

**APPROVED**

**CACHE COUNTY  
COUNCIL MINUTES  
27 MARCH 2001**

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## **CACHE COUNTY COUNCIL MINUTES**

**March 27, 2001**

The Cache County Council met in a regular session on 27 March 2001 in the Cache County Council Chamber at 120 North 100 West, Logan, Utah.

### **ATTENDANCE:**

**Council Chairman:** Darrel L. Gibbons

**Council Vice-Chairman:** Layne M. Beck

**Council Members:** John Hansen, H. Craig Petersen, Kathy Robison, Cory Yeates, Larry Anhder

**Executive:** M. Lynn Lemon

**County Clerk:** Jill N. Zollinger

The following individuals were also in attendance: Pat Parker, Tamra Stones, Evelyn Palmer, Jim Smith, Kelly Pitcher, Lorene Greenhalgh, Mark Olsen, Bob Degasser, Fred Houston, Janet Houston, Scott Wyatt, Mike Stauffer, Clair Ellis, Von Williamson, Dave Bennett, Dell Allen, Thad Carlsen, Chris Lewis, Dan Jensen, Glen Jay Thornley, Jennie Christensen (KVNU), Paul Allen (Herald Journal)

### **CALL TO ORDER:**

Darrel Gibbons called the meeting to order at 5:04 p.m.

### **INVOCATION:**

The invocation was given by Craig Petersen

### **REVIEW AND APPROVAL OF AGENDA:**

There were no changes noted.

### **REVIEW AND APPROVAL OF MINUTES:**

Chairman Gibbons asked that a copy of the letter from Sportsman for Fish and Wildlife be included in the list of attachments. Hearing no changes, the minutes were approved.

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**REPORT OF COUNTY EXECUTIVE - LYNN LEMON**

Executive Lemon read a plaque that Sarah Ann Skanchy received. It read as follows: "The Utah Department of Transportation Division of Aeronautics in conjunction with the Utah Airport Operator's Association has selected Sarah Ann Skanchy, Airport Manager - Logan-Cache Airport, as the Utah Airport Manager of the Year 2000." Ms. Skanchy is a volunteer manager. Executive Lemon expressed appreciation for her dedicated service to the County.

Executive Lemon reminded the County Council members to attend the Agricultural Heritage Conference on April 3, 2001 at the American West Heritage Center. The last day of registration was to be March 25<sup>th</sup> but has been extended and those interested can still register.

**APPOINTMENTS:**

There were no appointments.

**WARRANTS:**

Warrants for the periods of March 10<sup>th</sup> to the 15<sup>th</sup> and March 16<sup>th</sup> to the 22<sup>nd</sup> were presented to the County Clerk for filing.

**OTHER ITEMS:**

1. The Worker's Compensation Fund's: Executive Lemon reported that the County received their dividend, \$14,657.51 which was much higher than anticipated; However, our premiums went up as a result of the cave-in accident we had several years ago.

2. State Rural TV Translator Board: Executive Lemon being the Chairman of this board stated: "To date Cache County has received \$102, 000.00 worth of translators that have been installed." He further explained that we have new translators, but that the channels have not been changed, they will probably be changed in the next few months because some of these channels that hit 52 and higher are now being displaced. Our Rural TV Board did approve some money last week for some proposed microwaves. We need to make a decision as a County within the next couple of months as to whether or not we are willing to actually invest in the Clarkston project on a long term basis. If we are, the State Board is willing to put money towards a microwave, which could save us tremendously. It was decided to put this issue on the first agenda in April because that would be prior to the Management Conference. The full Board will be meeting at that time, and this would allow Executive Lemon to be able to make a statement at the Management Conference.

(See Attachment #1)

3. Cloud Seeding: As of March 22 the moisture in Bear River drainage is 61% of normal. The consultants did indicate that we could extend the cloud seeding. The weather

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consultants are wondering if the County Council wants to just continue the program until the funding runs out, or if the Council wanted to contract with them for another full month. Cloud seeding does become marginal after March 31. Executive Lemon said that he would certainly be in favor of letting them continue the program until the contract funding that we have approved runs out, which may be around the 10<sup>th</sup> or the 15<sup>th</sup> of April depending upon the storms.

Executive Lemon mentioned that Box Elder County's Water Conservancy District, which is helping to pay part of these costs, has agreed to let them continue until the current funding runs out. They are not going to contract for any additional funding.

**Council member Anhder moved to approve extension as long as funding is available.  
Council member Hansen seconded the motion.**

Discussion: Council member Yeates asked how much funding is left? Executive Lemon responded that the money left was not known because the funding was variable. They actually projected over 5,000 hours total, and as of March 22 they had only used 2,215 hours. So, we have paid all fixed cost up through March 31. Beginning April 1 they would need to pay fixed and variable costs until the funding has run out. So, we have about 3,000 hours left, but some of those 3,000 hour variable costs would need to be used for fixed cost. Council member Robison asked what variable costs involve? Lemon answered that they are generator hours and chemicals that are put into the air. Chairman Gibbons said: "It's a real gamble." "Other years we have had clouds to seed." "So, our investment has maybe been a positive investment." "This year we haven't had the storms to seed, and we have still spent the dollars." Executive Lemon is still under the impression that if we do have a contract and the State is subsidizing half of that contract, it is probably to our benefit to continue until that contract has run out.

**Vote: Unanimous in favor of the motion (7-0).**

**(See Attachment #2)**

4. Home Economist, Horticulturist, 4-H Agent: Jean Alder, the home economist at the Extension Office, has retired. Clark Israelsen, the new department head, contacted Executive Lemon and said that USU is in the process of advertising for Home Economist, Horticulturist and 4-H Agent positions. They would like to have County Council input into that selection process. Any Council members who would like to be involved in that process please contact Executive Lemon.

#### **FOREST SERVICE REPORT - FRED HOUSTON:**

In regards to Public Law 106-393, the Secure Rural Schools and Community Self-Determination Act of 2000 (the Act) the process for proper implementation of the Act was set forth

This process was announced right at the end of the legislative session. Eligible counties have the option of (1) continuing to receive their share of the State's payments under 16 U.S.C. 500,

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The Council adjourned from the Board of Equalization.

## **COUNCIL MEETING CONTINUED**

### **THE PRUDENTIAL SPIRIT OF COMMUNITY AWARDS RECIPIENTS:**

Chairman Gibbons recognized Marin Poole and Jennifer Conger who have received the State Prudential Spirit of Community Award. Ms. Conger helped a friend, Kami Ryan who was seriously burned. She helped her friend recover from her injuries. She has also volunteered her time at the Hospital. Ms. Poole has worked with Tobacco Advocacy for four years. She is on the Governor's Youth Council through Bear River Health Department. She has educated Elementary, Middle and High School students about the harmful effects of tobacco. Ms. Poole has lobbied for higher cigarette taxes and also lobbied for where the money should be spent from the Tobacco settlement.

Vice-Chairman Beck read a Proclamation honoring Jennifer Conger and Marin Poole on behalf of Cache County.

(See attachment #2)

**Council member Petersen moved to approve the Proclamation. Council member Yeates seconded the motion and it carried unanimously.**

### **REVIEW OF RESTAURANT TAX APPLICATION -2001:**

Executive Lemon reviewed the Restaurant Tax application with the Council. Council member Petersen suggested changing the application deadline date to April 2, 2001 since the 1<sup>st</sup> of April falls on a Sunday. With no other changes the Executive will send the applications out the 1<sup>st</sup> of March 2001.

### **RESOLUTION NO. 2001-10 - Advisory Board for Restaurant Tax Allocations:**

The Council discussed Resolution 2001-10 concerning an Advisory Board for Restaurant Tax Allocation. This board would assist and advise the Council in the allocation and use of the tax for the tourism, recreation, cultural and conventional facilities for Cache County. Council member Anhder suggested changing the number of Board members from 9 to 7, eliminating the County Executive and the Convention Facilities person from the board. Council member Anhder also would like the term of a board member extended to 4 years. There was no action taken on this resolution. It will be on the next agenda for a second reading.

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**STATE TAX COMMISSION: LEE BRENNAN**

Lee Brennan from the State Tax Commission introduced herself to the Council. Ms. Brennan will be in Cache County next week to meet with the County Assessor, Auditor, Treasurer and Recorder. She will be reviewing with these officials the best practices and procedures for collecting taxes. She will submit a report to the Council.

**BOARD OF EQUALIZATION**

The Council moved into a Board of Equalization.

**TAX EXEMPTION REQUESTS:**

The following applications were presented to the Board of Equalization for property tax exemption for religious, charitable and educational purposes:

Daughters of the Utah Pioneers Leavitt Layne Camp  
Planned Parenthood  
American Red Cross Cache County Chapter  
Cache County Children's Justice Center  
Whittier Community Center  
Cache Valley Bible Evangelical Free Fellowship Church  
Cache Valley Christian Center Inc.  
Emmanuel Baptist Church  
First Presbyterian Church of Logan  
Full Gospel Fellowship  
Harmony Lodge

(See attachment #1)

A motion to approve the above DUP application was made by Board member Yeates. It was seconded by Board member Beck and carried unanimously.

A motion to approve the above First Presbyterian Church, American Red Cross, County Children's Justice Center, Whittier Community Center, Cache Valley Bible, Cache Valley Christian Center, Emmanuel Baptist Church, Full Gospel Fellowship, Harmony Lodge applications, was made by Board member Yeates. It was seconded by Board member Robison and carried unanimously.

A motion to approve the above Planned Parenthood application, was made by Board member Anhder. It was seconded by Board member Petersen and passed. 5 yes 2 no. Yeates and Beck voted no.

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commonly known as the 25 Percent Fund Act; which would remain in effective through the fiscal year of 2006 or (2) electing to receive their share of the average of the three highest 25 percent payments to the State during the period of the fiscal year, which would be in effect for 2 years.

The Act directs the Secretary of Treasure to pay each State the sum of the amounts elected by the eligible counties in that State for either of the following options: 1) The option to remain the way you are. The full 25 percent comes in a check and is to be split half and half between the School District and the County. 2) The County can lock in on the high premium paid from the State's 25 percent over the last three years and this would stay in effect for two years.

In the State of Utah out of the 29 Counties there are only going to be 8 that cross \$100,000 which is a threshold in the law where-in you have some options of what you can do. Under the law if the second option is chosen there is the option of allocating these funds between Title II projects and Title III projects. Money for Title II projects are Federal environmental projects and must go through the RAC which is a Federal requirement. Money spent can't be more than 20 percent or less than 15 percent of the full payment check. Moneys in Title II can be spent on County and local environmental projects. Eligible Counties should notify the State Governor of elections of their choice and the Governors are to notify the Forest Service by September 30.

**Discussion:**

During the discussion these additional points were brought out:

1. There was no obligation with respect to a project if Title 1 was chosen.
2. The Department of Finance at the State looks at the whole amount to be sent to the County and the School District and deducts our P.I.L.T. payment before the money is sent to the Treasurer.
3. The only time the RAC was involved was if Title 2 was chosen.
4. The way the law works in Title 3 is as follows: That 15-20 percent that would have gone to pay the RAC in Title II is placed in a separate account to be used for environmental projects as the County sees fit by Oct 1.
5. We need to make this decision further down the road. We have until September 30.

