

Logan, Utah

April 21, 2015

The City Council (the "Council") of Logan City, Utah (the "Issuer"), met in regular public session at the regular meeting place of the Council in Logan, Utah, on Tuesday, April 21, 2015, at the hour of 5:30 p.m., with the following members of the Council being present:

H. Craig Petersen	Mayor
Holly Daines	Councilmember
S. Eugene Needham	Councilmember
Herm Olsen	Councilmember
Jeannie F. Simmonds	Councilmember
Karl Ward	Councilmember

Also present:

Teresa Harris	City Recorder
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Absent: Herm Olsen

After the meeting had been duly called to order and after other matters not pertinent to this resolution had been discussed, the City Recorder presented to the Council a Certificate of Compliance with Open Meeting Law with respect to this April 21, 2015, meeting, a copy of which is attached hereto as Exhibit A.

The following resolution was then introduced in written form, was fully discussed, and pursuant to motion duly made by Councilmember Ward and seconded by Councilmember Daines, was adopted by the following vote:

AYE: Daines, Needham, Simmonds, Ward.

NAY: None

The resolution was then signed by the Mayor in open meeting and recorded by the City Recorder in the official records of Logan City, Utah. The resolution is as follows:

LOGAN CITY, UTAH

Resolution Authorizing the  
Issuance and Sale of

Not to Exceed \$3,000,000  
General Obligation Refunding Bonds  
Series 2015

Adopted April 21, 2015

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RESOLUTION NO. 15-14

A RESOLUTION OF THE CITY COUNCIL OF LOGAN CITY (THE "ISSUER") AUTHORIZING THE ISSUANCE AND SALE BY THE ISSUER OF NOT MORE THAN \$3,000,000 AGGREGATE PRINCIPAL AMOUNT OF ITS GENERAL OBLIGATION REFUNDING BONDS, SERIES 2015 (THE "SERIES 2015 BONDS"); DELEGATING TO CERTAIN OFFICERS OF THE ISSUER THE AUTHORITY TO APPROVE THE FINAL TERMS AND PROVISIONS OF THE SERIES 2015 BONDS WITHIN THE PARAMETERS SET FORTH HEREIN; PRESCRIBING THE FORM OF SERIES 2015 BONDS; PROVIDING FOR THE MANNER OF EXECUTION AND DELIVERY OF THE SERIES 2015 BONDS; PROVIDING HOW THE PROCEEDS OF THE SERIES 2015 BONDS WILL BE USED AND HOW PAYMENT OF THE SERIES 2015 BONDS WILL BE MADE; PROVIDING FOR THE PUBLICATION OF A NOTICE OF BONDS TO BE ISSUED; PROVIDING FOR THE RUNNING OF A CONTEST PERIOD; AUTHORIZING THE TAKING OF ALL OTHER ACTIONS NECESSARY FOR THE CONSUMMATION OF THE TRANSACTIONS CONTEMPLATED BY THIS RESOLUTION; AND RELATED MATTERS.

WHEREAS, to achieve a debt service savings the Council desires to refund and retire certain of the Issuer's outstanding General Obligation Refunding Bonds, Series 2005 (the "Refunded Bonds"); and

WHEREAS, pursuant to the provisions of the Utah Refunding Bond Act, Title 11, Chapter 27, Utah Code Annotated 1953, as amended (the "Act"), the Council is authorized to issue and desires to issue its General Obligation Refunding Bonds, Series 2015 (to be issued in one or more series and from time to time, with any other title or series designation as directed by the herein defined Terms Certificate) (the "Series 2015 Bonds") in the aggregate principal amount of not to exceed \$3,000,000, to (a) refund the Refunded Bonds and (b) pay costs of issuance of the Series 2015 Bonds; and

WHEREAS, the Act provides for the publication of a Notice of Bonds to be Issued, and the Council desires to publish such a notice at this time in compliance with the Act with respect to the Series 2015 Bonds; and

WHEREAS, as permitted by Section 11-27-3 of the Act and in order to allow flexibility in setting the pricing date of the Series 2015 Bonds and to optimize debt service savings to the Issuer, the Council desires to grant to the Designated Officers (defined herein), together with George K. Baum & Company, the Issuer's municipal advisor (the "Municipal Advisor"), the authority to: (a) solicit and receive competitive bids from potential purchasers of the Series 2015 Bonds and based on the aforementioned bids, to select the purchaser of the Series 2015 Bonds; (b) approve the principal amounts, interest rates, terms, maturities, redemption features, and purchase price at which the Series 2015 Bonds shall be sold; and (c) execute a Terms Certificate setting forth the

final terms of the Series 2015 Bonds, provided that such final terms do not exceed the parameters set forth in Article II of this Resolution; and

NOW, THEREFORE, IT IS HEREBY RESOLVED by the City Council of Logan City, Utah, as follows:

## ARTICLE I

### DEFINITIONS; AUTHORITY

1.1 Definitions. As used in this Resolution, the following terms shall have the following meanings:

“Act” means the Utah Refunding Bond Act, Title 11, Chapter 27, Utah Code Annotated 1953, as amended.

“Bond Fund” means the fund established under Section 4.22 hereof.

“Bondowner,” “Bondholder,” “Owner” or “Registered Owner” means the registered owner of any Bond as shown on the registration books of the Issuer kept by the Bond Registrar.

“Bond Purchase Agreement” means that certain Bond Purchase Agreement in substantially the form of Exhibit B hereto to be entered into by the Issuer and the purchaser, pursuant to which the Series 2015 Bonds will be sold to the purchaser.

“Bond Registrar” means each Person appointed by the Issuer as registrar and agent for the transfer, exchange and authentication of the Series 2015 Bonds pursuant to Section 2.5 hereof. The initial Bond Registrar shall be determined by the Designated Officers as shown in the Terms Certificate.

“Business Day” means a legal business day on which banking business is transacted in the city in which the Paying Agent has its principal corporate trust office.

“City” means Logan City, Utah.

“City Council” means, the City Council of Logan City, acting as the governing board of Logan City, Utah.

“City Recorder” means the City Recorder of Logan City, Utah, or any authorized deputy thereof.

“Code” means the Internal Revenue Code of 1986, as amended.

“Designated Officers” means the Mayor or Mayor pro tem (collectively, the “Mayor”), or the Finance Director of the Issuer (the “Finance Director”).

“Government Obligations” means direct obligations of the United States of America, or other securities, the principal of and interest on which are unconditionally guaranteed by the United States of America.

“Interest Payment Date” means each January 15 and July 15, commencing as provided in the Terms Certificate.

“Issuer” means Logan City, Utah.

“Mayor” means the Mayor or Mayor pro tem of Logan City, Utah, at the time of execution, delivery or any other actions herein authorized or any authorized deputy thereof.

“Municipal Advisor” means George K. Baum & Company.

“Original Issue Date” means the date of delivery of the Series 2015 Bonds.

“Paying Agent” means each Person appointed by the Issuer as paying agent with respect to the Series 2015 Bonds pursuant to Section 2.5 hereof. The initial Bond Registrar shall be determined by the Designated Officers as shown in the Terms Certificate.

“Person” means natural persons, firms, partnerships, associations, corporations, trusts, public bodies and other entities.

“Purchaser” means, the purchaser for the Series 2015 Bonds pursuant to the Bond Purchase Agreement, and the Terms Certificate.

“Record Date” means (i) with respect to each Interest Payment Date, the fifteenth day immediately preceding such interest payment date, and (ii) with respect to any redemption of any Bond, such Record Date as shall be specified by the Bond Registrar in the notice of redemption, provided that such Record Date shall not be less than 15 calendar days before the mailing of such notice of redemption.

“Refunded Bonds” means the bonds so identified in the recital above, and more specifically identified in the Terms Certificate.

“Resolution” means this Resolution authorizing the issuance and sale of the Series 2015 Bonds.

“Series 2015 Bonds” means the General Obligation Refunding Bonds, Series 2015, of the Issuer authorized hereby.

“State” means the State of Utah.

“Terms Certificate” shall mean the certificate of the Issuer setting forth the final terms for the Series 2015 Bonds (within the parameters set forth herein), to be executed by the Designated Officers, in substantially the form attached hereto as Exhibit C.

Unless the context clearly indicates to the contrary, the terms “hereby,” “hereof,” “hereto,” “herein,” “hereunder,” and any similar terms as used in this Resolution, refer to this Resolution in its entirety.

