

Tooele, Utah

May 6, 2008

A regular meeting of the Board of County Commissioners of Tooele County, Utah, (the "Board") was held on Tuesday, May 6, 2008, at 3:00 p.m. There were present at said meeting the following members:

Colleen S. Johnson	Chair
J. Bruce Clegg	Commissioner
Jerry Hurst	Commissioner

Also present:

Marilyn Gillette	County Clerk
Doug Hogan	County Attorney

Absent:

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 Commission a Certificate of Compliance with Open Meeting Law with respect to this May 6, 2008 meeting, a copy of which is attached hereto as Exhibit A.

The following resolution was then introduced in writing, was fully discussed, and pursuant to motion duly made by Commissioner Jerry Hurst and seconded by Commissioner J. Bruce Clegg, adopted by the following vote:

AYE: Colleen S. Johnson
J. Bruce Clegg
Jerry Hurst

NAY:

The resolution was then signed by the Chair in open meeting and recorded by the County Clerk in the official records of Tooele County, Utah. The resolution is as follows:

RESOLUTION NO. 2008-07

A RESOLUTION AUTHORIZING THE ISSUANCE AND SALE OF NOT MORE THAN \$3,000,000 AGGREGATE PRINCIPAL AMOUNT OF SALES TAX REVENUE BONDS, SERIES 2008 (TO BE ISSUED IN ONE OR MORE SERIES AND WITH SUCH OTHER SERIES OR TITLE AS MAY BE DETERMINED), OF TOOELE COUNTY, UTAH, FIXING THE MAXIMUM AGGREGATE PRINCIPAL AMOUNT OF THE BONDS, THE MAXIMUM NUMBER OF YEARS OVER WHICH THE BONDS MAY MATURE, THE MAXIMUM INTEREST RATE WHICH THE BONDS MAY BEAR, AND THE MAXIMUM DISCOUNT FROM PAR AT WHICH THE BONDS MAY BE SOLD; PROVIDING FOR A PLEDGE OF LOCAL SALES AND USE TAX REVENUES FOR REPAYMENT OF THE BONDS; PROVIDING FOR THE PUBLICATION OF A NOTICE OF PUBLIC HEARING AND BONDS TO BE ISSUED; PROVIDING FOR THE RUNNING OF A CONTEST PERIOD; AND RELATED MATTERS.

WHEREAS, the County Commission (the "Commission") of Tooele County, Utah (the "Issuer"), desires to finance all or part of the acquisition, construction and equipping of convention center and riding arena improvements and related improvements (the "Project"); and

WHEREAS, pursuant to the provisions of the Local Government Bonding Act, Title 11, Chapter 14, Utah Code Annotated 1953, as amended (the "Act"), the Issuer has authority to issue its Sales Tax Revenue Bonds, Series 2008 (to be issued in one or more series and with such other series or title designation(s) as may be determined by the Issuer) (collectively, the "Series 2008 Bonds") for the purposes set forth herein; and

WHEREAS, the Act provides that prior to issuing bonds secured by sales tax moneys, an issuing entity must (i) give notice of its intent to issue such Series 2008 Bonds and (ii) hold a public hearing to receive input from the public with respect to (x) the issuance of the Series 2008 Bonds and (y) the potential economic impact that the improvement, facility or property for which the Series 2008 Bonds pay all or part of the cost will have on the private sector; and

WHEREAS, the Issuer desires to call a public hearing for this purpose and to publish a notice of such hearing with respect to the Series 2008 Bonds, including a notice of bonds to be issued, in compliance with the Act;

NOW, THEREFORE, it is hereby resolved by the County Commission of Tooele County, Utah, as follows:

