

Eagle Mountain, Utah

**Resolution No. 19-99**

December 7, 1999

A regular meeting of the Town Council of Eagle Mountain, Utah County, Utah was held on Tuesday, the 7th day of December, 1999, at the hour of 7:00 p.m., at 1680 E. Heritage Drive, in Eagle Mountain, Utah, at which meeting there were present and answering roll call the following members who constituted a quorum:

Robert E. Bateman	Mayor
Diane Bradshaw	Councilmember
William Chipman	Councilmember
Dan Valentine	Councilmember

Also present:

Janet Valentine	Town Clerk
John D Newman	Town Administrator

Absent:  
NONE

After the meeting had been duly called to order and other matters not pertinent to this resolution had been discussed, the Town Clerk presented to the Town Council a Certificate of Compliance with Open Meeting Law with respect to this December 7, 1999, meeting, a copy of which is attached hereto as Exhibit "A".

Councilmember Diane Bradshaw introduced the following resolution in writing, which was read in its entirety, and moved its adoption:

**RESOLUTION NO.19-99**

A RESOLUTION DECLARING THE INTENTION OF THE TOWN COUNCIL OF EAGLE MOUNTAIN, UTAH COUNTY, STATE OF UTAH, TO ACQUIRE AND INSTALL NATURAL GAS UTILITY IMPROVEMENTS AND ALL OTHER MISCELLANEOUS WORK NECESSARY TO COMPLETE SAID IMPROVEMENTS IN A PROPER WORKMANLIKE MANNER; TO CREATE EAGLE MOUNTAIN, UTAH SPECIAL IMPROVEMENT DISTRICT NO. 99-1 (CEDAR PASS); TO DEFRAY THE COST AND EXPENSES OF SAID IMPROVEMENT DISTRICT BY SPECIAL ASSESSMENTS TO BE LEVIED AGAINST THE PROPERTY BENEFITTED BY SUCH IMPROVEMENTS; TO PROVIDE NOTICE OF INTENTION TO AUTHORIZE SUCH IMPROVEMENTS AND TO FIX A TIME AND PLACE FOR PROTESTS AGAINST SUCH IMPROVEMENTS OR THE CREATION OF SAID DISTRICT; TO DECLARE ITS OFFICIAL INTENT TO REIMBURSE ITSELF FOR EXPENDITURES PAID BY IT PRIOR TO THE SALE OF BONDS; AND RELATED MATTERS.

BE IT RESOLVED by the Town Council of Eagle Mountain, Utah County, Utah:

Section 1. The Town Council of the Town hereby determines that it will be in the best interest of the Town to acquire and install natural gas utility improvements (collectively, the "Improvements"), and to complete the whole in a proper and workmanlike manner according to plans, profiles and specifications on file in the Office of the Engineer. In order to finance the costs of the Improvements, the Town proposes to create and establish a special improvement district. A description of the proposed special improvement district is more particularly described in the Notice of Intention to construct the proposed improvements hereinafter set forth.

Section 2. The proposed district shall be known as "Eagle Mountain, Utah Special Improvement District No. 99-1 (Cedar Pass)" (the "District").

Section 3. The cost and expenses of the proposed Improvements shall be paid by a special assessment to be levied against the property fronting or abutting upon or adjacent to the improvements or which may be affected or specially benefitted by any of such Improvements, such assessment to be paid in not more than fifteen (15) annual installments with interest on the unpaid balance until due and paid. An allowance shall be made for corner lots, where applicable.

Section 4. Written protests against the proposed improvements or against the creation of the District must be presented and filed in the Office of the Town Clerk on or before Tuesday, the 11th day of January, 2000, at the hour of 5:00 p.m. Thereafter at 7:00 p.m. on Wednesday, the 12th day of January, 2000, at 4114 North 1680 East, Eagle Mountain, Utah, any such protests shall be heard and considered by the Town Council. The Town Clerk is hereby directed to give notice of intention to make the proposed improvements and of the time within which protests against the proposed improvements or the creation of the District may be filed and the date when such protests will be heard and considered by publishing a notice of intention to create the District in the Lehi Free Press, a newspaper of general circulation in the Town, said notice to be published four times, once during each week for four consecutive weeks, the last publication to be not less than five (5) nor more than twenty (20) days prior to the time fixed in the notice as the last day for the filing of protests. In addition, the Town Clerk shall mail a copy of such notice by United States Mail, postage prepaid, to each owner of land to be assessed

within the proposed District at the last known address of such owner, using for such purpose the names and addresses of said owners appearing on the last completed real property assessment rolls of Utah County, and, in addition, a copy of such notice shall be mailed, postage prepaid, addressed to "Owner" at the street number of each piece of improved property to be affected by the assessment, said notices to be so mailed not later than ten (10) days after the first publication of the Notice of Intention. If a street number has not been so assigned, then the post office box, rural route number, or any other mailing address of the improved property shall be used for the mailing of the Notice. Said Notice shall be in substantially the following form:

## NOTICE OF INTENTION

PUBLIC NOTICE IS HEREBY GIVEN that on the 7th day of December, 1999, the Town Council of Eagle Mountain, Utah County, Utah (the "Town"), adopted a resolution declaring its intention to create a special improvement district to be known as Eagle Mountain, Utah Special Improvement District No. 99-1 (Cedar Pass) (the "District"). It is the intention of the Town council to make the improvements described herein within the District and to levy special assessments as provided in Title 17A, Chapter 3, Part 3, Utah Code Annotated 1953, as amended, on the real estate lying within the District for the benefit of which such assessments are to be expended in the making of such improvements.

## DESCRIPTION OF DISTRICT

The boundaries of the proposed District shall coincide with the legal description set forth in Exhibit "A", all being located within the Town limits of Eagle Mountain, Utah.

## INTENDED IMPROVEMENTS

The improvements (the "Improvements") will consist of a natural gas distribution system to provide natural gas distribution to the 235 lots platted within the boundaries of the District. The distribution system will include approximately 22,000 feet of 4" polyethylene gas main, 42,000 feet of 2" polyethylene gas main, 20,000 feet of ¾" polyethylene gas main, and all associated valves and fittings required to render the system complete.

The proposed location of said Improvements is shown on the map attached hereto as Exhibit "B" and incorporated by reference.

## ESTIMATED COST OF IMPROVEMENTS

The total cost of Improvements in the District as estimated by the Engineer is \$576,000, of which the Town will pay \$0, leaving a remainder of \$576,000 which shall be paid by a special assessment to be levied against the property which may be affected or specifically benefitted by such Improvements. The Town Council has determined that the platted lots within the boundaries of the proposed District shall be benefitted by the proposed Improvements as indicated on the map attached hereto as Exhibit "B". The property owners' portion of the total estimated cost of the Improvements may be financed during the construction period by the use of interim warrants, in which case the interest on said warrants will be assessed to the property owners. In lieu of utilizing a guaranty

fund, the Town intends to create a special reserve fund to secure payment of the special assessment bonds (the "Bonds") the Town anticipates issuing to finance the proposed Improvements. The reserve fund will be initially funded with proceeds of the Bonds in an amount equal to approximately \$57,600. The Town anticipates applying moneys remaining in the reserve fund to the final payment on the Bonds which, in turn, would offset the final assessment payments to be made by the owners of property benefitted by such Improvements, all of which will be further described in the assessment ordinance to be adopted by the Town. In addition, the estimated costs of assessment include estimated overhead costs which the Town projects to incur in the creation and administration of the District. The estimated cost to be assessed against the properties within the District and the method of assessment shall be as follows:

*	<u>Improvements</u>	<u>Area within District</u>	<u>Estimated Assessment<sup>t</sup></u>	<u>Method of Assessment</u>
	Natural Gas Improvements	Cedar Pass Ranch	\$2,980	Per lot
		North Ranch	\$2,263	Per lot

LEVY OF ASSESSMENTS

It is the intention of the Town Council to levy assessments as provided by the laws of Utah on all parcels and lots of real property to be benefitted by the proposed Improvements within the District. The purpose of the assessment and levy is to pay those costs of the Improvements which the Town will not assume and pay. The method of assessment shall be based on a per lot basis, as set forth herein.

The assessments may be paid by property owners in not more than fifteen (15) annual installments with interest on the unpaid balance at a rate or rates fixed by the Town Council, or the whole or any part of the assessment may be paid without interest within fifteen (15) days after the ordinance levying the assessment becomes effective. The assessments shall be levied according to the benefits to be derived by each property within the District. Other payment provisions and enforcement remedies shall be in accordance with Title 17A, Chapter 3, Part 3, Utah Code Annotated 1953, as amended.

A map of the proposed District, copies of plans, profiles and specifications of the proposed Improvements and other related information are on file in the office of the Engineer who will make such information available to all interested persons.

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\*The variation in assessments between Cedar Pass Ranch and Cedar Pass North results from the fact that the lots in Cedar Pass Ranch are larger than the lots in Cedar Pass North, thereby increasing the costs of installing the same improvements.