1.2 Authority for Resolution. This Resolution is adopted pursuant to the Act.



## ARTICLE II

### AUTHORIZATION, TERMS AND ISSUANCE OF BONDS

2.1 Authorization of Bonds, Principal Amount, Designation and Series. In accordance with and subject to the terms, conditions and limitations established by the Act and in this Resolution, a series of General Obligation Refunding Bonds of the Issuer is hereby authorized to be issued in the aggregate principal amount of not to exceed \$3,000,000. Such series of bonds shall be designated "Logan City, Utah General Obligation Refunding Bonds, Series 2015." The name of the Series 2015 Bonds may be revised in the Terms Certificate. The Series 2015 Bonds may be issued in one or more series all within the parameters established hereby.

The Series 2015 Bonds shall be issued as fully registered Bonds.

The Series 2015 Bonds shall be general obligations of the Issuer for the payment of which the full faith, credit and taxing power of the Issuer are hereby pledged, and the Issuer hereby agrees and covenants that it will annually cause to be levied a tax sufficient to pay the principal of, premium, if any, and interest on the Series 2015 Bonds as they fall due and payable, and also to constitute a sinking fund to pay the principal, premium, if any, and interest when due.

2.2 Purpose. The Series 2015 Bonds are hereby authorized to be issued for the purpose of (a) refunding the Refunded Bonds and (b) paying expenses reasonably incurred in connection with the issuance and sale of the Series 2015 bonds.

2.3 Bond Details; Delegation of Authority. (a) The Series 2015 Bonds shall mature on the date and in the principal amounts, and shall bear interest (calculated on the basis of a year of 360 days comprised of twelve 30-day months) from the Original Issue Date payable on each Interest Payment Date at the per annum rates, all as provided in the Terms Certificate.

(b) There is hereby delegated to the Designated Officers, subject to the parameters set forth in this Resolution, the power to determine the following with respect to the Series 2015 Bonds, and the Designated Officers are hereby authorized to make such determinations:

(i) the principal amount of the bonds necessary to accomplish the purpose of the Series 2015 Bonds set forth in Section 2.2 herein; provided, however, that the aggregate principal amount of the Series 2015 Bonds shall not exceed \$3,000,000;

(ii) the maturity date or dates and principal amount of each maturity of the Series 2015 Bonds to be issued; provided, however, that the final maturity of all Series 2015 Bonds shall not be later than July 15, 2020;

(iii) the interest rate or rates of the Series 2015 Bonds; provided, however, that the interest rate or rates to be borne by any Series 2015 Bond shall not exceed three percent (3.00%) per annum;

(iv) the sale of the Series 2015 Bonds (as more fully described in Section 2.10 hereof) to the Purchaser and the purchase price to be paid by the Purchaser for the Series 2015 Bonds; provided, however, that the discount from par of the Series 2015 Bonds shall not exceed ninety-eight percent (98%);

(v) whether the Series 2015 Bonds shall be subject to redemption prior to maturity;

(vi) whether the Series 2015 Bonds shall be designated as bank qualified; and

(vii) the bonds to be refunded as the Refunded Bonds and any other provisions deemed advisable by the Designated Officers, not materially in conflict with the provisions of this Resolution.

Upon pricing of the Series 2015 Bonds by the Purchaser, the Designated Officers, in consultation with the Issuer's Municipal Advisor, shall make the determinations provided above and the Designated Officers shall execute the Terms Certificate containing such terms and provisions on behalf of the Issuer, which execution shall be conclusive evidence as to the matters stated therein.

(c) Each Bond shall accrue interest from the Interest Payment Date next preceding the date on which it is authenticated, unless (i) it is authenticated before the first Interest Payment Date following the Original Issue Date, in which case interest shall accrue from the Original Issue Date, or (ii) it is authenticated upon an Interest Payment Date, in which case interest shall accrue from such Interest Payment Date; provided, however, that if at the time of authentication of any Bond interest is in default, interest shall accrue from the date to which interest has been paid. The Series 2015 Bonds shall bear interest on overdue principal at the aforesaid respective rates.

2.4 Denominations and Numbers. The Series 2015 Bonds shall be issued as fully registered bonds, without coupons, in the denomination of \$1,000, or any integral multiple thereof. The Series 2015 Bonds shall be numbered with the letter prefix "R" and shall be numbered from one (1) consecutively upwards in order of issuance.

2.5 Paying Agent and Bond Registrar. The Issuer shall appoint a Paying Agent and Bond Registrar under the terms and conditions of this Resolution and the Terms Certificate. The Issuer may remove any Paying Agent and any Bond Registrar, and appoint a successor or successors thereto. The Issuer shall submit to the Paying Agent or Bond Registrar, as the case may be, a notice of such removal at least 30 days prior to the effective date of such removal, and shall specify the date on which such removal shall take effect. Such removal shall take effect on the date that each successor

Paying Agent and Bond Registrar shall signify its acceptance of the duties and obligations imposed upon it by this Resolution by executing and delivering to the Issuer a written acceptance thereof.

The principal of, premium, if any, and interest on the Series 2015 Bonds shall be payable in any coin or currency of the United States of America which, at the respective dates of payment thereof, is legal tender for the payment of public and private debts. Principal of and premium, if any, on the Series 2015 Bonds shall be payable when due to the Registered Owner of each Bond at the principal office of the Paying Agent. Payment of interest on each Bond shall be made by check or draft mailed to the Person which, as of the Record Date, is the Registered Owner of the Bond, at the address of such Registered Owner as it appears on the registration books of the Issuer kept by the Bond Registrar, or at such other address as is furnished to the Bond Registrar in writing by such Owner on or prior to the Record Date.

## 2.6 Redemption of Series 2015 Bonds.

(a) The Series 2015 Bonds may be non-callable at the option of the Issuer or subject to redemption prior to maturity, at the option of the Issuer, all as specified in the Terms Certificate. If the Terms Certificate specifies that the Series 2015 Bonds are subject to optional redemption, the Series 2015 Bonds shall be callable on the date specified therein (the "First Redemption Date"), and on any date thereafter, prior to maturity, in whole or in part, from such maturities or parts thereof as shall be selected by the Issuer, and by lot within each maturity if less than the full amount of any maturity is to be redeemed, upon not less than 30 days prior notice, at a redemption price equal to 100% of the principal amount of the Series 2015 Bonds to be redeemed, plus accrued interest thereon to the date fixed for redemption. Series 2015 Bonds maturing prior to the First Redemption Date are not subject to optional redemption.

(b) The Series 2015 Bonds may be subject to mandatory redemption by operation of sinking fund installments as provided in the Terms Certificate. If the Series 2015 Bonds are subject to mandatory sinking fund redemption and less than all of the Series 2015 Bonds then outstanding are redeemed in a manner other than pursuant to a mandatory sinking fund redemption, the principal amount so redeemed shall be credited at 100% of the principal amount thereof by the Bond Registrar against the obligation of the Issuer on such mandatory sinking fund redemption dates for the Series 2015 Bonds in such order as directed by the Issuer.

(c) If fewer than all of the Series 2015 Bonds of any maturity are called for redemption, the Series 2015 Bonds to be redeemed shall be selected by lot by the Bond Registrar, in such manner as the Bond Registrar may deem fair and appropriate, each \$1,000 or principal amount of the Series 2015 Bonds being counted as one Series 2015 Bond for this purpose. If a portion of a Series 2015 Bond shall be called for redemption, a new Series 2015 Bond in principal amount

equal to the unredeemed portion thereof shall be issued to the registered owner upon presentation and surrender thereof.

## 2.7 Notice of Redemption.

(a) In the event any Series 2015 Bonds are to be redeemed, the Issuer shall cause notice of such redemption to be given as provided in this Section 2.7. Notice of redemption shall be given by the Bond Registrar by first class mail, postage prepaid, not less than thirty (30) nor more than sixty (60) days prior to the redemption date, to each Registered Owner of the Series 2015 Bonds to be redeemed, at the address shown on the registration books of the Issuer maintained by the Bond Registrar on the Record Date specified in the notice of redemption, which Record Date shall be not less than fifteen (15) calendar days before the mailing of such notice, or at such other address as is furnished to the Bond Registrar in writing by such Registered Owner on or prior to such Record Date. Each notice of redemption shall state (i) the identification numbers, as established hereunder and the CUSIP numbers, if any, of the Series 2015 Bonds being redeemed, provided that any such notice shall state that no representation is made as to the correctness of CUSIP numbers either as printed on such Series 2015 Bonds or as contained in the notice of redemption and that reliance may be placed only on the identification numbers contained in the notice or printed on such Series 2015 Bonds; (ii) any other descriptive information needed to identify accurately the Series 2015 Bonds being redeemed, including, but not limited to, the original issuance date and maturity date of, and interest rate on, such Series 2015 Bonds; (iii) the Record Date; (iv) the redemption date; (v) the redemption price; (vi) the place of redemption; (vii) the total principal amount of Series 2015 Bonds to be redeemed; (viii) if less than all, the distinctive numbers of the Series 2015 Bonds or portions of Series 2015 Bonds to be redeemed and, if less than all of any Series 2015 Bond, the principal amount of each Series 2015 Bond that is to be redeemed; and (ix) that the interest on the Series 2015 Bonds or portion of Series 2015 Bonds in such notice designated for redemption shall cease to accrue from and after such redemption date and that on said date there will become due and payable on each of said Series 2015 Bonds or portions of Series 2015 Bonds the redemption price thereof and interest accrued thereon to the redemption date. Any notice mailed as provided in this Section shall be conclusively presumed to have been duly given, whether or not the Registered Owner receives such notice. Failure to give such notice or any defect therein with respect to any Series 2015 Bond shall not affect the validity of the proceedings for redemption with respect to any other Bond.