**(See Attachment #3)**

**EMERGENCY MANAGEMENT REPORT - ROBERT DEGASSER**

Captain DeGasser our Emergency Management Co-ordinator for the County appeared before the Council. He explained that part of the funding for Emergency Management comes from FEMA. New requirements have come from FEMA and they have asked that Captain DeGasser meet with the Council and explain what the Emergency Management Staff is involved in. Currently the Sheriff's Department gets just shy of \$20,000 a year from FEMA that subsidizes DeGasser's salary.



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Captain DeGasser reported that last Thursday, March 22, there was a review of the Emergency Operation Center Staff and their responsibilities in the event of an emergency or a disaster. They are planning an Emergency exercise in April. April has been declared National Month of Emergency, Disaster and Earthquake preparedness throughout the Country. Governor Leavitt has also declared it for the State for the full month of April as well.

Community Emergency Response Teams: They have been working with Community Emergency Response Teams that have been trained for about a year and a half. Their goal is to get these teams into a County-wide organization to re-train and to keep their interest level up so that they are prepared in case of an emergency.

Storage Space: The Emergency Staff will be moving their storage from the Road Department. Joe Kirby has for a number of years allowed them to have sandbags at the road sheds; However, he needs the space now and has asked them to look for another place for our storage. He also asked that we move the Red Cross storage. We are looking at temporally housing them at the Search and Rescue building on South main

Money from FEMA: Cache County has applied for approximately 96,000.00 primarily to implement new procedures and new equipment for handling hazardous materials. This would benefit our County Fire Department and others in the community.

Working with County Schools: To further emergency preparedness the schools have been given some earthquake preparedness training. Guest speakers will be brought to the County the last week of April and Captain DeGasser would like the Council to declare April 22-28 a week long preparation for disasters and earthquakes in our County. A proclamation on Disaster Preparedness was left with the Council's secretary for the Council Chairman and the County Executive to sign.

Discussion on Emergency Generator: Executive Lemon questioned how long our emergency generator would run? DeGasser responded less than 24 hours. Lemon, also wanted to know more about the generator, how we maintain it and if we replace the fuel that we use. DeGasser said that the engine was checked once a month and serviced every 6 months and that the fuel is topped off when checked. Chairman Gibbons questioned whether the fuel was rotated. DeGasser said no, but there had never been a problem with the fuel. This morning with the power outage, everything worked flawlessly; and the power was back on in minutes.

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**CACHE COUNTY JAIL RECOMMENDATION BY JAIL COMMITTEE- Don Schroeder**

**COMMITTEE MEMBERS:**

Citizens at Large: Alma Leonhardt, Don Schroeder, Floyd Powell, Dan Jensen, Dell Allen, DeeVon Bailey, Chad Lindley, Kandis Wallace, Morty Jenkins, Thad Carlson, Chris Lewis, Bob Morrow, Pat Wolcott, Michael Murray, and Jack Cheney.

County Representatives: Lynn Lemon, Lynn Nelson, Scott Wyatt, Darrel Gibbons, Mike Stauffer, Tamra Stones, Kathy Robison, and Von Williamson.

State Legislators: Senator Lyle Hillyard and Representative Lorraine Pace.

Don Schroeder was here to represent the Public's Safety Facility's Committee. This committee has met for the last 5 weeks after having been appointed by the County Council. Those on the committee felt that it had been an enlightening process to go through, and enjoyed serving the County. It was noted that this type of decision-making opportunity only comes once in 100 years, and that the last opportunity was with the old rock jail in the 1870's. They recognized that this was an important decision that the County Council has to make.

**Report:** The Public Safety Committee was given the assignment to decide between four alternatives which were prepared and presented to us by Ken Shulsen. All of the information given was considered, and questions were asked in order to make a recommendation to the Council.

**The proposal set before the Council is for a 464-bed facility along with all of the supportive facilities that would be needed for those beds and any unknown uses. It would be run on an outpatient-type basis. Inmates would be incarcerated, but programs would take them outside of the jail.**

It was felt that the proposal for the larger facility was forward thinking and could serve beneficially to the County in 2 1/2 years from now when it would be built. It would also service the County well in the next 20-25 years subject to the growth of the County. There were different figures presented to the Committee with some speculation but with mostly factual information about the County's growth in population and the concurrent people that are going to be incarcerated out of that population. They focused on keeping the County a safe place for everybody and--not in a negative since but in a compassionate sense--to work with those who have made some mistakes in their lives, so that they could correct those mistakes and go forward and become good members of the Community again.

The Committee had considered all of the facts as far as they had the information on the cost of the proposal and the financing that could possibly be made available.

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**Discussion:**

**Council member Petersen:** The choice of that alternative, I think, relies very heavily on the assumption that you'd be able to house inmates from other places for quite a period of time during the facility's life. How would your choice have changed if that opportunity doesn't materialize? What I'm thinking of in particular is how can we control the facts that there may be other places in Utah that might do something similar; As a consequence to Cache County, the inmates might be substantially lower.

**Mr. Schroeder:** As I remember, the Sheriff Department has made a substantial effort to discuss these things with the Department of Correction. Although this is an on going process, they do it from year to year, and the funding comes out of the Legislation from year to year. We can't say we're going to have a contract for 20 years to house starting at 350 prisoners down to 100 prisoners. That is something that is impossible to do because of the way the Laws are set up and the way things are funded. If there were no prisoner available, we may have recommended something different.

From what we could ascertain, there is a prisoner base, and the State is relying on Counties to provide beds. If we were able to evaluate correctly, the Cache County Facility is wanted by the Department of Corrections because of the fact of the resources that already exist here in the County with good medical facilities and other things that we have. People will move out and work in the community easier than in some of the other counties. They are looking towards this being provided to a great extent here in the Counties. We know that Weber County has extra beds. We know that Millard County and Box Elder County,--and there may be some also in the future as we said--but there doesn't seem to be any shortage of prisoners. We were encouraged by the fact that the Department could screen those prisoners and chose the ones that they wanted.

**Von Williamson:** We have had a lot of discussions with the Department of Corrections with the inmate placement program. The State did suffer, but it was set-back because they did not get the funding that they had anticipated. That's as we see it based on the information we have been given. It is kind of a one-year deal right now. The Department of Corrections needs the County. The Governor is committed to the County and in using County bed space. Correction's is including Cache County in their 5-year plan. At the point that Corrections would start looking to us for additional bed space is about 2003/2004 which, if we move forward with the facility, that's about the time we would be coming on line needing bed space.

We also looked at some alternatives. If the County follows the Committee's recommendation and if things don't come through, there are two new housing units, we could possibly shut one of those housing units down and not even use it until our population increased. That would save us 1 1/2 to 2 Million dollars a year just on operating costs.

**Petersen:** That's if we build it and if we were operating?

**Von Williamson:** That's one alternative that we would look at.

**Petersen:** Is that an option regarding the building of it?

**Williamson:** There are a couple of different ways to do that. One of the alternatives, 344 bed alternative, is basically a one housing unit as opposed to two. We could also look at the possibility of going with the larger two units, but waiting 5 years down the road to build the other unit. That would increase the cost a couple of million dollars over what it would cost to build it initially and then just close it down and not use it if we didn't need it.

**Council member Beck:** Was there a recommendation from the Committee with a respect to a method of financing?

**Schroeder:** We discussed it briefly but it wasn't part of the decision making process that we were involved in.

**Beck:** So, at this point you didn't make recommendation to the Council in terms of financing matters?

**Schroeder:** No.

**Schroeder:** As to the amount that was proposed, 17 1/2 million dollar figure is what we were addressing ourselves to. There was some discussion in the event that it would be an advantage in time in the bonding market. At this time

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there was a discussion as to whether or not the County could use the State bond rating. The answer to that was no if I remember that correctly. So, we did address it briefly, but that wasn't what we focused on.

**Gibbons:** I stayed away intentionally the night that you made the recommendation to the public because I didn't want to be part of that vote. Was your committee unanimous in the recommendation?

**Schroeder:** No. There was one abstention.

**Williamson:** No one voted against the idea, but we did have one abstention.

**Petersen:** That's out of how many votes?

**Williamson:** That night we had 18-20 of the 24 or so that were there. The majority of the committee was there that night.

**Beck:** My biggest concern all along with this jail facility has been the annual operation cost, staffing it, and all those kinds of things. Certainly, you know, constructing the thing is a big cost, but that's nothing compared to annual operating costs that we will occur over time. The question that I have for you is did your committee address the idea of how this County could fund the operations of this thing if we had a year when the State said: "Okay, sorry the Legislature didn't appropriate this year so give us our prisoners back." How are we going to handle it?

**Executive Lemon:** We didn't really present that to them. I think that discussion came up, but we didn't really present that as something that we were asking them to make a decision on.

**Schroeder:** It was made clear to us that we were talking about the recommendation as it applied to the cost of building the facility. We were informed that the operation and the payroll and everything that goes along with the facility is really a separate budget, and it is very expensive to do it; but that wasn't what we were addressing at the time.

**Williamson:** We addressed the issue of the operating cost; it was included in the presentation you all received from Ken Shulsen. The Committee got the same presentation. They were given the same numbers as far as operating cost

**Anhder:** Is there anything in writing with the State Corrections telling us what their plans are and were we fit into their plan?

**Williamson:** Nothing that would be binding. We do have their 5-year plan. The Sheriff got some kind of a revised copy. They're kind of scrambling trying to make those revision based on those cut-backs they got this year, but he did get some information just about a week ago that I mentioned that puts us in their 5-year plan about 2003/2004.

**Anhder:** It would seem that the State could make some sort of a semi-commitment. I realize how they are bound by constitution and by their laws, but they go out and lease property all the time. They lease office space, and they lease it for multi-years with escape clauses.

**Williamson:** Generally what happens with jails is that they have been signing 5-year contracts. Box Elder is under a 5-year contract for so many beds.

**Anhder:** Are they willing to do that in Cache County?

**Williamson:** That's been their practice with all of the jails that I have heard of so far.

**Lemon:** I think that they will eventually will be willing to do that.

**Anhder:** Will they sign it before we build?

**Lemon:** We would have to have them sign before we build.

**Gibbons:** The problem is the Legislature. The State even though it may contract for 5-years, the legislature may not provide the funding.

**Williamson:** As with every Government contract there is that clause: "Subject to funding."

**Anhder:** But at least the Department of Corrections would be bound by contract. If we build it they will come.

**Petersen:** At least they are bound to us instead of somebody else.

**Anhder:** Did the Committee address the possibility of any Social Impacts that may occur with that many beds and that many prisoners may have on the Community?

**Schroeder:** We are very concerned with the Social implication in the Community. We were concerned about that, but we felt on the other side that the Sheriff's Department and with all of the people that they will have consulting them, that they will be able to control the prisoner population. Plus we are not going to have the violent criminals. We were really assured that we are going to choose the types of State prisoners that would come to this facility. That doesn't speak for the people who are incarcerated here, but we hope we are not incarcerating any really violent

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people in our jail either. Those prisoners would be moved to a maximum security facility.

**Anhder:** Did you discuss the possibility that family, friends and others would follow prisoners to our community?

**Lemon:** That was one of the things that the State when the State first came to us and asked us to do it. They wanted to house the people from this area here so that they would still have access to their families.

**Williamson:** They haven't had the problem of mass in-migration of people who aren't from the area when they move those people out into those recovery institutions.