## TIME FOR FILING PROTESTS

Any person who is the owner of record of property to be assessed in the District described in this Notice of Intention shall have the right to file in writing a protest against the creation of the District or to make any other objections relating thereto. Protests shall describe or otherwise identify the property owned of record by the person or persons making the protest and shall indicate the total acreage represented by said protest. Protests shall be filed with the Town Clerk of Eagle Mountain, Utah, on or before 5:00 p.m. on Tuesday the 11th day of January, 2000. Thereafter at 7:00 p.m. on the 12th day of January, 2000, the Town Council will meet in public meeting at the offices of the Town Council at 4114 North 1680 East, Eagle Mountain, Utah to consider all protests so filed and hear all objections relating to the proposed District.

After such consideration and determination, the Town Council shall adopt a resolution either abandoning the District or creating the District either as described in this Notice of Intention or with deletions and changes made as authorized by law, but the Town Council shall abandon the District and not create the same if the necessary number of protests as provided herein have been filed on or before the time specified in this Notice of Intention for the filing of protests after eliminating from such filed protests: (i) protests relating to property or relating to a type of Improvement which has been deleted from the District and (ii) protests which have been withdrawn in writing prior to the conclusion of the hearing. The necessary number of protests shall mean protests representing one-half of the total lots to be assessed.

BY ORDER OF THE TOWN COUNCIL OF EAGLE MOUNTAIN, UTAH

/s/ Janet Valentine  
Town Clerk

Published in the Lehi Free Press.

Publication Dates: December 15, 22, 29, 1999 and January 5, 2000.

EXHIBIT "A"

BOUNDARY OF THE DISTRICT

The proposed District will include the following described property:

Special Improvement District 98-2

(Cedar Pass Ranch)

Beginning at the Southwest Corner of Section 19, Township 5 South, Range 1 West, Salt Lake Base and Meridian; thence North  $00^{\circ} 48' 00''$  East along the section line 2589.67 feet; thence North  $88^{\circ} 37' 09''$  West 2669.58 feet; thence North  $00^{\circ} 45' 19''$  East 2413.67 feet; thence North  $74^{\circ} 043' 48''$  East 919.08 feet; thence South  $89^{\circ} 19' 12''$  East 1187.56 feet; thence North  $53^{\circ} 20' 46''$  West 147.95 feet; thence North  $53^{\circ} 17' 00''$  East 576.92 feet; thence North  $74^{\circ} 43' 48''$  East 635.27 feet; thence South  $21^{\circ} 38' 44''$  East 471.75 feet; thence South  $15^{\circ} 24' 49''$  West 6.66 feet; thence South  $12^{\circ} 11' 54''$  East 116.21 feet; thence South  $12^{\circ} 01' 05''$  East 57.32 feet; thence South  $89^{\circ} 18' 23''$  East 1890.84 feet; thence North  $00^{\circ} 31' 40''$  East 172.16 feet; thence South  $89^{\circ} 29' 31''$  East 2658.32 feet to the Northeast Corner of Section 19, Township 5 South, Range 1 West; thence North  $00^{\circ} 14' 17''$  East 1166.62 feet; thence North  $89^{\circ} 16' 50''$  East 1156.16 feet; thence South  $00^{\circ} 14' 17''$  West 2394.52 feet; thence South  $89^{\circ} 05' 47''$  West 1131.69 feet; thence South  $00^{\circ} 54' 13''$  East 1466.45 feet; thence South  $00^{\circ} 18' 58''$  East 2654.18 feet to the Southeast Corner of Section 19, Township 5 South, Range 1 West; thence North  $89^{\circ} 18' 39''$  West 2795.83 feet; thence North  $00^{\circ} 31' 41''$  East 1279.11 feet; thence South  $88^{\circ} 19' 10''$  West 1135.48 feet; thence South  $08^{\circ} 30' 00''$  East 853.01 feet; thence South  $35^{\circ} 40' 00''$  West 535.26 feet; thence South  $34^{\circ} 16' 08''$  West 74.04 feet; thence North  $89^{\circ} 43' 21''$  West 1135.80 feet to the point of beginning. (Containing 144 Lots, 834.31 Acres)

