

OFFICE OF THE LIEUTENANT GOVERNOR

CERTIFICATE OF ANNEXATION

I, Deidre M. Henderson, Lieutenant Governor of the State of Utah, hereby certify that there has been filed in my office a notice of annexation known as the SUNCREST GROVE ANNEXATION, located in WILLARD CITY, dated FEBRUARY 21, 2024, complying with Section §10-2-425, 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 annexation, referred to above, on file with the Office of the Lieutenant Governor pertaining to the SUNCREST GROVE ANNEXATION, located in BOX ELDER COUNTY, State of Utah.

IN TESTIMONY WHEREOF, I have hereunto set my hand, and affixed the Great Seal of the State of Utah this 28th day of May, 2024 at Salt Lake City, Utah.



DEIDRE M. HENDERSON Lieutenant Governor

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Willard City Corporation

80 West 50 South Box 593



Willard, Utah 84340 (435)734-9881

NOTICE OF IMPENDING BOUNDARY ACTION WILLARD CITY, UTAH

February 21, 2024

Honorable Deidre Henderson Utah Lieutenant Governor Po Box 142325 Salt Lake City Utah 84114-2325

RE: Annexation

Honorable Lieutenant Governor,

Pursuant to UCA 10-2-425, please accept this notice that Willard City passed Ordinance 2024-01 on January 11, 2024, annexing land identified as Parcel Nos. 01-045-0118, 01-045-0015, 01-45-0032, and 01-045-0016. Into its municipal boundaries. The Ordinance and final local entity plat are enclosed.

As the City Recorder for Willard City, I hereby certify that all requirements applicable to this boundary action have been met according to Utah State Code 10-2-4. Accordingly, on behalf of Willard City, please issue a Certificate of Annexation.

QUOUN H. Obray
Susan K Obray

Willard City Recorder

NOTICE OF IMPENDING BUNDARY ACTION WILLARD CITY

To: Deidre Henderson
Lieutenant Governor of the State of Utah
Utah State Capitol
PO Box 14235
Salt Lake City Utah

NOTICE IS GIVEN pursuant to U.C.A. 10-2-425, the Willard City Council hereby gives notice to the Lieutenant Governor of the State of Utah, that the boundaries of Willard City, a municipal corporation of the State of Utah, have been changed through annexation of approximately 81.2.119 acres of property into the corporate limits of Willard City. This annexation was adopted pursuant to U.C.A. 10-2-40 (1) (c) The Box Elder County Commission also approved this annexation.

The property annexed is in Box Elder County, State of Utah and is described as follows:

Annexation Description

A parcel of land, situated in the West Half of Section 11, Township 7 North, Range 2 West, Salt Lake Base and Meridian, said parcel also located in Box Elder County, Utah. Being more particularly described as follows:

Beginning at the Southeast corner of 8300 South Street Church Subdivision, said point also being on the westerly right-of-way line of Highway 89/91, said point being North 88°40'58" West 182.43 feet along the East-West Quarter Section line and South 2195.35 feet from the North Quarter Corner of said Section 11 and running thence:

South 1°33'14" West 28.40 feet along the west line of U.S. Highway 89/91:

thence North 88°26'46" West 1.00 feet along the west line of U.S. Highway 89/91:

thence South 1°33'14" West 693.00 feet along the west line of U.S. Highway 89/91:

thence South 88°26'46" East 1.00 feet along the west line of U.S. Highway 89/91:

thence South 1°33'14" West 699.18 feet along the west line of U.S. Highway 89/91:

thence South 6°35'00" West 359.25 feet along the west line of U.S. Highway 89/91:

thence South 7°30'30" West 660.95 feet along the west line of U.S. Highway 89/91 to the north line of 8700 South Street.

thence North 89°09'12" West 644.04 feet along the north line of 8700 South Street to the east line of the 66foot right of way in favor to the State Road Commission of Utah by an Affidavit of Reverter recorded August 8, 1974, as Entry no. 41850H, in Book 265 at Page 431.