**Beck:** Are you comfortable with the staffing levels that Ken Shulsen recommended in that study?

**Williamson:** Actually, let me report that we have had some discussion with Ken about that. We have come up with a compromise of a little bit larger than what he had in the study originally.

**Lemon:** That was one of the things we wondered about. The staffing of the operation, I think, is critical.

**Williamson:** Ken just faxed these up to me a few days ago. He has redone the operating projections. We have gone up to 85 full-time positions.

**Anhder:** What was his recommendation?

**Williamson:** His original recommendation was 74.

**Lemon:** Based on those numbers, is alternative number one still the most economic. That was a fairly important factor to the Committee was it not?

**Schroeder:** Yes. It was really paramount to us if we could afford this. As was echoed here, we certainly don't want to see something built and then not used and just be a boat anchor around the neck of the County. We don't need that kind of a thing.

**Williamson:** The total estimated annual operations budget was \$7,195,000.00 and I think the other one was around \$6,000,000.

**Anhder:** Have you figured in inmates as part of the staffing.

**Williamson:** It includes work program people and civilian staff to run programs inside the facility that were not included in that original staffing estimate. Right now we have just under 37 or 38. So, we would need just under 50 additional. That's about 64 sworn deputies and about 21 civilians.

**Lemon:** The cost per prisoner certainly goes down.

Chairman Gibbons thanked Mr. Schroeder and the Committee for their work. Chairman Gibbons would like more input from the Committee in the future.

#### COMMITTEE MEMBERS:

Dell Allen and Thad Carlsen representing the National Alliance for the Mentally Ill. Mr. Allen explained to the Council that the mentally ill are the fastest growing population in the jail system. They need to have a safe place to mentally ill people. If someone is psychotic, no discussion can really help and particularly if they have substance abuse problem on top of that. Mental illness is so painful sometimes they tend to self medicate so that compounds and they need a place to put them. The Jail system is not just a place to lock people up. It is a place to rehabilitate. There's a whole host of non-jail options in addition that we can look at. We all agree that we need a better facility for this. There are a lot of good models around the Country that we could look at. If we could set our goal here to have the finest rehabilitation jail in the State, that would be the model that we would like to look at. We would like to see some performance measures to measure our own progress that we really are helping, and that it is not just a place to lock people up and put them away.

Chairman Gibbons would like to place this item on the agenda for discussion and consideration the first Council meeting in May.

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Council member Petersen suggested this item be on the agenda in April. He would like more information concerning costs and financing implications and also a preliminary recommendation as to how the County would finance the Jail.

Chairman Gibbons will place this item on the next agenda in April.

**PUBLIC HEARING SET: 2001 BUDGET OPENING**

It was moved by Councilman Petersen to set the Public Hearing on April 10, 2001 at 6:00 p.m.. It was seconded and carried unanimously.

**PUBLIC HEARING SET: PROPERTY TAX INCREASE**

It was moved by Councilman Yeates to set the Public Hearing on August 14, 2001 at 6:00 p.m.. It was seconded and carried unanimously.

**BOARD OF EQUALIZATION**

The Council moved into a Board of Equalization.

1. Mobile Home Hearings and Carl Inoway Senior Housing Corporation - Wednesday, April 4, 2001 commencing at 2:00 p.m.. Kathy Robison will attend the hearing representing the Council.

The Council adjourned from the Board of Equalization.

**COUNCIL MEETING CONTINUED**

**POLICY ON SURPLUS FIREARMS - LT. DAVE BENNETT**

Lt. Bennett explained to the Council that the Sheriff's office has a number of old guns that were purchased for law enforcement. These guns are at least 25 years old. Due to barrel length or magazine capacity they are not able to sell them to the public. The sheriff would like the option to either trade them into a dealer for newer guns or sell them to deputies. Chairman Gibbons asked why an officer would want a gun. As long as an officer is in law enforcement they are able to possess these type of guns. Council member Beck suggested having a recommendation from the County Executive. Council member Anhder has some concerns regarding changing the surplus property policy. Executive Lemon will find out from the Sheriff what kind of trade can be made if the guns are traded to a gun dealer. Lemon will bring that information to the next Council meeting.

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**BOARD OF EQUALIZATION**

**TAX EXEMPTION REQUESTS:**

The following applications were considered for tax exemption.

Bear River Mental Health Services  
Cache Community Food Pantry  
Child and Family Support Center  
New Discoveries  
Options for Independence  
Somebody's Attic  
Sunshine Terrace Foundation

(See attachment #4)

**Council member Yeates moved to waive the rules and approve the requests. Council member Petersen seconded the motion. The motion was approved unanimously.**

The Council adjourned from Board of Equalization.

**COUNCIL MEETING CONTINUED**

**RESOLUTION NO. 2001-14 - ZONING FEE CHANGES**

**Council member Yeates moved to waive the rules and approve the resolution. Petersen seconded the motion. The motion carried. 6 "yes" 1 "no". Anhder voting no.**

(See attachment #5)

**INTERLOCAL AGREEMENT - CACHE COUNTY/SHOCAP: SGT. MARK OLSEN**

Mark Olsen representing the Sheriff's Office on the SHOCAP committee appeared before the Council to explain the agreement. SHOCAP is an acronym for Serious Habitual Offender Comprehensive Action Program. It will allow the different agencies involved to share information concerning serious habitual juvenile offenders in the community.

**RESOLUTION NO. 2001-15: AUTHORIZING EXECUTIVE TO EXECUTE CACHE COUNTY/SHOCAP INTERLOCAL AGREEMENT**

**Council member Petersen moved to waive the rules and approve the resolution. Council**

Council Meeting  
27 March 2001

member Yeates seconded the motion. The motion was approved unanimously.

(See attachment #6)

**APPROVAL OF AGREEMENT: CACHE COUNTY AND CACHE COUNTY CHAPTER OF AMERICAN RED CROSS**

Executive Lemon explained that the agreement would allow the Red Cross to use the Cache County Fairgrounds as a mass shelter for victims of disasters.

**RESOLUTION NO. 2001-16: AUTHORIZING EXECUTIVE TO EXECUTE AN AGREEMENT BETWEEN CACHE COUNTY AND THE CACHE COUNTY CHAPTER OF THE AMERICAN RED CROSS**

Council member Yeates moved to waive the rules and approve the resolution. Council member Hansen seconded the motion. The motion was approved unanimously.

(See attachment #7)

**PROCEDURE TO ADD ROADS TO CLASS B SYSTEM: LYNN LEMON**

Executive Lemon explained that the decision to add a road to the Class B road system can be either an administrative or legislative decision. Lemon would like to know if the Council would like input on those road requests. Council member Anhder suggested having the Executive give the Council notice and his recommendation. Executive Lemon agreed.

**CACHE COUNTY SUBDIVISION: HYDE PARK/NORTH LOGAN**

Executive Lemon explained two issues, with regards to the subdivision. 1) North Logan would like the Council to submit the subdivision to the Planning Commission and have the Planning Commission approve the various lots. Executive Lemon wanted to bring this before the Council for input before it was sent to the Planning Commission. 2) A Legal description which would change the right of way from the South end of the Juan Segura property to the north end so that it would tie into the way the Ice Arena was placed on the property. If you are in favor of that exchange Lemon will get it to the Title Company and have them proceed.

Council member Anhder questioned who would be responsible for building the road? Lemon said that Hyde Park and North Logan agreed to build the road for the Ice Arena. There is a conflict as far as Hyde Park would like the road at 3100 North and North Logan wants the road at 3200 North. Lemon told the Cities that they would need to resolve that issue before the Council would consider the subdivision.



Council Meeting  
27 March 2001

**Council member Anhder moved to table the issue until North Logan City and Hyde Park City resolve some questions concerning the subdivision. The motion was seconded and carried unanimously.**

**PROPOSED PROPERTY EXCHANGE: CACHE COUNTY/SEGURA**

**Council member Yeates moved to approve the property exchange. Council member Beck seconded the motion and it carried unanimously.**

**COUNCIL MEMBERS RECOMMENDATIONS FOR INDIVIDUALS TO SERVE ON COMMITTEES:**

1. Consolidation of Elected Offices/ Formation Public Works Department.

Roberta Herzberg, Lorraine Swenson, Gene Kartchner, Leona Hawkes, Mike Arnold, Dee Israelsen, David Gordon, Bob Chambers, Randy Weston, George Daines, Vern Bray, Randy Simmons, Gerald Allen, LaVar Smith.

2. Creation of a District Attorney Office.

David Sorensen, David Perry, Jim Jenkins, Joe Chambers, Herm Olsen, Mary Palley, Chris Coray Lynn Nelson and an Elected County Official.

Executive Lemon will contact suggested committee members.

**COUNCIL MEMBER REPORTS**

Council member Hansen reported that he and the other Board of Equalization-Hearing Officers for Logan Regional Hospital had met with the Hospital concerning tax exemption and felt that the meeting had went well.

Council member Beck reported that the Ambulance Committee had met with the County Fire Chief. There are some reservations on the part of some of the Mayors with respect to the Ambulance proposal. Executive Lemon and Fire Chief Pitcher will meet with some of the City Fire Chiefs.

Council member Anhder reported that the Water Policy Advisory Board had held a meeting on March 20th. They invited Canal Companies and Cities to talk about canal liability and storm water management. It was very well attended and informative.


Chairman Gibbons reported that he had not scheduled an Elected Official to meet with the Council. He suggested a committee of three to visit individual Elected offices. Gibbons will

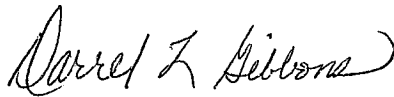
Council Meeting  
27 March 2001

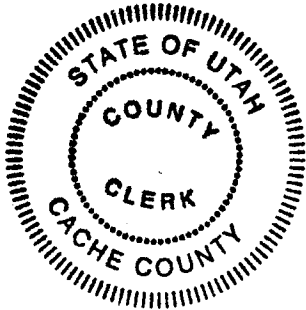
make arrangements with the Elected Officials and committee members.

**ADJOURNED**

Chairman Gibbons adjourned the meeting at 7:30 p.m..