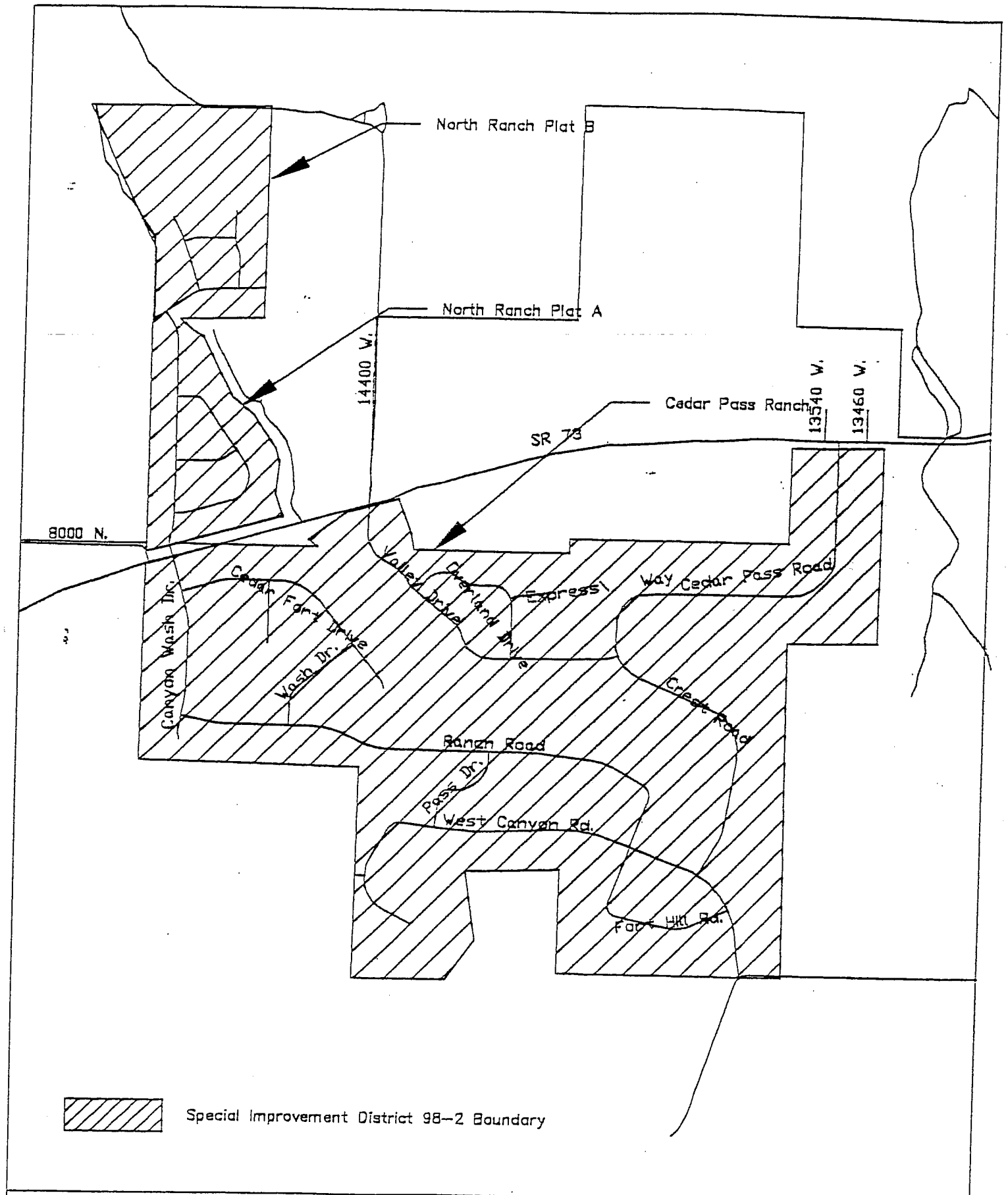
(North Ranch)

Beginning at the North Quarter Corner of Section 13, Township 5 South, Range 2 West, Salt Lake Base and Meridian; thence South  $89^{\circ} 50' 16''$  East along section line 1360.15 feet to the Northeast corner of the Northwest quarter of the Northeast quarter of Section 13; thence South  $00^{\circ} 26' 38''$  West along the East line of the West half of the Northeast quarter of Section 13, 2576.20 feet to the Southeast corner of the Southwest quarter of the Northeast quarter of Section 13; thence South  $88^{\circ} 43' 47''$  West along the South line of the Northeast quarter of Section 13; 1030.00 feet to the West bank of a wash; thence the following eight courses and distances along said West bank: South  $49^{\circ} 05' 44''$  East 216.30, South  $59^{\circ} 35' 00''$  East 142.00 feet, South  $27^{\circ} 11' 00''$  East 830.00 feet; South  $51^{\circ} 20' 00''$  East 344.00 feet, South  $34^{\circ} 42' 00''$  East 483.00 feet, South  $15^{\circ} 15' 00''$  East 175.00 feet, South  $05^{\circ} 16' 30''$  West 387.00 feet, South  $17^{\circ} 30' 00''$  East 276.07 feet to the North line of a highway; thence South  $74^{\circ} 43' 48''$  West along said North line 1691.50 feet; thence North  $00^{\circ} 45' 19''$  East along the West line of the Northeast quarter of Section 24, Township 5 South, Range 2 West 96.50 feet to the South quarter corner of Section 13; thence North  $00^{\circ} 11' 34''$  East along the West line of the East half of Section 13, 2701.34 feet; thence East 19.72 feet to a point being 2640 feet South and 2640 feet East of the Northwest corner of Section 13; thence North 870.78 feet; thence North  $25^{\circ} 00' 00''$  West 1945.89; thence South  $89^{\circ} 49' 20''$  East along section line 811.51 feet to the point of beginning. (Containing 101 Lots, 168.04 Acres)