thence North 17°34'53" West 857.38 feet along the east line of the aforementioned 66-foot right of way.

thence North 88°57'40" West 482.81 feet to the east line of the Interstate 15/84 Freeway.

thence North 17°36'16" West 523.18 feet along the east line of the Interstate 15/84 Freeway to a Right of Way Marker.

thence North 12°28'03" West 386.20 feet along the east line of the Interstate 15/84 Freeway to a Right of Way Marker.

thence northerly 826.15 feet along the arc of a 5611.27-foot radius curve to the right, (center bears North 77°14'51" East and long chord bears North 8°34'26" West 825.41 feet, with a central angle of 8°26'09") along the east line of the Interstate 15/84 Freeway.

thence South 88°08'15" East 1503.32 feet.

South 1°33'14" West 33.00 feet.

thence South 88°08'15" East 415.01 feet to the Point of Beginning.

Encompassing Parcels: 01-045-0118, 01-045-0105, 01-045-0047, 01-045-0031 and 01-045-0016

Contains: 3,577,098 square feet or 81.2.119 acres.

Accompanying the Notice is a certified copy of the Ordinance that effectuated the annexation and boundary change, a plat prepared by a licensed surveyor which has been approved by the Willard City Council, the notice of the approval of the annexation by the Box Elder County Commission, evidence showing that the annexation plat has been recorded with the Box Elder County Recorder and filed with the Bx Elder County Surveyor.

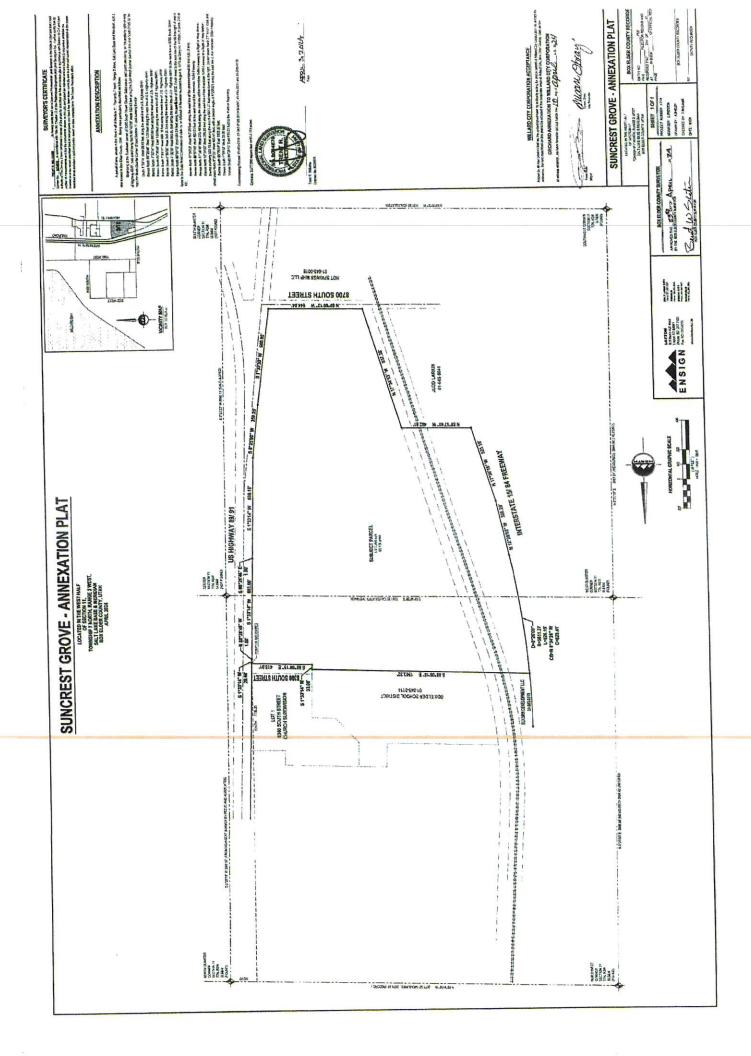
I certify that Willard City Council has completed all the legal requirements necessary to effectuate this annexation and boundary change.

