

Attachment A

TOWN OF CLARKSTON RESOLUTION NO. _____

A RESOLUTION TO INITIATE THE CREATION OF THE CACHE WATER DISTRICT

WHEREAS, Cache County is referred to herein as the "County"; and

WHEREAS, Amalga Town, Clarkston Town, Cornish Town, Hyde Park City, Hyrum City, Lewiston City, Logan City, Mendon City, Millville City, Newton Town, Nibley City, North Logan City, Paradise Town, Providence City, Richmond City, River Heights City, Smithfield City, Trenton Town, and Wellsville City are referred to herein collectively as the "Municipalities"; and

WHEREAS, the County and some or all of the Municipalities desire to place before their voters the creation of a local district under the Water Conservancy District Act, Utah Code Ann. § 17B-2a-1001 *et seq.*, as provided in this Resolution, to plan for and facilitate the long-term conservation, development protection, distribution, management and stabilization of water sources for domestic, irrigation, power, manufacturing, municipal, recreation and other beneficial uses at a reasonable cost to meet the needs of the residents and growing population of Cache County; and

WHEREAS, the Cache County Council intends to reduce the portion of the County-wide property tax that is utilized for water development by an amount equal to any property tax imposed by the new local district, which will result in a combined county and local district property tax rate that is revenue neutral and will not increase the property tax burden on any property for at least four (4) years; and

WHEREAS, Utah Code Ann. § 17B-1-203 provides that the process to create a local district may be initiated by a resolution adopted by the legislative body of each county whose unincorporated area includes, and each municipality whose boundaries include, any of the proposed local district; and

WHEREAS, the proposed local district will be created only after its creation has been approved by the voters residing within the district; and

WHEREAS, Clarkston Town, being one of the Municipalities located within the boundaries of the proposed local district, desires to join with the County and other Municipalities in presenting the question of creating the proposed local district before their voters.

NOW THEREFORE, be it resolved and enacted by the Clarkston Town Council as follows:

1. In order to allow the citizens of Clarkston Town to vote on the creation of a water conservancy district, Clarkston Town, concurrently with the County and other Municipalities, proposes the creation of a local district under the Water Conservancy District Act, Utah Code Ann. § 17B-2a-1001 *et seq.*, which may include all of the incorporated and unincorporated areas within the boundary of Cache County, Utah, as depicted in the map which is attached as Exhibit "A" to and incorporated as part of this Resolution, conditioned upon each Municipality located within the proposed boundary of the district passing a similar Resolution. If the legislative body

of any Municipality fails to adopt a similar Resolution, that Municipality may be excluded from the district.

2. The district that is proposed to be created will be known as the “Cache Water District,” a water conservancy district located in a county of the third class.

3. The service proposed to be provided by the Cache Water District is the operation of a system, or one or more components of a system, for the collection, storage, retention, control, conservation, treatment, supplying, distribution, or reclamation of water, including storm, flood, irrigation, and culinary water, whether the system is operated on a wholesale or retail level or both, as provided in Utah Code Ann. § 17B-1-202(1)(a)(xii).

4. The type of specialized local district that is proposed to be created is a water conservancy district, as provided in the Water Conservancy District Act, Utah Code Ann. § 17B-2a-1001 *et seq.*

5. The anticipated method of paying the costs of providing the proposed service is through the collection of ad valorem property taxes, service fees and charges, and/or levied assessments. It may be some time before the district will be able to provide water service and collect fees and charges for that service. Consequently, the district initially will be funded through Cache County, until the district establishes its own property tax assessment, at which time Cache County is to reduce its property tax rate by an equivalent amount as stated in the foregoing recitals.