EXHIBIT "B"

MAP OF PROPOSED IMPROVEMENTS



Town of Eagle Mountain  
 Special Improvement District 98-2

Section 5. The Town Council reasonably expects, and hereby confirms its prior expressions of intent, to reimburse the Town from proceeds of the Bonds for capital expenditures paid by the Town (whether or not such expenditures are paid from proceeds of interim warrants) with respect to the Improvements.

Section 6. This declaration is intended to be a declaration of official intent under Treasury Regulation § 1.103-18(1).

Section 7. The maximum principal amount of debt expected to be issued for reimbursement purposes is \$576,000. This amount will be reduced by cash payments received by the Town from property owners who elect to pay their assessment in full during the cash payment period immediately following the effective date of the assessment ordinance.

Section 8. This declaration of official intent is consistent with the Town's budgetary and financial circumstances. No funds from sources other than the Bonds are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside by the Town or by any member of the same controlled group pursuant to their budget or financial policies with respect to the expenditures to be reimbursed.

Councilmember William Chipman seconded the motion to adopt the foregoing resolution. The motion and resolution were unanimously adopted on the following recorded vote:

Those voting AYE:	Unanimous
Mayor Robert E. Bateman	
Councilmember Diane Bradshaw	
Councilmember William Chipman	
Councilmember Dan Valentine	

Those voting NAY:	None
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After the conduct of other business not pertinent to the above, the meeting was, on motion duly made and seconded, adjourned.

Robert E. Bateman  
Mayor

ATTEST  
Janet B. Valentine  
Town Clerk



STATE OF UTAH )  
 : ss.  
COUNTY OF UTAH )

I, Janet Valentine, the duly chosen and qualified Town Clerk of Eagle Mountain, Utah County, Utah, do hereby certify as follows:

1. That the foregoing typewritten pages constitute a full, true and correct copy of the record of proceedings of the Town Council taken at a meeting thereof held in said Municipality on December 7, 1999, at the hour of 7:00 p.m., insofar as said proceedings relate to the consideration and adoption of a resolution declaring the intention of the Town Council to create Special Improvement District No. 99-1 (Cedar Pass) and make certain improvements therein described as the same appears of record in my office; that I personally attended said meeting, and that the proceedings were in fact held as in said minutes specified.
2. That due, legal and timely notice of said meeting was served upon all members as required by law.
3. That the above resolution was deposited in my office on December 7, 1999, has been recorded by me, and is a part of the permanent records of Eagle Mountain, Utah County, Utah.
4. IN WITNESS WHEREOF, I have hereunto subscribed my official signature and affixed the seal of said Municipality this 7th day of December, 1999.

  
Town Clerk

STATE OF UTAH )  
 )  
COUNTY OF UTAH )

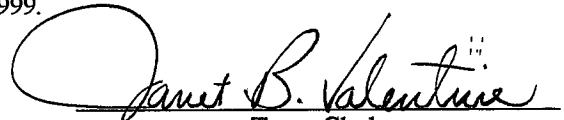
AFFIDAVIT OF MAILING  
NOTICE OF INTENTION

I, Janet Valentine, the duly chosen, qualified and acting Town Clerk of Eagle Mountain, Utah County, Utah, do hereby certify that the attached Notice of Intention was approved and adopted in the proceedings of the Town Council had on Thursday, the 7th day of December, 1999.

I further certify that on a date not later than ten (10) days after the first publication of the Notice of Intention there was mailed a true copy of the Notice of Intention to create Eagle Mountain, Utah Special Improvement District No. 99-1 (Cedar Pass) by United States Mail, postage prepaid to each owner of land to be assessed within the proposed Special Improvement District at the last known address of such owner, using for such purpose the names and addresses appearing on the last completed real property assessment rolls of Utah County, and in addition there was mailed on the same date a copy of said Notice of Intention addressed to "Owner" addressed to the street number, post office box, rural route number, or other mailing address of each piece of improved property to be affected by the assessment.

