

SANPETE COUNTY COMMISSION MEETING

July 19, 2011, 2:00 P.M.

Sanpete County Courthouse, 160 North Main, Room 101, Manti, Utah

Present are: Commission Chair Claudia Jarrett, Commissioners Spencer Cox and Steve Frischknecht, County Attorney Brody Keisel, and County Clerk Sandy Neill. Also present is Dave Mackey from the media.

Meeting is called to order by Commission Chair Claudia Jarrett.

CLAIMS

Auditor Ilene Roth is present. Motion is made by Commissioner Frischknecht to approve payment of claims #326373 through #326481. The motion is seconded by Commissioner Cox, and the motion passes.

KEVIN CHRISTENSEN: APPROVAL TO REPRINT ATV MAPS

Kevin Christensen is present. Motion is made by Commissioner Cox to approve the reprinting of 20,000 ATV maps at a cost of \$4,734.00. The funds for this come from the TRT taxes. The motion is seconded by Commissioner Frischknecht, and the motion passes.

CONSIDER AND APPROVE MEMORANDUM OF AGREEMENT WITH THE UTAH STATE LIBRARY DIVISION FOR THE BOOKMOBILE

Motion is made by Commissioner Frischknecht to approve the memorandum of agreement with the Utah State Library for the bookmobile for July 1, 2011 through June 30, 2012 at a cost not to exceed \$83,832.00. The cities pay us a portion of this fee. The motion is seconded by Commissioner Cox, and the motion passes.

MATT PALMER: INTRODUCTION OF NEW FAMILY CONSUMER SCIENCE EDUCATOR, SHANNON CROMWELL

Matt Palmer and Shannon Cromwell are present. Ms. Cromwell is from Kansas, and is the new family consumer science educator, replacing Anita Raddatz. The Commissioners welcome her to Sanpete County.

CONSIDER AND ADOPT RESOLUTION APPOINTING JUSTICE COURT JUDGE PRO TEM

Judge Jack Cox is present. Motion is made by Commissioner Cox to adopt resolution number 07-19-2011, appointing Ivo Peterson as justice court judge pro tem for the Sanpete County Justice Court. The motion is seconded by Commissioner Frischknecht, and the motion passes.

CONSIDER AND ADOPT CONTRACTS FOR PEHP LONG-TERM DISABILITY PROGRAM

Insurance fees for volunteer firefighters will not need to be paid by Sanpete County, they are paid through the Utah Fire Insurance Premium Tax. The contract was sent to Kent Higgins who works with the Indianola Valley Fire Department. This department is not a part of the fire special service district. The contract for firefighters is tabled until the paperwork is clear as to who is covered under this policy. The second contract is for long-term disability for Sanpete County employees. Motion is made by Commissioner Frischknecht to approve the PEHP long-term disability program contract for Sanpete County employees. The motion is seconded by Commissioner Cox, and the motion passes.

WADE ANDERSON: DISCUSSION ABOUT FUND RAISING FOR THE COUNTY FAIR; APPOINTMENT OF GERI BRAILSFORD AS FAIRBOARD SECRETARY/TREASURER

Wade Anderson is present. He is requesting permission for the Fairboard to take out a loan to improve the fairgrounds. The money will be used for the pavilion, lights at the livestock barn, to fix the water pressure at the restrooms and concession stand, 500 more seats, fencing improvements, and improved parking. The loan will be for 6 months. They are holding fundraisers, and plan to have the funds to pay the loan back by the end of August, 2011. Motion is made by Commissioner Frischknecht to approve the Fairboard obtaining a loan in the amount of \$30,000.00. The motion is seconded by Commissioner Cox, and the motion passes. Motion is made by Commissioner Frischknecht to approve the appointment of Geri Brailsford as Fairboard Secretary/Treasurer. The motion is seconded by Commissioner Cox, and the motion passes.

APPROVAL OF RIGHT OF WAY AGREEMENT WITH MANTI TELEPHONE CO. FOR FIBER OPTIC ALONG WILLARDSSEN ROAD AND 200 EAST NEAR EPHRAIM

Motion is made by Commissioner Cox to approve the right of way agreement with Manti Telephone to run fiber optic along Willardsen Road and 200 East near Ephraim. The motion is seconded by Commissioner Frischknecht, and the motion passes.

APPROVAL OF RIGHT OF WAY AGREEMENT WITH CHRISTENSEN BROTHERS ROCK PRODUCTS INC. FOR A WATER LINE AT 750 N MILBURN ROAD IN FAIRVIEW

Motion is made by Commissioner Frischknecht to approve the right of way agreement with Christensen Brothers Rock Products to install a water line at 750 N Milburn Road in Fairview. The motion is seconded by Commissioner Cox, and the motion passes.

SANDY NEILL: APPROVAL TO ADMINISTER THE ELECTIONS IN AXTELL BY MAIL

The Axtell Special Service District (AxtellSSD) board has unanimously voted to pay to have the County run their election by mail this year. There are just a few voters in the precinct who are not part of the AxtellSSD. In the past, the AxtellSSD ran the elections on their own. In the even years when the County runs the election, the polling place for the Axtell precinct was in Centerfield. It would be less confusing to have the entire precinct vote by mail in all elections. Motion is made by Commissioner Frischknecht to approve making the Axtell precinct a by mail precinct. The motion is seconded by Commissioner Cox, and the motion passes.

