

03-156-0027, 0011, 0004 Perry, Utah
03-290-0001 thru 0008 January 13, 2000

A regular meeting of the City Council of Perry City, Box Elder County, Utah, was held on Thursday, January 13, 2000, at the hour of 7:00 p.m. at the regular meeting place of said Council, at which meeting there were present the following members who constituted a quorum:

Hal R. Allen	Mayor
Carol Billings	Councilmember
Diane Curtis	Councilmember
David Neeley	Councilmember
Desmond Thomas	Councilmember
Sue Willems	Councilmember

Also present:

Judy W. Bylsma	City Recorder
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Absent:

After the meeting had been duly called to order and the minutes of the preceding meeting read and approved, the following proceedings, among others, were duly had and taken:

The City Recorder notified the City Council that the Notice of Intention to establish Perry City, Utah Special Improvement District No. 99-1 (the "District"), authorized by the resolution adopted by the City Council on the 18th day of November, 1999, had been published in the Box Elder News Journal, a newspaper of general circulation in the City, said notice having been published four times, once during each week for four consecutive weeks, the last publication being not less than five (5) nor more than twenty (20) days prior to January 13, 2000, and that the affidavit of publishing said Notice of Intention with a copy of the Notice as published was duly filed in her office; also that a copy of such Notice of Intention to create the District has been mailed by United States Mail, postage prepaid, to each owner of land affected by or specially benefitted by such improvements as said property is described in said Notice insofar as the names and addresses of said owners could be ascertained from the most recent available county assessment books and

that it also has been mailed by the United States Mail, postage prepaid, to "Owner" at the street number of each piece of improved property to be affected by said assessment, said Notices having been mailed not later then ten (10) days after the first publication of the Notice of Intention; that the Notice of Intention has been on file in her office during all regular office hours from the 18th day of November, 1999, to the 12th day of January, 2000, for the examination of any interested parties; that said Notice directed that all persons desiring to protest and oppose the creation of the District might appear and file in writing said protests and objections.

The City Recorder then presented a statement stating that written protests against the creation of the District and the making of the proposed improvements therein were received by her in her office by 5:00 p.m. on the 12th day of January, 2000.

The names of the protestants and descriptions of their property are as follows:

Property Owner

None

Total number of acres protesting creation of district or proposed improvements thereof:	<u>0</u>
Total number of acres affected or to be benefitted:	<u>155.60</u>

The City Council then considered each and every protest so filed, whether written or oral, and heard each and every person who wished to be heard in protest against the creation of the District and the construction of said improvements therein.

After consideration of such protests and the statements of those persons heard as aforesaid, it was determined that the total lineal feet, square feet and laterals represented by said protests is less than fifty percent (50%) of the total lineal feet, square feet and laterals to be assessed within the District and is a percentage insufficient to legally protest creation of the District.

Councilmember Carol Billings introduced the following resolution in writing, which was fully discussed, and moved its adoption:

RESOLUTION NO. 99-1

A RESOLUTION TO CREATE PERRY CITY, UTAH SPECIAL IMPROVEMENT DISTRICT NO. 99-1 DESCRIBED IN THE NOTICE OF INTENTION CONCERNING THE DISTRICT AND AUTHORIZING THE CITY OFFICIALS TO PROCEED TO MAKE IMPROVEMENTS AS SET FORTH IN THE NOTICE OF INTENTION TO CREATE THE DISTRICT; AUTHORIZING THE CITY ENGINEER TO PREPARE A NOTICE TO CONTRACTORS FOR SEALED BIDS WITH RESPECT TO THE CONSTRUCTION OF THE IMPROVEMENTS; AND RELATED MATTERS.

BE IT RESOLVED by the Mayor and City Council of Perry City, Box Elder County, Utah:

Section 1. The City Council of Perry City, Box Elder County, Utah, hereby determines that it will be in the best interest of the Municipality to construct certain improvements within the Municipality. The specific description of the nature of the improvements is more particularly set out in the Notice of Intention which has been published and mailed as required by law.

Section 2. The City Council has heretofore considered each and every protest filed and has heard each and every person who wished to be heard in protest against the creation of the District or making of any of the improvements therein or on any other matter pertinent to the District.

