



RESOLUTION 2022-04

A RESOLUTION REQUESTING THE ANNEXATION OF THE TOWN OF DUTCH JOHN INTO THE FLAMING GORGE FIRE & EMS DISTRICT, AND RELATED MATTERS.

WHEREAS, on December 22, 2020 the Board of County Commissioners of Daggett County adopted Resolution 20-16 creating a local district known as the Flaming Gorge Fire & EMS District ("the District"), which District was later certified by the Lieutenant Governor of Utah;

WHEREAS, the District provides fire protection paramedic and emergency services to the unincorporated area of Daggett County;

WHEREAS, the District's boundaries do not currently include the incorporated areas of the Town of Dutch John;

WHEREAS, the District was not created by election and no election was required to create the District;

WHEREAS, the District may annex additional area into its boundary pursuant to a resolution adopted by the legislative body of the municipality whose boundaries include the area proposed to be annexed Utah Code section 17B-1-403(1(b);

WHEREAS, for property within an incorporated municipality to be annexed to a local district that was not created by election, all areas within the municipality must be annexed, Utah Code Section 17B-1-402;

WHEREAS, the Town of Dutch John has previously provided fire protection services through a Town-owned fire station and fire equipment;

WHEREAS, the Town of Dutch John recognizes that there would be economies of scale, cost savings and greater efficiencies realized in the provision of critical fire protection and EMS services by joining with the District;

WHEREAS, the Town Council of the Town of Dutch John finds that the annexation of the Town of Dutch John into the District in order to receive fire protection, paramedic and emergency services is in the best interest of the public health, safety and welfare of the residents of the Town of Dutch John;

WHEREAS, the Town Council of the Town of Dutch John intends to enter into agreements with the District and Daggett County regarding the use and/or transfer of the Town-owned fire station and fire equipment, such that the fire station and fire equipment will continue to be used and useful for the benefit of the Town and its residents as part of the District;

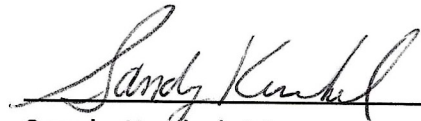
WHEREAS, the Town Council of the Town of Dutch John desires to authorize and approve the annexation of all areas within the incorporated boundaries of the Town of Dutch John into the District, subject to the notice, hearing and approval requirements of the Utah Code and the approval of agreements regarding the use and/or transfer of the Town-owned firestation and fire equipment;

NOW, THEREFORE, be it resolved by the Town Council of the Town of Dutch John, Utah, as follows:

1. The Town Council authorizes the Mayor and other persons as necessary to Negotiate with the District and Daggett County regarding an agreement for the use and/or transfer of the Town-owned fire station and fire equipment by and to the District.
2. The Town Council authorizes and approves the annexation of all areas within the incorporated boundaries of the Town of Dutch John into the District as shown on the map included with this resolution, conditioned on the satisfactory negotiation of agreements described above.
3. The Town Council authorizes the filing of this resolution, and such other documents as may be required, including the attached map, with the District's governing board to initiate the annexation process. The Town may revoke or rescind this Resolution if agreements satisfactory to the Town are not finalized.

4. The Town Council requests that the District, upon receipt of this resolution and such other documents as may be required, begin the process of annexation, including the noticing and conducting of public hearings.
5. The Town Council directs the Mayor and Staff to support the District in accomplishing all matters described above.

PASSED AND ORDERED PUBLISHED BY THE TOWN COUNCIL OF THE TOWN OF DUTCH JOHN, UTAH, this 12th day of October, 2022.


Sandy Kunkel, Mayor

ATTEST:



Harriet Dickerson, Clerk