

MINUTES OF BOARD OF COUNTY COMMISSIONERS
MILLARD COUNTY THE 20th DAY OF OCTOBER 2015
AT THE COURTHOUSE, FILLMORE, UTAH

PRESENT: James I. Withers Chairperson
Alan M. Roper Commissioner
Dean Draper Commissioner

Pat Finlinson County Attorney
Marki Rowley County Clerk
Lesli Shields Deputy County Clerk

ALSO PRESENT: Amanda Allen Chronicle Progress
Emery Polelonema Six County Association of Government (AOG)
Annette Garland Great Basin Water Network (GBWN)
Sheri Dearden County Treasurer
Brandy Grace County Auditor

PURSUANT TO AN AGENDA WHICH HERETOFORE HAD BEEN PROVIDED TO each member of the governing body, posted at the principal office of the Millard County Commission, posted on the Utah Public Notice Website, and provided to the Millard County Chronicle Progress, a newspaper of general circulation within Millard County, Utah, as required by law, the following proceedings were had:

PUBLIC WAS WELCOMED

The meeting began at 10:00 a.m. after a brief welcome by Commissioner Withers to the public and Commission members.

OPENING STATEMENTS

Commissioner Withers asked if anyone had an opening statement to give. Commissioner Draper said the invocation. Everyone stood and said the Pledge of Allegiance to the Flag.

APPROVAL OF OCTOBER 6, 2015, COMMISSION MINUTES

The proposed minutes of a regular County Commission meeting held October 6, 2015, were presented for consideration and approval. Commissioner Roper made a motion to approve the minutes of October 6, 2015, as presented.

Commissioner Draper SECONDED the motion. The voting was unanimous and the motion carried.

FOLLOW UP ACTION ITEMS FROM OCTOBER 6, 2015

Commissioner Draper said that he had a constituent ask about the County Election Polling Place at the Kanosh Town Hall and why the County was paying to re-do the parking lot there. He said he called Clerk Rowley for clarification. Clerk Rowley told him that the grant is for any polling place that is public property, to make them accessible as per ADA requirements. The County will pay for the projects initially, but will then be refunded 100% by the grant.

These projects have to first be approved through the grant process. If it is not approved, the County will not cover the costs. Any improvements not approved will be the responsibility of the Town/City to complete at its own expense.

Commissioner Roper said that Wayne Jackson, Military Liaison, told him that he talked to General Burton, who confirmed the rumor that the National Guard Building in Fillmore may be shutting down in the future. There is no time frame available at this point. Mr. Jackson will keep the Commission apprised of the situation.

Commissioner Roper said that this building is of great value to the County and he would like to try to keep it open.

Commissioner Withers said it would be beneficial to talk to Congressman Chris Stewart, who is on the Armed Services Committee, about this situation and request help from him.

DISCUSSION REGARDING COMMUNITY IMPACT BOARD (CIB) LIST - SIX COUNTY (AOG), EMERY POLELONEMA AND RUSS COWLEY

Mr. Polelonema, Six County AOG, excused Mr. Cowley, as he is at home sick. He then presented the Commission with the CIB list for discussion and review. He said that Six County will visit the towns within the County sometime in January. The final list is due April 1, 2016.

The Commission discussed several projects on the list, including the Delta City Airport and the Millard County Public Health Building.

Mr. Polelonema said that the Community Development Block Grant (CDBG) workshops are tonight at 6:00 p.m. and tomorrow at 10:00 a.m., at the Six County Building in Richfield, Utah. He said that any town or county that is applying for a project should have a representative at one of the workshops in order to receive the grant. There is a total of \$400,000.00 available for Six Counties, yearly.

Mr. Polelonema gave some examples of projects that have been requested in the past with CDBG.

Commissioner Roper will call Chelsea Bakaitis, Six County CDBG Administrator, to ask who will be attending the workshops from Millard County.

Mr. Polelonema discussed the County Resource Management Plan (RMP) with the commissioners. He informed them that Six County AOG is ready to assist the County with whatever will be needed for the County RMP.

UPDATE ON THE GREAT BASIN WATER NETWORK (GBWN), LAS VEGAS WATER GRAB - ANNETTE GARLAND

Ms. Garland, GBWN, presented a handout for the Commission to review on its own time and expressed her appreciation to the Commission for its support and discussed the following:

- GBWN had a strategy meeting last month.
- There is no pipeline yet, so they feel they have won in a way.
- Scary things are happening with the Nevada drought. There have been discussions of taking away and redistributing water rights, which GBWN is against.
- There are a lot of mixed messages, there are rumors that Las Vegas has enough water in reserve for 15 million more citizens and enough to last until 2065.
- A newsletter, the Water Gab, is being published twice a year.
- Howard Watts is doing PR for GBWN. He is the first paid employee of GBWN.
- GBWN is in need of funding for the ongoing legal battle with NEPA.
- GBWN is asking if the Commission can write a letter in support of requesting funding from the CDC Board for the legal battle with NEPA.