(b) In addition to the foregoing notice, further notice of redemption shall be given by the Bond Registrar, at least two (2) business days in advance of the mailed notice to Registered Owners of Series 2015 Bonds to be redeemed, by registered or certified mail or overnight delivery service or facsimile transmission to the Purchaser and to all registered securities depositories then in the business of holding substantial amounts of obligations of types comprising the Series 2015 Bonds, and to one or more national information services that disseminate notices

of redemption of obligations such as the Series 2015 Bonds. Such further notice shall contain the information required in the immediately preceding paragraph. Failure to give all or any portion of such further notice shall not in any manner defeat the effectiveness of a call for redemption.

Each notice of optional redemption may further state that such redemption shall be conditional upon the receipt by the Paying Agent, on or prior to the date fixed for such redemption, of moneys sufficient to pay the principal of, premium, if any, and interest on such Series 2015 Bonds to be redeemed and that if such moneys shall not have been so received said notice shall be of no force and effect and the Issuer shall not be required to redeem such Series 2015 Bonds. If such condition is included in the notice of redemption and if sufficient moneys have not been deposited on the date fixed for redemption, then a notice stating sufficient moneys were not deposited and that no redemption occurred on that date shall be sent within a reasonable time thereafter, in like manner, to the registered owners of each Bond which was sent the notice of redemption.

If notice of redemption shall have been given as described above and the foregoing condition, if any, shall have been met, the Series 2015 Bonds or portions thereof specified in said notice shall become due and payable at the applicable redemption price on the redemption date therein designated, and if, on the redemption date, moneys for the payment of the redemption price of all the Series 2015 Bonds to be redeemed, together with interest to the redemption date, shall be available for such payment on said date, then from and after the redemption date interest on such Series 2015 Bonds shall cease to accrue and become payable.

2.8 Partially Redeemed Series 2015 Bonds. In case any Series 2015 Bond shall be redeemed in part only, upon the presentation of such Bond for such partial redemption, the Issuer shall execute and the Bond Registrar shall authenticate and shall deliver or cause to be delivered to or upon the written order of the Registered Owner thereof, at the expense of the Issuer, a Series 2015 Bond or Series 2015 Bonds of the same series, interest rate and maturity, in aggregate principal amount equal to the unredeemed portion of such registered Bond. A portion of any Series 2015 Bond of a denomination of more than \$1,000 to be redeemed will be in the principal amount of \$1,000 or an integral multiple thereof and in selecting portions of such Series 2015 Bonds for redemption, each such Bond shall be treated as representing that number of Series 2015 Bonds of \$1,000 denomination which is obtained by dividing the principal amount of such Series 2015 Bonds by \$1,000.

2.9 Sale of Series 2015 Bonds. (a) The sale of the Series 2015 Bonds is hereby approved as follows:

(i) The Series 2015 Bonds authorized to be issued herein shall be sold to the Purchaser at an aggregate price as shall be determined pursuant to the authority delegated under Section 2.3 hereof, on the terms and conditions to be set forth in the Bond Purchase Agreement, and upon the basis of the representations therein set forth. The Council hereby ratifies, confirms and approves all actions heretofore taken on behalf of

the Council by the Designated Officers in connection with the sale of the Series 2015 Bonds.

(ii) To evidence the acceptance by the Council of the Bond Purchase Agreement, the Designated Officers are hereby authorized and directed to execute and deliver, and the City Recorder to attest, the Bond Purchase Agreement substantially in the form attached hereto as Exhibit B, with such changes, omissions, insertions and revisions as the Designated Officers shall deem advisable, and delivery thereof to constitute conclusive evidence of such approval.

2.10 Execution of Bonds. The Series 2015 Bonds shall be executed on behalf of the Issuer by the Mayor and attested by the City Recorder (the signatures of the Mayor and City Recorder being either manual and/or by facsimile), and the corporate seal of the Issuer or a facsimile thereof shall be impressed or imprinted thereon. The use of such facsimile signatures of the Mayor and City Recorder and such facsimile of the seal of the Issuer on the Series 2015 Bonds is hereby authorized, approved and adopted by the Issuer as the authorized and authentic execution, attestation and sealing of the Series 2015 Bonds by said officials. The Series 2015 Bonds shall then be delivered to the Bond Registrar for manual authentication by it. The Certificate of Authentication shall be substantially in the form provided in Section 5.1 hereof. Only such of the Series 2015 Bonds as shall bear thereon a Certificate of Authentication, manually executed by the Bond Registrar, shall be valid or obligatory for any purpose or entitled to the benefits of this Resolution, and such certificate of the Bond Registrar shall be conclusive evidence that the Series 2015 Bonds so certified have been duly registered and delivered under, and are entitled to the benefits of this Resolution and that the Registered Owner thereof is entitled to the benefits of this Resolution. The Certificate of Authentication of the Bond Registrar on any Bond shall be deemed to have been executed by it if (i) such Bond is signed by the Bond Registrar, but it shall not be necessary that the same officer sign the Certificate of Authentication on all of the Series 2015 Bonds issued hereunder or that all of the Series 2015 Bonds hereunder be certified as registered by the same Bond Registrar, and (ii) the date of authentication of the Bond is inserted in the place provided therefor on the Certificate of Authentication.

The Mayor and City Recorder are authorized to execute, attest, countersign and seal from time to time, in the manner described above, Bonds (the "Exchange Bonds") to be issued and delivered for the purpose of effecting transfers and exchanges of Bonds pursuant to Article III hereof. At the time of the execution, attestation and sealing of the Exchange Bonds by the Issuer, the payee, principal amount, CUSIP number, if any, maturity and interest rate shall be in blank. Upon any transfer or exchange of Bonds pursuant to Article III hereof, the Bond Registrar shall cause to be inserted in appropriate Exchange Bonds the appropriate payee, principal amount, CUSIP number, if any, maturity and interest rate. The Bond Registrar is hereby authorized and directed to hold the Exchange Bonds, and to complete, certify as to registration and authenticate and deliver the Exchange Bonds, for the purpose of effecting transfers and exchanges of Bonds; provided, however, that any Exchange Bonds registered, authenticated and delivered by the Bond Registrar shall bear the same series, maturity and interest rate as

Bonds delivered to the Bond Registrar for exchange or transfer, and shall bear the name of such payee as the Registered Owner requesting an exchange or transfer shall designate; and provided further that upon the delivery of any Exchange Bonds by the Bond Registrar a like principal amount of Bonds submitted for transfer or exchange, and of like series and having like maturities and interest rates, shall be canceled. The execution, attestation and sealing by the Issuer and delivery to the Bond Registrar of any Exchange Bond shall constitute full and due authorization of such Bond containing such payee, principal amount, CUSIP number, if any, maturity and interest rate as the Bond Registrar shall cause to be inserted, and the Bond Registrar shall thereby be authorized to authenticate and deliver such Exchange Bond in accordance with the provisions hereof.

In case any officer whose signature or a facsimile of whose signature shall appear on any Bond (including any Exchange Bond) shall cease to be such officer before the issuance or delivery of such Bond, such signature or such facsimile shall nevertheless be valid and sufficient for all purposes, the same as if such officer had remained in office until such issuance or delivery, respectively.

2.11 Delivery of Bonds; Application of Proceeds. The Series 2015 Bonds shall be delivered to the Purchaser at such time and place as provided in the Bond Purchase Agreement. The City Recorder of the Issuer is hereby authorized and instructed to make delivery of the Series 2015 Bonds to the Purchaser and to receive payment therefor in accordance with the terms of the Bond Purchase Agreement, and to deposit the proceeds of sale as follows:

(a) An amount shall be deposited into the bond fund established with respect to the Refunded Bonds to refund and retire the Refunded Bonds on July 16, 2015, unless otherwise provided in the Terms Certificate.

