

**CITY OF LOGAN
RESOLUTION 17-43**

**A RESOLUTION SUPPORTING ONE-TIME FUNDING FOR THE UTAH
FESTIVAL OPERA AND MUSIC THEATRE**

BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE CITY OF LOGAN, UTAH THAT:

WHEREAS, the Utah Festival Opera and Music Theatre (UFOMT) has, for 25 years, provided a high quality summer cultural series; and

WHEREAS, UFOMT has a significant impact on summer hotel occupancy, restaurant utilization, and the economic well-being of other businesses in Logan City; and

WHEREAS, UFOMT is an important factor for many Summer Citizens in deciding to live in Logan City during the summer; and

WHEREAS, continuance of UFOMT is important to the public image of Logan City; and

WHEREAS, UFOMT is facing an immediate cash flow problem; and

WHEREAS, the Council believes that the future economic viability of UFOMT is important to the City of Logan and will require changes in certain operating procedures within UFOMT; and

WHEREAS, Utah State Code requires that a cost-benefit study justifying the expenditure be performed and publically noticed prior to a municipal council approving funding for a non-profit entity and that the required study is included with this resolution as Attachment A.

NOW THEREFORE, BE IT RESOLVED that based on the identified benefits of the UFOMT and in order to facilitate its continued contribution, the Logan Municipal Council supports providing UFOMT one-time support from the City's General Fund in the amount of \$150,000, if the following conditions are met prior to funding being received:

1. UFOMT publically announces a 2018 performance season together with a FY 2018 budget that has been approved by the UFOMT Board of Directors.
2. The UFOMT Board of Directors is expanded to include a representative with financial experience jointly designated by the Logan City Mayor and the Cache County Executive. UFMOT will provide quarterly financial statements to Logan City and Cache County through 2018.
3. The UFOMT Board of Directors enacts a "Continuity and Succession" plan that will ensure that UFOMT continues to have strong artistic and executive leadership.

2760-A

ATTACHMENT A

Study for appropriation of funds from the City of Logan to the Utah Festival Opera & Musical Theatre in Compliance with State Code 10-8-2 (e)

This study is being performed before notice of a public hearing and made available to the municipal council and interested parties in regards to the City of Logan appropriating funds to the Utah Festival Opera & Musical Theatre_. The Utah Festival Opera & Musical Theatre_ have asked for \$150,000.

State Code 10-8-2 outlines questions to consider which are answered below.

- (i) What identified benefits will the City of Logan receive in return for any money or resources appropriated to the Utah Festival Opera & Musical Theatre?

The City will retain continued and increased economic development to restaurants, lodging providers, as well as general tourism and goodwill.

- (ii) Will the City of Logan's appropriation be used to enhance the safety, health, prosperity, moral well-being, peace, order, comfort, or convenience of the inhabitants of the City of Logan?

Yes. The Utah Festival Opera & Musical Theatre Summer season increases the prosperity of Logan's inhabitants through the economic impact provided by increased tourism. Additionally, the productions themselves provide opportunities for personal and mental growth and increased understanding and education for any and all patrons who attend, and to which all inhabitants of Logan City are welcome.

- (iii) Is the appropriation necessary and appropriate to accomplish the reasonable goals and objectives of the City of Logan in the area of economic development, job creation, affordable housing, blight elimination, job preservation, the preservation of historic structures and property, and any other public purpose?

Yes. Through the annual rental of the Ellen Eccles Theatre, and use and maintenance of the Utah Theatre and Dansante Building, Utah Festival Opera & Musical Theatre contributes significantly to the preservation of historic structures in Logan. The economic development that UFOMT brings to Logan City is also significant.

Conclusion:

The conclusion of this study has determined the City of Logan will profit or benefit from this appropriation of funds to the Utah Festival Opera & Musical Theatre. The City will give \$150,000. This will not be an annual donation.

4. The UFOMT Board of Directors approves changes in UFOMT bylaws that provide assurance of improved financial and operational policies.

NOW THEREFORE, BE IT FURTHER RESOLVED that the Logan Municipal Council authorizes the Mayor, in consultation with the Council chair, to execute the necessary agreements and documentation to accomplish the intent of this resolution.

This resolution duly adopted upon this 17th day of October, 2017, by the following vote:

Ayes: *Simmonds, Needham, Daines, Alsen, Jensen*
Nays: *none*
Absents: *none*

Holly H. Daines
Holly H. Daines, Council Chair

Attest:

Teresa Harris
Teresa Harris, City Recorder



Civil
PROOF OF PUBLICATION

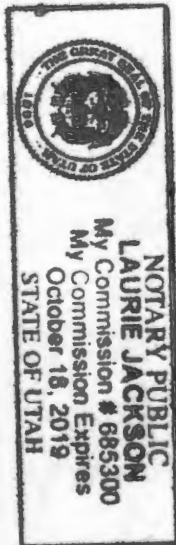
STATE OF UTAH
COUNTY OF CACHE, ss

On this 2nd day of October, A.D. 2017 personally appeared before me JENNIFER BIRCH who being first being duly sworn, deposes and says that (s)he is the Principal Legal Clerk of the Cache Valley Publishing Co., publishers of The Herald Journal a daily newspaper published in Logan City, Cache County Utah, and that the Legal Notice, a copy of which is hereto attached was published in said newspaper for 1 issue(s) and that said notice also published on utahlegals.com on the same day(s) as publication in said newspaper

Commencing on the following days:
10/01/2017

Jennifer Birch, Principal Legal Clerk
Subscribed and sworn to before me on this 2nd day of October, A.D. 2017

Laurie Jackson, Notary Public
Commissioned in the State of Utah
My Commission expires 10/18/2019



PUBLIC NOTICE

Study for appropriation of funds from the City of Logan to the Utah Festival Opera & Musical Theatre in compliance with State Code 10-8-2 (e)

This study is being performed before notice of a public hearing and made available to the municipal council and interested parties in regards to the City of Logan appropriating funds to the Utah Festival Opera & Musical Theatre. The Utah Festival Opera & Musical Theatre have asked for \$150,000.

State Code 10-8-2 outlines questions to consider which are answered below.

(i) What identified benefits will the City of Logan receive in return for any money or resources appropriated to the Utah Festival Opera & Musical Theatre?

The City will retain continued and increased economic development to restaurants, lodging providers, as well as general tourism and goodwill.

(ii) Will the City of Logan's appropriation be used to enhance the safety, health, prosperity, moral well-being, peace, order, comfort, or convenience of the inhabitants of the City of Logan?

Yes. The Utah Festival Opera & Musical Theatre Summer season increases the prosperity of Logan's inhabitants through the economic impact provided by increased tourism. Additionally, the productions themselves provide opportunities for personal and mental growth and increased understanding and education for any and all patrons who attend, and to which all inhabitants of Logan City are welcome.

(iii) Is the appropriation necessary and appropriate to accomplish the reasonable goals and objectives of the City of Logan in the area of economic development, job creation, affordable housing, blight elimination, job preservation, the preservation of historic structures and property, and any other public purpose?

Yes. Through the annual rental of the Ellen Eccles Theatre, and use and maintenance of the Utah Theatre and Dansante Building, Utah Festival Opera & Musical Theatre contributes significantly to the preservation of historic structures in Logan. The economic development that UFOMT brings to Logan City is also significant.

Conclusion:

The conclusion of this study has determined the City of Logan will profit or benefit from this appropriation of funds to the Utah Festival Opera & Musical Theatre. The City will give \$150,000. This will not be an annual donation.

Teresa Harris, City Recorder

Published October 1, 2017

Ref. No. 1677261