  
ATTEST: Jill N. Zollinger  
Cache County Clerk

  
APPROVAL: Darrel L. Gibbons  
Chairman



(2)

**PROGRESS ON STATE TV TRANSLATOR EQUIPMENT PLACEMENT**

UNEXPENDED FUNDS REMAINING FROM BONDS ISSUED **\$608,162.28**  
AS OF MARCH 14, 2001

ADDITIONAL EQUIPMENT NEEDED:

ANTENNAS, FILTERS and COMBINERS 293,324.00 *Approved*

Total \$314,838.00

PROPOSED MICROWAVE NEEDED:

CLARKSTON SITE TO MT. PISGAH SITE 60,869.00  
Cache County 5 Channels 26 miles

LEVAN SITE TO FRISCO PEAK SITE 161,507.00  
Iron County 5 Channels 105 miles

LEVAN SITE TO COVE SITE 59,678.00  
Sevier County 2 Channels 67 miles

\$282,054.00 *Approved*

\$314,838.00  
282,054.00

Balance \$32,784.00

PROPOSED FIBER OPTIC: \*\*\*

Emery County 2 miles 25,000.00 *Tabled*

UNEXPENDED BALANCE \$7,784.00

INCLUDES FREIGHT

DEBT SERVICE RESERVE \$323,016.83  
(Note that this fund must remain at this amount) \*

R. Kent Parsons

# State of Utah Translator Replacement Project Per County

Location	Antennas	Filters	Combiners	Processors	Translator	Microwave	Fiber	Total Cost
Beaver County	\$ 396.00	\$ 875.00	\$ 3,690.00	\$ 7,536.00	\$ 36,000.00			\$ 48,487.00
Cache County	\$ 1,188.00		\$ 8,280.00		\$ 102,000.00	\$ 60,869.00		\$ 172,337.00
Carbon County	\$ 2,817.90	\$ 875.00	\$ 3,690.00	\$ 16,956.00	\$ 34,000.00			\$ 58,328.90
Daggett County	\$ 5,197.50	\$ 3,050.00		\$ 7,536.00				\$ 15,783.50
Duchesne County	\$ 11,112.50		\$ 1,840.00	\$ 24,492.00	\$ 78,000.00			\$ 115,444.50
Emery County	\$ 4,202.54		\$ 16,560.00	\$ 18,840.00	\$ 173,000.00		\$ 25,000.00	\$ 237,602.54
Garfield County	\$ 6,257.90	\$ 1,450.00	\$ 9,286.00	\$ 37,680.00	\$ 85,000.00			\$ 139,673.90
Iron County	\$ 18,990.60	\$ 3,875.00	\$ 6,440.00	\$ 50,868.00	\$ 72,000.00			\$ 152,113.60
Kane County	\$ 5,575.50	\$ 2,475.00	\$ 5,520.00	\$ 16,956.00	\$ 36,000.00			\$ 66,526.50
Millard County	\$ 5,634.00			\$ 13,188.00	\$ 187,000.00			\$ 205,822.00
Morgan County	\$ 2,693.00	\$ 780.00	\$ 1,840.00	\$ 5,652.00	\$ 34,000.00			\$ 44,965.00
Plute County	\$ 1,025.10			\$ 7,536.00	\$ 36,000.00			\$ 44,561.10
Rich County	\$ 20,128.70	\$ 1,560.00	\$ 8,280.00	\$ 7,536.00	\$ 145,000.00			\$ 182,504.70
San Juan County		\$ 725.00	\$ 7,360.00	\$ 11,304.00	\$ 17,000.00			\$ 36,389.00
Sanpete County	\$ 1,188.00		\$ 1,840.00	\$ 1,884.00	\$ 78,000.00			\$ 82,912.00

# State of Utah Translator Replacement Project Per County

Location	Antennas	Filters	Combiners	Processors	Translator	Total Cost
Sevier County	\$ 3,190.52	\$ 725.00	\$ 5,520.00	\$ 22,608.00	\$ 75,000.00	\$ 107,043.52
Summit County	\$ 18,121.76	\$ 8,100.00	\$ 14,720.00	\$ 39,564.00	\$ 155,000.00	\$ 235,505.76
Tooele County	\$ 573.32				\$ 60,000.00	\$ 60,573.32
Weber County				\$ 13,188.00		\$ 13,188.00
Wasatch County	\$ 5,164.60	\$ 780.00	\$ 4,600.00	\$ 1,884.00	\$ 68,000.00	\$ 80,428.60
Washington County	\$ 875.00					\$ 875.00
Wayne County	\$ 1,453.52	\$ 875.00	\$ 2,760.00	\$ 20,724.00	\$ 12,000.00	\$ 37,812.52
Weber County			\$ 4,600.00		\$ 51,000.00	55600
<b>Hub Sites</b>						
Tabby Mountain	\$ 4,787.10				\$ 119,000.00	\$ 83,652.00
Frisco Peak	\$ 11,171.20		\$ 9,200.00		\$ 68,000.00	\$ 161,507.00
Levan Peak						\$ 59,678.00
Lewis Peak	\$ 6,136.05		\$ 3,680.00		\$ 68,000.00	\$ 77,816.05
Monroe Peak	\$ 2,398.75		\$ 7,274.00		\$ 136,000.00	\$ 145,672.75
Spares				\$ 3,768.00		\$ 3,768.00
<b>Totals</b>	\$ 139,344.06	\$ 27,020.00	\$ 126,960.00	\$ 329,700.00	\$ 1,925,000.00	\$ 2,938,730.06

Note: (Bold Letters) Has already been paid.

29313.24

# North American Weather Consultants, Inc.

Air Quality, Applied Meteorology, Meteorological Research, Weather Modification

9678 South 700 East, Suite 101  
Sandy, Utah 84070  
Telephone 801-984-6600  
Facsimile 801-984-0185  
E-Mail nawc@xmission.com

March 22, 2001

Mr. Lynn Lemon  
Cache County Executive  
120 North 100 West  
Logan, Utah 84321

Dear Lynn:

*MLH 3/23/2001*

We are approaching the end of the scheduled cloud seeding program ( March 31 ). To date we have used considerably fewer generator hours than anticipated primarily due to the storm track this winter strongly favoring southern Utah. We have used 2215 hours through March 22nd. The budgeted hours in the contracts with Box Elder and Cache Counties for the four month program were for a total of 5000 hours. Because of this situation, the program could be extended into April with no increase in the estimated total cost of the program. This could be done by utilizing some of the extra generator hours to cover our fixed costs while retaining some of these hours for operations. For example, if the program was extended two weeks, our fixed costs would be \$4500 (\$2250 to each county). We could use 1000 of the budgeted ( but unused ) generator hours to cover this cost. This would still leave 1784 hours that could be used for operations from now through April 15th. A variation would be to extend the program until the budgeted funds are used up. If this approach was attractive, NAWC could assume the responsibility of balancing the fixed and reimbursable costs so that the total budget is not exceeded. A similar situation developed last year where Box Elder and Cache counties agreed to the second of the above two options and allowed NAWC to conduct the program through April while staying within the original budget. The above costs are valid if both counties agree to extend the program.

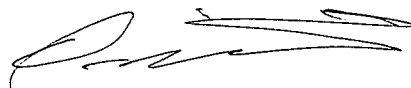
Box Elder and Cache Counties may be interested in this approach this year since the snowpack in northern Utah is below normal. As of today the Bear River drainage was 61% of normal. As of March 1st the Raft River Drainage ( northwest Box Elder County ) was 73% of normal (only monthly measurements are available in this area). The enclosed figure provides the percent of normal snowpack values throughout the western United States. While the snowpack is low in northern Utah it is even lower in the Pacific Northwest ( some drainages are less than half of normal). Reduced hydroelectric power production from this region will become a major concern this summer. Values are above normal

in southern Utah, Arizona, southern Colorado and most of New Mexico. This figure depicts the cumulative impact of a favored storm track from Nevada southeast into Arizona then eastward into New Mexico. This favored storm track resulted in less snow than normal in northern Utah and fewer seeding opportunities.

This situation could suggest that extending the program could be beneficial. Also, April is usually an active weather month in northern Utah, so the prospects for additional benefit are good. For example, the normal April precipitations(in inches) at a few of the Snotel high elevation sites are as follows: Ben Lomond Peak-5.3, Bug Lake-3.0, Dry Bread Pond-3.9, Little Bear-3.5 and Tony Grove Lake-5.4.

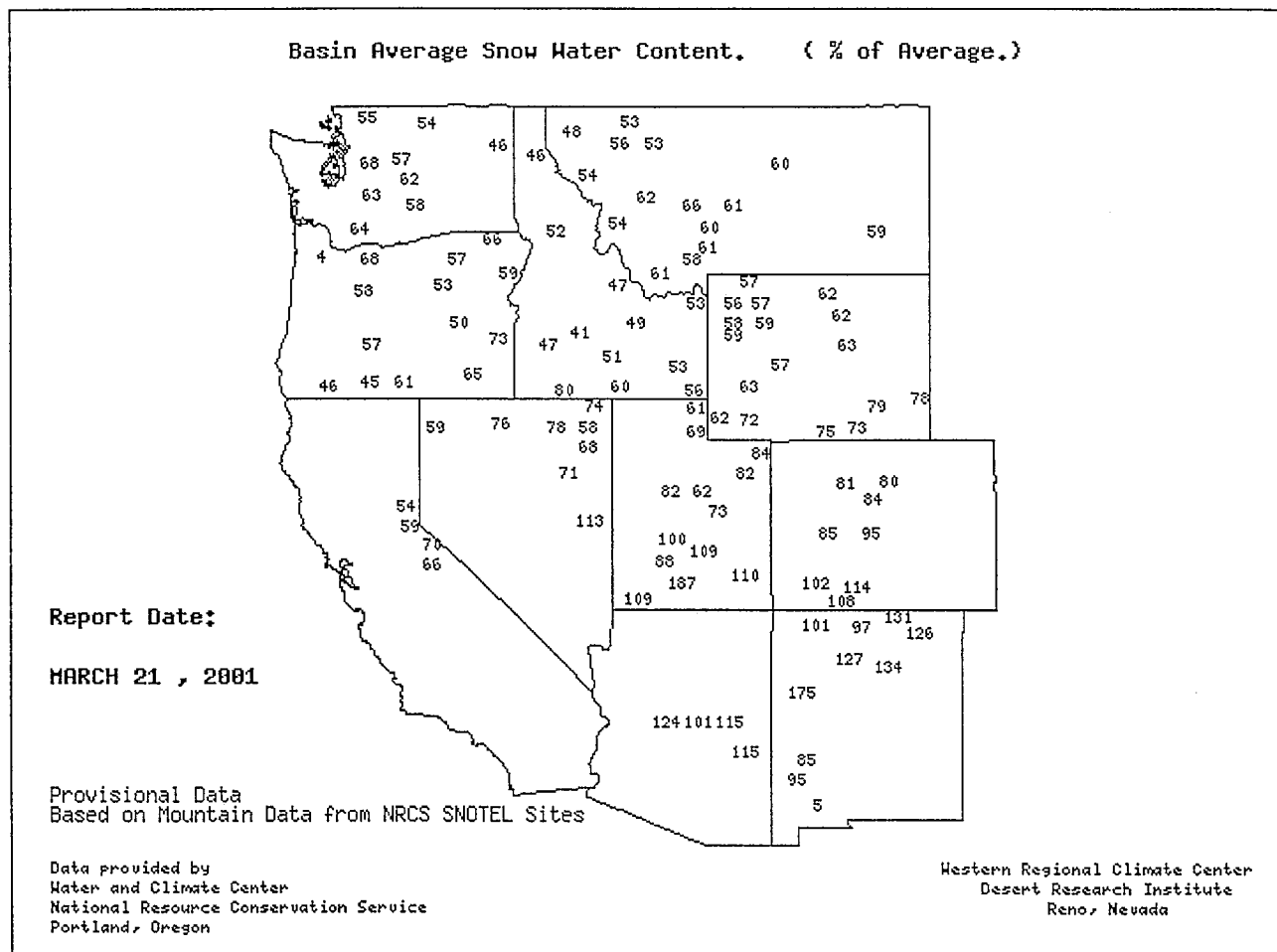
Let me or Mark Solak know if you are interested in extending the program before the end of March.

Sincerely,

A handwritten signature in black ink, appearing to read 'Don A. Griffith', with a stylized flourish at the end.