TOM PETERSEN: AWARD OF COMMUNITY WILDFIRE PROTECTION PLANS (CWPP) BIDS

Suzann Richards is present in behalf of Tom Peterson who is out on a fire. The funds for these protection plans come from the secure rural schools. This first round of bidding is to write a portion of the plans, and later funding will be available for the projects and more plans. The Commission express concern as to the process that was used for the selection. Tom Peterson is now present. He explains that eleven contractors were sent the bid information. Tom Peterson, Shaun Edwards, and Fred Johnson reviewed the bids received, with the names removed because they are familiar with the contractors, and didn't want to show favoritism. They wanted to give each bidder a chance to do a job, so that they could compare the results when it comes time to bid the next projects. One of the contractors only wants to write one plan. The Commissioners review the bids, and award them to the lowest bidders. Motion is made by Commissioner Frischknecht to award the CWPP bids to Lenard Stull for Sterling & Palisades and also Holiday Oaks & Big Spring for \$3900.00 each, Chett Heath for Ephraim & Willow Creek for \$6000.00, Craig Rasmussen for Mount Baldy East Slope for \$6,850.00, and Black Hawk & Hideaway Valley for \$6850.00. All bids are accepted upon proof of insurance. The motion is seconded by Commissioner Jarrett, and the motion passes.

KEN BENCH: APPRAISER TRAINEE LICENSE WAGE INCREASE FOR KEITH LARSEN, LICENSED APPRAISER STATUS WAGE INCREASE FOR JOEL CHIDESTER AND LISA BLACK

Ken Bench, Keith Larsen, and Joel Chidester are present. Keith Larsen replaced another employee, and makes several dollars less than that employee was making, yet he has exceeded the certifications and training the other employee received. Both Lisa Black and Joel Chidester have logged in hundreds of pages of training. The Commission would like to gather information from other departments who have salaries based on certifications who have been affected by the salary freeze before a decision is made. This matter will be placed on the next agenda.

RESOLUTION AUTHORIZING AND INDUCING THE EXECUTION OF A MEMORANDUM OF AGREEMENT WITH MORONI FEED COMPANY, OR ANY AFFILIATE ENTITY THEREOF REGARDING THE ISSUANCE OF INDUSTRIAL REVENUE BONDS IN AN AMOUNT NOT EXCEEDING \$5,000,000 TO FINANCE EQUIPMENT FOR THE MANUFACTURING OF TURKEY FEED PELLETS; CALLING A PUBLIC HEARING AND PROVIDING FOR THE PUBLICATION OF A NOTICE OF BONDS TO BE ISSUED; AND RELATED MATTERS

Kent Christensen, Moroni Feed vice president of live production and feed and Eric Johnson, bond attorney are present. Mr. Johnson explains that this inducement resolution directs that a public hearing be held. Moroni Feed will need to go before the bond authority for the allocation, and must have the support of the County for this type of bonding. The resolution approves a memorandum agreement. The agreement does not bind the County to move forward. When the County bonded in the past, a financial advisor was hired to protect the interest of the County. The advisor looks the project over as an independent entity to see that it is a sound investment. Kent Christensen states that the party at risk with this type of bond is Moroni Feed Company, not Sanpete County. If we require that they hire a financial advisor, they can. They don't feel that it is necessary to have a financial advisor because of the way that the arrangements have been made. The costs of a financial advisor may be able to be recovered from the bond money. Sanpete County is in a downturn economically right now. Will the people in Sanpete County approve this? The Commission understands that we would not be responsible to pay this in case of a default, but what will the perception of the citizens be? The Commissioners would like a financial advisor for their peace of mind, and are willing to have Moroni Feed choose who that advisor is. Motion is made by Commissioner Cox to approve resolution number 07-19-2011a; a resolution authorizing and inducing the execution of a memorandum of agreement with Moroni Feed Company, or any affiliate entity thereof regarding the issuance of industrial revenue bonds in an amount not exceeding \$5,000,000 to finance equipment for the manufacturing of turkey feed pellets; calling a public hearing and providing for the publication of a notice of bonds to be issued; and related matters. The motion is seconded by Commissioner Frischknecht, and the motion passes.

APPOINTMENT OF DARWIN A JENSEN TO THE PLANNING COMMISSION

Motion is made by Commissioner Frischknecht to appoint Darwin A Jensen to the Planning Commission effective immediately to replace Dale Lewis. Mr. Jensen is to serve three years or until a successor is appointed. The motion is seconded by Commissioner Cox, and the motion passes.