Commission Withers said the Commission will draft a letter and send it to the CDC Board. The commissioners thanked Ms. Garland for all of her hard work. They asked that she keep them posted on anything that may come up.

Commissioner Roper expressed his condolences to Ms. Garland for the loss of her husband, Cecil Garland.

DISCUSSION AND POSSIBLE APPROVAL OF A BUSINESS LICENSE FOR TOTAL CONTROL SPRAYING, LLC, OWNER - CAMERON CROPPER

A business license application was presented for Total Control Spraying, Owner - Cameron Cropper, a commercial and residential weed and pest control company. After review of the application and finding all signatures in order, Commissioner Draper made a motion to approve a business license for Total Control Spraying, Owner - Cameron Cropper.

Commissioner Roper SECONDED the motion. The voting was unanimous and the motion carried.

DISCUSSION AND POSSIBLE APPROVAL OF RESOLUTION 15-10-20, A RESOLUTION AMENDING THE STEP & GRADE SCALE TO CHANGE THE NAME OF A POSITION FOR USU EXTENSION 4-H

Commissioner Roper made a motion to approve Resolution 15-10-20, a resolution amending the Step & Grade Scale to change the name of a position for USU Extension 4-H from Livestock Coordinator to 4-H Assistant.

Commissioner Draper SECONDED the motion. Clerk Rowley called for a roll call vote. Commissioner Roper voted YES. Commissioner Draper voted YES. Commissioner Withers voted YES. The voting was unanimous and the motion carried.

DISCUSSION AND POSSIBLE ADOPTION OF MILLARD COUNTY'S 2016 TENTATIVE BUDGET

This agenda item read as 2015 Tentative Budget but should have read as 2016 Tentative Budget.

Auditor Grace presented the Millard County 2016 Tentative Budget Summary by Fund, with a total of \$20,609,205.00. The tentative budget has to be adopted by November 1, 2015, by statute. She said that she will do the necessary advertisement in the paper and on the County website, notifying the public that it is available for inspection. She will also advertise for the 2016 Budget Public Hearing.

Commissioner Roper made a motion to adopt Millard County's 2016 Tentative Budget.

Commissioner Draper SECONDED the motion. The voting was unanimous and the motion carried.

DISCUSSION AND POSSIBLE RENEWAL OF THE RURAL PUBLIC LAND COUNTY COUNCIL (RPLCC) CONTRACT FOR THE SERVICES OF ROBERT K. WEIDNER

Commissioner Withers said this is an annually renewed contract with Mr. Weidner, who represents the County as a lobbyist in Washington, D.C.. Mr. Weidner has helped the County tremendously regarding federal legislation, including public lands and natural resources. The contract amount is \$16,000.00, which is the same amount as last year.

Commissioner Roper expressed his appreciation to Mr. Weidner for his services.

Commissioner Draper made a motion to renew the RPLCC Contract for the services of Robert K. Weidner for \$16,000.00.

Commissioner Roper SECONDED the motion. The voting was unanimous and the motion carried.

DISCUSSION AND POSSIBLE APPROVAL OF THE TV MAINTENANCE AGREEMENT

Commissioner Withers said that the TV Maintenance Agreement is renewed annually. He said that this agreement is for the free channels that are available to County residents, and there is a maintenance clause that says the County will maintain the antennas.

Commissioner Roper made a motion to approve the TV Maintenance Agreement.

Commissioner Draper SECONDED the motion. The voting was unanimous and the motion carried.

BID OPENING FOR RE-DOING THE PARKING LOT AT THE COUNTY ELECTION POLLING PLACE, KANOSH TOWN HALL

Auditor Grace opened the following bid:

- Natural Impressions: \$32,000.00

Commissioner Roper made a motion to accept the bid, as presented and to review the specifications of the bid before making a decision.

Commissioner Draper SECONDED the motion. The voting was unanimous and the motion carried.

This project must be submitted for approval by the grant committee before a decision can be made.