I further certify that a certified copy of said Notice of Intention together with profiles of the improvements and a map of the proposed District, was on file in the Town offices for inspection by any interested parties.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of said Eagle Mountain, Utah County, Utah this 10<sup>TH</sup> day of DEC., 1999.

  
Town Clerk



(Affidavit of proof of publication of the Notice of Intention to create Eagle Mountain, Utah Special Improvement District No. 99-1 (Cedar Pass).)

AFFIDAVIT OF PUBLICATION

STATE OF UTAH

SS.

County of Utah

...for general seating and ...  
for reserved seating. Tickets for all perfor-  
mances are on sale at Rocky Mountain  
School of Classical Ballet at 224-8058 and  
UVSC Campus Connections at 222-8797.

**Sing and Ring**

The Utah Valley Handbell Ringers  
invite everyone to attend at the Provo  
Tabernacle and sing along to some holi-  
day favorites. The group will perform  
Thursday, Dec. 16, at 7 p.m. in the  
Tabernacle located at 100 South and  
University Avenue. There is no charge to  
attend.

**A John Schmidt Christmas**

Popular pianist will perform Christmas  
favorites Saturday, Dec. 18, and Monday,  
Dec. 20, at 7:30 p.m. at Kingsbury Hall on  
the University of Utah Campus. Tickets are  
available at the Kingsbury Hall box office,  
801-581-7100, and at selected Art Tix out-  
lets 801-517-3254.

**Christmas Musical Fireside**

LDS Missionaries serving in the Utah  
Provo Mission will present their second  
annual Christmas Musical Fireside  
Saturday, Dec. 18, at 7 p.m. in the Provo  
Tabernacle, 100 S. University Ave. This is  
the first night of the fireside, as is geared  
for the north Utah County area.

**OPEN DAILY AT 4 P.M. • SAT. AT NOON**  
**Wednesday is Bargain night!**  
**All Shows After 6:00 P.M. - \$4.00!**

**The Green Mile (R)**  
Daily: 4:15 8:00  
Sat: 12:15 4:15 8:00

**Toy Story 2 (G)**  
Daily: 4:20 6:50 9:00  
Sat: 12:10 2:15 4:20 6:50 9:00

**Toy Story 2 (G)**  
Daily: 4:40 7:10 9:10  
Sat: 12:20 2:25 4:40 7:10 9:10

**The World is Not Enough (PG-13)**  
Daily: 4:20 7:10 9:45  
Sat: 1:00 4:20 7:10 9:45

**Sleepy Hollow (R)** **Ends Thursday**  
Daily: 4:45 7:30 9:45

**The Sixth Sense (PG-13)** **Ends Thursday**  
Daily: 5:00 7:25 9:45

**STARTING FRIDAY**

<b>Bicentennial Man (PG)</b> Daily: 4:10 7:00 9:45 Sat: 12:45 4:10 7:00 9:45	<b>Stuart Little (PG)</b> Daily: 4:30 7:00 9:00 Sat: 12:25 2:30 4:30 7:00 9:00
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For the Holiday we will be open, Dec 22 - Jan 1 at  
Noon except for Sundays. We will open at 4:00pm  
on Sunday, Christmas Eve and New Years Eve we  
will close after the last 4:00pm show.

**735-3700**

AFTER 6:00 P.M. ADULTS \$6.00  
CHILDREN UNDER 12 \$4.00  
SENIORS OVER 65 \$4.00

SAME DAY TICKETS ALWAYS AVAILABLE

Starting August 25th - NEW FALL/WINTER HOURS  
Sun-Fri: Open at 4:00pm  
Sat: Open at 12:00pm  
CENTER & STATE, PLEASANT GROVE

I, Brett R. Bezzant, being first duly sworn,  
depose and say that I am the publisher of  
New Utah!, a newspaper of general  
circulation published once a week at Utah  
County, Utah; that the notice attached  
hereto and which is a:

**EAGLE MOUNTAIN GIVES NOTICE OF  
INTENTION TO FORM SPECIAL  
IMPROVEMENT DISTRICT**

was published in said newspaper for four  
consecutive issue(s), the first publication  
having been made on the 15th day of  
December, 1999, and the last on the 5th  
day of January, 2000, that said notice was  
published in the regular and entire issue of  
every number of the paper during the  
period and times of publication and the  
same was published in the newspaper  
proper and not in the supplement.