6. The maximum property tax levy a water conservancy district can impose is 0.0001 per dollar before certain activities are commenced, 0.0002 per dollar after certain activities are commenced, and 0.0003 per dollar if an additional levy is necessary to pay maturing bonds or debts. The average home value in Cache County is \$201,182, but the fair market value of residential property is allowed an exemption equal to a 45% reduction in the value of the property for property tax purposes. Taking these factors into consideration, the estimated average annual financial impact on a household within the proposed district will be as follows: the tax on a \$201,182 residence would be \$11.07 using a tax rate of 0.0001, \$22.13 using a tax rate of 0.0002, and \$33.20 using a tax rate of 0.0003. However, for at least the first four (4) years after the creation of the District, the net financial impact on a household may be zero if Cache County reduces its property tax rate by an amount equal to the new rate assessed by the district. Service fees and levied assessments cannot be estimated, and will be charged based upon actual water deliveries or contractually agreed upon amounts.

7. The number of members of the board of trustees of the proposed water conservancy district, consistent with Utah Code Ann. § 17B-1-302(2), will be eleven. The board of trustees will consist of ten elected trustees and one appointed trustee who will be elected or appointed, respectively, pursuant to the procedures set forth in Utah Code Ann. Title 17B, Chapter 1, Part 3 and § 17B-2a-1005. Seven of the elected Trustees will be elected from districts, with one trustee to be elected to represent each of the seven Cache County Council districts, as those districts may be established and modified from time-to-time pursuant to applicable law. The three remaining elected trustees will be elected County-wide. The one Trustee who is appointed by the Cache County Council will, pursuant to Utah Code Ann. § 17B-2a-1005(2)(d), be a person who owns irrigation rights and uses those rights as part of that person’s livelihood. Regarding the ten elected trustee positions, the initial trustees will be

appointed by the Cache County Council pursuant to Utah Code Ann. §§ 17B-1-303 and 20A-1-512, with staggered terms and subsequent trustees to otherwise be elected as provided herein.

Approved and passed as of the date set forth below.

