

SANPETE COUNTY COMMISSION MEETING

February 3, 2009, 10:00 A.M.

Sanpete County Courthouse, 160 North Main, Room 303, Manti, Utah

Present are: Commission Chair Claudia Jarrett, Commissioners Spencer Cox and Steve Frischknecht, County Attorney Ross Blackham, and County Clerk Sandy Neill. Present from the media is C.R. Truitt. Also present are Andrew Fletcher, Bryan Fletcher, and Jefferson Jensen.

Meeting is called to order by Commission Chair Claudia Jarrett.

CLAIMS

Auditor Ilene Roth is present. Commissioner Cox makes a motion to approve payment of claims #318984 through #319152. Commissioner Frischknecht seconds the motion, and the motion passes.

APPROVAL TO PAY TESCO FOR BATTERY BACKUPS FOR THE JAIL

Motion is made by Commissioner Cox to approve the payment of \$1,638.06 to TESCO for battery backups for the jail. The motion is seconded by Commissioner Frischknecht, and the motion passes.

APPROVAL TO PAY I-FOUR MEDIA FOR T SHIRTS FOR THE JAIL OVERNIGHT STAY

Motion is made by Commissioner Frischknecht to approve the payment of \$1,635.88 to I-Four Media for T shirts given to individuals who stayed overnight at the jail during the open house. The motion is seconded by Commissioner Cox, and the motion passes.

APPROVAL TO PAY WAXIE SANITARY SUPPLY FOR SUPPLIES FOR THE JAIL

Motion is made by Commissioner Frischknecht to approve the payment of \$1,500.00 to Waxie Sanitary Supply for jail supplies. The motion is seconded by Commissioner Cox, and the motion passes.

ROBERT BRAITHWAITE: SIGNATURE OF CHAIR ON ARAMARK CONTRACT FOR FOOD SERVICE FOR THE JAIL

Robert Braithwaite is present. Motion is made by Commissioner Frischknecht to approve the Aramark contract for food service at the jail. The motion is seconded by Commissioner Cox, and the motion passes. Mr. Braithwaite takes the signed copy to give to Aramark.

GUNNISON VALLEY HOSPITAL SPECIAL SERVICE DISTRICT BOARD: ANNUAL OVERSIGHT REPORT

Greg Rosenvall, Rex Brown, Neil Mellor, and Curtis Anderson are present. Greg Rosenvall, Gunnison Valley Hospital Administrator and GVHSSD board secretary reviews the report. Sanpete County has been added to their liability insurance. The hospital has a credentialing committee that reviews all applicants. The report includes a comparison of rates charged by hospitals in the state, and shows that the Gunnison Valley Hospital ranks favorably in the low rates that they charge. Jefferson Jensen asks what a special service district is. The Commissioners explain that SSDs are set up to meet special needs. They create an area in the County and the SSD is then given special privileges. Mr. Rosenvall explains that the GVHSSD was formed in 1993, allowing the hospital to apply to the Community Impact Board (CIB) for funding. SSD's can also impose taxes, but the GVHSSD has never had to do this. Curtis Anderson comments that the GVHSSD is the only hospital SSD in the state that does not impose a taxes to run their hospital.

GARY ANDERSON: APPROVAL TO HIRE CHERYL BARTHOLOMEW AS THE 4-H STAFF ASSISTANT

Gary Anderson explains that Cheryl Bartholomew comes with 4-H experience. He is requesting to start her above the beginning part-time salary. Motion is made by Commissioner Cox to hire Cheryl Bartholomew as a part-time 4-H staff assistant at the rate of \$9.51 per hour for the next six months to begin February 17th, 2009. The motion is seconded by Commissioner Frischknecht, and the motion passes. Mr. Anderson states that Anita Raddatz has been appointed as the new county director representing the USU extension. The Commissioners thank Mr. Anderson for his service over the years.

STEVE KELLER: AUTHORIZATION FOR SCOTT RASMUSSEN AND STEVE KELLER TO ATTEND STATE WEED MEETINGS IN CEDAR CITY

Steve Keller is present. Commissioner Frischknecht makes the motion to authorize Scott Rasmussen and Steve Keller to attend state weed meetings in Cedar City on February 18-19, 2009. The motion is seconded by Commissioner Cox, and the motion passes.

