

RESOLUTION 2021-18

A RESOLUTION of the Apple Valley Town Council terminating its delegation to an administrative control board of its rights, powers, and authority related to the Big Plains Water and Sewer Special Service District.

Recitals

Whereas Apple Valley Town (the “Town”) duly created by Resolution No. 2011-25 and pursuant to the provisions of Article XI, Section 7 of the Utah Constitution and Utah Code Annotated, § 17D-1-101, *et seq* the special service district called the Big Plains Water and Sewer Special Service District (the “District”).

Whereas Utah Code Annotated, § 17D-1-101 (the “Special Service District Act”) states that the District shall be governed by the Town Council as the legislative body, subject to any delegation to an administrative control board.

Whereas the Town, by resolution, previously delegated its rights, powers, and authority in relation to the District to an administrative control board (the “Board”).

Whereas the Town has the authority, by statute, to at any time modify, limit, or revoke any right, power, or authority delegated to the Board.

Whereas the Town Council finds that public health, convenience, and necessity require the revocation of the delegation to the Board.

NOW, THEREFORE, BE IT RESOLVED by the Apple Valley Town Council:

1. The public health, convenience, and necessity require the revocation of the delegation to the Board.
2. The delegation of its rights, powers, and authority to the Board is hereby REVOKED. This Resolution supersedes and amends Resolution No. 2011-25.
3. Effective immediately, the members of the Board are released from their positions on the Board.
4. To allow for a smooth transition, the members of the Board are directed to immediately provide all accounting, materials, records, documents, and assets to the Town Council.
5. Effective immediately, the Town Council as the legislative body for the Town shall re-assume all responsibilities set out in the Special Service District Act in relation to the District.

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W. Dale Beddo, Mayor

ATTEST:

Taylor Pledger, Town Recorder

Councilmember Kevin Sair Voted _____
Councilmember Mike McLaughlin Voted _____
Councilmember _____ Voted _____
Councilmember Paul Edwardsen Voted _____
Mayor W. Dale Beddo Voted _____