JASON GIBBENS REPRESENTING COME2JERUSALEM.INUTAH.TV: REVIEW AND ADDRESS ZONING REQUIREMENTS FOR MASS GATHERING PERMIT FOR AUGUST 24, 2011

Jason Gibbens is present. Mr. Gibbens is requesting a mass gathering permit for an event to be held in Moroni at the city recreational arena on August 24, 2011. He has a letter from the Sheriff outlining what they would like to see done. He has a letter from the ambulance association. He is working on the remaining requirements. At least 80 have committed to attend. There could be as many as 300 attend this event. They'll have speakers or maybe a video message on a large screen television and a bar-b-q. Sheriff Nielson states that the bond could be less if the items it is to cover are paid in advance. This will be placed on a future agenda when all requirements have been met. Mr Gibbens will call the clerk to schedule when he is ready.

SHERIFF BRIAN NIELSON: APPROVAL TO HIRE KATHY ROBBINS FROM THE CORRECTIONAL OFFICE ROSTER AND TO SEND TO POST BEGINNING JULY 26, 2011; APPROVAL TO HIRE TYLER JOHNSON FROM THE LAW ENFORCEMENT ROSTER AND TO SEND TO POST BEGINNING AUGUST 1, 2011

Sheriff Brian Nielson is present. This hiring is to replace Deputy Aagard. Tyler Johnson is a certified corrections officer, but he is not law enforcement certified. Motion is made by Commissioner Frischknecht to approve hiring Tyler Johnson from the roster, and sending him to post to become law enforcement certified. The motion is seconded by Commissioner Jarrett, and the motion passes. His salary is to remain the same for now. Motion is made by Commissioner Frischknecht to approve hiring Kathy Robbins from the roster as a correctional officer to replace Tyler Johnson. The motion is seconded by Commissioner Jarrett, and the motion passes. Ms. Robbins will attend the corrections academy at a later date. Current salary is to remain until successful completion of corrections academy.

SCOTT OLSEN, ZONING ADMINISTRATOR: PRELIMINARY APPROVAL OF THE SUNDOWNER WEST SUBDIVISION LOCATED SOUTH EAST OF MT PLEASANT ON S 26963X7 AND OWNED BY CHRIS R. RUSSO

Scott Olsen is present in behalf of Chris R. Russo. Only 1 minor subdivision is allowed per parcel. This is the second split, so it becomes a major subdivision. The paved road is already in place. A contract has been signed for power to the property, but the power is not in place yet. Final approval was given by the State of Utah for the water. Motion is made by Commissioner Frischknecht to give preliminary approval of the Sundowner West subdivision on S 26963x7. The motion is seconded by Commissioner Jarrett, and the motion passes.

Scott Olsen will work with Brody Keisel, County Attorney on an ordinance dealing with transmission lines. Millard County had a transmission line go over them, and they could give us information to help with this process. Mark Ward with Utah Association of Counties may also be able to help with this.

APPROVAL OF MINUTES

Motion is made by Commissioner Cox to approve the minutes from July 5, 2011 with minor corrections. The motion is seconded by Commissioner Frischknecht, and the motion passes.

Motion is made by Commissioner Frischknecht to go into executive session to discuss the character, professional competence, or physical or mental health of an individual. The motion is seconded by Commissioner Jarrett, and the motion passes.

EXECUTIVE SESSION

Motion is made by Commissioner Frischknecht to go out of executive session. The motion is seconded by Commissioner Jarrett, and the motion passes. No action was necessary due to this executive session.

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

The meeting is adjourned at 4:50 P.M.

ATTEST: 
Sandy Neill
Sanpete County Clerk

APPROVED: 
Claudia Jarrett
Commission Chair

RESOLUTION NO. 07-19-2011

A RESOLUTION APPOINTING JUSTICE COURT JUDGE PRO TEM

WHEREAS, a conflict of interest, an appearance of impropriety, or an absence may on occasion occur affecting the ability of the Sanpete County Justice Court Judge to hear a case; and

WHEREAS, it is therefore necessary to have available another justice court judge to be appointed as necessity dictates to be assigned in place of the Sanpete County Justice Court Judge; and

WHEREAS, there is one justice court judge in Sanpete County who might if the need arises be available to substitute as justice court judge in place of the Sanpete County Justice Court Judge if he should ever have to recuse himself or otherwise become disqualified to hear a Sanpete County case;

NOW THEREFORE BE IT RESOLVED BY THE COUNTY COMMISSIONERS OF THE COUNTY OF SANPETE, STATE OF UTAH, AS FOLLOWS:

THE FOLLOWING JUDGE IS HEREBY APPOINTED AS SANPETE COUNTY JUSTICE COURT JUDGE *PRO TEM*:

The Honorable Ivo R. Peterson, city Justice Court Judge

DATED this 19th day of July, 2011

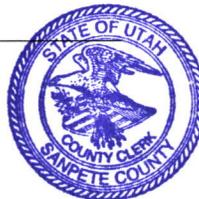


CLAUDIA JARRETT, CHAIR
Sanpete County Commission

ATTEST:



COUNTY CLERK



**SANPETE COUNTY, UTAH
INDUCEMENT RESOLUTION
INDUSTRIAL REVENUE BONDS
JULY 19, 2011**

RESOLUTION NO. 07-19-2011A

RESOLUTION AUTHORIZING AND INDUCING THE EXECUTION OF A MEMORANDUM OF AGREEMENT WITH MORONI FEED COMPANY, OR ANY AFFILIATE ENTITY THEREOF REGARDING THE ISSUANCE OF INDUSTRIAL REVENUE BONDS IN AN AMOUNT NOT EXCEEDING \$5,000,000 TO FINANCE EQUIPMENT FOR THE MANUFACTURING OF TURKEY FEED PELLETS; CALLING A PUBLIC HEARING AND PROVIDING FOR THE PUBLICATION OF A NOTICE OF BONDS TO BE ISSUED; AND RELATED MATTERS.