Dated this 13 day February of 2024.

ATTEST:

Travis Mote

Susan K Obray



ORDINANCE 2024-01

AN ORDINANCE OF THE WILLARD CITY COUNCIL ANNEXING PROPERTY INTO WILLARD CITY WHICH HAS BEEN PREVIOUSLY APPROVED FOR ANNEXATION BY THE BOX ELDER COUNTY COMMISSION. THE PROPERTY IS LOCATED AT APPROXIMATELY 8470 S HIGHWAY 89 CONSISTING OF APPROXIMATELY 81.050 ACRES AND ESTABLISHING A ZONE FOR THE PROPERTY AND AMENDING THE ZONING MAP OF WILLARD CITY AND RELATED MATTERS.

WHEREAS The Willard City Council met in a regular session on January 11, 2024, to consider the annexation of property owned by Mike Schultz located at approximately 8470 S Highway 89 S and considered the zoning for the property and related matters; and

WHEREAS the Petitioners have previously filed a petition with Willard City and Box Elder County requesting their land to be annexed into Willard City; and

WHEREAS the Willard City Council finds that the Petition satisfies all the requirements of Utah law for the City to annex the property and that all required notices have been given; and

WHEREAS the Willard City Council has held a public hearing on December 14, 2023, to receive public comment regarding the proposed annexation; and

WHEREAS the Box Elder County Commission has previously approved the annexation of the proposed property to be annexed into Willard City.

NOW THEREFORE BE IT ORDAINED AND ENACTED BY THE WILLARD CITY COUNCIL AS FOLLOWS:

SECTION 1. FINDINGS. The Willard City Council hereby finds and determines that the annexation of the property proposed in the Petition by The Orchard is in the best interests of the City and its citizens.

SECTION 2. APPROVAL OF ANNEXATION. The Willard City Council approves the annexation of the proposed property as described in Exhibit A attached to this Ordinance and does hereby annex the proposed property described in Exhibit A into Willard City. The effective date of the annexation shall be the date of the Utah State Lieutenant Governor's issuance, pursuant to Utah Code 67- 1a-6.5 issues a certificate of annexation. (See also Utah Code 10-2-422).

SECTION 3. FINAL LOCAL ENTITY PLAT. The Willard City Council approves the FINAL LOCAL ENTITY PLAT as attached hereto as Exhibit B and directs that the plat be filed as required by Utah law.

SECTION 4. ZONING. The Willard City Council hereby assigns a zone for the annexed property as MASTER PLAN COMMUNITY ZONE, subject to all approvals and requirements as required in Willard City Code 12-106 and directs that the zoning map is

hereby amended to reflect this zoning and annexation. This annexation will be incorporated into The Orchard development previously approved by the Willard City Council.

SECTION 5. AUTHORIZED ACTIONS. The Willard City Council authorizes and directs the Willard City Mayor and City Recorder and all other officers and employees of the City to take all actions required to affect the annexation hereby approved.

Effective Date. This Ordinance shall be effective immediately after posting or publication.

PASSED AND ADOPTED by the City Council on this //

__ day of

2024

Stisen K Ob ay
Notary Fichic. State of Utah
Commission # 712181
My Commission Expires
Ney 25, 2014

TRAVIS MOTE, MAYOR

ATTEST:

SUSAN OBRAY, CITY RECORDER

MINUTES BOX ELDER COUNTY COMMISSION AUGUST 16, 2023

The Board of County Commissioners of Box Elder County, Utah met in an Administrative/Operational Session at the County Courthouse, 01 South Main Street in Brigham City, Utah at 11:15 a.m. on August 16, 2023. The following members were present:

Stan Summers Boyd Bingham

Lee Perry

Marla R. Young

Chairman

Commissioner

Commissioner

Clerk

The following items were discussed:

- 1. Agenda Review/Supporting Documents
- 2. Commissioners' Correspondence
- Staff Reports Agenda Related
- Correspondence

The Administrative/Operational Session adjourned at 11:20 a.m.

