

**DAGGETT COUNTY  
BOARD OF COUNTY COMMISSIONERS**

**TAXABLE WATER REVENUE BONDS, SERIES 2010  
PARAMETERS RESOLUTION**

JANUARY 20, 2010

RESOLUTION NO. 10-01

Ent 024715 Bk 72 Pg 431  
Date: 21-JAN-2010 1:14PM  
Fee: None  
Filed By: CF  
KERI PALLESEN, Recorder  
DAGGETT COUNTY  
For: DAGGETT COUNTY

A RESOLUTION AUTHORIZING NOT MORE THAN \$575,000 TAXABLE WATER REVENUE BONDS, SERIES 2010, TO FINANCE DRINKING WATER SYSTEM IMPROVEMENTS; AUTHORIZING PUBLICATION OF A NOTICE OF PUBLIC HEARING AND BONDS TO BE ISSUED; FIXING THE MAXIMUM AGGREGATE PRINCIPAL AMOUNT, MATURITY, HARDSHIP GRANT ASSESSMENT IN LIEU OF INTEREST RATE AND DISCOUNT OF THE BONDS; PROVIDING FOR THE RUNNING OF A CONTEST PERIOD; AND RELATED MATTERS.

WHEREAS, pursuant to the provisions of the Utah Local Government Bonding Act, Title 11, Chapter 14, Utah Code Annotated 1953, as amended (the "Act"), Daggett County, Utah (the "Issuer"), has authority to issue revenue bonds for the municipal purposes set forth therein; and

WHEREAS, the Act provides 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 bonds to be issued by the Issuer pursuant to this Resolution and the Final Bond Resolution (as defined below);

NOW, THEREFORE, it is hereby resolved by the Board of County Commissioners of Daggett County, Utah, (the "County Commission") as follows:

Section 1. The County Commission of the Issuer hereby finds and determines that it is in the best interests of the Issuer and its residents for the Issuer to issue not more than \$575,000 aggregate principal amount of its Taxable Water Revenue Bonds, Series 2010 which shall be designated as "Daggett County, Utah, Taxable Water Revenue Bonds, Series 2010" (herein, the "Series 2010 Bonds"), the Series 2010 Bonds to bear a hardship grant assessment in lieu of interest at a rate not to exceed one and eighty-seven hundredths percent (1.87%) per annum, to mature in not more than thirty-five (35) years from their date or dates, and to be sold at a price not less than ninety-nine percent (99%) of the total principal amount thereof for the purpose of financing improvements to the Issuer's drinking water system in Dutch John (the "Project"), all pursuant to this Resolution and a restated resolution to be adopted by the County Commission authorizing and confirming the issuance and sale of the Series 2010 Bonds (herein referred to as the "Final Bond Resolution" and substantially in the form attached hereto as Exhibit A), and

the Issuer hereby declares its intention to issue the Series 2010 Bonds according to the provisions of this Resolution and the Final Bond Resolution, when adopted.

Section 2. The Issuer hereby calls a public hearing on March 2, 2010, at 9:00 a.m. or as soon thereafter as feasible, at the offices of the Issuer, to invite comment on the proposed Series 2010 Bonds and the economic impact of the Project on the private sector.

Section 3. The Issuer hereby authorizes and approves the issuance and sale of the Series 2010 Bonds pursuant to the provisions of this Resolution and the Final Bond Resolution to be adopted by the County Commission at a later date, with such changes thereto as shall be approved by the County Commission upon the adoption of the Final Bond Resolution, provided that the principal amount, the hardship grant assessment rate(s), maturity and discount shall not exceed the maximums set forth in Section 1 hereof.