Section 1. The County Commission of the Issuer hereby finds and determines that it is in the best interests of the Issuer and the residents of Tooele County, Utah for the Issuer to issue not more than Three Million Dollars (\$3,000,000) aggregate principal

amount of its Sales Tax Revenue Bonds, Series 2008 (or such other series designation as the Issuer may determine) bearing interest at a rate or rates not to exceed six percent (6.0%) per annum, to mature in not more than twenty-one (21) years from their date or dates, and to be sold at a price not less than ninety-eight percent (98%) of the total principal amount thereof for the purpose of financing all or part of the Project all pursuant to this Resolution and a final bond resolution to be adopted by the Issuer authorizing and confirming the issuance and sale of the Series 2008 Bonds (herein referred to as the "Final Bond Resolution") and a General Indenture dated as of March 1, 2003, as previously amended and supplemented (the "General Indenture"), and as further amended and supplemented by a Third Supplemental Indenture (the "Third Supplemental Indenture" and, collectively with the General Indenture, the "Indenture") to be entered into at the time of issuance of the Series 2008 Bonds in substantially the form attached as Exhibit B, and the Issuer hereby declares its intention to issue the Series 2008 Bonds (such bonds to be issued in one or more series as directed by the Issuer) according to the provisions of this Resolution, the Final Bond Resolution and the Indenture.

Section 2. The Issuer proposes to pledge the Local Sales and Use Tax Funds received by Issuer pursuant to Title 59, Chapter 12, Part 2, Utah Code Annotated 1953, as amended, and the County Option Sales and Use Tax funds received by the Issuer pursuant to Title 59, Chapter 12, Part 11, Utah Code Annotated 1953, as amended, for repayment of the Series 2008 Bonds.

Section 3. The Issuer hereby authorizes and approves the issuance and sale of the Series 2008 Bonds, pursuant to the provisions of this Resolution, the Indenture and the Final Bond Resolution to be adopted by the Issuer authorizing and confirming the issuance and sale of the Series 2008 Bonds, with such changes thereto as shall be approved by the Issuer upon the adoption of the Final Bond Resolution. The Series 2008 Bonds may be issued in one or more series and be sold from time to time, all as the Issuer may determine.

Section 4. The Issuer shall hold a public hearing on May 27, 2008, to receive input from the public with respect to the issuance of the Series 2008 Bonds, which hearing date shall be not less than fourteen (14) days after notice of the public hearing is (A) first published once a week for two consecutive weeks in the Tooele Transcript Bulletin, a newspaper of general circulation in the Issuer and (B) published on the Utah Public Notice Website created under Section 63F-1-701 Utah Code Annotated 1953, as amended, no less than 14 days before the public hearing date. The County Clerk shall also cause a copy of this Resolution (together with all exhibits hereto) to be kept on file in the Issuer's principal offices for public examination during the regular business hours of the Issuer until at least thirty (30) days from and after the last date of publication thereof. The Issuer directs its officers and staff to publish a Notice of Public Hearing and Bonds to be Issued in substantially the following form:

NOTICE OF PUBLIC HEARING AND BONDS TO BE ISSUED

NOTICE IS HEREBY GIVEN that on May 6, 2008, the County Commission (the "Commission") of Tooele County, Utah (the "Issuer") adopted a resolution (the "Resolution") declaring its intent to issue Sales Tax Revenue Bonds, Series 2008 (to be issued in one or more series and with such other series or title designations as may be determined by the Issuer) (collectively, the "Series 2008 Bonds") pursuant to the Local Government Bonding Act, Title 11, Chapter 14, Utah Code Annotated 1953, as amended, and to call a public hearing to receive input from the public with respect to the issuance of the Series 2008 Bonds.

TIME, PLACE AND LOCATION OF PUBLIC HEARING

The Issuer shall hold a public hearing on May 27, 2008, at the hour of 3:00 p.m. The location of the public hearing is at the Tooele County Courthouse, 47 South Main, Tooele, Utah. The purpose of the meeting is to receive input from the public with respect to (i) the issuance of the Series 2008 Bonds and (ii) any potential economic impact that the improvements, facility or property financed in whole or in part with the proceeds of the Series 2008 Bonds may have on the private sector. All members of the public are invited to attend and participate.

PURPOSE FOR ISSUING SERIES 2008 BONDS

The Issuer intends to issue the Series 2008 Bonds for the purpose of (i) financing all or a portion of the costs of acquisition, construction and equipping of convention center and riding arena improvements and related improvements, (ii) funding any required deposit to a debt service reserve fund, and (iii) paying issuance expenses to be incurred in connection with the issuance and sale of the Series 2008 Bonds.

