

Health

RECORDED, SAN JUAN COUNTY, UTAH

III. RESOLUTION TO ESTABLISH

1988 DEC 30 PM 1:58

Monticello, Utah

October 12, 1988

A special meeting of the County Commission of San Juan County, Utah was held on October 12, 1988 at the hour of 9:00 A.M. at the office of the County Commission in Monticello, Utah, at which meeting there were present the following members who constituted a quorum:

Culvin Black, Chairman
Kenneth R. Bailey, Vice-Chairman
Mark Maryboy, Commissioner

Also Present:

Gail D. Johnson, County Clerk
Rick M. Bailey, Administrative Assistant
Merna Johnson, Commission lerk

Absent:

None

Entry No. 11-08521 377	Recorder	Deputy
Received 12-30-88 1:58 PM	Recorder, San Juan County	
Fee Paid		
	<i>[Signature]</i>	

After the meeting had been duly called to order and after other matters not pertinent to this resolution had been discussed, the County Clerk presented to the County Commission a Certificate of Compliance with Open Meeting Law with respect to this October 12, 1988 meeting, a copy of which is attached hereto as Exhibit "A".

The Clerk then stated that no additional protests had been received in her office during the fifteen-day protest period following the September 26, 1988 protest hearing, that less than 50% of the qualified voters of the territory proposed to be included within the proposed special district and the owners of less than 50% of the taxable value of the taxable property

RECORDER'S MEMO
Legibility of writing, typing or
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Document when received.

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included within the proposed special service district have filed written protests against the specified type of service, within said district, proposed to be furnished and that according to proceedings adopted at the September 26, 1988 meeting, the County Commissioners should now consider a resolution creating the District. The following resolution was then moved for adoption by Commissioner Maryboy:

RESOLUTION NO. 88-7

A RESOLUTION TO ESTABLISH THE SAN JUAN HEALTH SERVICE DISTRICT, TO AUTHORIZE THE PROVISION OF HEALTH CARE SERVICES AS SET FORTH IN THE NOTICE OF INTENTION TO CREATE THE DISTRICT AND TO APPOINT AN ADMINISTRATIVE CONTROL BOARD FOR THE DISTRICT.

BE IT RESOLVED by the Chairman and the Board of Commissioners of San Juan County, Utah:

Section 1. The Board of Commissions of San Juan County, Utah (the "Board of Commissioners") believes that the public health, convenience and necessity require the provision of health care services identified and described in the Notice of Intention concerning the establishment of the San Juan Health Service District (the "District").

Section 2. The Board of Commissioners 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 the provision of any of the services therein, or on any other matter pertinent to the District.

Section 3. The Board of Commissioners hereby finds that less than 50% of the qualified voters of the territory proposed

to be included within the proposed special district and the owners of less than 50% of the taxable value of taxable property included within the proposed special service district have filed written protests against the establishment of said district or against the specified type of services, within said district, proposed to be furnished.

Section 4. The services proposed and described in the Notice of Intention to create the District are hereby authorized, and the District is hereby created.

Section 5. The District shall be administered by an Administrative Control Board which is hereby delegated, without limitation, the power to act as the governing authority of the District and to exercise all or any of the powers provided for in Sections 11-23-13, 11-23-15, 11-23-18, 11-23-19 and 11-23-20, of the Utah Special Service District Act. Said Administrative Control Board shall not, however, have the power to levy a tax on the taxable property of the District, to issue bonds payable from taxes or to call or hold an election for the authorization of the tax or bonds without the approval of the Board of Commissioners.

Section 6. Administrative Control Board members shall be paid at a per diem rate to be set by resolution of the Board of Commissioners.

Section 7. The membership of the Administrative Control Board of the District shall consist of five (5) members, each of who shall be appointed by the Board of Commissioners. The Board of Commissioners shall appoint the initial two (2) members to serve a two-year term and the remaining three (3) members to

serve four-year terms, the determination of who shall serve in each category to be made by lot. Said terms shall commence on January 1, 1989, which is the next succeeding date that the terms of office commence for members of the Board of Commissioners. The initially appointed members of the Administrative Control Board shall serve an additional term commencing of the date of appointment and continuing until the regular commencement of the above-specified terms.

Vacancies of the appointed members of the Administrative Control Board, other than by expiration of term, shall be filled by appointment of the Board of Commissioner for the unexpired term of the members who vacancy us filled.

