

RETURNED
AUG 25 2005

STATE OF UTAH



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RICHARD T. MAUGHAN
DAVIS COUNTY, UTAH RECORDER
08/25/2005 09:18 AM
FEE \$0.00 Pgs: 21
DEP RT REC'D FOR CLEARFIELD CITY

OFFICE OF THE LIEUTENANT GOVERNOR

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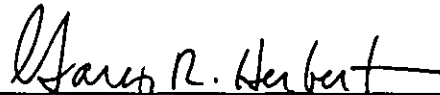
CERTIFICATE OF CREATION

I, GARY R. HERBERT, LIEUTENANT GOVERNOR OF THE STATE OF UTAH, HEREBY CERTIFY THAT there has been filed in my office a notice of creation of the NORTH DAVIS FIRE DISTRICT dated January 10, 2005, complying with Section 17A-2-1311, Utah Code Annotated, 1953, as amended.

NOW, THEREFORE, notice is hereby given to all whom it may concern that the attached is a true and correct copy of the notice of creation, referred to above, on file with the Office of the Lieutenant Governor pertaining to the NORTH DAVIS FIRE DISTRICT, located in Davis County, State of Utah, and that the creation is certified nunc pro tunc as of January 15, 2005.



IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the Great Seal of the State of Utah at Salt Lake City, this 5th day of August, 2005.


GARY R. HERBERT
Lieutenant Governor

**NOTICE OF CREATION OF NORTH
DAVIS FIRE DISTRICT, A UTAH
SPECIAL SERVICE DISTRICT.**

PURSUANT to and in accordance with the provisions of the "Utah Special Service Act" and particularly Section 17A-2-1311(2)(a), Utah Code, Clearfield City (the "Governing Authority") hereby gives Notice to the Lieutenant Governor as follows:

NOTICE

1. Creation of North Davis Fire District.

On October 12, 2004 the Clearfield City Council adopted Resolution No. 2004R-25 (the "Resolution") establishing the North Davis Fire District, Davis County, Utah as a Special Service District in accordance with the requirements and procedures set forth in the Utah Special Service District Act.

2. Attachments to Notice.

Attached to this Notice are the following:

- (a) A copy of the Resolution.
- (b) A map showing the boundaries of the Special Service District, prepared and certified by a licensed surveyor.

3. Certification by Governing Authority.

In accordance with the provisions of Section 17A-2-1311-2(c), Utah Code, the Governing Authority hereby certifies that all requirements for the establishment of the North

Davis Fire District as a Special Service District have been complied with in accordance with the requirements and procedures of the Utah Special Service District Act.

DATED this 10th day of January, 2005.



CLEARFIELD CITY,
a Municipal Corporation

By: Thomas C. Waggoner
THOMAS C. WAGGONER,
Mayor

ATTEST:

Nancy R. Dean
NANCY R. DEAN,
City Recorder

CERTIFICATION

STATE OF UTAH)
 : ss.
COUNTY OF DAVIS)

I hereby certify that I am the City Recorder of Clearfield City, a Municipal Corporation of the State of Utah; that the above and foregoing Notice is a full, true and correct copy of the said Notice and accurately reflects the actions taken by the Clearfield City Council (the "Governing Authority") in connection with creation of the North Davis Fire District as a Utah Special Service District. That there are no provisions in the law applicable to the Notice conflicting with said Notice, and that the said Notice has not been modified or revoked and still remains in full force and effect.

IN WITNESS WHEREOF, I have hereto set my hand and seal as City Recorder of said Clearfield City, this 10th day of January, 2005.