PARAMETERS OF THE SERIES 2008 BONDS

The Issuer intends to issue the Series 2008 Bonds in the principal amount of not to exceed Three Million Dollars (\$3,000,000), bearing interest at a rate or rates not to exceed six percent (6.0%) per annum, to mature in not more than twenty-one years (21) years from their date or dates, and to be sold at a price not less than ninety-eight percent (98%) of the total principal amount thereof, plus accrued interest to the date of delivery.

EXCISE TAXES PROPOSED TO BE PLEDGED

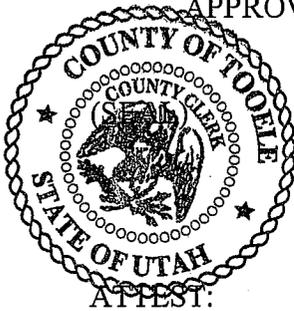
The Issuer proposes to pledge all the Local Sales and Use Tax funds received by Issuer pursuant to Title 59, Chapter 12, Part 2, Utah Code Annotated 1953, as amended, and the County Option Sales and Use Tax funds received by the Issuer pursuant to Title 59, Chapter 12, Part 11, Utah Code Annotated 1953, as amended, for repayment of the Series 2008 Bonds.

The Series 2008 Bonds are to be issued and sold by the Issuer pursuant to the Resolution, including as part of said Resolution a General Indenture of Trust dated as of March 1, 2003, as heretofore amended and supplemented and a Third Supplemental

Section 5. The Commission hereby declares its intention and reasonable expectation to use proceeds of tax-exempt bonds to reimburse itself for initial expenditures for costs of the Project. The Series 2008 Bonds are to be issued, and the reimbursements made, by the later of 18-months after the payment of the costs or after the Project is placed in service, but in any event, no later than three years after the date the original expenditure was paid. The maximum principal amount of the Series 2008 Bonds which will be issued to finance the reimbursed costs of the Project is not expected to exceed \$3,000,000.

Section 6. All resolutions or parts thereof in conflict herewith are, to the extent of such conflict, hereby repealed and this Resolution shall be in full force and effect immediately upon its approval and adoption.

APPROVED AND ADOPTED this May 6, 2008.



Colleen Johnson
Chair

Marilyn K. Sillette
County Clerk

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

Upon the conclusion of all business on the Agenda, the meeting was adjourned.



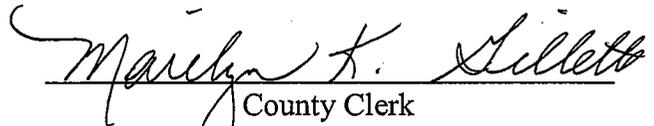
Colleen Johnson
Chair

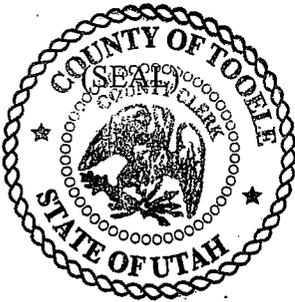
Marilyn K. Gillette
County Clerk

STATE OF UTAH)
 : ss.
COUNTY OF TOOELE)

I, Marilyn Gillette, the duly appointed and qualified County Clerk of Tooele County, Utah, (the "Issuer") do hereby certify according to the records of said County Commission in my official possession that the foregoing constitutes a true and correct excerpt of the minutes of the meeting of the County Commission held on May 6, 2008, including a resolution (the "Resolution") adopted at said meeting as said minutes and Resolution are officially of record in my possession.

IN WITNESS WHEREOF, I have hereunto subscribed my signature and impressed hereon the official seal of said Issuer, this May 6, 2008.


County Clerk

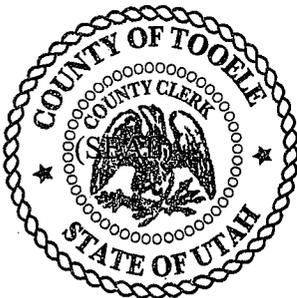


STATE OF UTAH)
 : ss.
COUNTY OF TOOELE)

I, Marilyn Gillette, the duly appointed and qualified County Clerk of Tooele County, Utah, (the "Issuer") do hereby certify that, pursuant to the Resolution, a Notice of Public Hearing and Bonds To Be Issued was published:

- (i) once each week for two consecutive weeks in the Tooele County Bulletin, a newspaper having general circulation in Tooele County, Utah, with the affidavit of such publication attached hereto upon availability; and
- (ii) on the Utah Public Notice Website (<http://pmn.utah.gov>)

IN WITNESS WHEREOF, I have hereunto subscribed my signature and impressed hereon the official seal of said Issuer, this May 6, 2008.