(b) The amount remaining shall be deposited into a separate account and used to pay the costs of issuance of the Series 2015 Bonds, provided that any moneys remaining in such account six months subsequent to the date of the initial delivery of the Series 2015 Bonds shall be deposited into the Bond Fund.

2.12 Provisions for Refunding and Redemption of Refunded Bonds. By execution of the Terms Certificate, the Issuer will have elected to refund the Refunded Bonds and to call and redeem on the respective first optional redemption date each series of the Refunded Bonds then outstanding (as more specifically identified in the Terms Certificate) at a redemption price equal to one hundred percent (100%) of the principal amount of each Refunded Bond to be so redeemed, plus accrued interest thereon to the redemption date.

2.13 Further Authority. The Designated Officers, the City Recorder and such other officials of the Issuer as may be required, are hereby authorized and directed to execute all certificates, documents, and other instruments and make such elections under the Code as may be necessary or advisable to provide for the issuance, sale, registration, and delivery of the Series 2015 Bonds and to comply with applicable provisions of the Code.

## ARTICLE III

### TRANSFER AND EXCHANGE OF BONDS; BOND REGISTRAR

#### 3.1 Transfer of Bonds.

(a) Any Bond may, in accordance with its terms, be transferred, upon the registration books kept by the Bond Registrar pursuant to Section 3.3 hereof, by the person in whose name it is registered, in person or by his duly authorized attorney, upon surrender of such Bond for cancellation, accompanied by delivery of a written instrument of transfer in a form approved by the Bond Registrar, duly executed. No transfer shall be effective until entered on the registration books kept by the Bond Registrar. The Issuer, the Bond Registrar and the Paying Agent may treat and consider the person in whose name each Bond is registered in the registration books kept by the Bond Registrar as the holder and absolute owner thereof for the purpose of receiving payment of, or on account of, the principal or redemption price thereof and interest due thereon and for all other purposes whatsoever.

(b) Whenever any Bond or Bonds shall be surrendered for transfer, the Bond Registrar shall authenticate and deliver a new fully registered Bond or Bonds (which may be an Exchange Bond or Bonds pursuant to Section (a) hereof) of the same series, designation, maturity and interest rate and of authorized denominations duly executed by the Issuer, for a like aggregate principal amount. The Bond Registrar shall require the payment by the Registered Owner requesting such transfer of any tax or other governmental charge required to be paid with respect to such transfer. With respect to each Bond, no such transfer shall be required to be made (i) with respect to any Interest Payment Date after the Record Date to and including such Interest Payment Date, or (ii) with respect to any redemption of any Bond, after such Record Date as shall be specified by the Bond Registrar in the notice of redemption, provided that such Record Date shall not be less than 15 calendar days before the mailing of such notice of redemption.

(c) The Issuer shall not be required to register the transfer of or exchange any Bond selected for redemption in whole or in part, except the unredeemed portion of Bonds being redeemed in part.

3.2 Exchange of Bonds. Bonds may be exchanged at the office of the Bond Registrar for a like aggregate principal amount of fully registered Bonds (which may be an Exchange Bond or Bonds pursuant to Section (a) hereof) of the same series, designation, maturity and interest rate of other authorized denominations. The Bond Registrar shall require the payment by the Registered Owner requesting such exchange of any tax or other governmental charge required to be paid with respect to such exchange. With respect to each Bond, no such exchange shall be required to be made (i) with respect to any Interest Payment Date after the Record Date to and including such Interest Payment Date, or (ii) with respect to any redemption of any Bond, after such Record Date



as shall be specified by the Bond Registrar in the notice of redemption, provided that such Record Date shall not be less than 15 calendar days before the mailing of such notice of redemption.

3.3 Bond Registration Books. This Resolution shall constitute a system of registration within the meaning and for all purposes of the Registered Public Obligations Act, Title 15, Chapter 7, Utah Code Annotated 1953, as amended. The Bond Registrar shall keep or cause to be kept, at its office, sufficient books for the registration and transfer of the Series 2015 Bonds, which shall at all times be open to inspection by the Issuer, and upon presentation for such purpose, the Bond Registrar shall, under such reasonable regulations as it may prescribe, register or transfer or cause to be registered or transferred, on said books, Bonds as herein provided.

3.4 List of Registered Owners. The Bond Registrar shall maintain a list of the names and addresses of the Owners of all Bonds and upon any transfer shall add the name and address of the new Registered Owner and eliminate the name and address of the transferor Registered Owner.

3.5 Duties of Bond Registrar. The obligations and duties of the Bond Registrar hereunder include the following:

- (a) to act as bond registrar, authenticating agent, paying agent, and transfer agent as provided herein;
- (b) to maintain a list of Registered Owners as set forth herein and to furnish such list to the Issuer upon request, but otherwise to keep such list confidential;
- (c) to give notice of redemption of Bonds as provided herein;
- (d) to cancel and/or destroy Bonds which have been paid at maturity or submitted for exchange or transfer;
- (e) to furnish the Issuer at least annually a certificate with respect to Bonds canceled and/or destroyed; and
- (f) to furnish the Issuer at least annually an audit confirmation of Bonds paid, Bonds outstanding and payments made with respect to interest on the Series 2015 Bonds.

## ARTICLE IV

### COVENANTS AND UNDERTAKINGS

4.1 Covenants of Issuer. All covenants, statements, representations and agreements contained in the Series 2015 Bonds, and all recitals and representations in this Resolution are hereby considered and understood and it is hereby resolved that all said covenants, statements, representations and agreements of the Issuer, are the covenants, statements, representations and agreements of the Issuer.

4.2 Levy of Taxes. The Issuer covenants and agrees to establish a Bond Fund to pay the interest falling due on the Series 2015 Bonds as the same becomes due and also to provide for the payment of the principal of the Series 2015 Bonds at maturity or by prior redemption. There shall be levied on all taxable property in the Issuer in addition to all other taxes, a direct annual tax sufficient to pay the interest on the Series 2015 Bonds and to pay and retire the Series 2015 Bonds. Said taxes shall be deposited in the Bond Fund and applied solely for the purpose of the payment of said interest and principal on the Series 2015 Bonds, respectively, and for no other purpose whatsoever until the indebtedness so contracted under this Resolution, principal and interest, shall have been fully paid, satisfied and discharged, but nothing herein contained shall be so construed as to prevent the Issuer from applying any other funds that may be in the Issuer's treasury and available for that purpose to the payment of said interest and principal as the same respectively mature, and the levy or levies herein provided for may thereupon to that extent be diminished, and the sums herein provided for to meet the interest on the Series 2015 Bonds and to discharge the principal thereof when due, are hereby appropriated for that purpose and the required amount for each year shall be included by the Issuer in its annual budget and its statement and estimate as certified to Cache County in each year. Principal or interest falling due at any time when there shall not be available from the proceeds of said levies money sufficient for the payment thereof shall, to the extent of such deficiency, be paid from other funds of the Issuer available for such purpose, and such other funds reimbursed when the proceeds of said levies become available. The Issuer shall transfer from the Bond Fund to the Paying Agent at least fifteen days prior to each principal and/or interest payment date or redemption date on the Series 2015 Bonds, sufficient moneys to pay all principal and interest falling due on said payment or redemption date. The Issuer has established the Bond Fund primarily to achieve a proper matching of revenues and debt service on the Series 2015 Bonds. The Bond Fund shall be depleted at least once each year by the Issuer except for a reasonable carryover amount not to exceed the greater of one year's earnings on the Bond Fund or one-twelfth of the annual debt service on the Series 2015 Bonds.

4.3 Bonds in Registered Form. The Issuer recognizes that Section 149 of the Code requires the Series 2015 Bonds to be issued and to remain in fully registered form in order that interest thereon be excludible from gross income for federal income tax purposes under laws in force at the time the Series 2015 Bonds are delivered. In this connection, the Issuer agrees that it will not take any action to permit the Series 2015 Bonds to be issued in, or converted into, bearer or coupon form.

4.4 Tax Covenants. The Issuer further covenants and agrees to and for the benefit of the Bondholders that the Issuer (i) will not take any action that would cause interest on the Series 2015 Bonds to become subject to federal income taxation, (ii) will not omit to take or cause to be taken, in timely manner, any action, which omission would cause the interest on the Series 2015 Bonds to become subject to federal income taxation, and (iii) will, to the extent possible, comply with any other requirements of federal tax law applicable to the Series 2015 Bonds in order to preserve the exemption from federal income taxation of interest on the Series 2015 Bonds. Pursuant to this covenant, the Issuer obligates itself to comply throughout the term of the Series 2015 Bonds with the requirements of Section 148 of the Code and the regulations proposed or promulgated thereunder, as the same presently exist, or may from time to time hereafter be amended, supplemented or revised.