Section 4. In accordance with the provisions of the Act, the County Clerk is hereby authorized and directed to cause a "Notice of Public Hearing and Bonds to be Issued" substantially in the form attached hereto as Exhibit B (the "Notice") to be (1) published once each week for two consecutive weeks in the Vernal Express, a newspaper of general circulation in the Issuer, (2) posted on the Public Hearing Website at least 14 days before the Public Hearing, and (3) posted on the Utah Public Notice Website at least 14 days before the Public Hearing, and to cause a copy of this Resolution (together with all exhibits hereto) to be kept on file in the County Clerk's office in the Town of Manila, Utah, for public examination during regular business hours of the Issuer, i.e., between 9:00 a.m. and noon and between 1:00 p.m. and 5:00 p.m. Monday through Friday, for at least thirty (30) days from and after the last date of publication of the Notice.

Section 5. All parts of this Resolution are severable, and if any section, 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, clause or provision shall not affect the remaining sections, clauses or provisions of this Resolution.

Section 6. All resolutions or parts thereof in conflict herewith are, to the extent of such conflict, hereby repealed and this Resolution shall be in full force and effect immediately upon its approval and adoption.

Section 7. The Issuer hereby retains Eric Todd Johnson as bond counsel for the Series 2010 Bonds and directs its officials and staff to assist him and his professionals.

Section 8. The County Clerk is directed to complete and execute the Record of Proceedings attached hereto to officially record the proceedings at which this Parameters Resolution was considered for adoption.

APPROVED AND ADOPTED: January 20, 2010.

Floyd Biggs  
Chair

ATTEST:

Wilby McKee  
County Clerk



EXHIBIT A

FINAL BOND RESOLUTION

(See Transcript Document No. \_\_\_\_)

## EXHIBIT B

### NOTICE OF PUBLIC HEARING AND BONDS TO BE ISSUED

NOTICE IS HEREBY GIVEN pursuant to the provisions of the Utah Local Government Bonding Act, Title 11, Chapter 14, Utah Code Annotated 1953, as amended, that on January 20, 2010, the Board of County Commissioners (the "County Commission") of Daggett County, Utah (the "Issuer"), adopted a resolution (the "Resolution") in which it authorized the issuance and sale of the Issuer's Taxable Water Revenue Bonds, Series 2010 (herein, the "Series 2010 Bonds") in an aggregate principal amount not to exceed Five Hundred Seventy-Five Thousand Dollars (\$575,000); to bear a hardship grant assessment in lieu of interest at a rate or rates not to exceed one and eighty-seven hundredths percent (1,87%) per annum, to mature in not more than thirty-five (35) years from their date or dates, and to be sold at a price not less than ninety-nine percent (99%) of the total principal amount thereof, plus accrued interest to the date of delivery.

NOTICE IF FUTHER GIVEN that the Issuer called a public hearing for the purpose of inviting public comment on the proposed issuance of the Series 2010 Bonds and the economic impact that the improvements proposed to be financed with the Series 2010 Bonds will have on the private sector. No taxes will be pledged to secure the Series 2010 Bonds. The public hearing will be held on March 2, 2010, at 9:00 a.m. or as soon thereafter as feasible, at the Daggett County Offices located at 95 North 100 West, Manila, Utah.

The Series 2010 Bonds will be issued pursuant to the Resolution and a Final Bond Resolution to be adopted authorizing and confirming the sale of the Series 2010 Bonds (the "Final Bond Resolution") for the purposes of (i) financing improvements to the Issuer's drinking water system, and (ii) paying the costs of issuing the Series 2010 Bonds.

A draft of the Final Bond Resolution in substantially final form was before the County Commission and was part of the Resolution at the time of the adoption of the Resolution by the County Commission (collectively, the "Bond Resolutions"). The Final Bond Resolution is to be adopted by the County Commission in such form and with such changes thereto as shall be approved by the County Commission upon the adoption thereof; provided that the principal amount, the hardship grant assessment rate(s), maturity and discount of the Series 2010 Bonds will not exceed the maximums set forth above.

Copies of the Bond Resolutions are on file in the office of the County Clerk in the Issuer where they may be examined during regular business hours, i.e., between 9:00 a.m. and noon and between 1:00 p.m. and 5:00 p.m., Monday through Friday, for at least thirty (30) days from and after the date of publication of this notice.