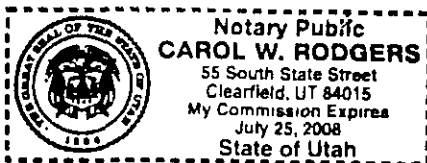
CLEARFIELD CITY,
a Municipal Corporation

By: Nancy R. Dean
NANCY R. DEAN,
City Recorder

Subscribed and sworn to before me this 10th day of January, 2005

Carol W. Rodgers
NOTARY PUBLIC
Residing at: Davis County
My Commission Expires:
July 25, 2008

(SEAL)



CLEARFIELD CITY RESOLUTION NO. 2004R-25

**A RESOLUTION ESTABLISHING THE NORTH DAVIS
FIRE DISTRICT AS A SPECIAL SERVICE DISTRICT,
DAVIS COUNTY, UTAH, PROVIDING FOR THE
ESTABLISHMENT OF AN ADMINISTRATIVE
CONTROL BOARD AS THE GOVERNING
AUTHORITY THEREOF, PROVIDING FOR OTHER
RELATED MATTERS AND AN EFFECTIVE DATE.**

WHEREAS, pursuant to a resolution (the "Resolution"), adopted on August 10, 2004, the Clearfield City Council of Clearfield City, Davis County, State of Utah (the "Council") gave notice of its intention to create a special service district pursuant to the provisions of the "Utah Special Service District Act," §§ 17A-2-1301, et seq., Utah Code Annotated, 1953 (the "Act"), to be known as "North Davis Fire District" (hereinafter referred to as the "District"), having the boundaries set out in Section 2 hereof, to provide fire protection, emergency medical and ambulance services and consolidated 911 and emergency dispatch services; and,

WHEREAS, pursuant to the Resolution the Council ordered that a public hearing be held on September 14, 2004, at 7:00 P.M., at the regular meeting place of the Council in the Clearfield City Hall, in Clearfield City, Utah, on the establishment of the District; and,

WHEREAS, public notice of said intention and of the time and place of said public hearing was given by the City Recorder through the publication of an appropriate

notice published in the Standard-Examiner, a newspaper published and of general circulation in Clearfield City and West Point City, Davis County, Utah, once a week during three (3) consecutive weeks on August 22nd, August 29th, and September 5th, 2004, the first of such publications having been not less than twenty-one (21) days nor more than thirty-five (35) days prior to the date of the public hearing; and,

WHEREAS, Said public hearing was held pursuant to said notice at the aforesaid time and place. The Council received no public comment at the public hearing and no protests have been filed. The time for filing protests as provided in § 17A-2-1309, Utah Code Annotated, 1953, as amended, has expired; and,

WHEREAS, on August 17, 2004, the Council filed a certified copy of the Resolution with the City Recorder for West Point City, together with the request of the Council that the governing authority of West Point City consent to the inclusion of West Point City within the boundaries of the proposed District; and,

WHEREAS, the Resolution provided for inclusion of the entire area of West Point City, Utah within the boundaries of the proposed District; and,

WHEREAS, the City Council of West Point City, Utah held a public hearing on the question of inclusion of West Point City within the boundaries of the proposed District; and,

WHEREAS, the West Point City Council adopted Resolution No. 09-07-2004 on September 7, 2004 (the "West Point City Resolution") approving creation of the proposed District and inclusion of West Point City, Utah; and,

WHEREAS, a certified copy of said West Point City Resolution was filed with the Council as required by and in accordance with the Act; and,

WHEREAS, it is provided in §17A-2-1326, Utah Code Annotated, 1953, as amended, that the governing authority which has established a service district pursuant to the provisions of the Act, may, by resolution adopted at the time of the establishment of the District create an Administrative Control Board; and,

WHEREAS, the Council desires to create an Administrative Control Board for the District which shall consist of seven (7) persons, the Administrative Control Board to constitute the governing authority of the District as provided in § 17A-2-1326, Utah Code Annotated, 1953, as amended;

NOW, THEREFORE, BE IT HEREBY RESOLVED by the City Council of Clearfield City, Davis County, Utah, as follows:

Section 1.

(a) That public notice of the hearing upon the establishment of the District was given by the City Recorder of Clearfield City as required by the Act.

(b) That on August 17, 2004, the City Recorder filed a certified copy of the Resolution with the City Recorder of West Point, Utah, together with the request of the Council that the governing authority of such City consent to the inclusion of said City within the boundaries of the proposed District.