WHEREAS, Sanpete County, Utah (the "Issuer"), is a political subdivision authorized and empowered by the provisions of the Utah Industrial Facilities and Development Act, Title 11, Chapter 17, Utah Code Annotated 1953, as amended (the "Act") to issue revenue bonds or other forms of revenue financing (the "Bonds") for the purpose of acquiring or financing commercial projects; and

WHEREAS, in order to promote commerce and develop trade by inducing commercial enterprises to locate or remain in the State of Utah and Sanpete County, the Issuer desires to finance equipment for manufacturing turkey feed pellets and related products, generally described in Exhibit "C" attached hereto (the "Project"). The Project will be owned and operated in whole or in part by Moroni Feed Company, a Utah corporation, or any affiliate entity thereof (the "Borrower"); and

WHEREAS, the Borrower is reluctant to take steps toward the construction of the Project without satisfactory assurance from the Issuer that the proceeds of the sale of the Bonds of the Issuer will be made available to finance the acquisition, renovation and equipping of the Project; and

WHEREAS, it is deemed necessary and advisable for the development, welfare and prosperity of the Issuer and its inhabitants that the Project be acquired and constructed, and that the Issuer take such action as may be required under applicable statutory provisions to authorize and issue its Bonds to finance the Project in an amount not exceeding \$5,000,000; and

WHEREAS, the Bonds shall be limited obligations of the Issuer and at no time will they constitute a pledge of the general taxing powers or credit of the Issuer; and

WHEREAS, a form of agreement, hereafter designated as a "Memorandum of Agreement," has been prepared under which the Borrower has stated its willingness to acquire and construct the Project; and

WHEREAS, it is considered necessary and desirable and for the best interest of said Issuer that execution of said Memorandum of Agreement be authorized for and on behalf of the Issuer; and

WHEREAS, the Act and regulations provide for the publication of a Notice of Public Hearing and Bonds to be Issued, and the Issuer desires to publish such a notice at this time in compliance with the Act with respect to the Bonds:

NOW, THEREFORE, Be It Resolved by the Board of County Commissioners of Sanpete County, Utah (the "Commission"), as follows:

Section 1. In order to assure that the Borrower construct the Project with the resulting public benefits which will flow therefrom, it is deemed necessary and advisable that the Memorandum of Agreement hereinafter referred to, be approved and executed for and on behalf of the Issuer.

Section 2. The Memorandum of Agreement by and between the Borrower and the Issuer in substantially the form and with the contents set forth in Exhibit "B" attached hereto, is hereby approved and the execution thereof is hereby authorized.

Section 3. In accordance with the provisions of the Act and regulations, the County Clerk shall cause the following "Notice of Public Hearing and Bonds to be Issued" to be published one (1) time in the Sanpete Messenger, a newspaper of general circulation in the Issuer, and shall cause a copy of this Resolution (together with all exhibits hereto) to be kept on file in the County Clerk office in Sanpete County, Utah, for public examination during the regular business hours of the Commission until at least thirty (30) days from and after the date of publication thereof. The "Notice of Public Hearing and Bonds to be Issued" shall be in substantially the following form:

NOTICE OF PUBLIC HEARING AND BONDS TO BE ISSUED

NOTICE IS HEREBY GIVEN pursuant to the provisions of the Utah Industrial Facilities and Development Act, Title 11, Chapter 17, Utah Code Annotated 1953, as amended, that on July 19, 2011, the Board of County Commissioners (the "Commission") of Sanpete County, Utah (the "Issuer") adopted an inducement resolution (the "Resolution") in which it expressed its intent to issue Industrial Revenue Bonds in the aggregate principal amount of not to exceed Five Million Dollars (\$5,000,000) (the "Bonds") and to mature in not more than ten (10) years from the date of issuance to finance equipment for the manufacture of turkey feed pellets and related products (the "Project") to be located at approximately 15750 North 3000 East, Moroni, Utah 84646. The Project will be owned and operated in whole or in part by Moroni Feed Company or any affiliate entity thereof (the "Borrower").

NOTICE IS FURTHER GIVEN that the Commission called a public hearing with respect to the Bonds to be held on August 16, 2011, at the Commission chambers at 160 North Main, Manti, Utah at 2:00 p.m. or as soon thereafter as is feasible. This public hearing is required by the Tax Reform Act of 1986. Comments at the public hearing are invited. Written comments may be submitted to the Issuer at the office of the County Clerk in Manti, Utah, until 5:00 p.m. on August 15, 2011. Additional information can be obtained from the Issuer at its office shown above or by calling (435) 835-2131. All members of the public are invited to attend and participate in person or in writing.

