

MINUTES OF BOARD OF COUNTY COMMISSIONERS
MILLARD COUNTY THE 1st DAY OF NOVEMBER 2016
AT THE COURTHOUSE, FILLMORE, UTAH

PRESENT: Dean Draper Chairperson
Alan M. Roper Commissioner

Richard Waddingham Deputy County Attorney
Marki Rowley County Clerk

EXCUSED: James I. Withers Commissioner
Pat Finlinson County Attorney
Lesli Shields Deputy County Clerk

ALSO PRESENT: Wayne Jackson Military Liaison
Bonnie Gehre County Auditor
Connie Hansen County Recorder
Kevin Morris West Millard Maintenance
Bart Whatcott & Terri Cummings East Millard Recreation/Pool
Ed Phillips & Mark Watson Citizens

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 Draper to the public and Commission members.

Commissioner Draper excused Commissioner Withers from today’s meeting, but said that he will join the meeting via telephone for a discussion later in the meeting.

OPENING STATEMENTS

Commissioner Draper 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 18, 2016, COMMISSION MINUTES

The proposed minutes of a regular County Commission meeting held October 18, 2016, were presented for consideration and approval. Commissioner Roper made a motion to approve the minutes of October 18, 2016, as presented.

Commissioner Draper stepped from the chair and SECONDED the motion. The voting was unanimous and the motion passed.

FOLLOW UP ACTION ITEMS FROM OCTOBER 18, 2016

Commissioner Roper questioned if the approved \$2,000.00 was ever sent to the American Land Council Fund. Commissioner Draper will follow up to see if this was taken care of.

Commissioner Roper reported that Scott Barney, Millard Economic Development (MEDA) Coordinator, attended the CDBG meeting and reported that it was a good meeting.

Commissioner Roper asked if the drainage district reappointments have to be published. It was determined that it is required to publish vacancies, even if current board members will be reappointed. Someone will check with the current board members to see if they would be willing to serve another term.

Commissioners Draper and Withers met with PEHP representatives regarding insurance coverage; Commissioner Roper was out of town and could not attend this meeting.

Commissioner Draper said that PEHP originally proposed an increase of 30.4%; the County countered their offer at 23.6%. After negotiation, they finally agreed on an increase of 23.4% for the 2017 insurance coverage.

Commissioner Draper said that the Affordable Care Act resulted an average increase of 25% for 39 states. The projected increase for the State of Utah was approximately 30%. He said that at 23.4% the County has received a bargain.

Commissioner Roper said that he feels that the County was able to get a good deal and thanked the Commissioners and the Auditor's Office for the work they put in on this.

Commissioner Roper reported that a letter of appreciation was sent to Walt Howard.

DISCUSSION AND POSSIBLE APPROVAL OF PURCHASING A SHOWER TRAILER FOR WEST MILLARD MAINTENANCE - KEVIN MORRIS

Commissioner Draper said that this purchase was discussed and approved at a previous meeting, however, there has been a slight change in the cost of the shower trailer previously discussed.

Mr. Morris presented information on two units for possible purchase. He said that back in April the Commission approved purchasing a six unit shower trailer. He said that when he called to order the trailer, he was asked by the company to wait until October to place the order because they had too many orders on back log already. He was also told that he may be able to get a better deal if he waited to place his order until then.

He said that when he called in October to place the order he was offered a second option with five station showers and restrooms at the same price as the six station shower and sink only trailer. The five station shower/restroom trailer is on skids; making it a more permanent unit, but allowing it to be moved easily, if needed. He said that this unit is an upgrade from the six shower station trailer originally presented. He said that with it being offered at the same price it is a better deal.

Mr. Morris said that \$44,500.00 was budgeted in the Capital Fund. The unit, plus freight is \$45,820.00 which would require an additional \$1,320.00 from what was budgeted. He said that he has the \$1,320.00 in another fund account and asked if it could be transferred so he could purchase the unit.

Commissioner Roper questioned why they do not just build a unit instead of purchasing one? He said that in his opinion, it would be a better value to build a permanent structure. Mr. Morris said that these units are built for a quick wash down and with the ease and the size of the unit, purchasing it would be beneficial.

Commissioner Draper said that they have discussed building versus purchasing and have decided that purchasing this is a fantastic deal. The five station unit has a 20 year life span and would be easy to move, if needed.

Commissioner Roper said that he does like the idea of being able to move the unit if ever needed.