(c) That by Resolution duly adopted on September 7, 2004, the City Council of West Point City, Utah, consented to the inclusion of such City within the boundaries of the proposed District by adoption of the West Point City Resolution.

(d) That no written protests against the establishment of the District, at or prior to the public hearing or at any time since, have been filed.

(e) That a public hearing on the establishment of the District was held and conducted by the Council as required by the Act and the Resolution giving notice thereof, on September 14, 2004, at 7:00 o'clock P.M. at the regular meeting place of the Council in the Clearfield City Hall, in Clearfield City, Utah, at which public hearing the Council gave an opportunity to all interested persons desiring to be heard. There were no public comments at the hearing.

(f) That after careful consideration of all factors involved, it has been and is hereby found, determined and declared that all property included within the boundaries of the District, as such boundaries are set out in the Resolution will be benefitted by the

services to be furnished by the proposed District, and that all proceedings taken in establishing the District have been in compliance with law and the Act.

Section 2.

That there is hereby established a special service district within Davis County, Utah, to be known as "North Davis Fire District." The boundaries of the District shall be as follows:

CLEARFIELD CITY BOUNDARY

Beginning at the West Quarter corner of Section 35, Township 5 North, Range 2 West, Salt Lake Base and Meridian and running thence: S89°56'38"E 2,654.06 feet to the center of Section 35, thence S89°56'38"E 2,651.80 feet to the East Quarter corner of said Section 35, thence S89°57'43"E 2,653.65 feet to the center of Section 36, Township 5 North, Range 2 West, Salt Lake Base and Meridian, thence S00°05'35"W 2,644.17 feet to the South Quarter corner of said Section 36; thence S89°53'36"E 2,646.60 feet to the Northeast corner of Section 1, Township 4 North, Range 2 West, Salt Lake Base and Meridian, thence S00°09'31 "W 2,648.60 feet to the East Quarter corner of said Section 1; thence S89°43'45"E 2,631.91 feet to the center of Section 6, Township 4 North, Range 1 West, Salt Lake Base and Meridian; thence S45°17'05"E 1,850.52 feet, thence S56°46'06"E 346.70 feet, thence S56°37'37"E 350.85 feet, thence South 78.00 feet, thence S57°50'02"E 893.27 feet, thence S00°55'20"W 205.46 feet; thence East 162.48 feet; thence South 132.62 feet; thence West 177.07 feet to the Southeast corner of said Section 6; thence S00°10'10"W 2,641.10 feet to the East Quarter corner of Section 7, Township 4 North, Range 1 West, Salt Lake Base and Meridian; thence S00°10'30"W 1,320.63 feet to the Southeast corner of the Northeast Quarter of the Southeast Quarter of said Section 7;