The Bonds are to be issued pursuant to the Resolution and a Final Bond Resolution with accompanying Loan Agreement (collectively, "Final Bond Resolution") to be adopted authorizing and confirming the sale of the Bonds for the purpose of financing the Project and paying issuance expenses to be incurred in connection with the issuance and sale of the Bonds.

The Bonds are to be issued and sold by the Issuer pursuant to the Resolution, including as part of said Resolution the draft of a Final Bond Resolution which was before the Commission and attached to the Resolution in substantially final form at the time of the adoption of the Resolution (collectively, the "Bond Resolution") and said Final Bond Resolution is to be adopted by the Commission in such form and with such changes thereto as shall be approved by the Commission upon the adoption thereof.

A copy of the Resolution and the Final Bond Resolution are on file in the office of the County Clerk of the Issuer, where they may be examined during regular business hours of the County Clerk from 7:00 a.m. to 6:00 p.m., Monday through Thursday for a period of at least thirty (30) days from and after the date of publication of this notice.

NOTICE IS FURTHER GIVEN that a period of thirty (30) days from and after the date of the publication of this notice is provided by law during which any person in interest shall have the right to contest the legality of the Bond Resolution or the Bonds, or any provision made for the security and payment of the Bonds, and that after such time, no one shall have any cause of action to contest the regularity, formality or legality thereof for any cause whatsoever.

DATED July 19, 2011.

/s/

Sandy Neill
County Clerk

Section 4. The Commission hereby declares its intention and it reasonably expects to reimburse expenditures with bond proceeds in accordance with Treas. Reg. § 1.150-2.

Section 5. The Commission hereby directs the officials and staff of the Issuer to cooperate with and assist Eric Todd Johnson, as bond counsel, with the law firm of Blaisdell & Church, P.C. to prepare documents and other certificates reasonably necessary to issue the Bonds.

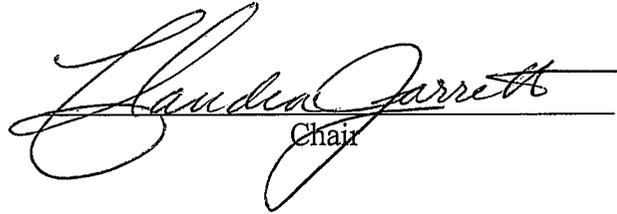
Section 6. All resolutions and parts thereof in conflict herewith are hereby repealed to the extent of such conflict.

Section 7. The Commission directs the County Clerk to complete the attached Record of Proceedings.

Section 8. The Commission considers that this resolution is necessary and in the best interest of the Issuer, and therefore, it shall become effective immediately upon its passage, approval and adoption.

Passed and approved this July 19, 2011, by the Board of County Commissioners of Sanpete County, Utah.

SANPETE COUNTY, UTAH


Chair

ATTEST:


County Clerk

(SEAL)



EXHIBIT "A"

RECORD OF PROCEEDINGS

The Board of County Commissioners of the Issuer met in public session at the Commission's regular meeting place at 160 N. Main in Manti, Utah on July 19, 2011 (the "Meeting"), at the hour of 2:00 p.m., or as soon thereafter as feasible, with the following members of the Board of County Commissioners being present:

Claudia Jarrett	Chair
Steven Frischknecht	Commissioner
Spencer Cox	Commissioner

Also present:

Sandy Neill	County Clerk
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Absent: 

which constituted all the members thereof.

After the Meeting had been duly called to order and after other matters were discussed, the foregoing resolution (the "Resolution") was introduced in written form and fully discussed.

A motion to adopt the Resolution was then duly made by Commissioner COX and seconded by Commissioner Frischknecht, and the Resolution was put to a vote and carried, the vote being as follows: Frishknecht

Those voting YEA: Cox, Frischknecht, Jarrett

Those voting NAY: 

Those Abstaining: 

Other business not pertinent to the Resolution appears in the minutes of the Meeting. Upon the conclusion of all business on the Agenda and motion duly made and carried, the Meeting was adjourned.

CERTIFICATE OF COUNTY CLERK

I, Sandy Neill, the duly appointed and qualified County Clerk of the Issuer, do hereby certify that the attached Resolution is a true, accurate and complete copy thereof as adopted by the Board of County Commissioners at a public meeting duly held on July 19, 2011 (the "Meeting"). The persons present and the result of the vote taken at the Meeting are all as shown above. The Resolution, with all exhibits attached, was deposited in my office on July 19, 2011 and is officially of record in my possession.

I further certify that, pursuant to the Resolution, I caused to be published a "Notice of Public Hearing and Bonds to be Issued" one (1) time in the Sanpete Messenger a newspaper having general circulation in the Issuer. An affidavit of publication of such notice is attached hereto.

IN WITNESS WHEREOF, I have hereunto subscribed my signature and impressed hereon the official seal of the Issuer, this July 19, 2011.