JOHN FAIRCHILD WITH DWR: PAYMENT IN LIEU OF TAXES PRESENTATION, SUMMARY OF SANPETE COUNTY ACTIVITIES

John Fairchild presents the county with a check for \$12,466.85 for payment in lieu of taxes (PILT). He explains that the funds for PILT come from hunting and fishing license revenues, and helps to compensate for property that is owned by DWR, and therefore is not taxable. DWR is working on 10 more units for habitat management. The draft for these units should be ready in a few months. DWR provides funding assistance to landowners for watershed restoration. Bald Eagle Day will be February 7, and a self-guided tour of roosting areas will be held. An online course is now required before a person collects shed antlers. Applications for hunting permits are now available online. Mr Fairchild asks if the county is still interested in purchasing DWR property for a new courthouse. Commissioner Jarrett explains that we have two new commissioners. This will be discussed to see if they are still supportive of the DWR site.

APPROVAL OF MINUTES

Motion is made by Commissioner Cox to approve the minutes from January 20, 2009 with minor corrections. The motion is seconded by Commissioner Frischknecht, and the motion passes.

SANDY NEILL: APPROVAL OF PAY INCREASE FOR GAYELENE HENRIKSON

Motion is made by Commissioner Cox to approve a pay increase to \$8.40 per hour for Gayelene Henrikson effective February 9, 2009. The motion is seconded by Commissioner Frischknecht, and the motion passes.

APPROVAL OF FIRE PROTECTION AGREEMENTS

Motion is made by Commissioner Frischknecht to approve fire agreement between Sanpete County and the Utah Division of Forestry, Fire, and State Lands. The motion is seconded by Commissioner Cox, and the motion passes.

Motion is made by Commissioner Cox to approve the amounts in the fire agreement between Sanpete County and the 10 fire departments in the cities. The motion is seconded by Commissioner Frischknecht, and the motion passes. Motion is made by Commission Frischknecht to approve the amended fire agreements between Sanpete County and the 10 fire departments in the cities. The motion is seconded by Commissioner Cox, and the motion passes.

The other agreement for volunteers with the Indianola Valley Fire Department is tabled.

RESOLUTION DESIGNATING THE SANPETE COUNTY, UTAH SPECIAL ASSESSMENT AREA NO. 1 (INDIANOLA VALLEY FIRE STATION SAA) AND AUTHORIZING THE COUNTY TO PROCEED WITH THE ACQUISITION AND CONSTRUCTION OF A FIRE STATION

The resolution is read for the record. Motion is made by Commissioner Cox to approve resolution #02-03-09. The motion is seconded by Commissioner Frischknecht, and the motion passes.

INDIANOLA VALLEY FIRE DEPARTMENT: APPROVAL OF PAYMENT TO CLARA COOPER FOR WATER RIGHT

Motion is made by Commissioner Cox to approve the contract with Clara Cooper for a one acre foot water right. The motion is seconded by Commissioner Frischknecht, and the motion passes.

NOTICE OF INTENTION TO ESTABLISH THE FEDERAL MINERAL LEASE SPECIAL SERVICE DISTRICT TO RECEIVE FEDERAL MINERAL LEASE FUNDS UNDER TITLE 59, CHAPTER 21, MINERAL LEASE FUNDS, AND EXPENDING THOSE FUNDS TO PROVIDE CONSTRUCTION AND MAINTENANCE OF PUBLIC FACILITIES, TRADITIONAL GOVERNMENTAL SERVICES, AND PLANNING, AS A MEANS FOR MITIGATING IMPACTS FROM EXTRACTIVE MINERAL INDUSTRIES

Ross Blackham explains that a new statute authorizes special service districts to receive federal mineral lease money to be used for public facilities, government services, and planning. The resolution is read for the record. The Commissioners discuss pros and cons. Motion is made by Commissioner Cox to approve resolution #02-03-09a. The motion is seconded by Commissioner Frischknecht, and the motion passes.

Motion is made by Commissioner Cox to adjourn. The motion is seconded by Commissioner Frischknecht, and the motion passes.

Meeting is again called to order by Commission Chair Claudia Jarrett.