Don A. Griffith, CCM  
President

# SNOTEL - River Basin Snow Water Content



[Tabular Report](#) --- [Basin Snow Water Content Map](#)  
[Basin Precipitation Map](#) --- [Basin Precipitation Map \(Numeric\)](#)



[... back to Home Page.](#)

Western Regional Climate Center, [wrcc@dri.edu](mailto:wrcc@dri.edu)





File Code: 6540  
Route To:

Date: February 26, 2001

Subject: Payments to States

To: Regional Foresters

EXECUTIVE

**FORWARDING ACTION DUE MARCH 5, 2001  
REPLY DUE FROM STATES SEPTEMBER 30, 2001**

In follow-up to the Chief's letter of December 20, 2000, regarding Public Law 106-393, the Secure Rural Schools and Community Self-Determination Act of 2000 (the Act), this letter sets forth a process for proper implementation of the Act. Please make sure Forest Supervisors and appropriate State and county officials, including State Treasurers, receive a copy of this letter and enclosures by March 5, 2001.

*Received on 3/12/2001  
MH-*

Background

Under the Act, eligible counties have the option of: (1) continuing to receive their share of the State's payments under 16 U.S.C. 500, commonly known as the 25 Percent Fund Act; or (2) electing to receive their share of the average of the three highest 25 percent payments to the State during the period of fiscal year (FY) 1986 through FY 1999 (the full payment amount). Eligible counties are counties that received a portion of a State's 25 percent payments for one or more fiscal years from 1986 to 1999. An election to receive a share of a State's 25 percent payment will be effective for 2 years; an election to receive a share of the full payment amount remains in effect through FY 2006.

The Act directs the Secretary of the Treasury to pay each State the sum of the amounts elected by the eligible counties in that State for either: (1) the county's share of the State's 25 percent payment; or (2) the county's share of the State's full payment amount. The States then distribute the funds among the eligible counties in accordance with the 25 Percent Fund Act.

The Act requires a county that elects to receive its share of the full payment amount to spend no less than 80 and no more than 85 percent of the funds in the same manner as the 25 percent payment funds are expended. The county also is required to reserve the balance of its share for one or more of the following purposes: projects under Title II of the Act; projects under Title III; or the Treasury of the United States. A county that elects to receive its share of the full payment amount and that will receive less than \$100,000 may elect to spend all of its funds in the same manner as the 25 percent funds are expended.

Process

Because States determine the amounts distributed to eligible counties, each State and the eligible counties in that State must reach agreement on the amount each county will receive as its share of the State's full payment amount prior to September 30 of each FY. States and eligible



counties may determine that the amount agreed upon for each county shall remain in effect for each FY through 2006. Once county shares of the full payment amount are determined, counties then can elect to receive their share of the State's 25 percent payment or the State's full payment amount by September 30.

Legislative history associated with the Act indicates historical payments generally are to be used in calculating amounts to be distributed to eligible counties. (See Volume 146 of the Congressional Record, page E1818 (October 17, 2000)). During consideration of the Act by Congress, the Forest Service calculated projections of payments to individual counties based on each county's percentage share of the payments to the State during the 14-year eligibility period (1986-99). The enclosed table shows the amount each county would receive, using these projections, as its share of the full payment amount for the State for each FY through 2006 (not including annual adjustments to reflect changes in the consumer price index as provided in the Act).

Eligible counties should notify the State Governor of elections to receive a share of the 25 percent payment or the full payment amount, and the Governors should notify the Forest Service of these elections and the distributions that will be made to eligible counties by September 30 of each year. Additionally, by September 30 of each year, any county that elects to receive its share of the full payment amount must notify the Forest Service of the percentage of funds it elects to reserve and how it elects to allocate these funds between Title II projects, Title III projects, or the Treasury. To reduce the number of notifications, county notifications regarding reserved amounts should be included in the notices from the State Governors. To assist the Forest Service, we encourage the States to provide their notifications in advance of September 30 when possible.

Based on these notifications, the Secretary of the Treasury will make payments to the States, reserving funds elected for Title II projects. A State's actual distribution to a county should equal the distribution amount provided in the September 30 notice to the Forest Service, minus any amounts reserved for Title II projects. Each State Treasurer must notify the Forest Service if these amounts are not equal so that appropriate payment adjustments can be made. The State Treasurer should send the notification as soon as practicable to USDA Forest Service, Attn: James Mobley, 1601 N. Kent Street, 6th Floor, Arlington, VA 22209; 703-605-4680. If the process outlined in this letter is followed, the Forest Service accurately can determine: 1) the amounts to pay each State, and 2) what amounts, if any, to reserve for Title II special projects.

As we implement this Act, it is likely both the Forest Service and the counties will have additional questions. Counties and states are asked to contact their Forest Supervisor or Regional Forester. Forest Service personnel should direct questions to Maitland Sharpe (202-205-0932) or Tom Quinn (202-205-0846) of the Policy Analysis Staff

The Secure Rural Schools Act ushers in a new era of cooperation as counties, Resource Advisory Committees, and national forests work together to maintain infrastructure, improve land health and watersheds, and strengthen local economies. We look forward to collaborating with communities to implement the Act and achieve its promise.

/s/ Randle G. Phillips  
RANDLE G. PHILLIPS  
Deputy Chief for Programs and Legislation

Enclosures

cc: Associate Chiefs  
Deputy Chiefs  
Station Directors  
Area Director

Post-it® Fax Note	7671	Date	5/12/2001	# of pages	4
To	BIB WEIDNER		From	LYNN LEMON	
Co./Dept	RPLCC		Co.	CACHE COUNTY	
Phone #	(202) 342-9240		Phone #	(435) 716-7171	
Fax #	(202) 342-9241		Fax #	(435) 716-7172	



Full payment amount<sup>1</sup>: 1,981.0F.L. 106-393, Secure Rural Schools and Community Self-determination Act.  
(Amounts in \$1000's)

County	1986	1987	1988	1989	1990	1991	1992	1993	1994	1995	1996	1997	1998	1999	1986-1999	Percent	State
	Payment	Payment	Payment	Payment	Payment	Payment	Payment	Payment	Payment	Payment	Payment	Payment	Payment	Payment	Ave. Payment <sup>2</sup>	Payments over 1986-1999 Period	Full Fee <sup>3</sup> X Percent= County Fee <sup>4</sup> Period Share
Beaver	7.6	9.2	11.1	14.0	17.0	13.8	16.4	18.9	14.5	12.3	15.0	18.4	23.9	24.0	15.4	1.0	20.7
Box Elder	10.9	14.4	12.7	16.2	19.3	13.2	14.7	19.1	27.6	19.0	20.3	25.0	17.5	18.1	17.7	1.2	23.7
Cache	39.2	73.1	42.4	105.1	114.7	49.8	57.8	103.7	91.4	80.6	75.2	165.0	109.2	105.2	86.6	5.9	116.0
Carbon	1.5	1.5	2.0	2.2	2.0	2.0	2.6	2.4	2.9	2.9	4.5	2.8	4.5	3.4	2.7	1.2	3.6
DeWette	16.6	24.4	28.1	42.4	36.0	47.7	51.0	48.7	71.0	57.5	65.2	30.3	50.3	45.8	43.9	3.0	58.8
Davis	7.1	9.2	8.1	6.0	10.9	10.7	19.7	13.9	14.6	14.0	17.6	13.8	9.5	15.0	12.1	0.8	16.3
Duchesne	50.2	72.7	81.8	118.3	105.1	136.4	152.3	141.3	201.8	165.3	188.8	92.2	142.4	135.6	127.5	8.6	170.8
Emery	10.4	10.8	14.2	15.5	14.1	14.3	18.2	17.1	20.6	20.8	31.6	19.8	31.8	24.0	18.8	1.3	25.2
Garfield	139.4	146.7	166.8	224.4	274.1	265.7	173.4	234.9	532.3	169.9	272.3	216.8	149.1	114.8	220.0	14.9	294.8
Grand	2.8	2.9	3.8	4.2	3.8	3.9	4.9	4.6	5.6	5.6	8.5	5.3	8.6	6.5	5.1	0.3	6.8
Iron	32.3	34.0	38.7	52.1	63.6	61.6	40.3	54.6	123.3	39.4	63.2	50.4	34.8	26.7	51.1	3.5	68.4
Junab	11.5	10.8	19.3	22.6	22.7	27.4	22.9	35.9	35.8	31.1	19.0	22.3	22.5	9.3	22.4	1.5	30.0
Kane	16.6	17.5	19.9	26.7	32.6	31.6	20.6	28.0	63.4	20.2	32.4	25.8	17.7	13.6	26.2	1.8	35.1
Millard	17.0	20.4	24.5	30.9	37.6	30.5	36.3	41.9	32.1	27.3	33.1	40.7	52.8	53.7	34.2	2.3	45.8
Morgan	2.7	3.5	2.9	2.7	4.3	3.8	6.7	5.2	5.3	5.1	6.2	5.7	3.9	5.6	4.5	0.3	6.1
Piute	10.8	12.8	15.4	19.5	23.7	19.3	22.6	26.3	20.8	17.2	20.9	25.5	32.9	33.8	21.5	1.5	28.9
Rich	7.5	13.4	7.8	19.3	21.1	9.2	10.6	19.1	16.8	14.8	13.8	37.1	20.0	18.3	15.9	1.1	21.3
Salt Lake	18.1	23.6	20.9	15.3	27.7	27.3	50.1	35.3	37.1	35.5	44.8	35.2	24.1	37.9	30.9	2.1	41.4
San Juan	22.1	22.9	30.1	32.7	29.9	30.3	38.5	36.1	43.6	44.0	67.0	41.9	67.3	50.9	39.8	2.7	53.3
Sanpete	28.4	20.8	28.4	31.2	28.9	30.3	36.0	36.8	43.0	42.3	58.3	38.6	59.2	43.4	37.0	2.5	49.5
Sevier	39.5	46.9	56.6	71.0	85.7	69.9	82.2	97.0	75.3	64.6	79.2	94.6	128.9	124.3	79.4	5.4	106.4
Summit	28.6	125.4	111.2	82.4	147.1	145.9	265.6	187.9	198.1	189.5	238.4	186.1	128.9	200.9	164.6	11.1	220.5
Tooele	96.3	37.2	32.9	24.0	43.5	43.0	52.7	55.5	58.3	55.9	70.4	55.3	37.9	63.0	47.7	3.3	65.5
Utah	17.2	25.2	28.0	43.8	37.2	49.3	52.7	50.3	73.3	59.4	67.3	88.2	91.7	35.0	89.7	3.1	60.8
Wasatch	46.5	43.0	77.3	89.6	87.4	108.7	90.8	141.0	145.8	127.9	82.4	88.2	86.0	38.6	86.7	6.1	120.1
Washington	39.3	38.9	64.4	74.6	86.8	108.7	95.7	138.8	145.5	126.5	84.4	81.9	86.0	38.6	86.7	5.9	116.2
Wayne	52.7	55.4	63.0	84.8	103.6	100.5	108.8	88.8	201.4	64.2	102.9	81.9	56.2	43.1	83.1	5.6	111.4
Weber	14.9	18.4	19.2	25.3	30.8	28.3	22.8	29.0	49.1	20.1	29.5	27.2	25.3	22.5	25.8	1.7	34.5
	789.7	951.4	1,043.2	1,323.1	1,540.1	1,495.4	1,565.1	1,738.6	2,373.3	1,553.4	1,831.2	1,598.9	1,511.6	1,385.7	1,478.6	100.0	1,981.0

<sup>1</sup> State Average Payment for the High Three Years of the Base Period (State Full Payment Amount)<sup>2</sup> FS Historical Data on 25% Revenues by County for 1986-1999 Base Period<sup>3</sup> Each County's Percent of State Payment over the Base Period<sup>4</sup> Each County's Potential Share of State Full Payment Amount

# MEMORANDUM

TO: Cache County Council  
FROM: Tamra Stones, Cache County Auditor  
DATE: March 3, 2001  
SUBJECT: Continuation of Tax Exemption Application -2001

**Affidavit:** Bear River Mental Health Services - 05-047-0005-house 2 residents for drop coverage- a new building is a Day Treatment facility for chronically mentally ill.; 05-042-0047-Semi-independent housing;05-042-0034- 24 hr supervised group home; 06-018-0036- houses outpatient services and Administration- Located at 66 West 1000 North, Logan, UT 84321 (Contact person: Rob Johnson, Business manager - 752-0750)

The application has been reviewed. This organization serves medical/charitable purposes. All real and personal property is used to provide services to those who are in need of medical treatment and mental health treatments.