Sandy Neill
County Clerk

(Attach Affidavit of Publication of Notice of Public Hearing and Bonds to be Issued)

AFFIDAVIT OF PUBLICATION

COUNTY OF SANPETE }
STATE OF UTAH } ss:

I, Mary H. Pipes, employee of Sanpete News Company, Inc. publisher of the Sanpete Messenger, a newspaper of general circulation published weekly at Manti, Sanpete County, Utah, do solemnly swear that the

Legal Notice: Notice of Public Hearing and Bonds to be Issued, Turkey Feed Pellet Equipment

as per clipping attached, was published once a week for one successive week(s) in the regular and entire issue of said newspaper and not in a supplement thereof, commencing with the issue dated July 27, 2011, and ending with the issue dated July 27, 2011.

The said notice was also published on Utahlegals.com, on the same day as the first newspaper publication, and the notice remained on Utahlegals.com until the last scheduled day of the notice.

Mary H. Pipes, Employee
Subscribed and sworn before me this 28th day of July, A.D. 2011

Eileen Kive
Notary Public

Notary public residing at Manti, Utah

NOTARY PUBLIC
Eileen Kive
578478
My commission expires 4 20 2013
[SEAL] My Commission Expires
April 20, 2013
STATE OF UTAH

**NOTICE OF PUBLIC HEARING AND BONDS TO BE ISSUED
SANPETE COUNTY, UTAH**

NOTICE IS HEREBY GIVEN pursuant to the provisions of the Utah Industrial Facilities and Development Act, Title 11, Chapter 17, Utah Code Annotated 1953, as amended, that on July 19, 2011, the Board of County Commissioners (the "Commission") of Sanpete County, Utah (the "Issuer"), adopted an inducement resolution (the "Resolution") in which it expressed its intent to issue Industrial Revenue Bonds in the aggregate principal amount of not to exceed Five Million Dollars (\$5,000,000) (the "Bonds") and to mature in not more than ten (10) years from the date of issuance to finance equipment for the manufacture of turkey feed pellets and related products (the "Project") to be located at approximately 15750 North 3000 East, Moroni, Utah 84646. The Project will be owned and operated in whole or in part by Moroni Feed Company or any affiliate entity thereof (the "Borrower").

NOTICE IS FURTHER GIVEN that the Commission called a public hearing with respect to the Bonds to be held on August 16, 2011, at the Commission chambers at 160 North Main, Manti, Utah at 2:00 p.m. or as soon thereafter as is feasible. This public hearing is required by the Tax Reform Act of 1986. Comments at the public hearing are invited. Written comments may be submitted to the Issuer at the office of the County Clerk in Manti, Utah, until 6:00 p.m. on August 15, 2011. Additional information can be obtained from the Issuer at its office shown above or by calling (435) 835-2131. All members of the public are invited to attend and participate in person or in writing.

The Bonds are to be issued pursuant to the Resolution and a Final Bond Resolution with accompanying Loan Agreement (collectively, "Final Bond Resolution"), to be adopted authorizing and confirming the sale of the Bonds for the purpose of financing the Project and paying issuance expenses to be incurred in connection with the issuance and sale of the Bonds.

The Bonds are to be issued and sold by the Issuer pursuant to the Resolution, including as part of said Resolution, the draft of a Final Bond Resolution which was before the Commission and attached to the Resolution in substantially final form at the time of the adoption of the Resolution (collectively, the "Bond Resolution") and said Final Bond Resolution is to be adopted by the Commission in such form and with such changes thereto as shall be approved by the Commission upon the adoption thereof.

A copy of the Resolution and the Final Bond Resolution are on file in the office of the County Clerk of the Issuer, where they may be examined during regular business hours of the County Clerk from 7:00 a.m. to 6:00 p.m., Monday through Thursday for a period of at least thirty (30) days from and after the date of publication of this notice.

NOTICE IS FURTHER GIVEN that a period of thirty (30) days from and after the date of the publication of this notice is provided by law during which any person in interest shall have the right to contest the legality of the Bond Resolution or the Bonds, or any provision made for the security and payment of the Bonds, and that after such time, no one shall have any cause of action to contest the regularity, formality or legality thereof for any cause whatsoever.

DATED July 19, 2011.

/s/ Sandy Neill
County Clerk

Publish in the Sanpete Messenger July 27, 2011.

CERTIFICATE OF COMPLIANCE WITH
OPEN MEETING LAW

I, Sandy Neill, the undersigned County Clerk of the Issuer do hereby certify, according to the records of the Issuer 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 19, 2011 public meeting held by the governing body of the Issuer as follows:

(a) By causing a notice, in the form attached hereto (the "Meeting Notice"), to be posted at the principal office of the Issuer at least twenty-four (24) hours prior to the convening of the meeting, the Meeting Notice having continuously remained so posted and available for public inspection until the completion of the meeting; and

(b) By causing a copy of the Meeting Notice to be delivered to a newspaper of general circulation in the geographic jurisdiction of the Issuer at least twenty-four (24) hours prior to the convening of the meeting.