Commissioner Roper made a motion to approve the purchase of the five unit shower/restroom trailer for West Millard Maintenance in the amount of \$45,820.00, which includes delivery.

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

DISCUSSION AND POSSIBLE APPROVAL OF RESOLUTION 16-11-01, A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF MILLARD COUNTY, UTAH, REGARDING STEP & GRADE SCALE CHANGES FOR PERMANENT PART TIME EMPLOYEES

Auditor Gehre said that she was told by Chief Deputy Attorney Jackson that this resolution would include any non-seasonal part-time positions. Auditor Gehre said that the West Millard Swimming Pool, Recreation, East Millard Swimming Pool, Justice Court, Sheriff's Office and the Auditor's Office would all be included in this resolution. She said that she ran the numbers for the increases to these departments/offices for next year's budget, but has not run the numbers for increases in this year's budget. She also said that the amounts she presented did not include the Delta Office, the Golf Course or Tourism.

The Commissioners said that they would like to spend a little more time on this before making a decision.

Commissioner Roper made a motion to table the approval of Resolution 16-11-01, a resolution of the Board of County Commissioners of Millard County, Utah, regarding Step & Grade Scale changes for permanent part time employees.

Commissioner Draper stepped from the chair and SECONDED the motion. The voting was

unanimous and the motion carried.

DISCUSSION AND POSSIBLE APPROVAL OF RESOLUTION 16-11-01A, A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF MILLARD COUNTY, UTAH, AUTHORIZING REMOTE ELECTRONIC OR TELEPHONIC PARTICIPATION IN PUBLIC MEETINGS

Attorney Waddingham went over the provisions within the Resolution.

Commissioner Roper made a motion to approve Resolution 16-11-01A, a resolution of the Board of County Commissioners of Millard County, Utah, authorizing remote electronic or telephonic participation in public meetings.

Commissioner Draper stepped from the chair and SECONDED the motion. Clerk Rowley called for a roll call vote. Commissioner Roper voted YES. Commissioner Draper voted YES. Commissioner Withers was not present at the time of the roll call vote. The voting was unanimous and the motion carried.

DISCUSSION AND POSSIBLE APPROVAL OF THE ISSUANCE OF A LETTER TO THE CENTRAL UTAH PUBLIC HEALTH DEPARTMENT BOARD REMOVING AND TERMINATING THE CENTRAL UTAH PUBLIC HEALTH OFFICER AND RESCINDING AND WITHDRAWING ANY RATIFICATION FOR THE EMPLOYMENT OF THE CENTRAL UTAH PUBLIC HEALTH OFFICER

Commissioner Draper explained that each commissioner of the Six Counties would have to vote on the dismissal of an employee with the Utah Public Health Department. It was determined that this individual is not performing his duties as required; therefore, it will need to be put to a vote in order to terminate him.

Commissioner Draper called Commissioner Withers on the telephone so that he could participate in the voting process.

Commissioner Withers stated that he is currently the Chairman of the Public Health Department Board and that voting will be the final process in the termination of this individual.

Commissioner Withers made a motion to approve the issuance of a letter to the Central Utah Public Health Department Board removing and terminating the Central Utah Public Health Officer and rescinding and withdrawing any ratification of the employment of the Central Utah Public Health Officer, Bruce Costa.

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

Commissioner Withers was excused from the rest of the meeting.

DISCUSSION AND POSSIBLE ADOPTION OF MILLARD COUNTY'S 2017 TENTATIVE BUDGET

Auditor Gehre said that the tentative budget has to be adopted on or before November 1, of each year. The tentative budget she presented is the current year's budget. She said that she chose to use the current year's budget because it reflects the contribution to the fund balance and can be used to offset the increase to employee benefits. She said that it is a good starting point because the Commission will have to make a decision on allocation of funds for department requests. In the future, she would like to set up meetings that can be set and advertised.

Auditor Gehre said that the tentative budget will be available for inspection at the Auditor's Office, the County Satellite Offices in Delta and will be run in the Chronicle Progress and posted on the County's website.

Auditor Gehre said that the total summary by fund total is \$22,007,820.00.

Commissioner Roper thanked those involved with the process and said a meeting should be put together as soon as possible, so they can get started on this process. Any decisions made at those meetings will be brought before the Commission.

The 2017 Budget Hearing will be held Tuesday, December 6, 2016, at 7:00 p.m. in the Commission Chambers. Auditor Gehre will run notice in the Chronicle Progress, as well as posted on the State's website.