thence S89°44'50"W 2,641.98 feet to the Southwest corner of the Northwest Quarter of the Southeast Quarter of said Section 7; thence S00°03'10 "W 479.93 feet; thence S89°36'00"W 1,722.13 feet to the Westerly right of way line of U.S. Highway 91, thence S36°47'00"E 196.17 feet along said right of way line; thence S72°30'17"W 206.93 feet; thence N36°46'50"W 156.59 feet; thence West 444.58 feet; thence South 165.00 feet; thence West 264.00 feet; thence S00°06'05"W 611.70 feet to the South line of Section 7; thence S89°47' 00"W 33.00 feet to the Southwest corner of Section 7, Township 4 North, Range 1 West, Salt Lake Base and Meridian; thence N89°52'40"W 33.00 along the North line of Section 13, Township 4 North, Range 2 West, Salt Lake Base and Meridian; thence S00°11'57"W 1,198.23 feet; thence S29°56'00"E 65.74 feet; thence SO0°11'57"W 475.00 feet; thence N89°51'00"W 33.00 feet; thence S00° 11'57"W 879.80 feet to the South line of Section 13, Township 4 North, Range 2 West, Salt Lake Base and Meridian; thence N89°49'49"W 2,620.07 feet to the center of said Section 13; thence N89°49'49"W 1,327.98 feet along the South line of the Northwest Quarter of said Section 13; thence S00°07'05"W 2,604.21 feet along the center of the Southwest Quarter of said Section 13; thence N89° 50'13"W 1,358.49 feet; thence N00°15'01"E 200.50 feet; thence S89°50'13"E 32.50 feet to the West line of said Section 13; thence N00°15'01 "E 549.75 feet along the East line of Section 14, Township 4 North, Range 2 West, Salt Lake Base and Meridian; thence N89°56'35"W 2,642.70 feet to the West line of the Southeast Quarter of said Section 14; thence N00°1 1'26"E 1,851.93 feet to the center of said Section 14; thence N00°1 1'26"E 2,638.20 feet to the North Quarter corner of said Section 14; thence N89°59'50"W 2,643.43 feet to the Southwest corner of Section 11, Township 4 North, Range 2 West, Salt Lake Base and Meridian; thence N00°07'41"E 2,639.39 feet to the East Quarter corner of Section 10, Township 4 North, Range 2 West, Salt Lake Base and Meridian; thence N89°59'35"W 2,656.10 feet to the center of said Section 10, thence N00°09'27"E 1,321.78 feet; thence S89°17'06"E 335.57 feet; thence N00°07'18"E

1,321.15 feet to the North line of said Section 10; thence S89°56' 33"E 22.46 feet along the South line of Section 3, Township 4 North, Range 2 West, Salt Lake Base and Meridian; thence N72°03'00"E 2,417.38 feet to the East line of said Section 3; thence N00°07'00"E 1,892.51 feet to the East Quarter corner of said Section 3; thence N89°56'57"W 2,654.42 feet to the center of said Section 3; thence N00°08'15"E 2,626.43 feet to the North Quarter corner of said Section 3; thence S89°56'05"E 432.19 feet along the South line of Section 34, Township 5 North, Range 2 West, Salt Lake Base and Meridian, thence N00°06'39"E 436.34 feet; thence N89°55'52"W 100.44 feet; thence N00°07'10"E 885.91 feet; thence S89°48'50"E 997.17 feet; thence N00°04'50"W 990.00 feet along the East line of the Northwest Quarter of the Southeast Quarter said Section 34; thence N89°55'10"E 1,320.00 feet to the East line of said Section 34; thence N00°04'50"W 330.00 to the East Quarter corner of said Section 34 and the point of Beginning.

Contains approximately 4,902 acres.

WEST POINT CITY BOUNDARY DESCRIPTION

1. Beginning at the Center of Section 3; thence,
2. N89°56'57"W 2654.37' along the South line of the Northwest Quarter of Section 3 of T 4 N, R 2 W, SLB & M to the West Quarter corner of Section 3 of T 4 N, R 2 W, SLB & M; thence,
3. N 89°53'19" W 2651.62' along the South line of the Northeast Quarter of Section 4 of T 4 N, R 2 W, SLB & M to the Center of Section 4 of T 4 N, R 2 W, SLB & M; thence,
4. N 89°53'19" W 2648.20' along the South line of the Northwest Quarter of Section 4 of T 4 N, R 2 W, SLB & M to the West Quarter corner of Section 4 of T 4 N, R 2 W, SLB & M; thence,

