

Thereupon, the following resolution was introduced in written form by Boardmember Briggs, was considered in detail, and pursuant to motion made by Boardmember Walters, and seconded by Boardmember Schofield, was adopted by the following vote:

AYE: James M. Briggs  
Sharon P. Walters  
Lesa Schofield

NAY: None.

The resolution is as follows: 97-12

A RESOLUTION finding and promulgating the results of an election held in Daggett County, Utah, on November 4, 1997, to determine the issuance of \$2,950,000 General Obligation Jail Bonds and ratifying and confirming acts done in connection therewith.

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WHEREAS pursuant to a resolution duly adopted on September 3, 1997, a special bond election was called by this Board of County Commissioners of Daggett County, Utah (the "Board"), to be held on November 4, 1997, at the same time as the general municipal election, for the purpose of submitting to the qualified, registered electors of Daggett County, Utah (the "County") the bond proposition hereinafter set out;

WHEREAS said special bond election was duly and regularly held and the result thereof at each polling place has been determined by the judges of election appointed to conduct said election, and the returns thereof have been certified by the judges of election to the Board;  
and

WHEREAS a majority of the qualified, registered electors of the County who voted at said special bond election voted in favor of the bond proposition hereinafter set out and the results of said special bond election have today been officially canvassed by the Board and declared to have resulted in favor of the approval of the bond proposition hereinafter set out;

NOW, THEREFORE, Be it Resolved by the Board of Commissioners of Daggett County, Utah, as follows:

Section 1. That there having been furnished to the Board the returns from the special bond election held in the County on November 4, 1997, including duplicate lists of the names of each person offering to vote at said special bond election who was challenged for cause as to his right to vote by an election official, or by any other person, the grounds for such challenge and whether such person was permitted to vote, and after examination and canvass of said materials including such lists of challenged voters, it is hereby officially found, determined, and declared that as to the proposition set forth in full in Section 2 of this resolution 97-12 number of votes were cast, of which 285 votes were in the affirmative, 86 votes were in the negative, and 0 ballots were determined to be mutilated, and 0 voters were challenged, and of the challenged voters, N/A were permitted to vote.

Section 2. That at said special bond election on the proposition appearing below a majority of the qualified, registered electors of the County voting on said proposition have assented to the issuance of the bonds described in such proposition and that therefore such proposition is declared "approved" and the Board is authorized to proceed with the issuance of the bonds specified in the following proposition:

Shall general obligation bonds of Daggett County, Utah, in a principal amount not to exceed \$2,950,000, due and payable in not to exceed thirty (30) years from the respective date or dates of said bonds, be issued and sold for the purpose of paying all or part of the cost of acquiring, constructing, improving, extending, or renovating one or more public buildings and other public facilities for public safety, including jail facilities and office facilities, and equipment, furnishings, and other property therefor, in and for said county, and, to the extent necessary, for the purpose of refunding bonds authorized hereunder at or prior to the maturity thereof?

Section 3. That at said special bond election, only qualified, registered electors of the County under the Constitution and laws of the State of Utah were permitted to vote on the proposition submitted at said special bond election.

Section 4. That notice of said special bond election, embracing all matters required by law to be contained therein, was given by publication in the Vernal Express, a newspaper of general circulation in the County, on Oct. 8, 1997, Oct. 15, 1997, and Oct. 22, 1997, the date of the first of said publications being not less than twenty-one (21) days nor more than thirty-five (35) days prior to the date set for said special bond election; that said notice, as published, is hereby in all respects approved, ratified, and confirmed; that the Board did by resolution adopted on September 3, 1997, designate the polling places for said special bond election and did provide the necessary voting booths, ballot boxes, ballots, paraphernalia, equipment, and supplies needed for the conduct of said special bond election, and that there were furnished to the election judges for each polling place a registration list or copy thereof listing all registered electors entitled to use such polling place to vote in said special bond election; that only persons registered and qualified as electors and entitled to vote in said special bond election under the Constitution and laws of the State of Utah voted at said special

bond election; that duplicate lists were prepared showing the name of each person offering to vote who was challenged for cause by an election official, or by any other person, the grounds for such challenge and whether such person was permitted to vote; that the ballots used at said special bond election were in the form provided by law; that the officials to serve at said special bond election were duly and properly appointed by the Board; that the places of all absent election judges were properly filled in accordance with law; that before opening the polls, the election judges were properly sworn in accordance with law; that the polls at said voting places were opened at 7:00 o'clock A.M. and remained open until, and not later than, 8:00 o'clock P.M.; that after the closing of the polls, the ballots were properly counted and tallied, the necessary records made by the election judges and all other election officials in accordance with law, and the ballot boxes were sealed and delivered to the Board as required by law; that all absentee ballots in the custody of the County Clerk which were delivered to the Board were counted by election judges appointed by the Board and the resulting tally added to the official canvass in the manner prescribed by law; and that all things whatsoever required by law to be done in connection with the calling and holding of said special bond election and the counting of the results of said special bond election were properly and duly performed in manner and form as required by law.

Section 5. That all proceedings taken, acts performed, notices given, ballots, absentee ballots, and electors' oaths printed, election officials appointed (including the appointment of all replacement or substitute election judges), polling places used, and things done in connection with the calling, giving notice, and holding of said special bond election are

hereby ratified and confirmed and found to be in all respects regular and in compliance with law.

Section 6. That the Board having adopted this resolution pursuant to the provisions of Section 11-14-11, Utah Code Annotated 1953, as amended (the Utah Municipal Bond Act), determining that a majority of the qualified, registered electors of the County voting on the aforesaid proposition assented to the issuance of such bonds, the Board is, therefore, authorized to proceed to issue the bonds voted at said special bond election as permitted in Section 11-14-13, Utah Code Annotated 1953, as amended (the Utah Municipal Bond Act) and in Section 11-27-1, et seq. (the Utah Refunding Bond Act).

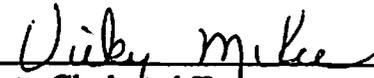
Section 7. That said bonds shall be sold as provided by law.

Section 8. That this resolution shall be effective immediately upon its adoption.

Adopted and approved this 10th day of November, 1997.

  
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Acting Chairman, Board of County  
Commissioners, Daggett County, Utah

Attest:

  
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County Clerk and Treasurer  
Daggett County, Utah

[SEAL]