TOWN OF CLARKSTON

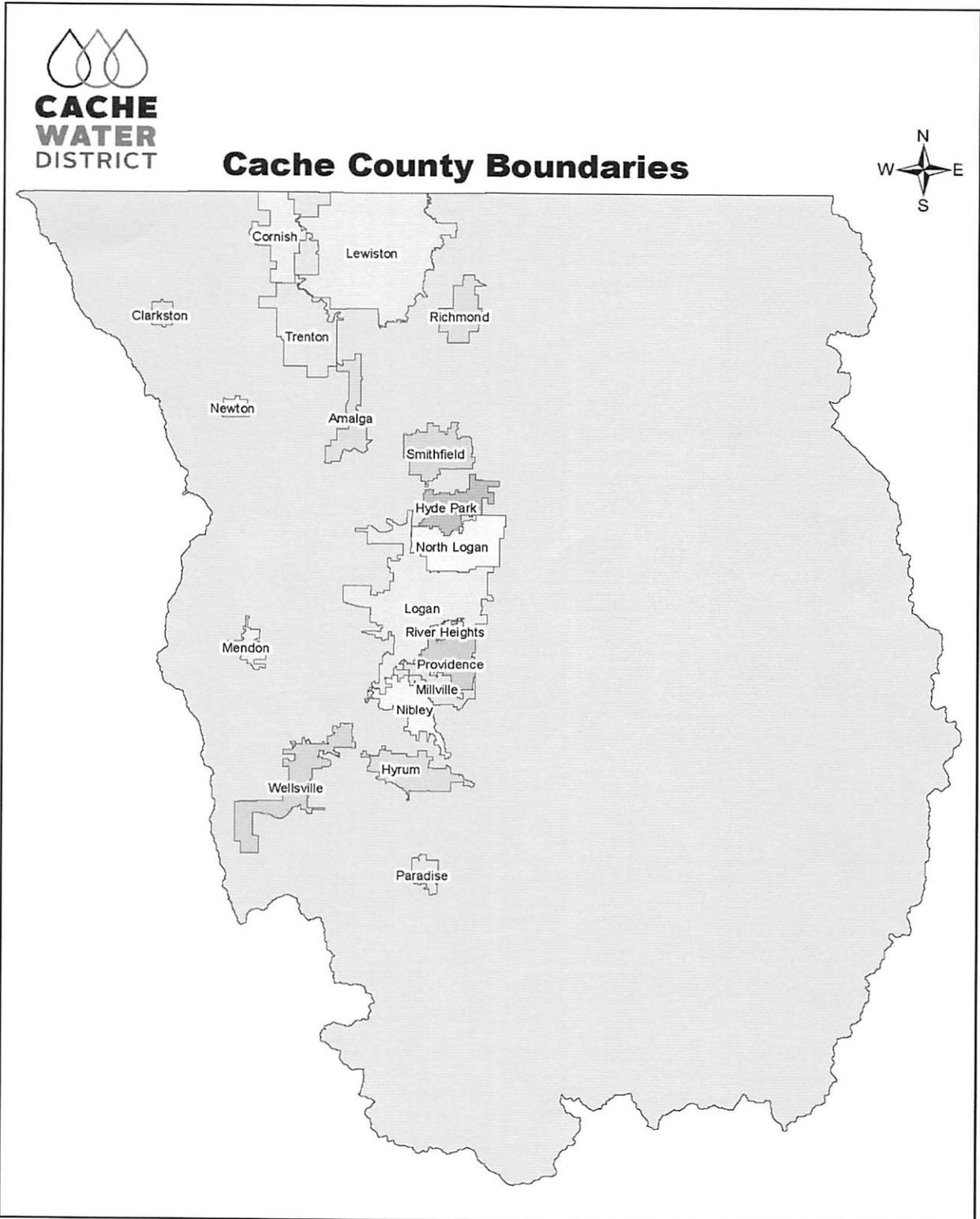
Dated: _____

By: _____
Council Chair

Attest:

City Recorder

EXHIBIT "A"
Map Depicting the Boundaries of the
Cache Water District



Attachment B

CLARKSTON RESOLUTION OPTIONS

The following resolution meeting schedule options are available for the City Council to choose:

Recommended Options:

- 1. Vote and adopt the Resolution at 6-7-16 meeting***
 - a. Provide a signed copy of the Resolution to Bob Fotheringham from Cache County.
 - b. Identify the day to hold a public hearing, either jointly with Cache County on 7-12-16 or independently on any weeknight after 6:00 pm between 7-1-16 and 7-14-16 (could be during regularly scheduled city council meeting on 7-5-16).
 - c. The County will advertise the public hearing four times between 6-11-16 and 6-26-16.
 - d. Hold the public hearing.

- 2. Vote and adopt the Resolution at regular city council meeting on 5-3-16**
 - a. Provide a signed copy of the Resolution to Bob Fotheringham from Cache County.
 - b. Identify the day to hold a public hearing on a weeknight between 6-3-16 and 6-17-16 after 6:00 p.m. (could be during regularly scheduled city council meeting on 6-7-16).
 - c. Advertise for a public hearing four times in the Herald Journal during four consecutive calendar weeks (5-14-16, 5-17-16, 5-24-16, and 5-29-16) and place the last two advertisements on the Utah Public Notices website.
 - d. Hold the public hearing.

*Indicates option to publish notice with Cache County.

Report Criteria:

Invoices with totals above \$0.00 included.
Only paid invoices included.