The regular session was called to order by Chairman Summers at 11:30 a.m. with the following members present, constituting a quorum:

Stan Summers Boyd Bingham

Lee Perry Marla Young Chairman

Commissioner

Commissioner

County Clerk

The prayer was offered by Commissioner Bingham. The Pledge of Allegiance was led by Rod Bennett.

APPROVAL OF MINUTES

Perry Bingham

ATTACHMENT NO. 1 - AGENDA

ADMINISTRATIVE REVIEW/REPORTS/FUTURE AGENDA ITEMS - COMMISSION

Chairman Summers stated the fair is coming up next week and the Commissioners would like to thank all of the volunteers and help given in preparation.

FORMER AGENDA ITEMS FOLLOW-UP - COMMISSIONERS

There were no Former Agenda items discussed.

EMERGENCY MANAGEMENT ISSUES

Emergency Manager Mark Millett stated that Mantua is working on water issues today.

ARPA/LATCF

There were no ARPA/LATCF items discussed.

BOX ELDER COUNTY EMPLOYEE RECOGNITION

Commissioner Perry read a nomination for Chrisee Bennett as employee of the month. She was commended for her willingness to learn programs, keeping the Commissioners in line, and for her hard work at the fair.

PUBLIC INTERESTS / PRESENTATIONS / CONCERNS

Peach Days Update-Monica Holdaway

Box Elder Chamber of Commerce Executive Director Monica Holdaway presented peach days memorabilia to the Commissioners and invited them to Peach Days. She thanked the county for their support.

Victim Services Report for January to June 2023-Cheryl Burgan

Cheryl Burgan, victim advocate, gave a presentation of the victim services they have provided. She provided the Commission with stats of victims served and explained that some of their services include helping get protective orders and protecting victims rights. She reported there is a 64% - 66% increase in the numbers of victims served.

Box Elder Growing Smart Workgroup/County Water Master Plan-Bruce Nelson

Bruce Nelson, Honeyville Mayor, presented concerns about water and reported on a meeting held with many different entities. He said they came up with three goals: 1. Preserve agriculture economy 2. Growth in water availability and 3. Keep resources for future use.

He said they have created a committee to put together a water plan for the county. There will be six regions working together on a drought resiliency plan. He stated they are hoping for a kick off meeting in November where all parties can come together and have a voice in the process.

There was discussion of making a countywide master water plan and that they need to identify what the needs are for municipalities and individuals with water rights and to come together with a unified plan.

ATTACHMENT NO. 1 - Water Plan Presentation

CLERK'S OFFICE

Approval For Willard Annexation that Leaves an Unincorporated Island-Marla Young

Clerk Marla Young stated the annexation leaves an island. She explained the legislature passed a bill that requires the Commission approve any annexation that may leave an island.

Chairman Summers stated they have been working on this annexation for many years.

MOTION: Commissioner Perry made a motion to approve the annexation to Willard. The motion was seconded by Commissioner Bingham and unanimously carried on a roll call vote of Chairman Summers voting Yea, Commissioner Bingham voting Yea, and Commissioner Perry voting Yea.

Election Contracts #23-61 through #23-76 for Box Elder County Municipalities-Marla Young

Clerk Marla Young explained the election contracts are with each of the sixteen municipalities for the county to provide election services. She mentioned that there are potentially four cities who may be able to cancel their election this year since they either have just the right amount of candidates or not enough candidates for the positions.

MOTION: Commissioner Perry made a motion to approve Contracts #23-61 through #23-76. The motion was seconded by Commissioner Bingham and unanimously carried on a roll call

vote of Chairman Summers voting Yea, Commissioner Bingham voting Yea, and Commissioner Perry voting Yea.