DISCUSSION REGARDING THE TV SITE AT WHEELER PEAK

Attorney Finlinson reminded the Commission that he received a letter stating that Millard County has abandoned the TV site at Wheeler Peak and will be responsible for removing the building and fixing the road. He said that the letter differs greatly from the oral conversation that Commissioners Withers and Draper had with Great Basin National Park.

Attorney Finlinson said that he discussed this issue with several other county attorneys. It was concluded that the first step should be to send a formal letter with the position that the County is not abandoning the TV site and has a continuing use for it.

Commissioner Draper said that he attended a meeting in Richfield, Utah, last week with the Utah Communications Authority (UCA). He said that in that meeting, UCA discussed expanding and improving the network of Sheriff's repeater stations throughout the State.

Commissioner Draper said that he talked with UCA about using the TV site at Wheeler Peak for a repeater station and it is of great interest to them. The existing cabin is at 8,028 feet above sea level, which would allow contact with Beaver County, several sites in Juab County and parts of western Millard County. UCA told him that the average cost of building a repeater station is \$300,000.00, but since there is already a tower and a road at Wheeler Peak, they estimate it would be closer to \$100,000.00-\$150,000.00.

Attorney Finlinson said that he will prepare a letter stating the County's intent.

PUBLIC INPUT

Treasurer Dearden informed the Commission that they are on schedule for mailing tax notices.

OTHER BUSINESS

Attorney Finlinson said that Clerk Rowley received a GRAMA request from someone in Washington, D.C., asking for all correspondence between the commissioners and the American Lands Council (ALC). Attorney Finlinson sent him an email asking for clarification.

The commissioners said the only correspondence they have had with the ALC is the newsletter that they send weekly.

Attorney Finlinson said that a resolution appointing a representative for the Utah Counties Indemnity Pool (UCIP) Membership Meeting, needs to be approved at the next commission meeting.

Auditor Grace said the representative in the past has been the Commission Chair.

Commissioner Withers will be appointed as the County representative for UCIP and will attend the UCIP meeting on Thursday, November 12, 2015, at 4:00 p.m..

DISCUSSIONS FROM EACH COMMISSIONER, COUNTY ATTORNEY, ELECTED OFFICIAL AND SECRETARY

Commissioner Draper said that he was contacted by the Cosmic Ray Facility, asking for permission from the County Road Department to install two sensors on the road near Long Ridge. They are collecting data at night and the headlights interfere with their mirrors.

Commissioner Withers will talk to Brandon Winget, County Road Supervisor.

Commissioner Draper said that last Wednesday he went to the trilobite beds, Wheeler Amphitheater and Topaz Museum with the Discovery Channel. The Discovery Channel is filming a two minute segment that will be a part of a special including all 29 counties in the State.

Commissioner Draper said that he took a tour of the Fairgrounds in Delta. The trees have all been planted there and it looks great. He said that there has been a proposal for the upcoming budget to put in a paved roadway and parking spaces on the West side of the Recreation Building. There is currently only one exit from the Recreation Building so a second exit would be a good idea.

The commissioners discussed the Main Street Courthouse renovation, including an addition to the Recorder's Office for \$3,400.00, along with some other upgrades and changes for a total of \$12,000.00.

Auditor Grace said that there would need to be a change order for the \$12,000.00 in overages.

Commissioner Withers said there will need to be a discussion regarding the renovation of the top level of the Courthouse.

Commissioner Roper said that he was approached about adding a flashing stop sign to the East Frontage Road near Meadow.

Commissioner Withers will talk to Mr. Winget.

Commissioner Roper said he received a call from Sandra at Land Development, regarding a cell tower they are interested in purchasing on SR-99.

The County is not interested in selling any cell towers, but Commissioner Roper will find out if they would be interested in leasing it instead.

Commissioner Withers said that a few weeks ago there was a discussion regarding concerns with a contractor who refused to pay the landfill fees.

Attorney Finlinson is working on this issue.

Attorney Finlinson will look into the Millard County Housing Authority to make sure everything is complete with the paperwork that was filed.

Commissioner Withers asked Commissioner Roper to talk to Pahvant Builders about getting

new handles, new dispensers and to find out what issues they are having with the door at the Public Health Building.

POSSIBLE REVIEW OF COUNTY POLICIES AND CONTRACTS

There was none.

POSSIBLE CLOSED MEETING PURSUANT TO UTAH CODE ANNOTATED SECTION 52-4-4&5

There was none.

WHERE UPON THE MEETING ADJOURNED

Commissioner Draper made a motion to adjourn the meeting.

Commissioner Roper SECONDED the motion. The voting was unanimous and the meeting adjourned at 11:18 a.m..

Attest: _____

Approved: _____