

**TOWN OF APPLE VALLEY
RESOLUTION R-2024-03**

**A RESOLUTION APPOINTING BOARD MEMBERS FOR THE BIG PLAINS WATER SPECIAL SERVICE
DISTRICT**

WHEREAS, the Town of Apple Valley (“Apple Valley”) by resolution (Resolution No. 2011-25) established the Big Plains Water and Sewer Special Service District, (“District”)

WHEREAS, Appointment procedures for vacant board positions will comply with Section 17B-1-304 of the Utah Code;

WHEREAS, In any calendar year when appointment of a new special district board member is required, the Apple Valley Town Council (the “Council”) shall prepare a Notice of Vacancy that includes (a) the position that is vacant that shall be filled by appointment; (b) the qualifications required to be appointed to those positions; (c) the procedures for appointment that the Council will follow in making those appointments; and (d) the person to be contacted and any deadlines that a person shall meet who wishes to be considered for appointment to those positions;

WHEREAS, The Council shall publish the notice of vacancy for at least one month before the deadline for accepting nominees for appointment. This notice will be a class A notice under Section 63G-30-102. The Council may bill the special district for the cost of preparing, printing, and publishing the notice;

WHEREAS, The Council shall comply Title 52, chapter 4, Open and Public Meetings Act, in making the appointment (a) allow any interested persons to be heard; and (b) adopt a resolution appointing a person to the special district board;

WHEREAS, If no candidate for appointment receives a majority vote of the Council, the Council shall select the appointee from the two top candidates by lot;

WHEREAS, two vacancies have been created with registered voters Harold Merritt and Andy McGinnis terms ending as of January 1, 2024; and

WHEREAS, the mayor and one elected official of the Town of Apple Valley are required to serve as board members for the District, with three members of the board being appointed from the registered voters of Apple Valley.

NOW, THEREFORE, at a meeting of the legislative body of the Town of Apple Valley, Utah, duly called, noticed and held on the 17th day of January, 2024, and upon motion duly made and seconded,

BE IT RESOLVED AS FOLLOWS:

_____ and _____, the registered voters are appointed as board members of the Big Plains Water Special Service District to serve a 4-year term which will expire on January 3, 2028;

PASSED THIS 17th DAY OF JANUARY 2024. This resolution shall be in full force and effect from the date of passage.

[SIGNATURE BLOCK ON NEXT PAGE]

TOWN OF APPLE VALLEY

PRESIDING OFFICER

ATTEST:

Michael L. Farrar, Mayor

Jenna Vizcardo, Town Recorder

	AYE	NAY	ABSENT	ABSTAIN
Mayor Michael Farrar	_____	_____	_____	_____
Council Member Kevin Sair	_____	_____	_____	_____
Council Member Robin Whitmore	_____	_____	_____	_____
Council Member Barratt Nielson	_____	_____	_____	_____
Council Member Janet Prentice	_____	_____	_____	_____