## ARTICLE V

### FORM OF BONDS

5.1 Form of Bonds. Each Bond shall be in substantially the following form, with such insertions or variations as to any redemption or amortization provisions and such other insertions or omissions, endorsements and variations as may be required:

FORM OF BOND

Registered

Registered

**UNITED STATES OF AMERICA  
STATE OF UTAH  
LOGAN CITY, UTAH  
GENERAL OBLIGATION REFUNDING BOND  
SERIES 2015**

[THIS BOND HAS BEEN DESIGNATED BY THE ISSUER AS A QUALIFIED TAX-EXEMPT OBLIGATION FOR PURPOSES OF THE EXCEPTION CONTAINED IN SECTION 265(b)(3) OF THE INTERNAL REVENUE CODE OF 1986, AS AMENDED, RELATING TO THE DEDUCTIBILITY OF A FINANCIAL INSTITUTION'S INTEREST EXPENSE ALLOCABLE TO TAX-EXEMPT INTEREST.]

Number R-\_\_\_\_\_ \$ \_\_\_\_\_

Interest Rate

Maturity Date

Original Issue Date

\_\_\_\_\_%

\_\_\_\_\_, 20\_\_\_\_

\_\_\_\_\_, 2015

Registered Owner: \_\_\_\_\_

Principal Amount: \_\_\_\_\_ DOLLARS\*\*\*\*

Logan City, Utah (the "Issuer"), a duly organized and existing political subdivision of the State of Utah, acknowledges itself indebted and for value received hereby promises to pay to the Registered Owner identified above, or registered assigns, on the Maturity Date identified above (subject to redemption prior to maturity, as provided herein), upon presentation and surrender hereof, the Principal Amount identified above, and to pay the Registered Owner hereof interest on the balance of said Principal Amount from time to time remaining unpaid at the Interest Rate per annum identified above (calculated on the basis of a year of 360 days comprised of twelve 30-day months), which interest shall be payable on \_\_\_\_\_ and \_\_\_\_\_ of each year, commencing \_\_\_\_\_, 2015 (each an "Interest Payment Date"), until all of the principal shall have been paid.

Interest on this Bond shall accrue from the Interest Payment Date next preceding the date on which it is authenticated, unless (i) it is authenticated before the first Interest Payment Date following the Original Issue Date identified above, in which case interest shall accrue from the Original Issue Date, or (ii) it is authenticated on an Interest Payment Date, in which case interest shall accrue from such Interest Payment Date; provided, however, that if interest on the hereinafter defined Bonds shall be in default, interest on the Series 2015 Bonds issued in exchange for Bonds surrendered for transfer or exchange shall be payable from the date to which interest has been paid in full on the Series 2015

Bonds surrendered. This Bond shall bear interest on overdue principal at the Interest Rate. Principal and interest on this Bond are payable in any coin or currency of the United States of America which at the time of payment is legal tender for the payment of public and private debts. Principal of this Bond shall be payable upon surrender of this Bond at the principal corporate trust office of Paying Agent, and payment of the semiannual interest hereon shall be made by wire, check or draft mailed to the person who is the Registered Owner of record hereof as of the fifteenth day immediately preceding each Interest Payment Date at the address of such Registered Owner as it appears on the registration books kept by the hereinafter defined Bond Registrar, or at such other address as is furnished in writing by such Registered Owner to the Bond Registrar as provided in the hereinafter defined Resolution.

This Bond is one of the General Obligation Refunding Bonds, Series 2015 of the Issuer (the "Series 2015 Bonds") limited to the aggregate principal amount of \$\_\_\_\_\_, and issued pursuant to (a) the Utah Refunding Bond Act, Title 11, Chapter 27, Utah Code Annotated 1953, as amended (the "Act"), and (b) a resolution of the Council adopted on April 21, 2015 (the "Resolution"). The Series 2015 Bonds are authorized to be issued for the purpose of (a) refunding and retiring certain of the Issuer's outstanding general obligation bonds and (b) paying expenses reasonably incurred in connection with the issuance and sale of the Series 2015 Bonds.

\_\_\_\_\_ is the initial bond registrar and paying agent with respect to the Series 2015 Bonds. Said bond registrar and paying agent, together with any successor bond registrar or paying agent, respectively, is referred to herein as the "Bond Registrar" and the "Paying Agent."

The Issuer covenants and is by law required to levy annually a sufficient tax to constitute a Bond Fund to pay the interest on this Bond as it falls due and also to provide for the payment of the principal hereof as the same falls due; provided, however, that the Issuer may apply other funds available to the Issuer to the payment of said principal and interest in which case the levy herein described may to that extent be diminished.

This Bond is transferable, as provided in the Resolution, only upon the books of the Issuer kept for that purpose at the principal office of the Bond Registrar, by the Registered Owner hereof in person or by his attorney duly authorized in writing, upon surrender hereof together with a written instrument of transfer satisfactory to the Bond Registrar, duly executed by the Registered Owner or such duly authorized attorney, and thereupon the Issuer shall issue in the name of the transferee a new registered Bond or Bonds of authorized denominations of the same aggregate principal amount, series, designation, maturity and interest rate as the surrendered Bond, all as provided in the Resolution and upon the payment of the charges therein prescribed. No transfer of this Bond shall be effective until entered on the registration books kept by the Bond Registrar. The Issuer, the Bond Registrar and the Paying Agent may treat and consider the person in whose name this Bond is registered on the registration books kept by the Bond Registrar as the holder and absolute owner hereof for the purpose of receiving payment of, or on account of, the principal hereof and interest due hereon and for all other purposes

whatsoever, and neither the Issuer, nor the Bond Registrar nor the Paying Agent shall be affected by any notice to the contrary.

The Issuer is not required to transfer or exchange any Bond (a) after the Record Date with respect to any Interest Payment Date to and including such Interest Payment Date, and (b) with respect to any redemption of any Bond, after such Record Date as shall be specified by the Bond Registrar in the notice of redemption, provided that such Record Date shall not be less than 15 calendar days before the mailing of such notice of redemption.

The Series 2015 Bonds are issuable solely in the form of fully registered Bonds without coupons in the denomination of \$1,000 or any integral multiple thereof.

The Series 2015 Bonds are subject to optional redemption as described in the Resolution and related Terms Certificate.

The Series 2015 Bonds are subject to mandatory redemption by operation of sinking fund installments at a redemption price equal to 100% of the principal amount thereof plus accrued interest, if any, to the redemption date, on the dates and in the principal amounts as provided in the Bond Resolution.

Notice of redemption shall be given by the Bond Registrar by first class mail, postage prepaid, not less than thirty (30) nor more than sixty (60) days prior to the redemption date, to each Registered Owner of the Series 2015 Bonds to be redeemed, at the address shown on the registration books of the Issuer maintained by the Bond Registrar, all as provided in the Resolution.

If notice of redemption shall have been given as described above, the Series 2015 Bonds or portions thereof specified in said notice shall become due and payable at the applicable redemption price on the redemption date therein designated, and if, on the redemption date, moneys for the payment of the redemption price of all the Series 2015 Bonds to be redeemed, together with interest to the redemption date, shall be available for such payment on said date, then from and after the redemption date interest on such Series 2015 Bonds shall cease to accrue and become payable.

In case any Bond shall be redeemed in part only, upon the presentation of such Bond for such partial redemption, the Issuer shall execute and the Bond Registrar shall authenticate and shall deliver or cause to be delivered to or upon the written order of the Registered Owner thereof, at the expense of the Issuer, a Series 2015 Bond or Series 2015 Bonds of the same series, interest rate and maturity, in aggregate principal amount equal to the unredeemed portion of such registered Bond. A portion of any Bond of a denomination of more than \$1,000 to be redeemed will be in the principal amount of \$1,000 or an integral multiple thereof and in selecting portions of such Series 2015 Bonds for redemption, each such Bond shall be treated as representing that number of Series 2015 Bonds of \$1,000 denomination which is obtained by dividing the principal amount of such Series 2015 Bonds by \$1,000.

This Bond and the issue of Bonds of which it is a part are issued in conformity with and after full compliance with the Constitution of the State of Utah and pursuant to the provisions of the Act and all other laws applicable thereto. It is hereby certified and recited that all conditions, acts and things required by the Constitution or statutes of the State of Utah and by the Act and the Resolution to exist, to have happened or to have been performed precedent to or in connection with the issuance of this Bond exist, have happened and have been performed and that the issue of Bonds, together with all other indebtedness of the Issuer, is within every debt and other limit prescribed by said Constitution and statutes, and that the full faith and credit of the Issuer are hereby irrevocably pledged to the punctual payment of the principal of and interest on this Bond, according to its terms.

This Bond shall not be valid until the Certificate of Authentication hereon shall have been manually signed by the Bond Registrar.