ATTACHMENT NO. 3- Election Contracts #23-61 through #23-76

BUILDINGS & GROUNDS

Fairgrounds Arena Bid-Codey Illum

Chief Building Official Codey Illum stated they will need to go back out to bid for the Fairgrounds as the time has run out on the previous bids.

Chairman Summers stated he looked at the Lions Club building and they had to redo many things. The building is in really bad shape. He stated he would like to see the county use some of the ARPA money to go as far as we can and then wait for things to go cheaper.

Mr. Illum stated that doing only a half of a building is doable but could be problematic and recommended pulling the trigger on the whole thing to get it where it needs to be.

FAIRGROUNDS

Contract #23-59 City of Fun Carnival-Anne Hansen

Fairgrounds Manager Jan Rhodes presented the contract for the City of Fun Carnival. She gave a brief history of their service to the fair. They have added two more rides.

MOTION: Commissioner Perry made a motion to approve Contract #23-59. The motion was seconded by Commissioner Bingham and unanimously carried on a roll call vote of Chairman Summers voting yea, Commissioner Bingham voting Yea, and Commissioner Perry voting Yea.

WEED DEPARTMENT

Cooperative Agreement #23-58 Between Box Elder County and Utah Department of Natural Resources Division of Wildlife Resources-Wyatt Freeze

Weed Supervisor Wyatt Freeze explained Agreement #23-58 is with the DNR and is a renewal of a previous contract. It allows the county to be reimbursed for work done to eradicate class 3 weeds. He said the reimbursement increased from \$10,000 to \$15,000.

<u>MOTION</u>: Commissioner Bingham made a motion to approve Agreement #23-58. The motion was seconded by Commissioner Perry and unanimously carried on a roll call vote of Chairman Summers voting Yea, Commissioner Bingham voting Yea, and Commissioner Perry voting Yea.

ROAD DEPARTMENT

Update to the County Public Works Standards-Darin McFarland

Road Supervisor Darin McFarland stated they have been working on the update to public works standards. He said there are no dramatic changes but meets the state and federal guidelines to build the best infrastructure. He thanked Community Development Director Scott Lyons for working so well together. He also thanked Jones and Associates for their assistance.

MOTION: Commissioner Perry made a motion to approve the updates to the County Public Works Standards. The motion was seconded by Commissioner Bingham and unanimously carried on a roll call vote of Chairman Summers voting Yea, Commissioner Bingham voting Yea, and Commissioner Perry voting Yea.

SHERIFF'S OFFICE

Interlocal Agreement #23-60 with Tremonton City for the Unification of Special Weapons and Tactics (SWAT) Team Services-Sheriff Kevin Potter

Sheriff Kevin Potter explained Agreement #23-60 is with Tremonton City for SWAT services. He said many entities work together to provide a team for tactics. He said they used to join with Brigham City as well but they have joined with Logan.

Attorney Stephen Hadfield stated there are a few minor changes needing to be made to the contract.

MOTION: Commissioner Perry made a motion to approve Interlocal Agreement #23-60 pending changes approved by the County Attorney. The motion was seconded by Commissioner Bingham and unanimously carried on a roll call vote of Chairman Summers voting Yea, Commissioner Bingham voting Yea, and Commissioner Perry voting Yea.

HUMAN RESOURCES

Amended Volunteer List-Jenica Stander

Diane Black of Human Resources gave the Commissioners the amended volunteer list for the fair.

MOTION: Commissioner Perry made a motion to approve the amended volunteer list for the fair. The motion was seconded by Commissioner Bingham and unanimously carried on a roll call vote of Chairman Summers voting Yea, Commissioner Bingham voting Yea, and Commissioner Perry voting Yea.