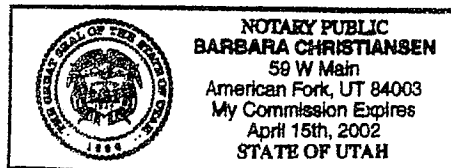
*Brett R. Bezzant*

Subscribed and sworn before me this 28th  
day of January, 2000.

*Barbara Christiansen*

Notary Public

My commission expires 4/15/02.



**QUESTAR**

Wishing you a safe holiday season,  
from all of us at Questar.

by a heating professional.



AFFIDAVIT OF PUBLICATION

STATE OF UTAH

ss.

County of Utah

...are for general seating and ...  
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Sun-Fri: Open at 4:00pm  
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CENTER & STATE, PLEASANT GROVE

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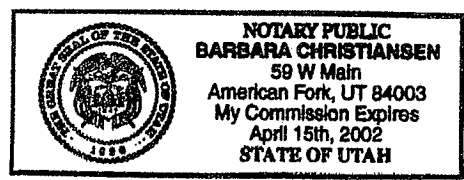
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December, 1999, and the last on the 5th  
day of January, 2000, that said notice was  
published in the regular and entire issue of  
every number of the paper during the  
period and times of publication and the  
same was published in the newspaper  
proper and not in the supplement.

*Brett R. Bezzant*

Subscribed and sworn before me this 28th  
day of January, 2000.

*Barbara Christiansen*  
Notary Public

My commission expires 4/15/02.



**QUESTAR**

Wishing you a safe holiday season,  
from all of us at Questar.

by a heating professional.

EXHIBIT "A"

CERTIFICATE OF COMPLIANCE WITH OPEN MEETING LAW

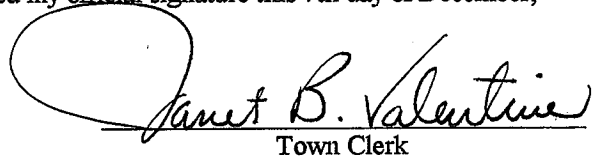
I, the undersigned Town Clerk of Eagle Mountain, Utah County, Utah (the "Town"), do hereby certify, according to the records of the Town in my official possession, and upon my own knowledge and belief, that in accordance with the requirements of Section 52-4-6(2), Utah Code Annotated, 1953, as amended, I gave not less than twenty-four (24) hours public notice of the agenda, date, time and place of the December 7, 1999, public meeting held by the Town Council as follows:

(a) By causing a Notice in the form attached hereto as Schedule "1", to be posted at the Town's principal offices on DEC. 4, 1999, at least twenty-four (24) hours prior to the convening of the meeting, said Notice having continuously remained so posted and available for public inspection until the completion of the meeting; and

(a) By causing a copy of such Notice, in the form attached hereto as Schedule "1", to be delivered to the Lehi Free Press on DEC. 4, 1999, at least twenty-four (24) hours prior to the convening of the meeting.

In addition, the Notice of 1999 Annual Meeting Schedule for the Town Council (attached hereto as Schedule "2") was given specifying the date, time and place of the regular meetings of the Town Council to be held during the year, by causing said Notice to be posted on JAN. 25, 1999, at the principal office of the Town Council and by causing a copy of said Notice to be provided to at least one newspaper of general circulation within the Town on JAN. 27, 1999.

IN WITNESS WHEREOF, I have hereunto subscribed my official signature this 7th day of December, 1999.

  
Town Clerk



SCHEDULE "1"

NOTICE OF MEETING

**AGENDA**  
**TOWN COUNCIL MEETING**  
**Tuesday, December 7, 1999 at 7:00 p.m.**  
**Eagle Mountain Community Center, 1668 East Heritage Drive**  
**Eagle Mountain, Utah 84043**

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**WORK SESSION - No Action or Minutes Taken - 4:30 to 6:30 p.m. -**  
**2218 E. Valley Dr., Eagle Mtn.**