## FINDINGS OF FACT - UCA 59-2-1101

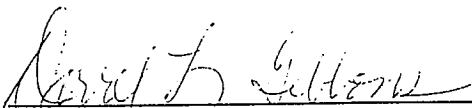
The Board finds this organization serves charitable purposes and that the personal property affidavit as submitted, be granted a tax exemption status for the year 2001.

## DETERMINATION

☒ APPROVED

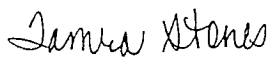
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☐ INTENT TO DENY

  
Cache County Council Chairman

3/27/01  
Date

Attested:

  
Tamra Stones, BOE Clerk

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# MEMORANDUM

TO: Cache County Council

FROM: Tamra Stones, Cache County Auditor

DATE: March 3, 2001

SUBJECT: Continuation of Tax Exemption Application -2001

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Affidavit: **Cache Community Food Pantry - 02-052-0026.** Located at 359 S. Main Logan, UT 84321 (Contact person: Joyce Tarbet, Director -753-7140)

The application has been reviewed. This organization serves charitable purposes. All real and personal property is used for the operation of the food pantry.

## FINDINGS OF FACT - UCA 59-2-1101

The Board finds this organization serves charitable purposes and that the personal property affidavit as submitted, be granted a tax exemption status for the year 2001.

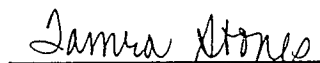
## DETERMINATION

✓ APPROVED                             TABLED                             INTENT TO DENY

  
\_\_\_\_\_  
Cache County Council Chairman

3/27/01  
\_\_\_\_\_  
Date

Attested:

  
\_\_\_\_\_  
Tamra Stones, BOE Clerk

# MEMORANDUM

TO: Cache County Council

FROM: Tamra Stones, Cache County Auditor

DATE: March 3, 2001

SUBJECT: Continuation of Tax Exemption Application -2001

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Affidavit: **Child and Family Support Center - 05-041-0042.** Located at 380 West 1400 North, Logan, UT 84341 (Contact person: Susan Hoffman, Director -752-8880)

This application has been reviewed. This organization serves charitable purposes. All personal property is used for child abuse prevention. The center serves the community as a crises center for parents to bring their children who are at risk of child abuse.

## FINDINGS OF FACT - UCA 59-2-1101

CAFSC purpose is to "promote, encourage and assist the quality of family interaction with the intent to reduce risk of children being abused or neglected by whatever proper means are available and desirable in order to further that goal." The Board finds this organization serves charitable purposes and that the personal property affidavit as submitted, be granted a tax exemption status for the year 2001.

## DETERMINATION

✓ APPROVED                             TABLED                             INTENT TO DENY

  
\_\_\_\_\_  
Cache County Council Chairman

3/27/01  
\_\_\_\_\_  
Date

Attested:

  
\_\_\_\_\_  
Tamra Stones, BOE Clerk

# MEMORANDUM

TO: Cache County Council

FROM: Tamra Stones, Cache County Auditor

DATE: March 3, 2001

SUBJECT: Continuation of Tax Exemption Application -2001

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**Affidavit:** **New Discoveries - personal property only.** Located at 88 West 10th North, Logan, UT 84341 (Contact person: Daryl Duffin, Legal Rep., Bear River House Director -753-2080)

This application has been reviewed. This organization serves charitable purposes. All personal property is used for the operations of New Discoveries which is an organization for the mentally challenged providing services at Bear River House.

## FINDINGS OF FACT - UCA 59-2-1101

New Discoveries Inc. continues to serve the needs of the mentally challenged. The Board finds this organization serves charitable purposes and that the personal property affidavit as submitted, be granted a tax exemption status for the year 2001.

## DETERMINATION

✓ APPROVED

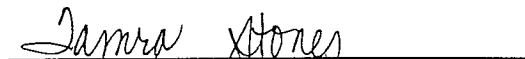
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\_\_\_\_\_  
Cache County Council Chairman

3/27/01  
\_\_\_\_\_  
Date

Attested:

  
\_\_\_\_\_  
Tamra Stones, BOE Clerk



# MEMORANDUM

TO: Cache County Council

FROM: Tamra Stones, Cache County Auditor

DATE: March 3, 2001

SUBJECT: Continuation of Tax Exemption Application -2001

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**Affidavit:** Options for Independence - Seeking exemption on personal property only. Located at 1095 N. Main Logan, UT 84321 (Contact Person: Cheryl Atwood, Fiscal Officer, 753-5353)

This application has been reviewed and is complete. This organization serves charitable purposes. All personal property is used by the organization to provide services to those with disabilities.

## FINDINGS OF FACT - UCA 59-2-1101

The Board finds this organization serves charitable purposes and that the personal property affidavit as submitted, be granted a tax exemption status for the year 2001.

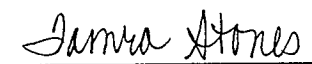
## DETERMINATION

☒ APPROVED                      ☐ TABLED                      ☐ INTENT TO DENY

  
\_\_\_\_\_  
Cache County Council Chairman

3/27/01  
Date

Attested:

  
\_\_\_\_\_  
Tamra Stones, BOE Clerk

# MEMORANDUM

TO: Cache County Council

FROM: Tamra Stones, Cache County Auditor

DATE: March 3, 2001

SUBJECT: Continuation of Tax Exemption Application -2001

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**Affidavit:** **Somebody's Attic - 06-020-0014-** Located at 39 West 100 North, Logan, UT 84321. (Contact person: Joy Shaw, Director, 752-8502)

The application has been reviewed. This organization serves charitable purposes. All personal property is used for the operation of the non-profit thrift store. The proceeds are used to fund abuse prevention programs operating in Cache Valley. (Donated to CAPSA and Child and Family Support Center.)

## FINDINGS OF FACT - UCA 59-2-1101

The Board finds this organization serves charitable purposes and that the personal property affidavit as submitted, be granted a tax exemption status for the year 2001.

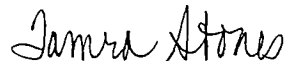
## DETERMINATION

☒ APPROVED                      ☐ TABLED                      ☐ INTENT TO DENY

  
\_\_\_\_\_  
Cache County Council Chairman

3/27/01  
\_\_\_\_\_  
Date

Attested:

  
\_\_\_\_\_  
Tamra Stones, BOE Clerk

# MEMORANDUM

TO: Cache County Council

FROM: Tamra Stones, Cache County Auditor

DATE: March 3, 2001

SUBJECT: Continuation of Tax Exemption Application -2001

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**Affidavit:** Sunshine Terrace Foundation, Inc - 05-084-0005- Terrace Grove Assisted Living Center, Located at 345 North 200 West; 06-014-0028 & 06-018-0026 - Nursing Center - located at 225 North 200 West; 06-014-0027, parking lot; 05-075-0016, parking lot; new 05-084-0001 - Adult Day Center - under construction, Logan Utah. (Contact Person: Trina Balls, Director of Finance, 752-0411 ext. 246)

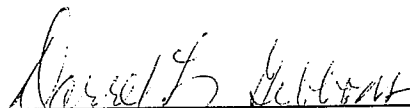
The application has been reviewed . The Grove provides 41 individual apartments. Residents receive 24 hour care, 7 days per week by qualified staff members. This organization serves charitable purposes. All real and personal property is used for the operation of the Assisted Living Center, Terrace Grove or the Nursing center.

## FINDINGS OF FACT - UCA 59-2-1101

The Board finds the Sunshine Terrace Foundation serves charitable purposes and that the land and the personal property be granted exempt status for the tax year 2001.


## DETERMINATION

  ✓   APPROVED                                 TABLED                                 INTENT TO DENY

  
\_\_\_\_\_  
Cache County Council Chairman

  3/27/01    
\_\_\_\_\_  
Date

Attested:

  
\_\_\_\_\_  
Tamra Stones, BOE Clerk

CACHE COUNTY  
RESOLUTION NO. 2001-14

A RESOLUTION PROVIDING FOR AMENDMENTS TO THE SERVICE FEES  
SCHEDULE OF THE OFFICE OF THE CACHE COUNTY ZONING ADMINISTRATOR.

The County Council of Cache County, Utah, in a regular meeting, lawful notice of which had been given, finds that it is appropriate and necessary that the service fees schedule for services provided by the Office of the Cache County Zoning Administrator be amended.

THEREFORE, the Cache County Council hereby adopts the following resolution:

BE IT RESOLVED THAT:

Section 1: Service Fees Schedule.


The service fees schedule attached hereto is hereby approved for the Office of the Zoning Administrator superseding all prior service fees schedules for that office, including Resolution No. 96-36 adopted November 26, 1996.

Section 2: Effective Date.

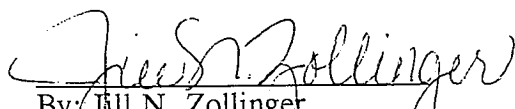
This resolution shall become effective 27 March, 2001.

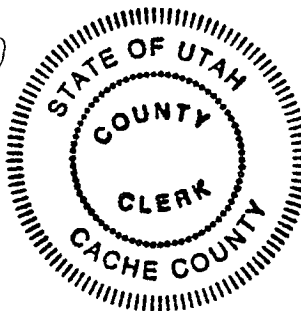
This resolution was adopted by the Cache County Council on the 27th day of March, 2001.