Section 3. The improvements proposed and described in the Notice of Intention to create the District are hereby authorized, and the District is hereby created.

Section 4. As required by law, the City Recorder is hereby authorized and directed to file a copy of the Notice of Intention and resolution creating the District as

finally approved, together with a list of properties proposed to be assessed described by tax identification number and legal description, in the Box Elder County Recorder's office within five days from the date hereof.

Section 5. In addition to the requirements of Section 4 hereof, immediately upon its adoption, this Resolution shall be placed in the records of the City where it will be continuously available for public inspection on a reasonable basis at the office of the City during regular business hours of the City, from and after the date hereof through and including the last date of issuance of the bonds or such other time as is determined by the City.

Section 6. The City Engineer is hereby authorized to prepare a notice to contractors for the receipt of bids for the construction of improvements. Said notice shall specify the time and place for the receipt of sealed bids and shall publish the notice one time in a newspaper having general circulation in the Municipality at least fifteen (15) days before the date specified for the receipt of sealed bids. The City Council shall in open session at the time specified in the notice, open, examine and publicly declare the bids and may reject any or all bids when deemed for the public good and, at such or a later meeting, shall reject all bids other than the lowest and best bid of a responsible bidder. If the price bid by the lowest and best responsible bidder exceeds the estimated costs as determined by the City Engineer, the City Council may nevertheless award a contract for the price so bid. The City Council may in any case refuse to award a contract and may obtain new bids after giving a new notice to contractors or may determine to abandon the district or not to make some of the improvements proposed to be made.

Councilmember Desmond Thomas seconded the motion to adopt the foregoing Resolution. The Resolution was thereupon put to a vote and unanimously adopted on the following recorded vote:

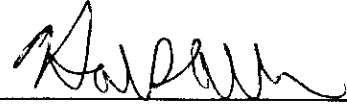
Those voting AYE: All approved

Desmond Thomas
Carol Billings
Dianne Curtis
Sue Willems
David Neeley

Those voting NAY:

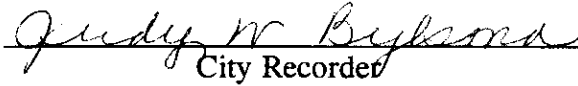
Thereupon the motion was approved by the Mayor and made a matter of record by the City Recorder.

ADOPTED AND APPROVED this 13th day of January, 2000.



Mayor

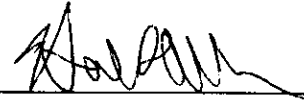
ATTEST:


City Recorder

(S E A L)

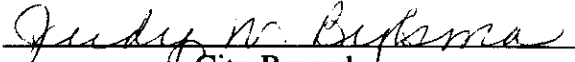
(Here follows other business not pertinent to the above.)

Pursuant to motion duly made and seconded, the meeting adjourned.



Mayor

ATTEST:


City Recorder

(SEAL)

STATE OF UTAH)
)
 : ss.
COUNTY OF BOX ELDER)

I, Judy W. Bylsma, the duly appointed, qualified City Recorder of Perry City, Box Elder County, Utah, do hereby certify as follows:

That the foregoing pages constitute a full, true and correct copy of the record of proceedings of the City Council of Perry City, Box Elder County, Utah, held on January 13, 2000, insofar as said proceedings relate to the hearing of protests against the establishment of the Perry City, Utah Special Improvement District No. 99-1 and a resolution establishing said special improvement district as the same appears of record in my office. I personally attended said meeting, and the proceedings were in fact as specified in said minutes.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said Municipality this 13 day of January, 2000.

Judy W. Bixson
City Recorder

(S E A L)

STATE OF UTAH)
 : ss. CERTIFICATE OF FILING
COUNTY OF BOX ELDER)

I, Judy W. Bylsma, the duly qualified and acting City Recorder of Perry City, Box Elder County, Utah, do hereby certify that on the 13 day of January, 2000, pursuant to Section 17A-3-307, Utah Code Annotated 1953, as amended, a copy of the Notice of Intention and resolution creating Perry City, Utah Special Improvement District No. 99-1 as finally approved, together with a list of properties proposed to be assessed described by tax identification number and legal description, was filed in the Box Elder County Recorder's office.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of said Municipality this 13 day of January, 2000.