5. N 89°48'32" W 2657.36' along the South line of the Northeast Quarter of Section 5 of T 4 N, R 2 W, SLB & M to the Center of Section 5 of T 4 N, R 2 W, SLB & M; thence,
6. S 00°05'53" W 2633.65' along the East line of the Southwest Quarter of Section 5 of T 4 N, R 2 W, SLB & M to the South Quarter corner of Section 5 of T 4 N, R 2 W, SLB & M; thence,
7. N 9°53'03" W 2650.64' along the South line of the Southwest Quarter of Section 5 of T 4 N, R 2 W, SLB & M to the Southeast Quarter corner of Section 6 of T 4 N, R 2 W, SLB & M; thence,
8. S 9°54'32" W 2651.16' along the South line of the Southeast Quarter of Section 6 of T 4 N, R 2 W, SLB & M to the South Quarter corner of Section 6 of T 4 N, R 2 W, SLB & M; thence,
9. S 00°14'47" W 1185.77' along the West line of the Northeast Quarter of Section 7 of T 4 N, R 2 W, SLB & M; thence,
10. N 89°17'27" E 1327.81'; thence,
11. S 01°13'08" W 154.32'; thence,
12. N 90°00'00" E 663.11'; thence,
13. S 00°08'34" W 1316.38' to the South line of the Northeast Quarter of Section 7 of T 4 N, R 2 W, SLB & M; thence,
14. N 89°57'53" W 1990.49' along the South line of the Northeast Quarter of Section 7 of T 4 N, R 2 W, SLB & M to the Center of Section 7 of T 4 N, R 2 W, SLB & M; thence,
15. N 00°14'47" E 713.71' along the West line of the Northeast Quarter of Section 7 of T 4 N, R 2 W, SLB & M; thence,
16. S 89°48'55" W 1016.30'; thence,
17. N 06°22'54" W 502.09'; thence,

18. S 85°21'52" W 243.72'; thence,
19. N 01°50'51" W 101.82'; thence,
20. S 89°23'26" W 308.59'; thence,
21. S 89°48'50" W 1011.08'to the West line of the Northwest Quarter of Section 7 of T 4 N, R 2 W, SLB & M; thence,
22. N 00°18'06" E 1328.22' along the West line of the Northwest Quarter to the Southwest corner of the South Quarter corner of Section 6 of T 4 N, R 2 W, SLB & M; thence,
23. N 00°12'07" E 2638.98' along the West line of the Southwest Quarter of Section 6 of T 4 N, R 2 W, SLB & M to the West Quarter corner of Section 4 of T 4 N, R 2 W, SLB & M; thence,
24. N 00°03'24" W 2496.52' along the West line of the Northwest Quarter of Section 6 of T 4 N, R 2 W, SLB & M; thence,
25. N 90°00'00" W 1322.94'; thence,
26. N 00°00'00" E 7294.22'; thence,
27. N 03°48'51" W 49.35'to the Howard Slough; thence along the Howard Slough for the next 27 courses,
28. N 45°00'00" E 199.63'; thence,
29. N 51°04'21" E 219.43'; thence,
30. N 58°42'25" E 195.92'; thence,
31. N 41°38'01" E 79.06'; thence,
32. N 73°29'44" E 92.44'; thence,
33. N 79°41'43" E 36.70'; thence,
34. N 84°03'11" E 158.42'; thence,
35. N 59°02'10" E 95.71'; thence,
36. N 69°13'40" E 101.82'; thence,

37. N 63°26'06" E 88.08'; thence,
38. N 21°35'43" E 169.47'; thence,
39. N 45°00'00" E 74.28'; thence,
40. N 41°11'09" E 34.90'; thence,
41. N 46°58'30" E 67.36';thence,
42. N 32°54'19" E 132.94'; thence,
43. N 86°38'01" E 55.90'; thence,
44. N 86°49'13" E 59.18'; thence,
45. N 36°01'39" E 44.65'; thence,
46. N 40°48'54" E 95.43'; thence,
47. N 67°37'12" E 120.70'; thence,
48. N 14°02'10" E 108.28'; thence,
49. N 62°49'08" E 273.08'; thence,
50. N 77°11'45" E 148.12'; thence,
51. N 34°47'21" E 379.73'; thence,
52. N 78°41'24" E 200.86'; thence,
53. N 27°21'00" E 107.18'; thence,
54. N 00°00'00" E 157.57'; thence,
55. N 89°51'57" E 2806.73'; thence,
56. N 00°00'00" E 75.50'; thence,
57. N 90°00'00" E 679.53'; thence,
58. S 02°29'22" E 75.57'; thence,
59. S 89°49'39" E 3272.89'to the East line of the Northwest Quarter of Section 29 of
T 5 N, R 2 W, SLB & M; thence,