Cache County Council

  
Darrel L. Gibbons, Chairman

ATTEST:

  
By: Jill N. Zollinger  
Cache County Clerk



# PROPOSED FEE SCHEDULE FOR YEAR 2001

## FOR CACHE COUNTY ZONING OFFICE

<u>Application</u>	<u>Current Fee</u>	<u>Proposed Fee</u>
Zoning Clearance For Building Permits (Same Day turn-around - only if possible - <b>double fee</b> )		
Farm Building/Accessory Building	\$25.00	\$50.00
Single Family Dwellings	\$30.00	\$50.00
Commercial Buildings	\$50.00	\$100.00
Zoning Clearance for Business License	\$20.00	\$50.00
<del>Special Use Permit</del>	<del>\$150.00</del>	
Special Meeting Fee (in addition to regular fee)	\$125.00	\$200.00
Conditional Use Permit for Commercial Use	\$175.00	\$350.00
Preliminary Plat Subdivision Applications: (\$100 refunded if annexed into an incorporated area after application filed)		
3-lot Subdivision	\$200.00	\$400.00
4-lot Subdivision	\$250.00	\$500.00
5-lot Subdivision	\$300.00	\$600.00
for every lot over 5 - an additional	\$50.00	\$100.00
Final Plat Subdivision Applications:		
3-lot Subdivision	\$200.00	\$300.00
4-lot Subdivision	\$250.00	\$400.00
5-lot Subdivision	\$300.00	\$500.00
for every lot over 5 - an additional	\$50.00	\$100.00
<del>To Split a Lot A Lot Split Application</del>		\$150.00
<del>Vacant lot</del>	<del>\$50.00</del>	
<del>With One Existing Home</del>	<del>\$50.00</del>	
<del>Conditional Use Permit for Single Family Dwelling</del>	<del>\$50.00</del>	
Rezone Application	\$250.00	\$400.00
Board of Adjustment		
Special Exception	\$30.00	\$100.00
Appeal	\$30.00	\$50.00
<del>Township Property Annexing into Incorporated Areas</del>	<del>\$250.00</del>	
<del>Notary Stamp &amp; Signature for services unrelated to the office</del>	<del>\$5.00</del>	
Photocopies	\$ .10	\$ .25
Black & White Map	\$1.00	\$1.00
Colored Maps	\$5.00	\$5.00

CACHE COUNTY  
RESOLUTION NO. 01- 15

A RESOLUTION AUTHORIZING THE EXECUTION OF AN INTERLOCAL COOPERATION AGREEMENT BETWEEN CACHE COUNTY, LOGAN CITY, AND VARIOUS OTHER GOVERNMENTAL ENTITIES OF THE STATE OF UTAH FOR SHARING RECORDS ON SERIOUS HABITUAL JUVENILE OFFENDERS.

BE IT KNOWN AND REMEMBERED that the Cache County Council, finds and determines as follows:

WHEREAS, Title 11, Chapter 13, Utah Code Annotated 1953, as amended, permits public agencies to enter into cooperative agreements to provide joint undertakings and services; and

WHEREAS, the attached agreement has been prepared to accomplish such purpose.

NOW, THEREFORE, BE IT RESOLVED by the Cache County Council:

1. It does hereby approve the attached agreement described as an interlocal agreement between Logan City, Cache County and various other governmental entities of the State of Utah for sharing records on serious habitual juvenile offenders.
2. Lynn M. Lemon, County Executive, is hereby authorized to execute the agreement on behalf of Cache County and to act in accordance with its terms.

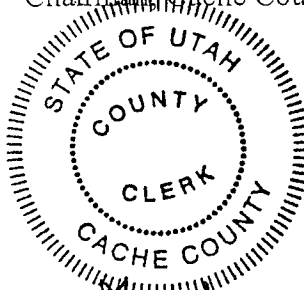
DATED this 27<sup>th</sup> day of March, 2001.

CACHE COUNTY COUNCIL

By: [Signature]  
Chairman, Cache County Council

ATTEST TO:

[Signature]  
Cache County Clerk



RECORDED this 28<sup>th</sup> day of March, 2001.

## CACHE COUNTY SHOCAP INTERLOCAL AGREEMENT

**Purpose of Agreement:** SHOCAP is an acronym for Serious Habitual Offender Comprehensive Action Program. SHOCAP is an interagency information sharing and case management program which focuses the local system's attention on serious habitual juvenile offenders in the community. There are four major elements of SHOCAP: data collection, analysis, planning and service delivery. This Interagency Agreement outlines the responsibilities of the following agencies committed to the SHOCAP philosophy in Cache County.

This Interlocal Cooperation Agreement is made and executed by and between the following parties or their designees within Cache County, Utah:

The District Juvenile Court Administrator  
The Cache County School District  
The Logan City School District  
The Cache County Attorney's Office  
The Logan City Council  
The Cache County Sheriff's Office  
The Logan City Police Department  
The North Logan City Police Department  
The Smithfield City Police Department  
The Utah State University Police Department  
The Chief of Juvenile Probation  
The Division of Youth Corrections  
The Division of Child and Family Services  
Bear River Mental Health Services Inc.

**NOW WHEREAS**, all participants are committed to providing appropriate programs and services to Serious Habitual Offender (SHO) youth involved in the 1<sup>st</sup> District Juvenile Court, specifically in Cache County, Utah; and

**WHEREAS**, the parties or their designees to this agreement desire a maximum degree of long range cooperation and administrative planning in order to provide for the safety and security of the community and its children; and

**WHEREAS**, all parties are committed to improving services to children in the juvenile justice system through sharing of information, elimination of duplication of services and coordination of efforts for those youth identified as SHOs; and

**WHEREAS**, all parties mutually agree that sharing resources, where feasible, and in particular, training efforts, may result in improved coordination; and

**WHEREAS**, it is the understanding of all parties that certain roles in serving SHO youth are required by law, and that these laws serve as the foundation for defining the role and responsibilities of each participating agency; and

**WHEREAS**, all parties mutually agree that all obligations stated or implied in this agreement shall be interpreted in light of, and consistent with governing state and federal laws; and

**WHEREAS**, all expenses incurred to implement this agreement is the responsibility of each party and there is no expectation of reimbursement nor is there the expectation that any party be required to make financial commitments related to this agreement;

**NOW THEREFORE, THE PARTIES HERETO AGREE AS FOLLOWS:**

- I. EFFECTIVE DATE; DURATION:** This agreement shall be in effect as of the date of the agreement is signed by the initiating parties and shall remain in effect until terminated by a majority of participating parties. Any party signatory to this agreement may terminate participation upon sixty (60) days notice to all other signed parties to this agreement.
- II. DATABASE DEVELOPMENT:** To cooperate in the on-going development of a database and program designed to identify and track youthful offenders in order to assist agencies in providing collaborative and comprehensive services to them.
- III. COORDINATED EFFORT:** To promote a coordinated effort among agencies and staff to achieve maximum public safety with the goal of reducing juvenile crime.
- IV. PLANNING:** To participate in interagency planning meetings, as appropriate.
- V. STAFF:** To assign staff, as appropriate, to participate in a consolidated case management system, re-entry into school as appropriate of SHO youth returning from detention or commitment program, and other information-sharing activities to assess and develop plans for SHO youth involved in the juvenile justice system.
- VI. JOINT PLANS:** To jointly plan, and/or provide information about, and access to, training opportunities, when feasible.
- VII. POLICIES AND COOPERATIVE PROCEDURES:** To develop internal policies and cooperative procedures, as needed, to implement this agreement to the maximum extent possible.



- VIII. **COMPLIANCE:** To comply with relevant state and federal laws and other applicable local rules which relate to records use, security, dissemination, and retention/destruction.
- IX. **RULES:** To develop written rules and policies regarding disciplinary action and other appropriate administrative action for violations of the confidentiality provisions of this agreement and other misuse of information.
- X. **CONFIDENTIALITY:** To comply with the confidentiality of SHO youth files, as required by law.
- XI. **PROCEDURES:** To develop procedures for ongoing meetings and at a minimum, annually review said procedures and recommend any changes thereto. The Task Force will develop and adopt bylaws setting forth the procedures to be followed by the Task Force and any subcommittees it may appoint.
- XII. **SERIOUS YOUTH OFFENDER/DEFINITION:** For purposes of this agreement the following definition of Serious Habitual Offender (SHO) shall apply. The criteria is based on a juvenile's entire criminal history and is only applicable to those juveniles up to age 18 who have not been tried and convicted as an adult. Under this agreement, a juvenile may be considered by the Nominating Subcommittee, appointed by the Task Force, for classification as a SHO under any of the following circumstances:
- A. If the juvenile has 3 Felony episodes that include a 1<sup>st</sup> or 2<sup>nd</sup> degree Felony or one 3<sup>rd</sup> degree Felony against a person; or
  - B. The juvenile has 4 Felony episodes; or
  - C. The juvenile has 1 Felony episode using a firearm; or
  - D. The juvenile has 2 Felony episodes against persons; or
  - E. The juvenile is nominated for classification as a SHO by one of the SHOCAP Task Force member organizations or by a Juvenile Court Judge presiding over a case involving a Cache County youth. The nominator must detail the special circumstances that exist to justify why the youth should be classified as a SHO youth. The SHOCAP Nominating Subcommittee, by majority vote, shall then determine if the youth should be classified as a SHO. The nominator will then be notified by the SHOCAP Task Force Nominating Subcommittee within seven working days of the decision rendered. Priority will be given to any juvenile with drug-related or violent offenses involving arson, any animal, or a person.

F. A juvenile may be declassified as a SHO youth or declined for inclusion in the SHO database by a majority vote of the SHOCAP Nominating Subcommittee for any of the following reasons:

1. The juvenile is within 4 months of turning eighteen years of age.
2. The juvenile is being committed to secure confinement for an extended period of time.
3. Reliable information indicates the juvenile has moved out of the jurisdiction of Cache County.
4. The juvenile will be receiving adult sanctions under a direct file or waiver to the adult court.
5. The juvenile has remained crime free for a period of twelve months after the last adjudication or release from a secure facility. However, if the juvenile re-commits an offense after the twelve month period, he/she will be reassessed by the SHOCAP Nominating Subcommittee for consideration for reinstatement to SHO status.
6. A SHO may be declassified and removed from the SHOCAP program for any reason upon a majority vote by the SHOCAP Nominating Subcommittee.

G. Juveniles selected as a SHO youth will be removed from the SHOCAP list when they become eighteen years of age, or 21 years of age if the youth is in the Division of Youth Correction's custody. The SHO youth will not be removed until they are legally discharged or terminated from the Division's custody. Their designation as a SHO youth will also be terminated when their juvenile record is expunged.

H. The SHOCAP Task Force may review decisions made by the Nominating Subcommittee and may amend or revoke any decision made by the Subcommittee. The Task Force further retains the right to nominate, approve, and classify juveniles as SHOs.

**XIII. MODIFICATIONS TO AGREEMENT:** Modification of this agreement shall be made only by a majority consent of the participating parties. Any modification shall be made with the same formalities as were followed in this agreement and

shall include a written document setting forth the modifications, signed by all consenting parties.

**XIV. OTHER INTERAGENCY AGREEMENTS:** All parties to this agreement acknowledge that this agreement does not preclude or preempt each of the agencies individually from entering into an agreement with one or more parties to this agreement. Such agreement shall not nullify the force and effect of this agreement. This agreement does not remove any other obligations imposed by law to share information with other agencies.

**XV. ADMINISTRATION OF AGREEMENT:** The parties of this Agreement do not contemplate nor intend to establish a separate legal entity under the terms of this Agreement. The parties hereto agree that the Logan City Police Department shall act as the administrator responsible for the administration of this Agreement. The administrator agrees to:

- A. Coordinate the operational and organizational development of SHOCAP in Cache County.
- B. Act as the central repository for SHO information gathered from participating agencies.
- C. Maintain and distribute SHO case files and roster to appropriate persons or agencies as needed.
- D. Utilize established SHO criteria to identify serious habitual juvenile offenders from available sources of information.

**XVI. SIGNATORIES:** Upon signing this agreement, the original agreement and signature shall be filed with the Cache County Commission as a public record. A copy of the agreement and the signatures shall be provided to each signatory to the agreement.

**XVII. SPECIFIC AGREEMENTS OF THE PARTIES:**

- A. The State of Utah, Court Administrator's Office agrees to:
  - 1. Develop and maintain through the existing Juvenile Information System (JIS) database, windows and appropriate screens to maintain information on identified SHO youth in Cache County.