Judy W. Bylsma
City Recorder

(S E A L)

CERTIFICATE OF COMPLIANCE WITH OPEN MEETING LAW

I, Judy W. Bylsma, the undersigned City Recorder of Perry City, Box Elder County, Utah (the "City"), do hereby certify, according to the records of the City in my official possession, and upon my own knowledge and belief, that in accordance with the requirements of Section 52-4-6(2), Utah Code Annotated, 1953, as amended, I gave not less than twenty-four (24) hours public notice of the agenda, date, time and place of the January 13, 2000, public meeting held by the City as follows:

(a) By causing a Notice, in the form attached hereto as Exhibit "A", to be posted at the City's principal offices on January 13, 2000, at least twenty-four (24) hours prior to the convening of the meeting, said Notice having continuously remained to posted and available for public inspection until the completion of the meeting; and

(b) By causing a copy of such Notice, in the form attached hereto as Exhibit "A", to be delivered to the Box Elder News Journal on January 13, 2000, at least twenty-four (24) hours prior to the convening of the meeting.

IN WITNESS WHEREOF, I have hereunto subscribed my official signature this
13 day of January, 2000.

(S E A L)


City Recorder

EXHIBIT "A"

NOTICE OF MEETING

PERRY CITY COUNCIL MEETING
 PERRY CITY OFFICE BUILDING
 NOVEMBER 18, 1999 7:00 P.M.

OFFICIALS PRESENT: Mayor Hal R. Allen, presiding and conducted.
 COUNCILMEN: Carol Billings, Bruce Payne, Steve Pettingill,
 Des Thomas and Mike Eyster. OTHERS PRESENT: Judy Bylsma,
 Lani Braithwaite, Glen Wagstaff, Ed Skrobiszewski, Elmer
 Ricks, Darrell Knutson, Newell Francis, Jerry Nelson, Allen
 Keller, Richard M. Eskelsen, Leslie Thomas, Dennis Billings,
 Ray Morley, Suzanne Clark, Jay Aguilar, Jason Burningham,
 Dianne Curtis, Boyd Malan, Kurt Butters, Ernie Butters, and
 Keith Billings.

ITEM 2. INVOCATION

The invocation was offered by Councilman Carol Billings.

ITEM 3. CONSENT AGENDA

CORRESPONDENCE:

Letter from Ray Morley
 Miscellaneous correspondence

Business Licenses

Carole Quayle - Country Quayle
 Garnet Stanger - Custom Sewing
 Sheri Holst - Sherie's Salon
 Mas Sumida - Sumida Farm
 Ken Bingham - Vending Machines
 Francis Witt - Duplex
 Melba Jepperson - Duplex
 Michael Nelson - Apartment
 Saunders Outdoor Advertising
 Stan Thompson - Contractor
 Maddox Ranch House
 Maddox Child Care
 Bennie Kay - Aircraft Rebuilders

Verden Chambers - Ken's Classic Iron
 Ed Skrobiszewski - Ed's Enterprises
 Joan Erickson - Erickson Flag Service
 Roy Keith - KOA Kampground
 Joyce Matthews - Matthew's Flowers
 Judy Hartvigsen - Designs From the Heart
 Kevin Pebley - Top Notch Construction
 Sam Bylsma - SHB Distributing
 Craig Hansen - Appraisal Service
 Norm Nelson - W & N Licensing
 Denise Fabiano - Miniature Mercantile
 Ed Christensen - Christensen Auto
 Sue Ann Capener - Hypnotherapist
 Thayne Tagge - Tagge's Famous Fruit

MOTION: Councilman Steve Pettingill made a motion to accept the consent agenda minus the letter from Ray Morley which he wanted to address later. Seconded by Councilman Carol Billings. All approved.

ITEM 4. MINUTES from the previous meeting held October 28, 1999 were read. A motion was made by Councilman Bruce Payne to accept the minutes as amended. Seconded by Councilman Mike Eyster. All approved.

ITEM 5. OLD BUSINESS

400 West was paved today. There was discussion about the lot in Simmons Subdivision which had been deeded to the city for a detention basin. The Council decided the lot needed to be sold. Rather than sell the lot by owner it was suggested that a realtor be contacted.