IN WITNESS WHEREOF, LOGAN CITY, UTAH, has caused this Bond to be signed in its name and on its behalf by its Mayor and attested and countersigned by its City Recorder (the signatures of said Mayor and City Recorder being by facsimile or manual signature), and has caused its corporate seal to be affixed hereto.

LOGAN CITY, UTAH

(SEAL)

\_\_\_\_\_  
(Do Not Sign)

Mayor

ATTEST AND COUNTERSIGN:

\_\_\_\_\_  
(Do Not Sign)

City Recorder



CERTIFICATE OF AUTHENTICATION

This Bond is one of the Series 2015 Bonds described in the within mentioned Resolution and is one of the General Obligation Refunding Bonds, Series 2015 of Logan City, Utah.

\_\_\_\_\_,  
as Bond Registrar

By: \_\_\_\_\_

Date of Registration and Authentication: \_\_\_\_\_

## ABBREVIATIONS

The following abbreviations, when used in the inscription on the face of the within Bond, shall be construed as though they were written out in full according to applicable laws or regulations.

TEN COM	–	as tenants in common
TEN ENT	–	as tenants by the entireties
JT TEN	–	as joint tenants with right of survivorship and not as tenants in common

UNIF GIFT MIN ACT \_\_\_\_\_  
(Cust.)

Custodian for \_\_\_\_\_  
(Minor)

Under Uniform Gifts to Minors Act of \_\_\_\_\_  
(State)

Additional abbreviations may also be used though not in the above list.

ASSIGNMENT

FOR VALUE RECEIVED, \_\_\_\_\_,  
the undersigned sells, assigns and transfers unto:

\_\_\_\_\_  
(Social Security or Other Identifying Number of Assignee)

\_\_\_\_\_  
(Please Print or Typewrite Name and Address of Assignee)

the within Bond and hereby irrevocably constitutes and appoints

\_\_\_\_\_  
attorney to register the transfer of said Bond on the books kept for registration thereof,  
with full power of substitution in the premises.

Dated: \_\_\_\_\_

Signature: \_\_\_\_\_

NOTICE: The signature on this assignment must correspond with the name(s) of the Registered owner as it appears upon the face of the within Bond in every particular without alteration or enlargement or any change whatsoever.

SIGNATURE GUARANTEED:

\_\_\_\_\_  
NOTICE: The signature(s) should be guaranteed by an eligible guarantor institution (banks, stockbrokers, savings and loan associations, and credit unions with membership in an approved signature guarantee medallion program), pursuant to S.E.C. Rule 17Ad-15.

## ARTICLE VI

### MISCELLANEOUS

6.1 Changes to Forms. The form of Series 2015 Bonds and the other documents authorized and approved hereby are authorized and approved with such additions, modifications, deletions and changes thereto as may be deemed necessary or appropriate and approved by the Mayor and/or City Recorder, whose execution or approval thereof on behalf of the Issuer shall conclusively establish such necessity, appropriateness and approval with respect to all such additions, modifications, deletions and changes incorporated therein.

6.2 Notice of Bonds to be Issued. In accordance with the provisions of the Act, the City Recorder shall cause a "Notice of Bonds to be Issued" to be (a) published one (1) time in the Box Elder News Journal, a newspaper of general circulation in the Issuer, (b) posted on the Utah Public Notice Website (<http://pmn.utah.gov>), and (c) posted on the Utah Legal Notices website ([www.utahlegals.com](http://www.utahlegals.com)) created under Section 45-1-101, Utah Code Annotated 1953, as amended, and shall cause a copy of this Resolution to be kept on file in the Issuer's office in Logan City, Utah, for public examination during the regular business hours of the Issuer until at least thirty (30) days from and after the date of publication thereof. The "Notice of Bonds to be Issued" shall be in substantially the form set forth in Exhibit D attached hereto.

6.3 Ratification. All proceedings, resolutions and actions of the Issuer and its officers taken in connection with the sale and issuance of the Series 2015 Bonds are hereby ratified, confirmed and approved.

6.4 Severability. It is hereby declared that all parts of this Resolution are severable, and if any section, paragraph, clause or provision of this Resolution shall, for any reason, be held to be invalid or unenforceable, the invalidity or unenforceability of any such section, paragraph, clause or provision shall not affect the remaining provisions of this Resolution.

6.5 Conflict. All resolutions, orders and regulations or parts thereof heretofore adopted or passed which are in conflict with any of the provisions of this Resolution are, to the extent of such conflict, hereby repealed. This repealer shall not be construed so as to revive any resolution, order, regulation or part thereof heretofore repealed.

6.6 Captions. The headings herein are for convenience of reference only and in no way define, limit or describe the scope or intent of any provisions or sections of this Resolution.

6.7 Certification of Fulfillment of Conditions. The Issuer hereby finds and certifies that upon the execution of the Terms Certificate, all conditions precedent to the issuance of the Series 2015 Bonds will have been satisfied and fulfilled.

6.8 Maintenance of Records; Copies. A copy of this Resolution and every amendatory or supplemental resolution or other official action relating to the Series 2015 Bonds shall be kept on file with the City Recorder at Logan, Utah, where the same shall be made available for inspection by any Registered Owner of the Series 2015 Bonds, or his, its or their agents for so long as any of the Series 2015 Bonds remain outstanding and unpaid. Upon payment of the reasonable cost for preparing the same, a certified copy of this Resolution, or any amendatory or supplemental resolution, will be furnished to any Registered Owner of the Series 2015 Bonds.

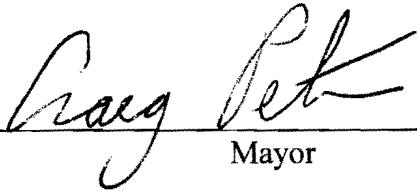
6.9 Effective Date. This Resolution shall take effect immediately upon its approval and adoption by the City.

6.10 Resolution Irrepealable. Upon the execution of the Terms Certificate, this Resolution shall be and remain irrepealable until the principal of, premium, if any, and interest on the Series 2015 Bonds are paid in accordance with the terms and provisions hereof.

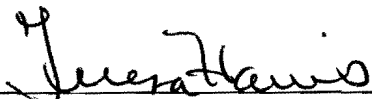
APPROVED AND ADOPTED this April 21, 2015.

LOGAN CITY, UTAH

(SEAL)

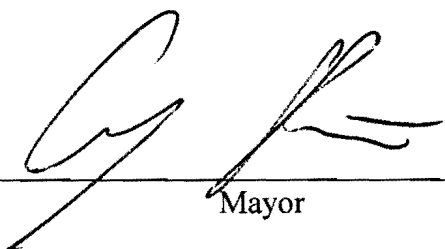
  
\_\_\_\_\_  
Mayor

ATTEST AND COUNTERSIGN:

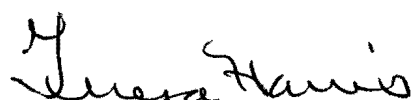
  
\_\_\_\_\_  
City Recorder

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

The meeting was then adjourned.

  
\_\_\_\_\_  
Mayor

ATTEST AND COUNTERSIGN:

  
\_\_\_\_\_  
City Recorder

STATE OF UTAH                                 )  
  : ss.  
COUNTY OF CACHE                                 )

I, Teresa Harris, the duly qualified City Recorder of the City Council (the "Council") of Logan City, Utah (the "City"), do hereby certify according to the records of the City in my official possession that the foregoing constitutes a true and correct copy of the minutes of the meeting of the Council held on April 21, 2015, including a resolution (the "Resolution") adopted at said meeting as said minutes and Resolution are officially of record in my possession.

I further certify that the Resolution, with all exhibits attached, was deposited in my office on April 21, 2015.

IN WITNESS WHEREOF, I have hereunto subscribed my official signature and impressed hereon the official seal of the City, this April 21, 2015.

  
\_\_\_\_\_  
City Recorder

(SEAL)



EXHIBIT A

CERTIFICATE OF COMPLIANCE WITH  
OPEN MEETING LAW

I, Teresa Harris, the undersigned City Recorder of Logan City, Utah (the "City"), do hereby certify that I gave written public notice of the agenda, date, time and place of the special meeting held by the City Council of (the "Council") of the City on April 21, 2015, not less than 24 hours in advance of the meeting. The public notice was given in compliance with the requirements of the Utah Open and Public Meetings Act, Section 52-4-202, Utah Code Annotated 1953, as amended, by:

(a) By causing a Notice, in the form attached hereto as Schedule 1, to be posted at the City's principal offices on April 17, 2015, 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;

(b) By causing a copy of such Notice, in the form attached hereto as Schedule 1, to be delivered to the Box Elder News Journal, on April \_\_\_\_\_, 2015, at least twenty-four (24) hours prior to the convening of the meeting; and

(c) By causing a copy of such Notice to be posted on the Utah Public Notice Website (<http://pmn.utah.gov>) at least twenty-four (24) hours prior to the convening of the meeting.