2. Work with Cache County SHOCAP Oversight Committee to identify the appropriate information to be entered and maintained on JIS for SHOCAP.
3. Identify with Cache County SHOCAP Oversight Committee who will maintain the SHOCAP database.
4. Determine with the Cache County SHOCAP Oversight Committee how the information on the database will be used and who will have the authority to access the system.

B. The Cache County and Logan School Districts agree to:

1. Request criminal history information only for the purposes of assessment, placement or security of persons and property.
2. Designate the contact person(s) to be responsible for receiving confidential criminal history information and inform all parties as to the names of those individuals.
3. Develop appropriate internal written policies to insure that confidential criminal history information is disseminated only to appropriate school personnel.
4. Respond within five (5) days of any court order requesting SHO youth academic information, including any testing conducted, behavioral problems encountered, academic performance records, and other pertinent information.
5. Exchange pertinent information on SHO's as allowed by existing federal and state law including information on absenteeism, discipline and results of educational testing.
6. Take into consideration SHO status when determining appropriate school, classroom placement, and teacher assignment.
7. Maintain an active SHO list at school sites to ensure appropriate action is taken when the SHO has a disciplinary problem.
8. Immediately notify the SHOCAP Oversight Committee when a SHO is absent from school or missing from class or has violated the terms of probation.

9. Utilize existing programs when appropriate to assist SHO's in continuing educational advancement and evaluate SHO's to develop an education plan.

C. The County Attorney, agrees to:

1. Make every effort to expedite cases involving SHO's through the juvenile justice system.
2. Make every effort to keep SHO's in secure detention pending trial, when deemed appropriate.
3. File petitions on each case amenable to prosecution, as applicable by Utah State Statutes.
4. Pursue sentencing sanctions appropriate to crimes committed.
5. Be present at dispositional stages to present case profile information to obtain the best dispositions.
6. If appropriate, direct file on SHO's in adult court.
7. Seek adjudication of delinquency for all petitions filed.
8. Confer with at least one of the officers or investigators involved in the case about the intended disposition prior to entering a negotiated plea agreement.

D. The Cache County Sheriff's Office and each of the city law enforcement agencies that are a party hereto, by and through their police chief and sheriff agree to:

1. Notify the oversight Committee and the juvenile probation department of the name and address of any SHO youth arrested for crimes. Notification shall be within 72 hours and shall include the specific delinquent act which led to the arrest.
2. Develop appropriate internal written policies to insure that confidential education record information is disseminated only to appropriate personnel.
3. Enter field card information to the SHOCAP Juvenile Information System database on all SHO youth.

4. Conduct preliminary and follow-up investigations regarding SHO's within their jurisdiction.
  5. Arrest SHO's for all violations of law and restrict officer discretion for diversion when appropriate.
- E. The Logan City Police Department through the Chief of Police, agrees to serve as the lead agency in implementing the SHOCAP in Cache County.
- F. The First District Juvenile Court Probation Department agrees to:
1. Upon request by the school district, share dispositional information with the Superintendent or his designee regarding SHO's who are students within the educational system for purposes of assessment, placement or security of persons and property.
  2. Consider the issuance of court orders necessary to promote the goals of this agreement, particularly information sharing between the agencies involved.
  3. Develop appropriate internal written policies to insure that confidential education record information is disseminated only to appropriate personnel.
  4. Devise and implement enhanced supervision of SHO's within their control who reside in Cache County.
  5. Input into the Juvenile Information System, rules or terms of probation for individual SHO's.
  6. Seek appropriate sanctions in those cases where SHO's have violated the terms of their probation.
- G. The State of Utah, Division of Youth Corrections (DYC) agrees to:
1. Provide to the Juvenile Information System and the SHOCAP Oversight Committee all pertinent information on SHO's in DYC custody whose primary residence is in Cache County.
  2. Develop appropriate written policies to insure that confidential educational record information is disseminated only to appropriate personnel.

3. Refer names and histories of SHO's in DYC custody who are reentering the community, or who are new to the community from another state or locale to the Juvenile Information System and SHOCAP Oversight Committee.
4. Provide a risk assessment and devise and implement enhanced supervision when appropriate on all SHO's in DYC custody residing in Cache County.
5. Seek appropriate sanctions for SHO's who have violated their agreements.
6. Regularly advise the Cache County Oversight Committee of the status, activity and movement of all SHO's in DYC custody.
7. Maintain and active SHO list at the Juvenile Detention Centers and Receiving Centers to assure appropriate actions when a SHO is arrested.

H. The Division of Child and Family Services agrees to:

1. Provide notice to the SHOCAP Oversight Committee upon the initiation of planning efforts with private nonprofit entities or governmental entities, including agencies part of this Agreement, which could result in the creation, relocation or expansion of youth service program.
2. Develop appropriate internal written policies to insure that confidential education record information is disseminated only to appropriate personnel.
3. Upon request, provide information to the First District Juvenile Court of those youth identified as SHO.

I. Bear River Mental Health (BRMH) will contribute and participate in interagency collaboration involving SHOCAP. This participation is limited by policies regarding confidentiality and any other applicable state and federal mental health requirements. In addition, participation is limited to BRMH's ability to provide services and resources within existing budgetary constraints. Specifically, BRMH agrees to:

1. Exchange pertinent information on SHO's as allowed by existing federal and state laws and as authorized with appropriate releases of information.
2. Utilize existing programs, where appropriate, for mental health services to SHO participants.
3. Encourage and promote training of mental health staff to address specific needs of SHO's.
4. Develop and provide therapeutic programs for the SHO population as resources permit.
5. Serve as mental health consultants for agencies and staff serving SHO's.
6. Provide a contact person to act as staff liaison with other SHO providers and to assist in the referral and collaboration process with BRMH and other community agencies.

We the undersigned agree to the conditions and terms of this SHOCAP Interagency Agreement. We understand that the requirements of Title 11 Chapter 13 of the Utah Code must be complied with before this agreement may be entered into force.

\_\_\_\_\_  
Sharon Hancey, Court Administrator  
First District Court

\_\_\_\_\_  
Steve Norton, Superintendent  
Cache County School District

\_\_\_\_\_  
Allen Lowe, Superintendent  
Logan City School District

\_\_\_\_\_  
Scott Wyatt, County Attorney  
Cache County Attorney's Office



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Councilman/Councilwomen  
Logan City Council

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Steve Mecham, Chief of Police  
USU Police Department

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Rich Hendricks, Chief of Police  
Logan City Police

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Lynn Nelson, Sheriff  
Cache County Sheriff's Office

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Kim Hawks, Chief of Police  
North Park Police Department

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Johnny McCoy, Chief of Police  
Smithfield Police Department

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Blaine Austin, Chief of Probation  
First District Juvenile Probation

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Jeff McBride, Regional Director  
Division of Youth Corrections

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Dean Janes, Director  
Division of Child and Family Services

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Mick Pattinson, Director  
Bear River Mental Health

CACHE COUNTY  
RESOLUTION NO. 2001-16

A RESOLUTION APPROVING AN AGREEMENT BETWEEN CACHE COUNTY AND THE CACHE COUNTY CHAPTER OF THE AMERICAN RED CROSS FOR USE OF THE CACHE COUNTY FAIRGROUNDS AS A MASS CARE SHELTERS FACILITY IN THE CONDUCT OF RED CROSS DISASTER SERVICES ACTIVITIES.

The County Council of Cache County, Utah, in regular meeting, lawful notice of which has been given, finds that it is in the best interests of the citizens of Cache County to enter into an agreement between Cache County and the Cache County Chapter of the American Red Cross for use of the Cache County Fairgrounds as a mass care shelters facility in the conduct of Red Cross Disaster Services activities.

NOW, THEREFORE BE IT RESOLVED that the Cache County Executive is hereby authorized to execute the agreement between Cache County and the Cache County Chapter of the American Red Cross for use of the Cache County Fairgrounds as a mass care shelters facility in the conduct of Red Cross Disaster Services activities.

This Resolution shall take effect immediately upon adoption.

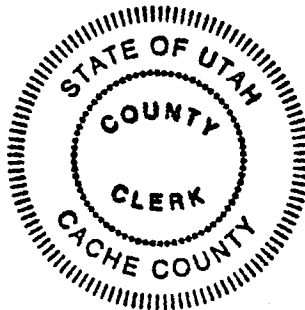
DATED this 27<sup>th</sup> day of March, 2001.

CACHE COUNTY COUNCIL

By: Darrel L. Gibbons  
Darrel L. Gibbons, Chairman

ATTEST:

Jill N. Zollinger  
By: Jill N. Zollinger  
Cache County Clerk





## AGREEMENT FOR THE USE OF FACILITIES AS MASS CARE SHELTERS

This agreement is made and entered into between the governing board of **Cache County Corporation** of **Cache County**, state of Utah, and the Cache County Chapter of the American National Red Cross.

### Recitals

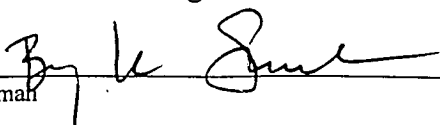
Pursuant to the terms of federal statutes, the Red Cross provides emergency services in behalf of individuals and families who are victims of disaster. \_\_\_\_\_ is authorized to permit the Red Cross to use the **Cache County Fairgrounds** as a mass care shelters facility required in the conduct of Red Cross Disaster Services activities, and wishes to cooperate with the Red Cross for such purposes.

The parties hereto mutually desire to reach an understanding that will result in making the aforesaid facilities of **Cache County Fairgrounds** available to the Red Cross for the aforesaid use. Now, therefore, it is mutually agreed between the parties as follows:

1. **Cache County Corporation** agrees that, after meeting its responsibilities to pupils/parishioners/members/clients, it will permit, to the extent of its ability and upon request by the Red Cross, the use of the **Cache County Fairgrounds** by the Red Cross as mass shelters for the victims of disasters.
2. The American Red Cross agrees that it shall exercise reasonable care in the conduct of its activities in the **Cache County Fairgrounds**, and further agrees to replace or reimburse **Cache County Corporation** for any foods or supplies that may be used by the Red Cross in the conduct of its relief activities in said mass shelters.
3. Notwithstanding any other agreements, the Cache County Chapter of the American National Red Cross agrees to defend, hold harmless, and indemnify **Cache County Corporation** against any legal liability in respect to bodily injury, death, and property damage, arising from the negligence of the said chapter during its use of the property belonging to the said **Cache County Corporation**.

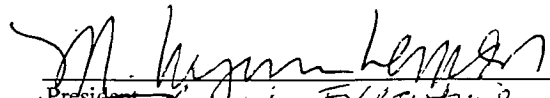
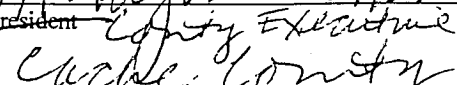
In witness thereof, the governing board of the **Cache County Corporation** has caused this agreement to be executed by the President of its governing board, the American Red Cross has caused this agreement to be executed by the Cache County Chapter, said agreement to become effective and operative upon the fixing of the last signature hereto.

Signatures to the Agreement:

  
Chairman

Chapter/Red Cross Unit

Date 3/13/2001

  
President  
  
County Executive  
**Cache County**  
School District/Church/Other Organization

Date 3/28/2001