Vendor	Vendor Name	Invoice Number	Description	Invoice Date	Net Invoice Amount	Amount Paid	Date Paid
GENERAL FUND							
ADMINISTRATION							
10-44-130 EMPLOYEE BENEFITS							
218	UTAH UNEMPLOYMENT COMP	042016	QUARTERLY CONTRIBUTION	04/18/2016	18.91	18.91	04/21/2016
10-44-210 INSURANCE							
366	ALLIED INSURANCE	041316	TOWN BONDING - CHRISTINA	04/01/2016	100.00	100.00	04/13/2016
10-44-220 Mileage							
440	KRISTI HIDALGO	042016	Mileage	04/20/2016	114.46	114.46	04/21/2016
10-44-240 OFFICE SUPPLIES & EXPENSE							
196	SAM'S CLUB MC/SYNCB	041316	POSTAGE	03/14/2016	31.60	31.60	04/13/2016
206	STAPLES CREDIT PLAN	041916	supplies	03/15/2016	42.27	42.27	04/21/2016
10-44-270 UTILITIES							
724	BEELINE DIGITAL	6175	FAX SERVICE	04/01/2016	25.00	25.00	04/13/2016
578	CENTURYLINK	041916	PHONE	04/04/2016	81.86	81.86	04/21/2016
246	COMCAST	041916	INTERNET	04/11/2016	125.84	125.84	04/21/2016
189	QUESTAR GAS	041316	UTILITIES	03/23/2016	69.16	69.16	04/13/2016
219	ROCKY MOUNTAIN POWER	041916	UTILITIES	04/12/2016	144.26	144.26	04/21/2016
10-44-320 E911 FEES							
685	LOGAN CITY	041316	911 FEE	03/18/2016	726.00	726.00	04/13/2016
10-44-330 SANITATION COLLECTION FEES							
685	LOGAN CITY	0413161	SANITATION	03/18/2016	3,656.20	3,656.20	04/13/2016
Total ADMINISTRATION:					5,135.56	5,135.56	
FIRE & RESCUE							
10-53-250 FIRE & RESCUE EQUIPMENT							
196	SAM'S CLUB MC/SYNCB	0413162	FIRE DEPT- EQUIPMENT	03/14/2016	49.78	49.78	04/13/2016
10-53-270 FUEL/OIL & UTILITIES							
246	COMCAST	0419161	INTERNET	04/07/2016	219.17	219.17	04/21/2016
189	QUESTAR GAS	0413161	UTILITIES	03/23/2016	109.10	109.10	04/13/2016
219	ROCKY MOUNTAIN POWER	0419164	UTILITIES	04/12/2016	235.27	235.27	04/21/2016
10-53-550 VENDING							
185	PEPSI OF LOGAN	125090	VENDING MACHINE POP	03/08/2016	289.00	289.00	04/13/2016
624	SWIRE COCA-COLA, USA	12212312156	VENDING MACHINE POP	04/01/2016	236.20	236.20	04/13/2016
Total FIRE & RESCUE:					1,138.52	1,138.52	
ROADS & STREETS DEPARTMENT							
10-60-250 EQUIPMENT - SUPPLY/MAINT							
123	CACHE COUNTY	280	SIGNS	04/11/2016	135.85	135.85	04/21/2016
10-60-255 FUEL & OIL							
189	QUESTAR GAS	0413163	UTILITIES	03/23/2016	16.07	16.07	04/13/2016
10-60-420 ROAD UTILITIES/STREET LIGHTS							
219	ROCKY MOUNTAIN POWER	0419163	UTILITIES	04/12/2016	536.26	536.26	04/21/2016
Total ROADS & STREETS DEPARTMENT:					688.18	688.18	
PARKS & RECREATION							
10-70-250 PARK GENERAL							
175	LOWES	041316	PARKS MISC	03/25/2016	106.23	106.23	04/13/2016
721	NAPA AUTO PARTS OF LOGAN	96-21246	MISC. PARTS	03/24/2016	115.18	115.18	04/13/2016
407	RANDY'S SERVICE CENTER	3364	Tire Repair	04/08/2016	40.85	40.85	04/13/2016
219	ROCKY MOUNTAIN POWER	0419161	UTILITIES	04/12/2016	13.31	13.31	04/21/2016