MOTION: A motion was made by Councilman Steve Pettingill to direct Mayor Allen to contact a realtor to sell lot 22 in Simmons Subdivision. Seconded by Councilman Bruce Payne. Councilman Carol Billings opposed. All others approved.

Mrs. Bylsma reported that at the Planning Commission meeting, it was brought out that Sally Simmons retained property before selling to Bob Davis that would allow the city to complete the road without having to deal with Mr. Davis. There was some discussion about 3600 South. Councilman Steve Pettingill said that he would talk to Jerry Jensen to see if the city's proposal has been accepted by the water users group. Mayor Allen spoke about an article that was printed in the Herald Journal concerning the Pointe Perry project. The article stated that Brigham City did not agree with the use of the property west of the freeway for a commercial development. The mayor stated that he would talk to the Brigham City people quoted in the article.

ITEM 6. SUZANNE CLARK - BRAG - AFFORDABLE HOUSING

Jay Aguilar, representing Bear River Association of Governments (BRAG) spoke about the 21st Century Communities Initiative. BRAG is the coordinating entity for this program. They are helping to coordinate the program that aids communities to deal with growth and change from that growth. BRAG would like to help provide resources for those communities. They now have some funding from the state to get the programs going. Mr. Aguilar offered to help Perry with it's housing plan. All the city has to do to be a part of the program is submit an application and determine who the advisory committee should be. Mr. Aguilar explained more of what the program can do for Perry and listed other communities that have joined the program. He spoke of the affordable housing plan that can be adopted and adjusted by each community.

ITEM 7. CONSIDERATION OF NOTICE OF INTENT TO CREATE A SPECIAL
IMPROVEMENT DISTRICT - JASON BURNINGHAM

Jason Burningham, representing Lewis & Young, updated the Council

on the progress of funding for the Pointe Perry project. There is approval on the line of credit contingent on the development agreement. He presented a resolution that the Council would need to adopt allowing a notice of intent to create a special improvement district for the project. He had the announcements for the newspaper that need to be run for 4 consecutive weeks and then a public hearing would need to be held. This is the initial step that will begin the process.

MOTION: A motion was made by Councilman Bruce Payne to initiate the resolution to consider the notice of intent to create a special improvement district. Seconded by Councilman Mike Eyster. All approved.

ITEM 8. SUBDIVISION APPROVAL:
PRELIMINARY

CHERRY RIDGE II & III

Ernie Butters asked the council about the secondary access road needed for the subdivision. The previous owner had suggested a park and a country road. Mr. Butters was not opposed to a park for part of the property but since the city will be unable to develop the park and road right away, the cost for the road would be on the developer and he would have to sell more lots in another phase to cover those costs. Mr. Butters had several suggestions for a secondary road and a smaller park than was originally proposed. He is willing to work with the city on the secondary access. The City requirement would be a minimum 50 foot road as per Perry City standards.

MOTION: A motion was made by Councilman Bruce Payne to give preliminary approval for Cherry Ridge II & III as per the recommendations of the Planning Commission concerning the secondary road. Seconded by Councilman Des Thomas. Councilman Carol Billings abstained. All others approved.

The letter from Ray Morley on the consent agenda was discussed at this time. Mr. Morley was requesting to purchase the old well that is not being used in the Perry Park and they would pipe the water to their property for secondary use.

MOTION: A motion was made by Councilman Bruce Payne to vacate the well and sell the water rights to Mr. Morley. Seconded by Councilman Mike Eyster. All approved.

ITEM 9. COUNCILMEN REPORTS

STEVEN PETTINGILL:

Citizens have asked that the council address the vacant lot next to the city building. They are willing to donate labor to install sprinklers and plant some type of pasture grass to keep the weeds down. Mayor Allen stated that a committee has been formed to find a site for a new school in Perry. This lot is one of the sites being considered so he asked that we hold off until a decision is made. There is a pipeline through John Baxter's property that could help to drain the runoff water that is soaking his property. It wouldn't take much work to keep Mr. Baxter's property from being flooding. The Flood Control District should be asked to contribute to the project.

MOTION: A motion was made by Councilman Carol Billings to ask Flood Control District to participate in the purchase of materials and labor to help drain John Baxter's property. Seconded by Councilman Mike Eyster. All approved.

