

RESOLUTION 90-190

A RESOLUTION OF THE DELTA CITY COUNCIL INCREASING THE CERTIFIED TAX RATE IN THE DELTA CITY GENERAL FUND FROM .002448 TO .003195 FOR THE PURPOSE OF TRANSFERRING TO THE GENERAL FUND THOSE FUNDS PREVIOUSLY ~~APPOINTED~~ TO THE DELTA CITY LIBRARY FUND.

APPROPRIATED DD

The City Council of the city of Delta, Utah, referred to herein as the "City Council" recites the following as the basis for adopting this resolution:

WHEREAS, in 1989 the Delta City Council adopted a resolution increasing the certified tax rate for the purpose of levying taxes to generate revenue for a newly created Delta City library fund; and

WHEREAS, the City Council now desires to repeal said Delta City library fund and appropriate those revenues previously received for said library fund to the City's general fund; and

WHEREAS, in accordance with § 59-2-919 Utah Code Annotated (1953) as amended, Delta City advertised its intent to exceed the certified tax rate, by publishing notice thereof in a newspaper known as the Millard County Chronicle-Progress, a weekly newspaper, published in the County of Millard, State of Utah, for the time and in the manner provided by law; and

WHEREAS, the increase in the said certified tax rate will not increase general property taxes for Delta City residents; and

WHEREAS, pursuant to Title 52, Chapter 4, Utah Code Annotated, (1953 edition) as amended, known as the "Open and Public Meetings Act", Delta City provided public notice of the agenda, time and place of this meeting, by posting written notice thereof at the principal office of the public body; namely, the Delta City Building, located at 76 North 200 West and in at least one newspaper of general circulation; namely, the Millard County Chronicle-Progress, and to a local media correspondent; namely, KNAK radio station, 73 South Center, Delta, Utah; and

WHEREAS, said meeting was open to the public and all interested parties desiring to be heard were given an opportunity to present oral testimony, and oral public comments regarding the proposed property tax increase were received by the Delta City Council members and the Delta City Council members gave their explanations and reasons for the increase in the certified tax rate; and

WHEREAS, the auditor of Millard County, Utah, notified, by mail, as that term is defined under subsection 59-2-102 sub-

paragraph 12 Utah Code Annotated (1953 edition), as amended, for the time and in the manner provided by law.

NOW, THEREFORE, be it resolved by the City Council of the City of Delta, Utah:

1. Increase of Certified Tax Rate. The total certified tax rate shall be increased from .002448 to .003195 for the purpose of transferring to the general fund those funds previously appropriated to the Delta City library fund.

2. Effective Date. This resolution shall become effective upon adoption.

3. Severability. In the event that any provision of this resolution less than the entire resolution is held invalid by a court of competent jurisdiction, this resolution shall be deemed severable and such finding of invalidity shall not affect the remaining portions of this resolution.

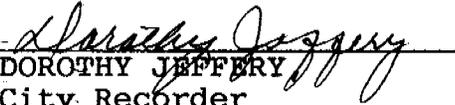
4. Repeal of Conflicting Resolutions. To the extent that any resolutions or policies of the City of Delta conflict with the provisions of this resolution, they are hereby amended to be in accordance with the provisions hereof.

PASSED AND APPROVED this 11th day of June, 1990.



DON DAFOE, Mayor

Attest:



DOROTHY JEFFERY
City Recorder