

**SOUTH DAVIS SEWER DISTRICT  
RESOLUTION OF THE BOARD OF TRUSTEES**

**RESOLUTION No. 180-2021**

**CANCELING 2021 TRUSTEE ELECTION**

WHEREAS, pursuant to Utah Code Ann. § 17B-1-306, the South Davis Sewer District (“District”) holds a Trustee election during certain odd numbered years at the same time as the municipal general election;

WHEREAS, Utah Code Ann. § 20A-1-206(3) declares: “A local district board may cancel an election ... if: (a)(i)(A) any local district officers are elected in an at-large election; and (B) the number of local district officer candidates for the at-large local district offices, including any eligible write-in candidates ... does not exceed the number of open at-large local district offices for which the candidates have filed” by adopting a Resolution that cancels the election no later than twenty (20) days before the date of the election;

WHEREAS, two District Trustees are to be elected at-large during the current election cycle, only two candidates have filed a declaration of candidacy, there is no write-in candidate, there are no other District ballot propositions, and this action is being taken more than 20 days before the date of the November 2021 municipal election;

WHEREAS, the District does not publish a newsletter or other periodical; and

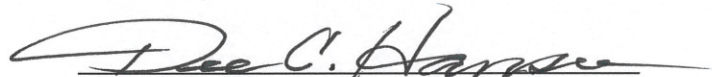
WHEREAS, pursuant to the provisions of Utah Code Ann. § 20A-1-206(3), the Board of Trustees of the District is statutorily authorized to adopt this Resolution pursuant to which the District’s 2021 Trustee election will be canceled and the candidates, Howard G. Burningham and John K. Davies, will be considered to be elected to office as provided by law.

NOW, THEREFORE, BE IT RESOLVED by the Board of Trustees of the South Davis Sewer District as follows:

1. The District’s 2021 Trustee election shall be and hereby is cancelled.
2. The Board of Trustees of the South Davis Sewer District hereby certifies that Howard G. Burningham and John K. Davies, the only Trustee candidates, are unopposed and are considered to be elected to office.
3. The District’s General Manager and Clerk are authorized and instructed to provide notice that the election is canceled by posting notice on the Statewide Electronic Voter Information Website and on the District’s public website for at least 15 consecutive days before the day of the scheduled election, by posting a minimum of ten notices at least 10 days before the election in places within the District that are most likely to give notice to the voters that the election has been cancelled, and by posting the notice on the Utah Public Notice Website for at least 10 days before the day of the scheduled election, all as required by Utah Code Ann. § 20A-1-206(4).

4. In the event of any conflict between this Resolution and any other enactment of the District, this Resolution shall control.
5. This Resolution shall take effect immediately upon approval by the Board of Trustees.

PASSED, ADOPTED and APPROVED by the Board of Trustees on the 16<sup>th</sup> day of September 2021.

  
Dee C. Hansen, Chairman

ATTEST:

  
Mark R. Katter, Clerk