Marilyn K. Gillette
County Clerk

EXHIBIT A

CERTIFICATE OF COMPLIANCE WITH
OPEN MEETING LAW

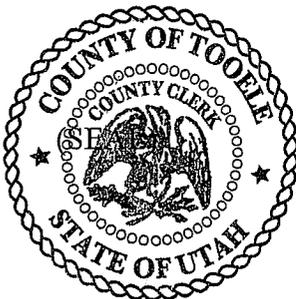
I, Marilyn Gillette, the undersigned County Clerk of Tooele County, Utah (the "Issuer") do hereby certify, according to the records of the Issuer in my official possession, and upon my own knowledge and belief, that in accordance with the requirements of Section 52-4-202, Utah Code Annotated, 1953, as amended, I gave not less than twenty-four (24) hours public notice of the agenda, date, time and place of the May 6, 2008, public meeting held by the County Commission as follows:

(a) By causing a Notice, in the form attached hereto as Schedule 1, to be posted at the principal offices of Tooele County on April 30, 2008, 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 1, to be delivered to the Tooele County Bulletin, on April 30, 2008, at least twenty-four (24) hours prior to the convening of the meeting.

In addition, the Notice of 2008 Annual Meeting Schedule for the County Commission (attached hereto as Schedule 2) was given specifying the date, time and place of the regular meetings of the County Commission of the Issuer to be held during the year, by causing said Notice to be posted on May 5, 2008, at the principal office of the County Commission and by causing a copy of said Notice to be provided to at least one newspaper of general circulation within the geographic jurisdiction of the Issuer on May 5, 2008.

IN WITNESS WHEREOF, I have hereunto subscribed my official signature this May 6, 2008.



Marilyn K. Gillette
County Clerk

SCHEDULE 1

NOTICE OF MEETING

TOOELE COUNTY CLERK

TOOELE COUNTY COURTHOUSE

MARILYN K. GILLETTE
Tooele County Clerk

47 South Main Street
Tooele, Utah 84074-2194
(435)843-3140/Fax (435)882-7317
www.co.tooele.ut.us/clerk.htm

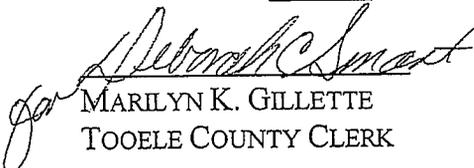
DEBBIE SMART
Chief Deputy Clerk

NOTICE AND AGENDA

NOTICE IS HEREBY GIVEN THAT THE TOOELE COUNTY COMMISSION WILL HOLD A REGULAR MEETING ON TUESDAY MAY 6, 2008, AT 3:00 P.M., IN ROOM 310, TOOELE COUNTY COURTHOUSE, 47 SOUTH MAIN STREET, TOOELE, UTAH. THE AGENDA IS:

1. ROLL CALL
2. MINUTES
3. TAX ADJUSTMENTS
4. INVOICES
5. DESERET PEAK COMPLEX
6. TOOELE SENIOR CENTER - WOOD FLOORS
7. APPROVAL OF BID FOR SLURRY SEAL - VARIOUS COUNTY STREETS AND PARKING LOTS
8. BONDING FOR DESERET PEAK CONVENTION CENTER AND ARENA
9. RESOLUTION 2008-06 - AMENDING PERSONNEL POLICIES AND PROCEDURES SECTION 15, LEAVE
10. AGREEMENT WITH DAN TUTTLE FOR LOBBYIST SERVICES
11. VICTIM ADVOCACY PRESENTATION
12. VEHICLE PURCHASE - PUBLIC BUILDINGS
13. AGREEMENT WITH TOOELE BIT & SPUR RIDING CLUB - 2008 JULY FOURTH CELEBRATION
14. PRESENTATION OF CHECKS FROM RISK MANAGEMENT INSURANCE
15. CONSIDERATION FOR ADOPTION OF A RESOLUTION AUTHORIZING THE ISSUANCE AND SALE OF NOT MORE THAN \$2,500,00 AGGREGATE PRINCIPAL AMOUNT OF SALES TAX REVENUE BONDS, SERIES 2008; AND RELATED MATTERS.
16. CONTRACT REVIEW
 - A) 02-05-08 - LEASE AGREEMENT, TOOELE COUNTY AND GRANTSVILLE SOIL CONSERVATION DISTRICT
 - B) 03-05-03 - CLIVE REPOSITORY AGREEMENT - AMENDMENT #4 - TOOELE COUNTY AND ENVIROCORE (ENERGY SOLUTIONS)
 - C) 05-05-12 - MEMORANDUM OF UNDERSTANDING TO PROVIDE SPECIAL REACTION TEAM (SRT) SUPPORT, TOOELE COUNTY SHERIFF AND DUGWAY PROVING GROUNDS
17. BOARD APPOINTMENTS
18. PUBLIC CONCERNS
19. ADJOURN

DATED THIS 30th DAY OF April, 2008


MARILYN K. GILLETTE
TOOELE COUNTY CLERK

SCHEDULE 2

ANNUAL MEETING SCHEDULE

TOOELE COUNTY CLERK
TOOELE COUNTY COURTHOUSE

MARILYN K. GILLETTE
Tooele County Clerk

47 South Main Street
Tooele, Utah 84074-2194
(435)843-3140/Fax (435)882-7317
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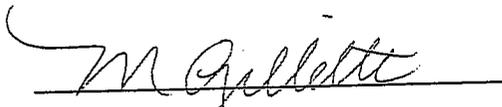
DEBBIE SMART
Chief Deputy Clerk

NOTICE OF ANNUAL MEETING

TO THE PUBLIC AND RESIDENTS OF TOOELE COUNTY

The Public is hereby given Notice that the Tooele County Board of Commissioners conducts its regular board of County Commissioners meeting on the first, second, third and fourth Tuesday at 3:00 P.M. of each month at the Tooele County Courthouse, Room 310, 47 South Main Street, Tooele, Utah, unless the location is specifically changed as stated on the agenda. If the meeting date is a legal holiday, then the regularly scheduled meeting will not be held.

DATED THIS 5th DAY OF May, 2008



MARILYN K. GILLETTE
Tooele County Clerk

(attach Proof of Publication of
Notice of Bonds to be Issued)

PROOF OF PUBLICATION

STATE OF UTAH }
County of Tooele } SS.

NOTICE OF PUBLIC HEARING AND BONDS TO BE ISSUED

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Annotated 1953, as amended, and to call a public hearing to receive input from the public with respect to the issuance of the Series 2008 Bonds.

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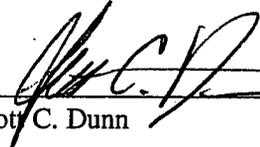
members of the public are invited to attend and participate.

PURPOSE FOR ISSUANCE
examined during regular

I, Scott C. Dunn, being first duly sworn, depose and say that I am the Publisher of the Tooele Transcript-Bulletin, a twice-weekly newspaper of general circulation published each Tuesday and Thursday at Tooele City, Tooele County, Utah; that the notice attached hereto and which is a part of the proof of publication of

Notice of Public Hearing and Bonds to be Issued

was published in said newspaper for two issue(s), the first publication having been made on the 8th day of May, 2008, and the last on the 15th day of May, 2008; that said notice was published in the regular and entire issue of every Thursday edition of the paper during the period and time of publication, and the same was published in a newspaper proper and not in a supplement.



Scott C. Dunn

Subscribed and sworn to me this 20th day of May, 2008.


Notary Public
CHRISTIN EVANS
639 Country Club
Stansbury Park, Utah 84074
My Commission Expires
January 5, 2010
State of Utah



Notary Public

EXHIBIT B

INDENTURE

(See Transcript Document Nos. __ and __)