TOM CHRISTENSEN: APPROVAL OF CONSTRUCTION ENGINEERING CONTRACT WITH JONES AND DEMILLE ENGINEERING FOR PIGEON HOLLOW ROAD; APPROVAL OF UDOT COOPERATIVE AGREEMENT FOR CONSTRUCTION OF THE PIGEON HOLLOW TO SPRING CITY ROAD

Tom Christensen is present. Motion is made by Commissioner Cox to approve Cooperative Agreement Preconstruction & Construction Reimbursement Modification #1. The motion is seconded by Commissioner Frischknecht, and the motion passes. The amendment changes the method of payment for the project. The money will be paid after the bid opening and the CIB agreement is closed. Motion is made by Commissioner Frischknecht to approve the signature of the chair on a letter to UDOT approving the construction management work plan designating Jones and DeMille Engineering as construction managers for the Pigeon Hollow Project. The motion is seconded by Commissioner Cox, and the motion passes.

APPROVAL OF SIGNATURE OF THE CHAIR ON THE PAYMENT REQUEST FROM JONES & DEMILLE TO UDOT FOR THE PIGEON HOLLOW ROAD

Motion is made by Commissioner Cox to approve the signature of the chair on the payment request from Jones and DeMille for \$9,141.25 to be paid by UDOT for the Pigeon Hollow Road. The motion is seconded by Commissioner Frischknecht, and the motion passes.

DAN SPERRY WITH COMPASS ACADEMY: APPEAL OF GROUP HOME DENIAL

Lee Holmstead, Mary Anderson, Dan Sperry, Alice B Sperry, Josh Wilkey, Steve Quesenberry, and Syndi Wilkey are present. Dan Sperry states that on September 11 Compass Academy applied for a conditional use permit, later met all the requirements, and then were turned down based on a new ordinance in the works. The Commission explain that the Planning Commission began reviewing the ordinances in August. The Planning Commission did a good job reviewing the ordinance, and preparing their proposed changes. The Commissioners passed an ordinance on January 20, 2009. The Commissioners ask if they intend to apply for a home under the troubled youth, or residential facility for the disabled and elderly. They applied under the old ordinance for a youth home, and are appealing that denial. Steve Quesenberry, attorney for Compass Academy explains that there are many laws that govern group homes. He is unsure as to whether our new ordinance meets those laws because he has been unable to obtain a copy. He cites court cases dealing with denial of youth homes. He states that state and federal law go against denying this home, and he will go to court against the county if this 24 bed facility is denied. The Commissioners discuss whether the county initiated formal proceedings to amend the ordinance prior to September 11 when the application was made. It was determined that the proceedings were started and meetings were held to discuss amending the ordinance, but a petition had not been filed requesting the change. Without a formal petition, a concise starting date is difficult to document. Motion is made by Commissioner Cox to overturn the denial of the application and to approve the application based on the land use ordinance that was in place when the application was submitted, subject to conditions that will be set at the next Commission meeting. The motion is seconded by Commissioner Frischknecht, and the motion passes.

BILL PETERSON: DISCUSSION OF COUNTY-WIDE TRANSPORTATION

Bill Peterson is present. He is here to propose seeking donations to be used for a transportation service. He has a bus or two that could be used, and is proposing to purchase two more busses. The senior citizen busses could possibly become a part of this plan. This would serve the elderly, disabled, and low income people in Sevier and Sanpete County, with grant money helping to fund the project.

APPOINTMENT OF BOARD MEMBER TO SKYLINE MOUNTAIN RESORT SPECIAL SERVICE DISTRICT

One application was received. Motion is made by Commissioner Cox to appoint Dawayne O Coombs to the Skyline Mountain Resort Special Service District to fill the remainder of the term of Mr Summerfelt who resigned. The motion is seconded by Commissioner Frischknecht, and the motion passes.

EXECUTIVE SESSION

No executive session is needed at this time.

Motion is made by Commissioner Cox to adjourn. The motion is seconded by Commissioner Frischknecht, and the motion passes.

The meeting is adjourned at 5:00 P.M.

ATTEST: Sandy Neill
Sandy Neill
Sanpete County Clerk

APPROVED: Claudia Jarrett
Claudia Jarrett
Commission Chair

RESOLUTION NO. 02-03-09

A RESOLUTION TO DESIGNATE THE SANPETE COUNTY, UTAH SPECIAL ASSESSMENT AREA NO. 1 (INDIANOLA VALLEY FIRE STATION SAA) AND AUTHORIZING THE COUNTY OFFICIALS TO PROCEED TO MAKE IMPROVEMENTS AS SET FORTH IN THE NOTICE OF INTENTION TO DESIGNATE SUCH AREA.