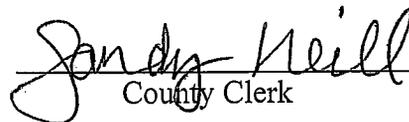
(c) By causing the Meeting Notice to be posted on the Utah Public Notice Website at least 24 hours prior to the meeting.

In addition, the Notice of 2011 Annual Meeting Schedule for the Issuer, attached hereto, specifying the date, time and place of the regular meetings of the governing body of the Issuer to be held during the calendar year 2011 was (1) posted on December 21, 2010, at the principal offices of the issuer and (2) provided to at least one newspaper of general circulation within the geographic jurisdiction of the Issuer on Jan 4, 2011; and (3) posted on January 4, 2011 on the Utah Public Notice Website.

IN WITNESS WHEREOF, I have hereunto subscribed my official signature this July 19, 2011.



(SEAL)


County Clerk

(Attach Meeting Notice and Notice of 2011 Annual Meeting Schedule, including proof of posting thereof on the Utah Public Notice Website)

NOTICE

SANPETE COUNTY COMMISSION MEETING

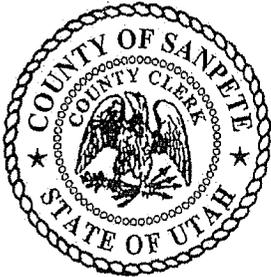
THE SECOND MEETING OF THE SANPETE COUNTY COMMISSION
FOR THE MONTH OF JULY WILL BE HELD AT 2:00 P.M.,
ON TUESDAY, THE 19TH DAY OF JULY, 2011,
IN THE SANPETE COUNTY COURTHOUSE, 160 NORTH MAIN, ROOM 101, MANTI, UTAH.
MATTERS TO BE DISCUSSED AT THE MEETING ARE OUTLINED IN THE FOLLOWING AGENDA

AMENDED A G E N D A

- 2:00 P.M. Claims
- 2:20 P.M. Kevin Christensen: Approval to Reprint ATV Maps
- 2:25 P.M. Consider and Approve Memorandum of Agreement with the Utah State Library Division for the Bookmobile
- 2:30 P.M. Matt Palmer: Introduction of New Family Consumer Science Educator, Shannon Cromwell
- 2:40 P.M. Consider and Adopt Resolution Appointing Justice Court Judge Pro Tem
- 2:45 P.M. Consider and Adopt Contracts for PEHP Long-Term Disability Program
- 2:50 P.M. Wade Anderson: Discussion about Fund Raising for the County Fair; Appointment of Geri Brailsford as Fairboard Secretary/Treasurer
- 3:00 P.M. Approval of Right of Way Agreement with Manti Telephone Co. For Fiber Optic Along Willardsen Road and 200 East Near Ephraim
- 3:05 P.M. Approval of Right of Way Agreement with Christensen Brothers Rock Products Inc. For a Water Line at 750 N Milburn Road in Fairview
- 3:10 P.M. Sandy Neill: Approval to Administer the Elections in Axtell by Mail
- 3:15 P.M. Tom Petersen: Award of Community Wildfire Protection Plans (CWPP) Bids
- 3:20 P.M. Ken Bench: Appraiser Trainee License Wage Increase for Keith Larsen, Licensed Appraiser Status Wage Increase for Joel Chidester and Lisa Black
- 3:30 P.M. Resolution Authorizing and Inducing the Execution of a Memorandum of Agreement with Moroni Feed Company, or Any Affiliate Entity Thereof Regarding the Issuance of Industrial Revenue Bonds in an Amount Not Exceeding \$5,000,000 to Finance Equipment for the Manufacturing of Turkey Feed Pellets; Calling a Public Hearing and Providing for the Publication of a Notice of Bonds to Be Issued; and Related Matters

- 3:40 P.M. Appointment of Darwin A Jensen to the Planning Commission
- 3:45 P.M. Jason Gibbens Representing Come2Jerusalem.InUtah.tv: Review and Address Zoning requirements for Mass Gathering Permit for August 24, 2011
- 3:55 P.M. Sheriff Brian Nielson: Approval to Hire Kathy Robbins from the Correctional Office Roster and to Send to POST Beginning July 26, 2011; Approval to Hire Tyler Johnson from the Law Enforcement Roster and to Send to POST beginning August 1, 2011
- 4:00 P.M. Scott Olsen, Zoning Administrator: Preliminary Approval of the Sundowner West Subdivision Located South East of Mt Pleasant on S 26963x7 and Owned by Chris R. Russo
- 4:05 P.M. Approval of Minutes
- 4:10 P.M. Executive Session

Individuals with disabilities needing special accommodations during this proceeding should contact Sandy Neill, County Clerk, (435) 835-2131 at least 3 work days in advance.



Attested to this the 18th day of July, 2011.

