 35' E 110 FT N'LY ALG CENTER OF CUB RIVER N 50°16'50" E 168.63 FT N 15°12'20" W 158.442 FT TH N 89°28' E 127.5 FT N 31' W 672.2 FT S 89°41'30" E 887.5 FT N 1°22'10" W 678.04 FT N 80°50' W 204.8 FT N 1°18'30" W 1064 FT S 84°18'30" E 1479.5 FT S 2°51' E 369.7 FT N 83°21' E 225.8 FT S 82°50' E 175.8 FT S 4°11'40" W 244.32 FT N 54°21' E 190.7 FT S 81°09' E 122.8 FT S 65°18' E 265.5 FT S 72°50' E 288.8 FT S 33°10' E 145.6 FT S 80°26' E 113.4 FT N 20°59' E 102.1 FT N 55°54' E 94.1 FT S 61°42' E 274.9 FT S 77°15' E 152.4 FT N 12°36' E 789.5 FT N 89°26' E 750.6 FT TO R OF W OF UP RR S 17° W 2750 FT W 4380 FT TO BEG CONT 228.25 AC ALSO BEG S 1°33' W 3614.51 FT & N 89°53' W 651 FT FROM INTRSEC OF S R OF W OF CO HWY& W R/W OF HIGHWAY 91 N 89°53' W 673 FT S 24' E 240 FT W 270 FT N 17° E 3178 FT ALG R/W OF UP RR TO E LINE SD SEC 22 S 2805 FT TO BEG CONT 29.49 AC TOTAL 257.74 ACRE C2374

Parcel 09-043-0001

BEG IN W LN OF HWY 91 S 1°33' W 439.8 FT FROM INTERSEC OF S LN OF CO ROAD S-252 & W LN OF HWY 91 (SD INTERSEC BEING S 6 RDS & E 46.33 RDS FROM NW COR OF S/2 OF NW/4 SEC 23 T 14N R 1E) & TH S 1°33' W 760 FT ALG HWY TH W 165 FT TH S 1°33' W 2434.71 FT TH N 89°53' W 486 FT TO W LN OF SEC 23 T 14N R 1E TH N 2805 FT TO E LN OF UP RR TH NE'LY 390 FT TO PT N 88°22' W 628.6 FT OF BEG TH S 88°22' E 628.6 FT TO BEG CONT 40.92 AC
LESS: PARCEL TO UDOT FOR HWY 91 ENT 863477 CONT 0.47 AC NET 40.45 AC