WHEREAS, pursuant to the Assessment Area Act, Title 11, Chapter 42 of the Utah Code Annotated 1953, as amended, the Board of County Commissioners (the "*Board*") of Sanpete County, Utah (the "*County*"), is authorized to designate a special assessment area to finance improvements consisting of the acquisition and construction of a new fire station to provide fire protection for certain properties in the County (the "*Improvements*"), which Improvements are more fully described in the Notice of Intention to Designate Special Assessment Area (the "*Notice of Intention*") attached hereto as *Exhibit A*;

WHEREAS, the Board desires to designate the Sanpete County, Utah Special Assessment Area No. 1 (Indianola Valley Fire Station SAA), as more fully described in the Notice of Intention (the "*Area*"), to make and finance the Improvements;

WHEREAS, at a public hearing on January 20, 2009, the Board considered all filed protests and heard all objections concerning (a) the designation of the Area, (b) the inclusion of an owner's property in the Area, (c) the Improvements or (d) any other aspect of the proposed designation of the Area; and

WHEREAS, the Board has determined that the percentage of written protests for the entire proposed Area was approximately 1.66% of the total lots to be assessed and such percentage is

less than the percentage specified in the Notice of Intention that would require the Board to abandon the designation of the Area;

NOW THEREFORE, BE IT AND IT IS HEREBY RESOLVED by the Board of County Commissioners of Sanpete County, Utah as follows:

Section 1. It will be in the best interests of the County to designate the Area to make and finance the Improvements.

Section 2. The Board has heretofore considered each and every protest filed and has heard each and every person who wished to be heard in objection against the designation of the Area, the inclusion of an owner's property in the Area, the Improvements or any other aspect of the proposed designation of the Area. The County Clerk has tabulated the protests and has submitted the tabulation to the Board. Attached hereto as *Exhibit B* is a tabulation of protests received in writing.

Section 3. The Improvements, as proposed and described in the Notice of Intention, are hereby authorized; *provided, however*, that notwithstanding the location of the Improvements described in the Notice of Intention, the Improvements shall be located at the northeast corner of the intersection of Meadow View Drive and Highway 89. The Area, as proposed and described in the Notice of Intention, is hereby designated.

Section 4. The properties to be included in the Area described in the Notice of Intention were approved by the Board on December 2, 2008. None of such properties have been excluded from the Area. The legal description and tax identification numbers of said properties are more fully set forth in *Exhibit C* attached hereto.

Section 5. As required by law, the County Clerk is hereby authorized and directed to file a copy of the Notice of Intention and this Resolution designating the Area as finally approved, together with a list of properties proposed to be assessed described by tax identification number and a valid legal description of the property within the Area in the Sanpete County Recorder's office within fifteen days from the date hereof.

Section 6. Immediately after its passage, this Resolution shall be signed by the Chair and attested by the County Clerk and shall be recorded in a book kept by the County Clerk for that purpose. A copy of this Resolution shall be forthwith filed in the office of the County Clerk where it will be continuously available for public inspection on a reasonable basis at the office of the County Clerk during regular business hours of the County, from and after the date hereof through and including the last date of issuance of the bonds or such later time as is determined by the County.

Section 7. It is hereby declared that all parts of this Resolution are severable, and if any section, paragraph, clause or provision of this Resolution 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 provisions of this Resolution.

Section 8. All ordinances, resolutions, orders and regulations or parts thereof heretofore adopted or passed that are in conflict with any of the provisions of this Resolution are, to the extent of such conflict, hereby repealed.

Section 9. This Resolution shall become effective immediately upon its approval and passage.

ADOPTED AND APPROVED this 3rd day of February, 2009.

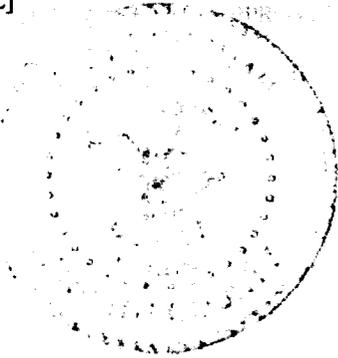
SANPETE COUNTY, UTAH

By *Laura Arrett*
Chair, Board of County Commissioners
Sanpete County, Utah

ATTEST:

Sandy Neill
County Clerk

[SEAL]



The full resolution (with attachments) is filed in the resolution book in the Sanpete County Clerk's Office.

The resolution is also available on the Public Meeting Notice Website @ <http://www.utah.gov/pmn/sitemap/notice/8805.html> as an attachment.