Vendor	Vendor Name	Invoice Number	Description	Invoice Date	Net Invoice Amount	Amount Paid	Date Paid
10-70-820 CIVIC CENTER UTILITIES							
189	QUESTAR GAS	0413162	UTILITIES	03/23/2016	48.55	48.55	04/13/2016
219	ROCKY MOUNTAIN POWER	0419165	UTILITIES	04/12/2016	39.72	39.72	04/21/2016
Total PARKS & RECREATION:					363.84	363.84	
Total GENERAL FUND:					7,326.10	7,326.10	
WATER UTILITY FUND							
WATER DEPARTMENT							
51-81-230 WATER TRAVEL & TRAINING							
651	CHRISTINA ATKINSON	042016	MILEAGE	04/20/2016	54.32	54.32	04/21/2016
51-81-240 OFFICE SUPPLIES & EXPENSE							
196	SAM'S CLUB MC/SYNCB	0413161	CERT MAILINGS	03/14/2016	37.99	37.99	04/13/2016
319	UTAH WATER USERS ASSOCIA	041916	ANNUAL DUES	04/19/2016	100.00	100.00	04/21/2016
51-81-270 UTILITIES							
189	QUESTAR GAS	0413164	UTILITIES	03/23/2016	16.07	16.07	04/13/2016
219	ROCKY MOUNTAIN POWER	0419162	UTILITIES	04/12/2016	121.02	121.02	04/21/2016
51-81-370 WATER SAMPLING							
114	BEAR RIVER HEALTH DEPT.	160833	WATER SAMPLING	04/04/2016	20.00	20.00	04/13/2016
114	BEAR RIVER HEALTH DEPT.	160835	WATER SAMPLING	04/04/2016	20.00	20.00	04/13/2016
51-81-720 WATER SYSTEM REPAIRS & MAINT							
209	HATCHER COMPANY	1385501	CHLORINE	04/12/2016	1,432.36	1,432.36	04/21/2016
51-81-730 WATER PROJECT							
406	MORETON & COMPANY	232430	WATER TANK SURETY BOND	03/30/2016	499.00	499.00	04/13/2016
51-81-740 RESTRICTED/CAPITAL IMPROVEMENT							
207	SUNRISE ENGINEERING, INC.	0081232	WATER MASTER PLAN	04/08/2016	741.00	741.00	04/13/2016
Total WATER DEPARTMENT:					3,041.76	3,041.76	
Total WATER UTILITY FUND:					3,041.76	3,041.76	
CEMETERY PERPETUAL CARE FUND							
PERPETUAL CARE DEPARTMENT							
71-40-710 MAINTENANCE							
461	CAL-RANCH STORES	2751015	WEED SPRAY	04/13/2016	108.33	108.33	04/21/2016
160	IPACO, INC	PS230484	PARTS	04/13/2016	44.02	44.02	04/21/2016
713	JAMES MORRIS	042016	MILEAGE	04/20/2016	35.89	35.89	04/21/2016
420	JERRY GODFREY	042016	MILEAGE	04/20/2016	35.89	35.89	04/21/2016
721	NAPA AUTO PARTS OF LOGAN	96-21245	MISC. PARTS	03/24/2016	54.23	54.23	04/13/2016
721	NAPA AUTO PARTS OF LOGAN	96-21247	MISC. PARTS	04/15/2016	14.99	14.99	04/13/2016
196	SAM'S CLUB MC/SYNCB	0413163	CEMETERY - FERTILIZER	03/14/2016	227.88	227.88	04/13/2016
Total PERPETUAL CARE DEPARTMENT:					521.23	521.23	
Total CEMETERY PERPETUAL CARE FUND:					521.23	521.23	
Grand Totals:					10,889.09	10,889.09	

Vendor	Vendor Name	Invoice Number	Description	Invoice Date	Net Invoice Amount	Amount Paid	Date Paid
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Dated: 5/3/16

Mayor: Kendon Godley

City Council: Ed. Colby

Elaine Godley

St. Paul

Ryan L. Thompson

City Recorder: Kristi Hidalgo

Report Criteria:

Invoices with totals above \$0.00 included.

Only paid invoices included.