Sandy Neill

Sandy Neill
Sanpete County Clerk

Entity: Sanpete County

Public Body: Sanpete County Commission

Subject:	County Government
Meeting Location:	160 North Main Room 101 Manti 84642
Notice Date & Time:	July 19, 2011 2:00 PM
Description/Agenda:	<p>2:00 P.M. Claims</p> <p>2:20 P.M. Kevin Christensen: Approval to Reprint ATV Maps</p> <p>2:25 P.M. Consider and Approve Memorandum of Agreement with the Utah State Library Division for the Bookmobile</p> <p>2:30 P.M. Matt Palmer: Introduction of New Family Consumer Science Educator, Shannon Cromwell</p> <p>2:40 P.M. Consider and Adopt Resolution Appointing Justice Court Judge Pro Tem</p> <p>2:45 P.M. Consider and Adopt Contract for PEHP Long-Term Disability Program with Reference to Indianola Valley Volunteer Fire Department</p> <p>2:50 P.M. Wade Anderson: Discussion about Fund Raising for the County Fair; Appointment of Geri Brailsford as Fairboard Secretary/Treasurer</p> <p>3:00 P.M. Approval of Right of Way Agreement with Manti Telephone Co. For Fiber Optic Along Willardsen Road and 200 East Near Ephraim</p> <p>3:05 P.M. Approval of Right of Way Agreement with Christensen Brothers Rock Products Inc. For a</p>

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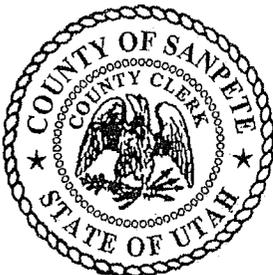
Notice of Special Accommodations:	Individuals with disabilities needing special accommodations during this proceeding should contact Sandy Neill, Sanpete County Clerk, (435) 835-2131 at least 3 work days in advance.
Notice of Electronic or telephone participation:	Sanpete County has not adopted a resolution, rule, or ordinance governing the attendance of the public by electronic means. One or more of the Commissioners can participate by means of a telephonic or telecommunications conference.
Other information:	
Contact Information:	Sandy Neill 4358352131 sneill@sanpetecounty-ut.gov
Posted on:	July 18, 2011 10:19 AM
Last edited on:	July 18, 2011 10:19 AM

Printed from Utah's Public Notice Website (<http://pmn.utah.gov/>)

Notice
Sanpete County Commission and
Municipal Building Authority Meeting Schedule for 2011

The Sanpete County Commission will hold their regular monthly meetings for 2011 on the first and third Tuesday of each month. The Municipal Building Authority (MBA) of Sanpete County will hold regular meetings for 2011 from time to time as the Board of Trustees shall deem necessary. When held, meetings of the MBA Board will usually be on the dates listed below just prior to the Commission Meeting. Notice of all meetings will be posted 24 hours in advance. All meetings will be held in the Commission Chambers (Room #101) at the Sanpete County Courthouse, 160 North Main Manti, Utah. Any changes to date, time or place of these meetings will be posted 24 hours in advance. It is mandatory for anyone wishing to meet with the Commissioners or MBA to schedule an appointment with the County Clerk/MBA Secretary at (835-2131) or (835-2141) forty-eight (48) hours in advance of said meeting. Individuals with disabilities needing special accommodations should contact Sandy Neill (835-2131) at least 3 working days in advance.

<u>1:00 P.M.</u>	<u>2:00 P.M.</u>
January 4, 2011	January 18, 2011
February 1, 2011	February 15, 2011
March 1, 2011	March 15, 2011
April 5, 2011	April 19, 2011
May 3, 2011	May 17, 2011
June 7, 2011	June 21, 2011
July 5, 2011	July 19, 2011
August 2, 2011	August 16, 2011
September 6, 2011	September 20, 2011
October 4, 2011	October 18, 2011
November 1, 2011	November 15, 2011
December 6, 2011	December 20, 2011



Dated this the 21st day of December, 2010

Sandy Neill

Sandy Neill
Sanpete County Clerk/MBA Secretary

Entity: Sanpete County

Public Body: Sanpete County Commission

Subject:	Counties
Notice Title:	Meeting Schedule for 2011
Meeting Location:	160 North Main Room 101 Manti 84642
Notice Date & Time:	January 4, 2011 1:00 PM
Description/Agenda:	

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Sanpete County has not adopted a resolution, rule, or ordinance governing the attendance of the public by electronic means. One or more of the Commissioners can participate by means of a telephonic or telecommunications conference.

Other information:

Contact Information:

Sandy Neill
4358352131
sneill@sanpetecounty-ut.gov

Posted on:

January 04, 2011 09:12 AM

Last edited on: January 04, 2011 09:12 AM

Printed from Utah's Public Notice Website (<http://pmn.utah.gov/>)

EXHIBIT "B"

MEMORANDUM OF AGREEMENT

(See Transcript Document No. ____)

EXHIBIT "C"

PROJECT DESCRIPTION

Moroni Feed Company is purchasing equipment for the manufacture of turkey feed pellets and related products which will enable the Company to deliver better nutrition at a better price to turkeys than the current mash feed system, with manufacturing to begin approximately six months after the equipment is funded.

EXHIBIT "D"

FINAL BOND RESOLUTION

(See Transcript Document No. ____)