MBA Meeting

MOTION: Commissioner Perry made a motion to move into a Municipal Building Authority meeting. The motion was seconded by Commissioner Bingham and unanimously carried on a roll call vote of Chairman Summers voting Yea, Commissioner Bingham voting Yea, and Commissioner Perry voting Yea.

PUBLIC COMMENT (No action will be taken at this time)

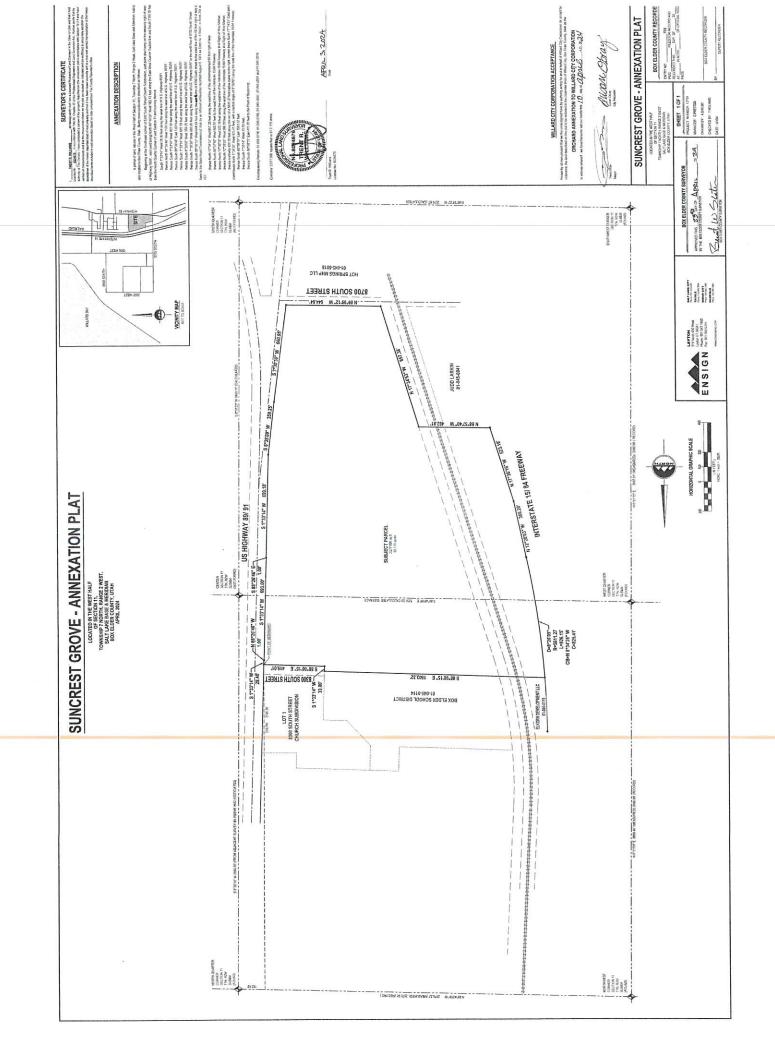
DeAnna Hardy of Brigham City stated on behalf of the Committee of Liberty that the county cease the practice of gerrymandering. She gave a history of how gerrymandering has caused unwilling districts to sprawl illogically to benefit candidates. She feels the practice continues and redistricting should be done in squares. She feels gerrymandering is happening in Box Elder County as when redistricting happened because she now connected with people who live over by the mountains.

Shaun Lucas said a general contractor built his house in Perry in 2006. He said he came to the assessor last year because he felt the values seemed wrong and asked for evidence for their tax assessments. He said he has a state records hearing and tax commission hearing and he feels he is knowledgeable on the law. He said the 2022 tax assessments are too high and unconstitutional and he is working to get it resolved.

WARRANT REGISTER - COMMISSIONERS

The Warrant Register was signed and the following claims were approved: Claim numbers 121344 through 121381 in the amount of \$364,088.93. Claim numbers 121382 through 121427 in the amount of \$473,153.77 with voided claim numbers 121014 and 121327.

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