Section 8. The Board of Commissioners shall appoint none of its three members to serve on the Administrative Control Board of the District.

Section 9. The Board of Commissioners hereby appoints as the initial membership of the Administrative Control Board the following members, who shall serve those terms opposite their names as determined by lot:

Name	Term
Rayburn Jack	Two (2) Years
Ronald Johnson	Four (4) Years
Nancy Cahoon	Four (4) Years
Kay Johnson	Four (4) Years
Edward Tapaha	Two (2) Years

The Administrative Control Board shall elect its Chairperson and Vice-Chairperson and Secretary until the Board of Commissioners otherwise directs.

Commissioner Bailey 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:

- Calvin Black
- Kenneth R. Bailey
- Mark Maryboy

Those voting NAY:

None

PASSED AND APPROVED This 12th day of October, 1988

Calvin Black

 Calvin Black, Chairman

ATTEST:

Earl D. Johnson

 Earl D. Johnson, County Clerk



(Other business not pertinent to the above appears in the minutes of the meeting.)

Pursuant to motion duly made and carried, the meeting was adjourned.

Calvin Black
Calvin Black, Chairman

ATTEST:

Gail D. Johnson
Gail D. Johnson, County Clerk



STATE OF UTAH)
)
) ss.
COUNTY OF SAN JUAN)

I, Gail D. Johnson, the duly qualified and acting Clerk of San Juan County, Utah, do hereby certify that the foregoing constitutes a true and correct copy of excerpts from the minutes of a meeting of the duly qualified and acting members of the Board of County Commissioners of San Juan County, Utah, held on the 12th day of October 1988, including a Resolution adopted at said meeting, as said minutes and Resolution are of record in my official possession.

IN WITNESS WHEREOF, I have this 12th day of October, 1988, subscribed my official signature and impressed hereon the official seal of said County.



Gail D. Johnson
Gail D. Johnson, County Clerk

EXHIBIT "A"

CERTIFICATE OF COMPLIANCE WITH OPEN MEETING LAW

I, Gail D. Johnson, the undersigned County Clerk of the County of San Juan County, Utah, (the "County"), do hereby certify, according to the records of the County 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 October 12, 1988, public meeting held by the County as follows:

(a) By causing a Notice, in the form attached hereto as Schedule "A", to be posted at the County's principal offices on Monday, October 10, 1988, 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

(b) By causing a copy of such Notice, in the form attached hereto as Schedule "A", to be delivered to the San Juan Record on Monday, October 10, 1988, at least twenty-four (24) hours prior to the convening of the meeting.

IN WITNESS WHEREOF, I have hereunto subscribed my official signature this 12th day of October, 1988.



Gail D. Johnson
Gail D. Johnson, County Clerk

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SCHEDULE "A"
NOTICE OF MEETING

SAN JUAN COUNTY COMMISSION

AGENDA

OCTOBER 12, 1988

COMMISSION CHAMBERS
SAN JUAN COUNTY COURTHOUSE

9:00A.M. To approve or abandon the creation of the San
Juan County Health Service District

NOTICE OF INTENTION TO CREATE A SAN JUAN HEALTH SERVICE DISTRICT

Notice is hereby given that a public meeting will be held on September 26th, 1988 at the County Courthouse at 2:00 p.m. for the purpose for taking public comment with regard to the proposed establishment of a San Juan Health Service District. The boundaries of the Health Service District shall be the same as the boundaries of San Juan County as described in described in Utah Code Annotated, Section 17-1-22, to wit:

Beginning on the Eastern Boundary of the State at latitude 38° 30' North, thence West to the middle channel of the Green River, thence Southwesterly down the middle of the channels of the Green and Colorado Rivers to the Southern Boundary of the State. Thence East to the Eastern boundary of the State, thence North to the point of beginning.

The purpose and types of service of the Health Service District shall be to own, maintain, conduct, operate and carry on the business of health care services. To buy, sell, ship, store and otherwise, deal in, acquire, and dispose of every kind of medical equipment, supplies and services, scientific instruments, equipment, buildings, real and personal property, convenient for the operation and conduct of the general business of dispensing health care services.

Taxes may be annually levied upon all taxable property within the service district and fees and charges may be imposed to pay for all or part of the services provided.

Published 3 times in the San Juan Record, one a week for three consecutive weeks. Beginning with next weeks copy.