CAROL BILLINGS:

Some citizens have volunteered to work on the Anderson park development. The residents would like to see the park ready for next summer. It was decided that a plan would need to be drawn up as to what would be needed for the park. Allen Keller brought in a list of those offering to help and he is willing to help organize labor.

MOTION: A motion was made by Councilman Mike Eyster to approve planning on the park. Seconded by Councilman Steve Pettingill. All approved.

Councilman Billings gave an update on Tony Francis' Eagle project. The railroad ties are not going to work as planned. He would like to use metal pipe instead. It will cost about \$400 instead of the \$200 originally planned.

MOTION: Councilman Steve Pettingill made a motion to approve the change. Seconded by Councilman Des Thomas. All approved.

The city Christmas movie is to be held on the second Saturday in December. Councilman Billings commented that she was pleased with the treatment of Mr. Butters on the subdivision. She felt sad that our own citizens are not treated better.

MIKE EYSTER

The pagers for the First Responders are coming hopefully

tomorrow. Councilman Eyster asked for a \$5000 budget for the year for training, etc. At present there is no budget. There was some concern about the budget and trying to keep costs down. We currently have 8 people willing to be First Responders. Once the program is up and running, the state will provide some further training but we need to get it started. Councilman Pettingill suggested that the council let the next administration take care of that decision.

MOTION: Councilman Mike Eyster made the motion to create a \$5000 budget for the First Responders. Seconded by Councilman Bruce Payne. Councilman Steve Pettingill opposed. All others approved.

Gary Adams did not want as much work done as was proposed on his driveway while Fife was completing 400 West. They did the best they could and asked him to sign a waiver releasing the city from any damage from future storms.

DESMOND THOMAS:

Councilman Thomas asked about dedication of 2250 South Street. Mrs. Bylsma stated that everything is on it's way. Descriptions are ready so that quick claim deeds can be drawn up. Mrs. Bylsma was concerned that the engineering bills from the Pointe Perry project are not in the regular budget and until the financing comes through and reimburse the budget, things will look lopsided on the budget reports. A letter has been received from Shirlene Peck. She references to Craig Call and a possible taking of her property on the re-zoning from agriculture to commercial near 1100 South. Councilman Thomas was concerned that we not ignore a possible problem. He felt we should refer the matter to the attorney for council and said he would call Mr. Call and report to the council.

BRUCE PAYNE:

Councilman Payne asked about the water break by Hillams. The citizens seem to be satisfied with the repairs that were made. He asked about the agreement with Ralph Nielson and 3000 South. It was expected that the power poles would be moved by now. The process is going slowly but is proceeding. Mr. Nielson and Geneva Rock are both concerned that the road work be done soon.

The mayor asked for comment on the letter he had written to Utah Department of Transportation for the speed reduction through Perry.

10. POLICE REPORT

Brigham asked Chief Gunn to fill in on the DARE program for a while at a school in Brigham City. Perry City has been approved on the grant for the digital cameras. The department will be getting the cameras soon.

Chief Gunn spoke of the concern that the citizens expressed about the UTA buses and the speed issue. He stated that the force is short handed right now and the officers can't be in two places at the same time. He proposed that we replace the part time officer position left vacant by Jarvis Whitaker. He would also like to start the process for another grant to hire a new officer in preparation for the need with the Pointe Perry project. The mayor said that he wanted to talk to Chief Gunn about that at another time.

ITEM 11. WARRANTS APPROVAL

The warrants list was passed to Council members for signature of approval. They were 8676 - 8680, 8683 - 8706, 7636 -7639, 7650 - 7667, 7669 -7676, 5048 -5054, 5056 - 5097, 5099 - 5107. A motion was made by Councilman Bruce Payne to pay the warrants. Seconded by Councilman Mike Eyster. All approved. Councilman Carol Billings had left the meeting.

ITEM 12. PAT GAY - SIDEWALK PROPERTY

Mayor Allen had not made contact with Pat Gay yet. Mrs. Bylsma explained a contractor was scheduled to come and do the sidewalk in a week. Mayor Allen said he would call her this week.