Commissioner Roper said that they would need to get these meetings advertised as soon as possible. He suggested offering three dates for these meetings.

Commissioner Draper reminded the Commission of hearings that they are required to attend up North, November 7 through November 10 and November 14, 2016. As well as, the Annual UAC Conference in St. George, Utah, November 15 through November 18, 2016.

Commissioner Roper made a motion to adopt the Millard County 2017 Tentative Budget.

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

DISCUSSION AND POSSIBLE APPROVAL OF PROPERTY TAX AGREEMENTS, SETTLEMENTS OR DEFERRALS - TREASURER DEARDEN

Treasurer Dearden discussed an agreement with Mani Grewal, Sandy Crossings Enterprises. She said that this is a follow up from the June 21, 2016 Commission Meeting. She said that Mr. Grewal was going to send copies of his contracts to her office; she never received the contracts or a response, so she sent him a reminder letter.

She presented a letter and a \$5,000.00 check from Mr. Grewal in response to the letter she sent. He stated that he is sending the \$5,000.00 check to show good faith on his part and would send copies of his contracts when he returns home after December 21, 2016. She suggested applying the \$5,000.00 to the 2016 taxes due, which will not affect the other year's penalties and interest, if he follows through in December. The Commissioners agreed.

PUBLIC INPUT

Bart Whatcott, East Millard Recreation, questioned the purpose of the shower trailer requested for purchase. Commissioner Draper explained.

OTHER BUSINESS

Commissioner Roper reported that he would like to attend a Broadband Technology Summit in Salt Lake City, Utah November 9, 2016.

Commissioner Roper reported that Jake Hardman is retiring from the Governor's Office of Economic Development (GOED). GOED is asking for any suggestions for his replacement be sent to them before end of day tomorrow.

Commissioner Roper reported that he will be attending an Intergenerational Poverty meeting in Delta, November 8, 2016. He reported that a \$15,000.00 State grant was awarded on behalf of the Intergenerational Poverty Program. The Intergenerational Poverty Committee used a portion of the monies to hire a facilitator who will help with the program; the rest of the grant monies will be used to further the program.

Commissioner Roper would also like to attend the meeting with Workforce Services November 10, 2016, to go over more information on this program.

Commissioner Roper said that the commissioners were invited to the Veteran's Dinner at the American Legion Hall, November 11, 2016, at 6:00 p.m..

Commissioner Roper reported that Marty Stevens is holding a Land Use Academy November 12, 2016 and he would also like to attend.

Commissioner Roper expressed his appreciation for the invitation to the 4-H Banquet. He also congratulated the 4-H Program for the big difference that it makes in Millard County.

Commissioner Draper said that he disseminated information that would prove to be incorrect. He corrected that by stating that all County voting for the 2016 General Election will take place via mail; therefore, there will be no machine voting offered on Election Day. If you want to vote this election, mail in your ballot.

Commissioner Draper reported that not all three commissioners are required to attend the hearings scheduled November 7 through November 10 and November 14, 2016.

Wayne Jackson, Military Liaison, reported that Senator Mike Lee reserved the American Legion Hall for November 2, 2016. However, he has not heard any further information regarding times. The commissioners have not heard anything about him being in Fillmore.

Commissioner Roper reported that the Area Sector Analysis Process (ASAP) program got kicked off last week. They will hold another meeting at the Commission Chambers, Thursday, November 3, 2016 at 2:00 p.m.. He said that this is a good group put together to identify economic opportunities in Millard County; anyone is invited to attend this meeting.

Auditor Gehre presented a hardship abatement for Robert Rusby in the amount of \$564.20;

parcel #H-2174 - account #98161.

Commissioner Roper made a motion to abate 50% of Mr. Rusby's property taxes. Commissioner Draper stepped from the chair and SECONDED the motion. The voting was unanimous and the motion carried.

Auditor Gehre presented a hardship abatement for Janette Sampson in the amount of \$644.63; parcel #DO-3257-3 - account #169723. Auditor Gehre said that normally Ms. Sampson would qualify for a circuit breaker, but because her daughter is living with her she is required to include her daughter's income in the request. Even with her daughter's income included, the commissioners feel that she qualifies for a 50% abatement.

Commissioner Roper made a motion to abate 50% of Ms. Sampson's Property taxes. Commissioner Draper stepped from the chair and SECONDED the motion. The voting was unanimous and the motion carried.

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

There were none.

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 adjourned the meeting at 11:13 a.m..

Attest: _____

Approved: _____