60. S 00°04' 13" W 1311.94' along the East line of the Northwest Quarter of Section 29 of T 5 N, R 2 W, SLB & M to the Center of Section 29 of T 5 N, R 2 W, SLB & M; thence,
61. S 00°00'07" E 2645 39' along the West line of the Southeast Quarter of Section 29 of T 5 N, R 2 W, SLB & M to the South Quarter corner of Section 29 of T 5 N, R 2 W, SLB & M; thence,
62. S 89°58'11" E 2658.58' along the South line of the Southeast Quarter of Section 29 of T 5 N, R 2 W, SLB & M to the Southeast Quarter corner of Section 29 of T 5 N, R 2 W, SLB & M; thence,
63. S 00°01'48" E 2645.89' along the East line of the Northeast Quarter of Section 32 of T 5 N, R 2 W, SLB & M to the East Quarter corner of Section 32 of T 5 N, R 2 W, SLB & M; thence,
64. S 89°58'53" E 2658.00' along the North line of the Southwest Quarter of Section 33 of T 5 N, R 2 W, SLB & M to the Center of Section 32 of T 5 N, R 2 W, SLB & M; thence,
65. S 89°58'53" E 2652.94' along the North line of the Southeast Quarter of Section 33 of T 5 N, R 2 W, SLB & M to the East Quarter corner of Section 33 of T 5 N, R 2 W, SLB & M; thence,
66. S 89°54'35" E 1348.17' along the North line of the Southwest Quarter of Section 34 of T 5 N, R 2 W, SLB & M; thence,
67. S 00°17'02" W 1329.17'; thence,
68. S 89°51'23" E 1291.62'; thence,
69. S 00°08'53" W 1307.05' along the East line of the Southwest Quarter of Section 34 of T 5 N, R 2 W, SLB & M to the South Quarter corner of Section 34 of T 5 N, R 2 W, SLB & M; thence,

70. S 00°08' 15" W 2626.43' along the East line of the Northwest Quarter of Section 3 of T 4 N, R 2 W, SLB & M to the Center of Section 3 of T 4 N, R 2 W, SLB & M, to the POB.

SECTION 3.

That the District is created for the purpose of providing facilities and equipment for fire protection, emergency medical and ambulance services and consolidated 911 and emergency dispatch services within the area included within its boundaries, through facilities or systems acquired or constructed for that purpose through construction, purchase, lease, contract, gift, condemnation or any combination thereof.

SECTION 4.

That the Council hereby finds and determines that neither more than fifty percent (50%) of the qualified voters of the territory proposed to be included within the District, nor the owners of more than fifty percent (50%) of the taxable value of the taxable property included within the District, has filed written protests with the City Recorder against (1) the establishment of the District, or (2) a specified type or types of services within the District

Section 5.

That any person who, within fifteen (15) days afer the conclusion of the public hearing held on September 14, 2004, filed a written protest with the City Recorder against the establishment of the District or against the furnishing of a specified type or types of

services within the District and who is a qualified voter residing within the District or whose property has been included within the boundaries of the District notwithstanding such protest, may, within thirty (30) days after the adoption of this resolution, apply to the District Court of the Second Judicial District for a writ of review of the actions of the Council in establishing the District. Under §17A-2-1311, Utah Code Annotated, 1953, as amended. The only grounds upon which a person may apply for a writ of review is that the protestor's property will not be benefitted by one or more of the types of services authorized to be furnished by the District or upon the ground that the proceedings taken in establishing the District violated the law.

A failure timely to apply for a writ of review forecloses the right of all owners of property or qualified voters within the District herein established to object further.

Section 6.