NOTICE IS FURTHER GIVEN that, for a period of thirty (30) days from and after the date of the publication of this notice, any person in interest shall have the right to contest the legality of the Bond Resolutions or the Series 2010 Bonds, or any provision

made for the security and payment of the Series 2010 Bonds by filing a verified written complaint in the district court of their county of residence, and that after such 30-day period, no one shall have any cause of action to contest the regularity, formality or legality thereof for any reason.

DATED: January 20, 2010.

/s/ Vicky McKee  
County Clerk

EXHIBIT C

RECORD OF PROCEEDINGS

The Board of County Commissioners (the "County Commission") of Daggett County, Utah, met in public session at the regular meeting place of the County Commission at 95 North 100 West in Manila, Utah, on January 20, 2010 (the "Meeting"), at the hour of 9:00 a.m., or as soon thereafter as feasible, with the following members of the County Commission being present:

Stewart Leith	<i>Chair</i> Commissioner
Floyd Briggs	Commissioner - Acting Chair
Henry J. Gutz	Commissioner

Also present:

Vicky McKee	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 Stewart Leith and seconded by Henry J. Gutz, and the Resolution was put to a vote and carried, the vote being as follows:

Those voting YEA:     Floyd Briggs  
                              Stewart Leith  
                              Henry J. Gutz

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, Vicky McKee, the duly appointed and qualified County Clerk of Daggett County (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 of the Issuer at a public meeting duly held on January 20, 2010 (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 January 20, 2010 and is officially of record in my possession.

IN WITNESS WHEREOF, I have hereunto subscribed my signature and impressed hereon the official seal of the Issuer, this January 20, 2010.

Vicky McKee  
County Clerk



CERTIFICATE OF COMPLIANCE WITH  
OPEN MEETING LAW

I, Vicky McKee, the undersigned County Clerk of Daggett County (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 January 20, 2010, public meeting (the "Meeting") held by the governing body of the Issuer as follows:

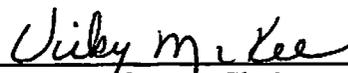
(a) By causing a notice, in the form attached hereto (the "Meeting Notice"), to be posted at the principal office of the Issuer at least twenty-four (24) hours prior to the convening of the Meeting, the Meeting Notice having continuously remained so posted and available for public inspection until the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

(c) By causing the Meeting Notice to be posted on the Utah Public Notice Website at least twenty-four (24) hours prior to the convening of the Meeting.

In addition, the Notice of 2010 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 2010 was (a) posted on December 31, 2009, at the principal offices of the Issuer, (b) provided to at least one newspaper of general circulation within the geographic jurisdiction of the County on December 16, 2009; and posted on the Utah Public Notice Website on January 19, 2010.

IN WITNESS WHEREOF, I have hereunto subscribed my official signature this January 20, 2010.

  
\_\_\_\_\_  
County Clerk



(Attach Meeting Notice and evidence of posting of same on the Utah Public Notice Website)

(Attach Notice of 2010 Annual Meeting Schedule and evidence of posting of same on the Utah Public Notice Website)

**DAGGETT COUNTY COMMISSION AGENDA**  
**Wednesday, January 20, 2010**  
**9:00 A.M.**  
**Daggett County Courthouse**

**9:00 A.M.**

**STANDING BUSINESS**

1. Welcome-Pledge of Allegiance.
2. Old Business
3. Citizen Comments-15 minutes.
4. Approve Minutes.
5. Approve Vouchers.
6. Correspondence.