In addition, the Notice of 2015 Annual Meeting Schedule for the City (attached hereto as Schedule 2) was given specifying the date, time and place of the regular meetings of the City Council to be held during the year, by causing said Notice to be (i) posted on April 17, 2015, at the principal office of said City, (ii) provided to at least one newspaper of general circulation within the City on April 17, 2015, and (iii) published on the Utah Public Notice Website (<http://pmn.utah.gov>) during the current calendar year.

IN WITNESS WHEREOF, I have hereunto subscribed my signature and impressed hereon the official seal of the City this April 21, 2015.

  
\_\_\_\_\_  
City Recorder

(SEAL)

SCHEDULE 1

NOTICE OF MEETING

SCHEDULE 2

ANNUAL MEETING SCHEDULE

EXHIBIT B

FORM OF BOND PURCHASE AGREEMENT

(See Transcript Document No. \_\_)

EXHIBIT C

FORM OF TERMS CERTIFICATE

(See Transcript Document No. \_\_)

## EXHIBIT D

### NOTICE OF BONDS TO BE ISSUED

NOTICE IS HEREBY GIVEN pursuant to the provisions of the Utah Refunding Bond Act, Title 11, Chapter 27, Utah Code Annotated 1953, as amended, that on April 21, 2015, the City Council (the "Council") of Logan City, Utah (the "Issuer") adopted a resolution (the "Resolution") in which it authorized the issuance of the Issuer's General Obligation Refunding Bonds, Series 2015 (to be issued in one or more series and from time to time, with any other title or series designation directed by the Terms Certificate) (the "Bonds").

### PURPOSE FOR ISSUING THE BONDS

Pursuant to the Resolution, the Bonds are to be issued for the purpose of (i) refunding certain outstanding general obligations bonds of the Issuer in order to achieve a debt service savings, and (ii) paying related expenses.

### PARAMETERS OF THE BONDS

The Issuer intends to issue the Bonds in the aggregate principal amount of not to exceed Three Million Dollars (\$3,000,000), to mature in not more than five (5) years from their date or dates, to be sold at a price not less than ninety-eight percent (98%) of the total principal amount thereof, bearing interest at a rate or rates not to exceed three percent (3.0%) per annum. The Bonds may be issued in one or more series, and be sold at such time, all as the Issuer may determine.

The Bonds are to be issued and sold by the Issuer pursuant to the Resolution, with such final terms and provisions as may be deemed appropriate by authorized officers of the Issuer, provided that said final terms shall not exceed the maximums set forth above.

A copy of the Resolution is on file in the office of the City Recorder of Logan City, Utah in the City offices located at 290 North 100 West, Logan, Utah where they may be examined during regular business hours of the City Recorder from 8:00 a.m. to 5:00 p.m., Monday through Friday for a period of at least thirty (30) days from and after the date of publication of this notice.

### SECURITY PLEDGED FOR THE BONDS

The Bonds are general obligations of the Issuer secured by the full faith and credit and taxing power of the Issuer.

NOTICE IS FURTHER GIVEN that a period of thirty (30) days from and after the date of the publication of this notice is provided by law during which any person in interest shall have the right to contest the legality of the Resolution or the Bonds, or any provision made for the security and payment of the Bonds, and that after such time, no one shall have any cause of action to contest the regularity, formality or legality thereof for any cause whatsoever.

DATED this April 21, 2015.

/s/ Teresa Harris  
City Recorder



## LOGAN MUNICIPAL COUNCIL AGENDA April 21, 2015

*Notice is hereby given that the Logan Municipal Council will hold its regular meeting beginning at **5:30 p.m. on Tuesday, April 21, 2015**, in the Logan Municipal Council Chambers located at 290 North 100 West, Logan, Utah.*

5:30 p.m.

### REGULAR MEETING AGENDA

1. Call to Order – Chairman Jeannie F. Simmonds
2. Opening Ceremony – Rev. Ronald Flessner, Freedom Christian Fellowship
3. Acceptance of Minutes; Approval of Agenda
4. 2015 regular meeting schedule, 1<sup>st</sup> & 3<sup>rd</sup> Tuesdays, 5:30 p.m.: Next meeting: May 5, 2015
5. **QUESTIONS AND COMMENTS FOR MAYOR AND COUNCIL:** Any person wishing to comment on any item not otherwise on the Agenda may address the City Council at this point by stepping to the microphone and giving his or her name and address for the record. Comments should be limited to not more than three (3) minutes, unless additional time is authorized by the Council Chair. Citizen groups will be asked to appoint a spokesperson. This is the time and place for any person who wishes to comment on non-agenda items. Some items brought forward to the attention of the City Council will be turned over to staff to provide a response outside of the City Council meeting.

ESTIMATED time  
of consideration

### 6. MAYOR/STAFF REPORTS:

- A. Updates on Projects/Issues – Mayor Petersen
- B. Declaration: Day of Prayer in Utah – Mayor Petersen
- C. Board Appointments (Golf Advisory, Planning Commission, Land Use Appeals Board and IPP) – Mayor
- D. Presentation: Creation of a Water Conservancy District – Josh King (10 min.)

### 7. COUNCIL BUSINESS:

- A. Youth City Council Report – Piper Christian, Logan Youth City Council Liaison
- B. Presentation: Logan-Cache Airport – John Kerr, Chairman Logan-Cache Airport Authority Board
- C. Discussion: Logan Downtown Specific Plan - Chairman Simmonds
- D. Cache Valley Transit District (CVTD) External Audit Report – Chairman Simmonds
- E. Council Budget Workshop Schedule – Tuesday, May 12 and Tuesday, May 26, 2015 beginning at 5:30 p.m. in the Logan Municipal Council Chambers

6:15

### 8. ACTION ITEMS:

- A. **PUBLIC HEARING - Budget Adjustment FY 2014-2015 appropriating:** \$600,000 for a grant received from the State of Utah to be used for continued improvements and restoration of the Logan River; \$54,400 for a grant received from the State of Utah to forward to the Willow Park Zoo; \$34,460 for a road refund from UDOT for traffic signal coordination for future road projects; \$65,000 funds from the Logan City Cemetery Perpetual Care for the Cemetery Pump House relocation project; \$5,500 funds from the sale of a Parks & Recreation mower, toward the purchase of a replacement mower – **Resolution 15-13**
- B. Consideration of a proposed resolution authorizing the City of Logan Mayor to execute an agreement terminating and dissolving the Northern Utah Regional Landfill Authority (NURLA), a Utah Interlocal Entity – **Resolution 15-12**
- C. **PUBLIC HEARING - Code Amendment** – Consideration of a proposed Code Amendment. Logan City requests to amend the Land Development Code Section 17.15 to adjust the minimum side yard setback in the Mixed Residential (MR) Zones from 8' to 5' – **Ordinance 15-12**
- D. Consideration for proposed adoption of a resolution of the City Council of Logan City (The "Issuer") authorizing the issuance and sale by the issuer of not more than \$3,000,000 Aggregate Principal Amount; and related matters - **Resolution 15-14**

AGENDA CONTINUED ON OPPOSITE SIDE



6:40

**9. WORKSHOP ITEMS:**

- A. Budget Adjustment FY 2014-2015 appropriating: \$13,273 for a grant the Logan Library received from the State of Utah. The Community Library Enhancement Fund (CLEF) grant will be used for technology that affects the public, collection department, and community outreach; \$4,300 funds donated for the Logan City Police Department Annual Banquet - Resolution 15-18 – Richard Anderson, Finance Director**
- B. Consideration of a proposed resolution adopting the Community Development Block Grant (CDBG) Annual Action Plan (Program Year 2015) – Resolution 15-15 – Aaron Smith, CDBG Coordinator**
- C. Consideration of a proposed resolution recommending a Preliminary Alignment for 100 West – Resolution 15-16 – Mark Nielsen, Public Works Director**
- D. Consideration of a proposed ordinance adopting the Auto Mall Community Development Project Area Plan Ordinance 15-13 – Kirk Jensen, Economic Development Director**

**10. OTHER CONSIDERATIONS:**

7:30

**11. ADJOURN to meeting of the Logan Redevelopment Agency**

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**LOGAN REDEVELOPMENT AGENCY  
290 North 100 West, Logan UT 84321  
Tuesday, April 21, 2015 – 7:30 p.m.  
Welcome – Chairman Jeannie F. Simmonds**