That the District shall be a separate body politic and corporate and a quasi-municipal public corporation distinct from Clearfield City, Utah, and each municipality in which the District is located. Nevertheless, the Council as it exists from time to time, shall control and have supervisory authority over all activities of the District, except that the Council may, as provided in Section 7 hereof, by resolution delegate to an Administrative Control Board established under § 17A-2-1326, Utah Code Annotated,

1953, as amended, the performance of any such activities and the exercise of any rights, powers and authority granted to the District under the Act.

Section 7.

That there is hereby created as the governing authority of the District an Administrative Control Board under § 17A-2-1326, Utah Code Annotated, 1953, as amended, which shall consist of Seven (7) persons. The initial members of the Administrative Control Board shall be appointed by a resolution of the Council at a later date

Three (3) of the members initially appointed shall serve two(2) year terms and four (4) of the members initially appointed shall serve four (4) year terms. The initial terms shall be determined by lot. After the initial terms all terms shall be for four (4) years.

Section 8.

That the budget of the District shall be adopted and administered by the Administrative Control Board and said budget shall be separate from the general Clearfield City, Utah budget.

Section 9.

That the Administrative Control Board shall act as the governing authority of the District pursuant to the provisions of the Act, with full power and authority to exercise

any of the rights, powers and authority of a special service district, including without limitation all or any of the powers provided in the Act; provided, however, that the Administrative Control Board shall have no power to (a) levy a tax on the taxable property of the District, (b) issue bonds payable from taxes, (c) call or hold an election for the authorization of the tax or bonds, or (d) perform any other act prohibited from being delegated to the Administrative Control Board under § 17A-2-1326, Utah Code Annotated 1953, as amended.

Section 10.

That the Council may, from time to time, hereafter by resolution duly adopted delegate such additional powers to the Administrative Control Board as may be specified in such resolution; provided, however, that any delegation to the Administrative Control Board contained in this or any subsequent resolution may, as provided in § 17A-2-1326, Utah Code Annotated, 1953, as amended, be revoked, in whole or in part, by resolution of the Council hereafter adopted.

Section 11.

That pursuant to §§ 17A-2-1326 and 17B-2-404, Utah Code Annotated, 1953, as amended, the Council shall establish the compensation of the members of the Administrative Control Board at the time of appointment of the initial members of the Administrative Control Board. Such further compensation shall be hereafter set by

resolution of the Administrative Control Board. The Council hereby further authorizes the Administrative Control Board to employ staff commensurate with the duties and functions assigned to it hereunder.

Section 12.

That upon appointment the City Recorder shall advise the initial members of the Administrative Control Board of their appointment and shall fix a time and place for the initial organizational meeting of the Administrative Control Board. The Administrative Control Board shall, at the organizational meeting, after subscribing to their oaths of office, elect from their members a chairman and a secretary, and appoint such other officers as the Administrative Control Board shall deem necessary and desirable. The Administrative Control Board shall adopt bylaws, which bylaws shall be approved by the District Attorney as to form and content.

Section 13.

That pursuant to the requirements of § 17A-2-1311, Utah Code Annotated, 1953, as amended, the Council will file a notification of establishment of the District with the Lieutenant Governor within ninety (90) days after the adoption of this resolution, accompanied by (a) a copy of this resolution approving establishment of the District; (b) a map showing the boundaries of the District prepared and certified by a licensed surveyor;

and, (c) a certification by the Council that all requirements have been complied with for establishment of the District.

Section 14.

That all acts and resolutions in conflict with this resolution or any part thereof are hereby repealed.

Section 15.

That this resolution shall be effective immediately upon passage and adoption.

PASSED AND ADOPTED this 12th day of October, 2004.



CLEARFIELD CITY,
a Municipal Corporation

By: Thomas C. Waggoner
THOMAS C. WAGGONER,
Mayor

ATTEST:

Nancy R. Dean
NANCY R. DEAN,
City Recorder

VOTE OF THE COUNCIL

AYE: Councilmembers Barlow, Fryer, Sprague, Wood

NAY: None

ABSENT: Councilmember Anderson