ITEM 13. MAINTENANCE REPORT

Engineering work on 2250 South and the highway is being done. As soon as it's done, we will hire someone to do the work for the irrigation box. 2250 South should be paved by Rose Garden subdivision tomorrow. Cherry Ridge has completed their sewer line and will hooked up to the water line this week.

ITEM 14. CANVASS OF THE VOTES

Judy Bylsma reported that there were 805 voters in the recent election. The breakdown was Sue Willems - 463, Dianne Curtis - 415, Dave Neeley - 448, Bruce Payne - 325, Jerry Nelson - 352, and Mike Eyster - 280. The Flood Control was Richard Eskelsen 493, Ed Skrobiszewski 459 and write ins Carol Billings 45, Kim Barnard 13, Norm Nelson 1, John Baxter 8 and LaRon Kuntz 2.

ITEM 15. CLERK REPORT

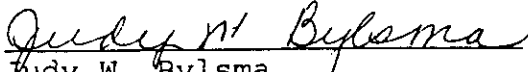
Mrs. Bylsma handed out the ordinance on fencing that the Planning Commission has been working on. She also had a handout that has been put together to give to people coming in for fencing permits. Mrs. Bylsma suggested that the City Council meetings in December be changed because of the holidays.

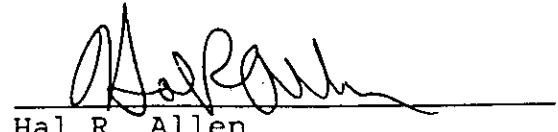
MOTION: Councilman Bruce Payne made a motion to have City Council meeting on Dec. 9. Seconded by Councilman Mike Eyster. Councilman Steve Pettingill opposed. All others approved.

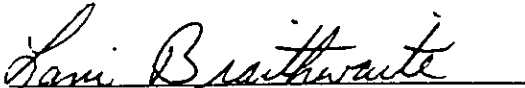
Mrs. Bylsma gave a generic telecommunications ordinance to the council for their consideration. Councilman Eyster will arrange for a friend from another community to come and speak to the council about what they did. A map made by Neil Smith on 2250 South was shown. It showed what could be done to finish the road between 900 West and 1200 West. There was some discussion about what to do concerning some property owners at the intersection and also whether or not to create an improvement district.

ADJOURNMENT.

A motion was made by Councilman Bruce Payne to adjourn the meeting. Seconded by Councilman Mike Eyster. All approved.


Judy W. Bylsma
City Recorder


Hal R. Allen
Mayor


Lani Braithwaite
Minute Clerk

P E R R Y C I T Y

COUNCIL MEETING AGENDA

NOTICE IS HEREBY GIVEN THAT THE COUNCIL OF PERRY CITY WILL HOLD ITS REGULAR COUNCIL MEETING 18 NOVEMBER 1999 IN THE CITY BUILDING, 3005 SOUTH 1200 WEST IN PERRY, WHICH MEETING SHALL BEGIN PROMPTLY AT 7:00 P.M. THE AGENDA SHALL BE AS FOLLOWS:

7:00 1. CALL TO ORDER.

2. INVOCATION.

7:05 3. CONSENT AGENDA.

CORRESPONDENCE:

LETTER FROM RAY MORLEY.

MISCELLANEOUS CORRESPONDENCE.

BUSINESS LICENSES

CAROLE QUAYLE - COUNTRY QUAYLE
GARNET STANGER - CUSTOM SEWING
SHERI HOLST - SHERRIE'S SALON
MAS SUMIDA - SUMIDA FARM
KEN BINGHAM - VENDING MACHINES
FRANCIS WITT - DUPLEX
MELBA JEPPEPERSON - DUPLEX
MICHAEL NELSON 0 APARTMENT
SAUNDERS OUTDOOR ADVERTISING
STAN THOMPSON - CONTRACTOR
MADDOX RANCH HOUSE
MADDOX CHILD CARE
BENNIE KAY - AIRCRAFT REBUILDERS

VERDEN CHAMBERS - KEN'S CLASSIC IRON
ED SKROBISZEWSKI - ED'S ENTERPRISES
JOAN ERICKSON - ERICKSON FLAG SERVICE
ROY KEITH - KOA KAMPGROUND
JOYCE MATTHEWS - MATTHEW'S FLOWERS
KEVIN PEBLEY - TOP NOTCH CONSTRUCTION
JUDY HARTVIGSEN - DESIGNS FROM THE HART
SAM BYLSMA - SHB DISTRIBUTING
CRAIG HANSEN - APPRAISAL SERVICE
NORMAN NELSON - W & N LICENSING
DENISE FABIANO - MINIATURE MERCANTILE
ED CHRISTENSEN - CHRISTENSEN AUTO
SUE ANN CAPENER - HYPNOTHERAPIST
THAYNE TAGGE - TAGGE'S FAMOUS FRUIT

7:10 4. MINUTES FROM THE PREVIOUS MEETING.