Resolution 02-03-09a

A RESOLUTION DECLARING THAT THE PUBLIC HEALTH, CONVENIENCE, AND NECESSITY REQUIRE THE CREATION OF A SPECIAL SERVICE DISTRICT, DEFINING THE BOUNDARIES OF SAID SPECIAL SERVICE DISTRICT AND THE SERVICES TO BE PROVIDED THEREIN, PROVIDING FOR A HEARING ON THE CREATION OF SAID SPECIAL SERVICE DISTRICT, PROVIDING FOR NOTICE OF SAID HEARING AND RELATED MATTERS.

WHEREAS, the Board of County Commissioners of Sanpete County, Utah, believes that the public health, convenience and necessity require the receiving of federal mineral lease funds under Title 59, Chapter 21, Mineral Lease Funds, and expending those funds to provide construction, and maintenance of public facilities, traditional governmental services, and planning, as a means for mitigating impacts from extractive mineral industries within a specified area of the county and therefore it is desirable to incorporate said area into a special service district pursuant to the provisions of the Utah Special Service District Act, Chapter 1, Title 17D, Utah Code Annotated, 1953, as amended and Article XI, Section 7 of the Constitution of Utah; and

WHEREAS, all property included within the boundaries of said proposed Special Service District will be benefited by the creation thereof; and

WHEREAS, none of the area to be contained within the boundaries of said proposed Special Service District is also within the boundaries of any other special service district or local district established by said county to receive federal mineral lease funds under Title 59, Chapter 21, Mineral Lease Funds, and expending those funds to provide construction, and maintenance of public facilities, traditional governmental services, and planning, as a means for mitigating impacts from extractive mineral industries.

NOW, THEREFORE, be it resolved by the Board of County Commissioners of Sanpete County, Utah, as follows:

Section 1. The public health, convenience, and necessity require the creation within Sanpete County, Utah, of a Special Service District (the “District”) pursuant to the provisions of the Utah Special Service District Act, Chapter 1, Title 17D, Utah Code Annotated, 1953, as amended, and Article XI, Section 7 of the Constitution of Utah.

Section 2. The boundaries of the District to be so established shall be as set forth in the Notice of Hearing in Section 7 hereof.

Section 3. The District is to be created for the purpose of receiving federal mineral lease funds under Title 59, Chapter 21, Mineral Lease Funds, and expending those funds to provide construction, and maintenance of public facilities, traditional governmental services, and planning, as a means for mitigating impacts from extractive mineral industries.

Section 4. The District so created shall be known as the “Federal Mineral Lease Special Service District.”

Section 5. A public hearing on the question of the creation of the District shall be held by the Board of County Commissioners at Manti, Utah, at 2:00 p.m. on March 17, 2009 at which time and place all interested parties may appear and be heard either in support of or in opposition to the creation of the District as more fully described in the Notice of Intention set forth in Section 7 hereof.

Section 6. A Notice of the Intention to create the District shall be published at least once a week during three consecutive weeks, the first publication to be not less than twenty-one (21) days nor more than thirty-five (35) days before the hearing, in the

Pyramid, Sanpete Messenger, and the Gunnison Valley Gazette, newspaper's having general circulation in Sanpete County.

Section 7. The Notice of Intention to be published shall be in substantially the following form:

NOTICE OF INTENTION TO ESTABLISH
THE FEDERAL MINERAL LEASE
SPECIAL SERVICE DISTRICT

NOTICE IS HEREBY GIVEN THAT on February 3, 2009, the Board of County Commissioners of Sanpete County, Utah, adopted a Resolution declaring that the public health, convenience, and necessity require the establishment of a Special Service District, to be called the "Federal Mineral Lease Special Service District" (the "District") for the purpose of receiving of federal mineral lease funds under Title 59, Chapter 21, Mineral Lease Funds, and expending those funds to provide construction, and maintenance of public facilities, traditional governmental services, and planning, as a means for mitigating impacts from extractive mineral industries. The Resolution also provides for a public hearing on the establishment of the District in the County to be held at the Sanpete County Courthouse in Manti, Utah at 2:00 p.m. on March 17, 2009.

DESCRIPTION OF THE PROPOSED DISTRICT

The District shall have the following boundaries: Same boundaries as Sanpete County except excluding the boundaries of all municipal incorporations located within Sanpete County.

