

RESOLUTION NO. 94-5

WHEREAS, Box Elder County has previously created a special service district known as Box Elder County Special Service District No. 1, by Resolution dated August 14, 1979, and,

WHEREAS, an Administrative Control Board was created and appointed pursuant to that Resolution, and,

WHEREAS, the Box Elder County Commission and the current Administrative Control Board desire to amend the Resolution in various respects, and,

WHEREAS, Box Elder County Commission has determined that the public's interests would best be served by amending the Resolution as provided herein,

NOW, THEREFORE, be it hereby resolved as follows:

1. The Administrative Control Board of the Box Elder County Special Service District No. 1 shall consist of at least three, but no more than seven persons, all to be appointed by the Box Elder County Commission for terms as specified by the Box Elder County Commission at the time of the appointment, with at least one of the members to be an individual proposed by the Town of Howell, acceptable to the County Commission. The County Commission may also appoint a Box Elder County Commissioner as an ex officio member of the Administrative Control Board, without any voting rights, with the Box Elder County Commissioner not to be counted as a member of the Board for purposes of determining the number of members.

2. The appointed Administrative Control Board shall have the power to be the governing authority of the Box Elder County

Special Service District No. 1, and to exercise all powers reasonable and necessary, and as allowed by law, and all such powers are hereby delegated except as provided herein. Any previous delegation of authority to the Box Elder County Special Service District No. 1 which in any way would allow that district to seek redress in any court or before any administrative board or agency against Box Elder County, or any of Box Elder County's employees, officers, agents, insurers, boards, advisory panels, or other special service districts or any type of district created by Box Elder County and any of the officers, agents, employees, or insurers of those districts, is hereby revoked, effective immediately. Furthermore, this document shall not be construed to grant any such power or authority.

3. All powers delegated hereunder may be withdrawn, in whole or in part, at any time, by the Box Elder County Commission, through the adoption of a resolution.

ADOPTED AND APPROVED in regular session this 4<sup>th</sup> day of January 1994.

  
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R. LEE ALLEN, COMMISSIONER

  
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ALLEN L. JENSEN, COMMISSIONER

  
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JAMES J. WHITE, COMMISSIONER

ATTEST:  
  
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BOX ELDER COUNTY CLERK