**AGENDA**

**WORKSHOP ITEM:**

- A. Consideration of a proposed resolution approving Agency Assistance for the Façade Improvement Program in the Downtown Redevelopment Area (RDA) - Resolution 15-17 RDA – Kirk Jensen, Economic Development Director**

**ADJOURN**

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*On Friday, April 17, 2015 at 5:00 p.m. a copy of the foregoing notice was posted in conspicuous view in the front foyer of Logan City Hall, Logan, Utah. A copy of this notice was faxed to the Herald Journal. The Agenda was also posted on the Logan City website at [www.loganutah.org](http://www.loganutah.org) and the State Public Meeting Notice website at <http://pmn.utah.gov>.*

*DATED THIS 17<sup>th</sup> of APRIL 2015*

*Teresa Harris, City Recorder*

*Council Members may participate in the meeting via telephonic communication. If a Council Member does participate via telephonic communication, the Council Member will be on speakerphone. The speakerphone will be amplified so that the other Council Members and all other persons present in the Council Chambers will be able to hear all discussions. In compliance with the American with Disabilities Act, individuals needing special accommodations or assistance during this meeting shall notify Teresa Harris, City Recorder, at 435-716-9002, at least 24 hours prior to the meeting.*

**Logan Municipal Council Meetings are televised live as a public service on Channel 17**

**H. Craig Petersen, Mayor**  
**Jeannie F. Simmonds, Council Chairman**  
**Herm Olsen, Council Vice Chairman**  
**Holly H. Daines, Council member**  
**S. Eugene Needham, Council member**  
**Karl B. Ward, Council member**





# Entity: Logan

## Body: Municipal Council

**Subject:** Other

**Notice Title:** Logan Municipal Council Regular Meeting Agenda and Packet

**Meeting Location:** 290 North 100 West

**Notice Date & Time:** April 21, 2015  
5:30 PM - 8:00 PM

**Description/Agenda:**

1. Call to Order - Chairman Jeannie F. Simmonds
2. Opening Ceremony - Rev. Ronald Flessner, Freedom Christian Fellowship
3. Acceptance of Minutes; Approval of Agenda
4. 2015 regular meeting schedule, 1st & 3rd Tuesdays, 5:30 p.m.: Next meeting: May 5, 2015
5. QUESTIONS AND COMMENTS FOR MAYOR AND COUNCIL: Any person wishing to comment on any item not otherwise on the Agenda may address the City Council at this point by stepping to the microphone and giving his or her name and address for the record. Comments should be limited to not more than three (3) minutes, unless additional time is authorized by the Council Chair. Citizen groups will be asked to appoint a spokesperson. This is the time and place for any person who wishes to comment on non-agenda items. Some items brought forward to the attention of the City Council will be turned over to staff to provide a response outside of the City Council meeting.
6. MAYOR/STAFF REPORTS:
  - A. Updates on Projects/Issues - Mayor Petersen

B. Declaration: Day of Prayer in Utah - Mayor Petersen  
C. Board Appointments (Golf Advisory, Planning Commission, Land Use Appeals Board and IPP) - Mayor  
D. Presentation: Creation of a Water Conservancy District - Josh King (10 min.)

7. COUNCIL BUSINESS:

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B. Presentation: Logan-Cache Airport - John Kerr, Chairman Logan-Cache Airport Authority Board  
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AGENDA CONTINUED ON OPPOSITE SIDE

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B. Consideration of a proposed resolution adopting the Community Development Block Grant (CDBG) Annual Action Plan (Program Year 2015) - Resolution 15-15 - Aaron Smith, CDBG Coordinator

C. Consideration of a proposed resolution recommending a Preliminary Alignment for 100 West -

Resolution 15-16 - Mark Nielsen, Public Works Director

D. Consideration of a proposed ordinance adopting the Auto Mall Community Development Project Area Plan

Ordinance 15-13 - Kirk Jensen, Economic Development Director

10. OTHER CONSIDERATIONS:

11. ADJOURN to meeting of the Logan Redevelopment Agency

**Notice of Special Accommodations:**

Individuals needing special accommodations should notify Teresa Harris, 435-716-9002, at least two working days prior to the meeting. Hearing enhancement devices are available on request.

**Notice of Electronic or telephone participation:**

A council member may join a meeting electronically upon proper notice of the meeting and 24-hour notice to councilmembers. A council member participating electronically will be connected to the meeting by telephone.

**Other information:**

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<b>Contact Information:</b>	Teresa Harris, City Recorder 4357169002 tharris@loganutah.org
<b>Posted on:</b>	April 16, 2015 04:00 PM
<b>Last edited on:</b>	April 16, 2015 04:01 PM

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Printed from Utah's Public Notice Website (<http://pmn.utah.gov/>)



## **2015**

### **ANNUAL NOTICE OF MEMBERS OF THE MUNICIPAL COUNCIL TO THE PUBLIC AND RESIDENTS OF THE CITY OF LOGAN**

Public notice is hereby given that the Municipal Council of the City of Logan conducts its regular Council meetings on the first and third Tuesdays of each month at Logan City Hall, 290 North 100 West, Logan, Utah, which meeting begins at 5:30 p.m., but if the meeting day is a legal holiday, then the meeting shall be at the same time and place above-described on a day determined by the Logan Municipal Council. In addition, study sessions for the Logan Municipal Council may be held on other Tuesday evenings as necessary. Agendas for the meetings are posted as required by law.

Meetings of the Logan Redevelopment Agency are held as necessary and agendas are posted as required by law.

Teresa Harris, City Recorder

Publication Date: December 14, 2014

***\*This notice to remain posted until January 1, 2016***

Civil  
PROOF OF PUBLICATION

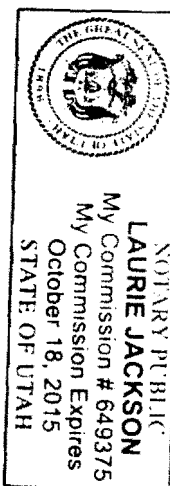
STATE OF UTAH  
COUNTY OF CACHE, ss

On this 24th day of April, A.D. 2015 personally appeared before me JAIME MAW 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:  
04/24/2015

Stuart Allen, Principal Legal Clerk  
Subscribed and sworn to before me on this 24th day of April, A.D. 2015

Laurie Jackson, Notary Public  
My Commission expires 10/18/2015



**NOTICE OF BONDS TO BE ISSUED**

NOTICE IS HEREBY GIVEN pursuant to the provisions of Utah Refunding Bond Act, Title 11, Chapter 27, Utah Annotated 1953, as amended, that on April 21, 2015, the Council (the "Council") of Logan City, Utah (the "Issuance") adopted a resolution (the "Resolution") in which it authorized the issuance of the Issuance's General Obligation Refunding Bonds, Series 2015 (to be issued in one or more series from time to time, with any other title or series design directed by the Terms Certificate) (the "Bonds").

**PURPOSE FOR ISSUING THE BONDS**

Pursuant to the Resolution, the Bonds are to be issued for purpose of (i) refunding certain outstanding general obligation bonds of the Issuance in order to achieve a debt service savings and (ii) paying related expenses.

**PARAMETERS OF THE BONDS**

The Issuance intends to issue the Bonds in the aggregate principal amount of not to exceed Three Million Dollars (\$3,000,000), to mature in not more than five (5) years from their date or dates, to be sold at a price not less than ninety eight percent (98%) of the total principal amount thereof, bearing interest at a rate or rates not to exceed three percent (3.0%) per annum. The Bonds may be issued in one or more series, and be sold at such time, all as the Issuance may determine.

The Bonds are to be issued and sold by the Issuance pursuant to the Resolution, with such final terms and provisions as may be deemed appropriate by authorized officers of the Issuance, provided that said final terms shall not exceed the maximums set forth above.

A copy of the Resolution is on file in the office of the City Recorder of Logan City, Utah in the City offices located at 290 North 100 West, Logan, Utah where they may be examined during regular business hours of the City Recorder from 8:00 a.m. to 5:00 p.m., Monday through Friday for a period of at least thirty (30) days from and after the date of publication of this notice.

**SECURITY PLEDGED FOR THE BONDS**

The Bonds are general obligations of the Issuance secured by the full faith and credit and taxing power of the Issuance.

NOTICE IS FURTHER GIVEN that a period of thirty (30) days from and after the date of the publication of this notice is provided by law during which any person in interest shall have the right to contest the legality of the Resolution or the Bonds, or any provision made for the security and payment of the Bonds, and that after such time, no one shall have any cause of action to contest the regularity, formality or legality thereof for any cause whatsoever.

DATED this April 21, 2015

/s/ Teresa Harris  
City Recorder

DMWEST #12001375 v2

Publication Date: April 24, 2015