7:15 5. OLD BUSINESS.

7:20 6. SUZANNE CLARK - BRAG - AFFORDABLE HOUSING.

7:40 7. CONSIDERATION OF NOTICE OF INTENT TO CREATE A
SPECIAL IMPROVEMENT DISTRICT - JASON
BURNINGHAM.

8:00 8. SUBDIVISION APPROVAL:

PRELIMINARY.

CHERRY RIDGE II & III

8:15 9. COUNCILMEN REPORTS.
 STEVEN PETTINGILL

 CAROL BILLINGS

 MIKE EYSTER

 BRUCE PAYNE

 DES THOMAS

8:30 10. POLICE REPORT.

8:45 11. WARRANTS APPROVAL.

9:00 12. PAT GAY - SIDEWALK PROPERTY.

9:50 13. MAINTENANCE REPORT.

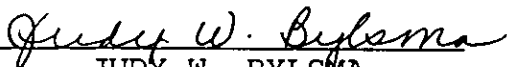
9:15 14. CANVASS OF THE VOTES.

9:25 15. CLERK REPORT.

 MISCELLANEOUS.

 ADJOURNMENT.

DATED THIS 9TH DAY OF NOVEMBER 1999


JUDY W. BYLSMA
CITY RECORDER

CERTIFICATION OF MAILING

The undersigned duly appointed and acting recorder of the City of Perry hereby certifies that a copy of the foregoing notice and agenda was faxed to Box Elder News Journal, 55 South 100 West, Brigham City, Utah and the Ogden Standard Examiner, P.O. Box 951, Ogden, Utah and hand delivered to each member of the governing body, this 9th day of November 1999.

Judy W. Bylsma
Judy W. Bylsma
City Recorder

DESCRIPTION OF DISTRICT

The boundaries of the proposed District shall include properties within the following legal description:

Parcel No, 1: 03-156-0027

Part of the Southwest Quarter of Section 27 and the Northwest Quarter of section 34. Township 9 North, Range 2 West, Salt Lake Base and Meridian to wit: Beginning at a point located South 1671 feet from the Northwest corner of the Southwest Quarter of said Section 27, running thence south 3192.1 feet: thence North 89°52'39" East 1349.6 feet: thence North 0°27'34" East 971.6 feet: thence South 87°22'30" East 1100 feet to the West of right-of-way line of the Union Pacific Railroad right-of-way (abandoned): thence North 4°7'27" East 2000 feet along said right-of-way to the Westerly line of Interstate Highway 15: thence Northwesterly along said Interstate line 230 feet to a point located South 87°06'11" East 2434.8 feet from the point of beginning: thence North 87°06'11" West 2434.8 feet to the point of beginning. Subject to a stock right-of-way over the following: Beginning South 1671 feet from the Northwest corner of the Southwest Quarter of said Section 27, running thence South 1074 feet: thence East 16.5 feet: thence North 1074 feet: thence West 16.5 feet to the point of beginning, which right-of-way shall not be fenced.

Less:

Beginning at a point 29 rods North of the Southwest corner of the Northwest Quarter of Section 34. Township 9 North, Range 2 West, Salt Lake Base and Meridian, running thence North 34-1/2 rods: thence East 78 rods: thence south 34-1/2 rods: thence West 78 rods to the place of beginning.

Parcel No. 2: 03-156-0004

Beginning at a point 29 rods North of the Southwest corner of the Northwest Quarter of Section 34. Township 9 North, Range 2 West, Salt Lake Base and Meridian, running thence North 34-1/2 rods: thence East 78 rods: thence South 34-1/2 rods: thence West 78 rods to the place of beginning.