**POLICY AND LEGISLATION**

1. Business License(s):
  - Birrell Bottling Co
  - Brandon Bertagnole
  - Doug Burton
  - Business Assistance Services Corp.
  - Cedar Springs Marina
  - Terry Collier LLC/Old Moe Guide Service
  - Conquest Expeditions
  - Don Cowdell
  - Jim Williams/Creative Fishing Adventures
  - DJ's Glass Plus
  - Fly Fishing The Globe
  - G & H Garbage
  - Terry Collier/Goslin Mountain Fishing Company
  - Goslin Mountain Property Management, Inc
  - Steve Habovstak
  - Intermountain Concrete Co
  - Maxfield Construction, Inc.
  - Mt. Valley Temp. Control Inc.
  - Floyd & Peggy Briggs/Piecemakers
  - Eric Pietz
  - Sandtown Storage Corp.
  - Stew's Odd Jobs
  - Sysco Intermountain
  - Roger Trout/Roger Trout Guide Service
  - Steven R. Davis/Trophy Fishing
  - Wild West Munchies
2. Surplus - Kodak Easy Share Digital Camera and Charging Base (2167) - No Longer Works
3. Resolution 10-01 - A Resolution Authorizing Not More Than \$575,000 Taxable Water Revenue Bonds, Series 2010, To Finance drinking Water System Improvements; Authorizing publication of a Notice Of Public Hearing And Bonds To Be Issued; Fixing The Maximum Aggregate Principal Amount, Maturity, Hardship Grant Assessment In Lieu Of Interest Rate And Discount Of The Bonds; Providing For The Running Of A Contest Period; And Related Matters
4. Schedule Public Hearing For the Division of Drinking Water

5. Library Board
  - Dutch John Branch Building
  - New Application - Patty Wood - Library Board
6. Doug Maxfield - Resignation from Planning & Zoning Board
7. Jesse Slaugh - Vehicle Maintenance Equipment Bids
8. Brian Raymond - Review & Adopt Water Conservation Plan
9. Shirley Slaugh - Emergency Mutual Aid Inter-Local Cooperative Agreement
10. Conditions For Donation Of Services & Space Agreement - US Census Bureau
11. Stewart Leith - Per Diem Excess
12. 11:30 A.M. - Liberty National Life Insurance - Group Term Life
13. Resolution 10-06 - Acknowledging a Portion of the Southern Boundary Of Daggett County As Established Under Utah State Code
14. Resolution 10- 07 - Resolution Amending Dutch John Utility Water Rates and RV Rates.
15. Closed Session - Trout Creek Files

#### **COMMITTEE/MAINTENANCE REPORTS**

1. 10:00 a.m.-United States Forest Service
2. Commission Assignment Reports.
3. Justice Court Reports.
4. Dutch John Advisory Board Recommendations.
5. Flaming Gorge Clinic Updates.

Note: In compliance with the Americans with Disabilities Act, individuals needing special accommodations during this meeting should notify Vicky McKee at 95 North 100 West, Manila, Utah 84046, Telephone: 435/784-3154.

Print this

Entity: Daggett County  
 Public Body: Daggett County Commission  
 Subject: County Government  
 Notice Title: Commission Meeting  
 95 N 1st W

Meeting Location: Manila 84046

Notice Date & Time: January 20, 2010  
 9:00 AM - 5:00 AM

9:00 A.M. STANDING BUSINESS

1. Welcome-Pledge of Allegiance.
2. Old Business
3. Citizen Comments-15 minutes.
4. Approve Minutes.
5. Approve Vouchers.
6. Correspondence.

**POLICY AND LEGISLATION**

Description/Agenda:

1. Business License(s):
  - ? Birrell Bottling Co
  - ? Brandon Bertagnole
  - ? Doug Burton
  - ? Business Assistance Services Corp.
  - ? Cedar Springs Marina
  - ? Terry Collier LLC/Old Moe Guide Service
  - ? Conquest Expeditions
  - ? Don Cowdell
  - ? Jim Williams/Creative Fishing Adventures
  - ? DJ's Glass Plus
  - ? Fly Fishing The Globe
  - ? G & H Garbage
  - ? Terry Collier/Goslin Mountain Fishing Company
  - ? Goslin Mountain Property Management, Inc
  - ? Steve Habovstak
  - ? Intermountain Concrete Co
  - ? Maxfield Construction, Inc.
  - ? Mt. Valley Temp. Control Inc.
  - ? Floyd & Peggy Briggs/Piecemakers
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  - ? Stew's Odd Jobs
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 - No Longer Works
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System Improvements; Authorizing publication of a Notice Of Public Hearing And Bonds To Be Issued; Fixing The Maximum Aggregate Principal Amount, Maturity, Hardship Grant Assessment In Lieu Of Interest Rate And Discount Of The Bonds; Providing For The Running Of A Contest Period; And Related Matters

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- ? Dutch John Branch Building
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- 1. 10:00 a.m.-United States Forest Service
- 2. Commission Assignment Reports.
- 3. Justice Court Reports.
- 4. Dutch John Advisory Board Recommendations.
- 5. Flaming Gorge Clinic Updates.

Notice of Special Accommodations:

In compliance with the Americans with Disabilities Act, individuals needing special accommodations during this meeting should notify Vicky McKee at 95 North 100 West, Manila, Utah 84046, Telephone: 435/784-3154.

Notice of Electronic or telephone participation:

Telephonic Conference available with prior notice.

Other information:

Contact Information

Sheila Williams  
435-784-3154  
swilliams@daggett.state.ut.us

Posted on:

January 15, 2010 04:10 PM

Last edited on:

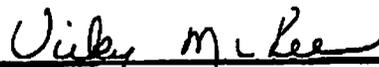
January 15, 2010 04:10 PM

**NOTICE IS HEREBY GIVEN OF THE 2010 MEETING  
SCHEDULE OF THE BOARD OF COUNTY  
COMMISSIONERS OF DAGGETT COUNTY, UTAH**

**PUBLIC NOTICE** is hereby given that the 2010 meeting schedule for the Board of County Commissioners of Daggett County, Utah will be the first and third Tuesday (except legal holidays) beginning at 9:00 a.m. for the regular session. Should a legal holiday fall on the Monday prior to meetings, said commission meetings will be held on Wednesday.

**Meetings will be held in the Commission Chambers at the Courthouse  
in Manila, Utah.**

**I, Vicky McKee, Daggett County Clerk/Treasurer do hereby certify that  
from December 31, 2009 through January 1, 2011 pursuant to U.C.A.,  
52-4-202, this notice was posted.**

  
**Vicky McKee, Daggett County  
Clerk/Treasurer**



[Print this](#)

Entity: Daggett County  
 Public Body: Daggett County Commission  
 Subject: County Government  
 Notice Title: 2010 Daggett County Commission Meeting Schedule  
 95 N 1st W  
 Meeting Location: Manila 84046  
 Notice Date & Time: January 1, 2010  
 8:00 AM - 5:00 PM

NOTICE IS HEREBY GIVEN OF THE 2010 MEETING  
 SCHEDULE OF THE BOARD OF COUNTY  
 COMMISSIONERS OF DAGGETT COUNTY, UTAH

PUBLIC NOTICE is hereby given that the 2010 meeting schedule for  
 The Board of County Commissioners of Daggett County, Utah will be  
 The first and third Tuesday (except legal holidays) beginning at 9:00 a.m.  
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 Prior to meetings, said commission meetings will be held on Wednesday.

Meetings will be held in the Commission Chambers at the Courthouse in  
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Description/Agenda:

I, Vicky McKee, Daggett County Clerk/Treasurer do hereby certify that  
 From December 31, 2009 through January 1, 2010 Pursuant to U.C.A.,  
 52-4-202, this notice was posted.

\_\_\_\_\_/s/ Vicky McKee\_\_\_\_\_  
 Vicky McKee, Daggett County  
 Clerk/Treasurer

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Other information:

Contact Information

Sheila Williams  
 435-784-3154  
 swilliams@daggett.state.ut.us

Posted on:

January 19, 2010 08:31 AM