PROPOSED SERVICES

The authorized purposes of the District are receiving of federal mineral lease funds under Title 59, Chapter 21, Mineral Lease Funds, and expending those funds to provide construction, and maintenance of public facilities, traditional governmental services, and planning, as a means for mitigating impacts from extractive mineral industries.

METHODS OF FINANCING

Pursuant to the provisions of the Utah Special Service District Act, Chapter 1, Title 17D, Utah Code Annotated, 1953, as amended and Article XI, Section 7 of the Constitution of Utah, the District may annually levy taxes upon all taxable property within the District to provide the proposed services, and may issue bonds for the acquisition and/or construction of facilities or systems to provide said services, provided, however, that said levy to provide said services or to repay said bonds, must be authorized and approved by a majority of the qualified electors of the District at an election for that purpose. In addition, pursuant to the provisions of Chapter 21, Title 59 of the Trust Land Management Act, Utah Code Annotated 1953, as amended, the District may receive all or any portion of the monies to be allocated and distributed by the Utah Department of Transportation under said provisions for the purposes set forth therein.

PUBLIC HEARING ON PROPOSED ESTABLISHMENT OF

SPECIAL SERVICE DISTRICT

The Board of County Commissioners will hold a public hearing on the establishment of the District for the receiving of federal mineral lease funds under Title

59, Chapter 21, Mineral Lease Funds, and expending those funds to provide construction, and maintenance of public facilities, traditional governmental services, and planning, as a means for mitigating impacts from extractive mineral industries within the District at the Sanpete County Courthouse, Manti, Utah at 2:00 p.m. on March 17, 2009. Any interested person may protest the establishment of the District or the services to be provided by the District and each protest shall be in writing, filed with the Sanpete County Clerk, and must be filed no later than fifteen (15) days after the public hearing, and each protest shall explain why the person is protesting. A person, who submitted a written protest against the creation of the Special Service District may withdraw the protest, or having withdrawn a protest, may cancel the withdrawal until thirty (30) days after the public hearing.

Any protest signed on behalf of a corporation owning property in the District shall be sufficient if it is signed by the president, vice president, or any fully authorized agent of the corporation. Where title to any property is held in the name of more than one person, owners representing a majority ownership interest in the parcel must join in the signing of the protest or if the parcel is owned by joint tenants or tenants by the entirety, 50 % of the number of owners of that parcel.

The signature of a person signing a protest in a representative capacity on behalf of an owner is valid if the person's representative capacity and the name of the owner of the person represents or indicated on the protest with the person's signature and the person provides documentation accompanying the protest that reasonably substantiates the person's representative capacity.

At said public hearing, the Board of County Commissioners will give full consideration to all protests which shall have been filed and will hear and consider all interested persons desiring to be heard. The Board of County Commissioners may continue the hearing from time to time. After conclusion of the hearing, the Board of County Commissioners shall adopt a resolution either establishing the Federal Mineral Lease Special Service District or determining that the establishment of the District should be abandoned, or may, in its discretion, reduce the boundaries of the District and establish the District by resolution, as modified.

If, within fifteen (15) days after the conclusion of the hearing, over thirty-three percent (33%) of the qualified voters of the territory proposed to be included within the District or the owners of over 33% of the taxable value of the taxable property included within the proposed District file written protest against the establishment of the proposed District or against the specified type of service to be provided within the District with the County Clerk, the Board is required by law, in the former instance, to abandon the proposed establishment of the District and, in the latter instance, to eliminate the type of service objected to from the resolution finally establishing the District.

A person may file an action in District Court challenging the creation of the Special Service District or a service that the Special Service District is proposed to provide if the person files a written protest and said person is a registered voter within the Special Service District and alleges in the action that the procedures used to create the Special Service District violated applicable law or the person is an owner of property included within the boundary of the Special Service District and alleges in the action that the persons property will not be benefitted by a service that the Special Service District is

proposed to provide or the procedures used to create the Special Service District violated applicable law and the action is filed within thirty (30) days after the date that the legislative body adopted a resolution or ordinance creating the Special Service District.

If an action is not filed within the time specified, a registered voter or an owner of property located within the Special Service District may not contest the creation of the Special Service District or a service that the Special Service District is proposed to provide.

GIVEN by order of the Board of County Commissioners of Sanpete County, this 3rd day of February 2009.


CLAUDIA JARRETT, CHAIR

ATTEST


SANDY NEILL, SANPETE COUNTY CLERK