1. Warrant Register/Jeri Wilson
2. Contract Change Order/Korey Walker
  - a. Contract Change Order #1: 98-1 SID Project (Electrical & Telecommunication Lines for the Ranches) - Tasco Engineering, Inc.
3. Partial Payment Request/Korey Walker
  - a. 98-1 SID Project (Electrical & Telecommunication Lines for the Ranches) - Tasco Engineering, Inc.
4. Consideration to Approve a Resolution declaring the intent of the Town to create Special Improvement District 99-1 and to finance the construction of a natural gas line through North Ranch and Cedar Pass Ranch; and related matters.
5. Appointment of Town Council Member to fill the vacancy created by Cyril Watt's resignation
6. Public Hearing on the 1999-2000 Fiscal Year Budget
7. Telecommunications:
  - a. Telecommunication Department Ordinance
  - b. Telecommunication Board
  - c. Request for Proposals for a Telephone Building
8. Request for Proposals for Solid Waste Collection & Disposal
9. Impact Fee Ordinance
10. Resolution approving a Sewer Hook-up Waiver
11. Cedar Trail Village Development Agreement, Phase I & II
12. Fire Department:
  - a. Operating Procedures
  - b. Organization
13. Drug Testing Policy
14. Ordinance Adopting the Standard Specifications
15. Public Works Name Change Ordinance
16. Utah Power Operations & Maintenance Agreement

**INTERMISSION - CHANGE OF VENUE**  
**( Continued on the following pages )**

**POLICY SESSION - 7:00 TO 10:30 p.m. - Eagle Mtn. Community, 1668 E.**  
**Heritage Dr., Eagle Mtn.**

1. Roll Call
2. Pledge of Allegiance
3. Approval of Agenda
4. Approval of Minutes (October 25<sup>th</sup>, November 2<sup>nd</sup>, November 9<sup>th</sup> & November 16<sup>th</sup>, 1999)
5. General Discussion/Questions/Announcements
6. Consideration to Approve a Resolution declaring the intent of the Town to create Special Improvement District 99-1 and to finance the construction of a natural gas line through North Ranch and Cedar Pass Ranch; and related matters.
7. Appointments:
  - a. Interviewing of Applicants for Town Council Seat Vacated by D. Cyril Watt
  - b. Appointment of Town Council Member to fill D. Cyril Watt's Council Seat
  - c. Other Appointments

8. Public Notices
9. Public Comment
10. Public Hearing: 1999-2000 Fiscal Year Budget
  - a. Open Public Hearing 7:45 p.m.
  - b. Receive Public Comment
  - c. Close Public Hearing
  - d. Consideration and Approval of an Ordinance Revising the Eagle Mountain 1999-2000 Fiscal Year Budget
11. Telecommunications:
  - a. Telecommunication Department Ordinance
  - b. Telecommunication Board
  - c. Request for Proposals Opened for Engineering & Construction Services for the Addition of a Telephone Building in the Town of Eagle Mountain.
12. Request for Proposals for Solid Waste Collection & Disposal
13. Consideration & Approval of an Impact Fee Ordinance
14. Consideration of a Resolution Approving a Sewer Hook-up Waiver
15. Consideration & Approve the Cedar Trail Village Development Agreement for Phases I & II
16. Fire Department:
  - a. Operating Procedures
  - b. Organization
17. Drug Testing Policy
18. Consideration & Approval of an Ordinance Adopting the Standard Specifications
19. Public Works Name Change Ordinance
20. Consideration to approve an Operations & Maintenance Agreement between the Town of Eagle Mountain and Utah Power
21. Motion to approve **Consent Agenda items** as follows: (Refer to Work Session)
  - a. Warrant Register
  - b. Contract Change Order
  - c. Partial Payment Request
22. Motion to adjourn into a Closed Executive Session for the purpose of discussing personnel issues and potential litigation
23. Motion to adjourn the Closed Executive Session and Return to Open Session.
24. Any Actions from the Closed Executive Session
25. Adjournment

*Eagle Mountain, Utah*

APPROVAL: Robert E. Bateman DATE: DEC. 7, 1999  
Mayor Robert E. Bateman

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In compliance with the American with Disabilities Act, persons needing auxiliary communicative aids and services for these meetings should contact Janet Valentine (801) 766-5988, giving at least 48 hours advance notice.

**THE PUBLIC IS INVITED TO PARTICIPATE IN ALL TOWN COUNCIL MEETINGS**  
CERTIFICATE OF POSTING

The undersigned, duly appointed Town Clerk, does hereby certify that the above notice and agenda was posted in three public places within Eagle Mountain Town Limits on this 4<sup>TH</sup> day of December, 1999. These public places being 1) the Town Offices, 1680 E. Heritage Dr., Eagle Mountain, Utah; 2) Cedar Pass Ranch Bulletin Board, 9155 No. Cedar Pass Road, Eagle Mountain; and 3) the Bulletin Board located at Meadow Ranch Subdivision, Hwy 73, Eagle Mountain, Utah.

Janet B. Valentine  
Janet B. Valentine, Town Clerk

SCHEDULE "2"

NOTICE OF ANNUAL MEETING SCHEDULE