

MINUTES OF BOARD OF COUNTY COMMISSIONERS
MILLARD COUNTY THE 19th DAY OF DECEMBER 2017
AT THE COURTHOUSE, FILLMORE, UTAH

PRESENT: James I. Withers..... Chairperson
Dean Draper..... Commissioner
Wayne Jackson..... Commissioner

Pat Finlinson. County Attorney
Marki Rowley. County Clerk

ALSO PRESENT: Barbara Clark Chronicle Progress
John Higgins Landfill
Scott Barney Economic Development Coordinator
Robert Dekker County Sheriff
Lynette Madsen. Chief Deputy Auditor
Adam Richins.. County Planner/Building Inspector
Jeff Gehre and Richard Jacobson.. County Sheriffs Office
Fred Johnson. Utah Forestry Fire & State Lands
David Gray.. Sugar Loaf Holdings, LLC
Casey Fowles. Sunset View Golf Course Golf Pro
Pat Manis County Assessor
Bonnie Gehre. County Auditor
Sheri Dearden.. County Treasurer
Deric Despain.. USU Extension

Note: Not all agenda items were followed in order.

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. Attorney Finlinson expressed his appreciation to all those who have made accommodations for him over the past six

months and to all the residents of the County who have reached out and shared their best wishes in regards to him with his heart condition. Scott Barney said the invocation. Everyone stood and said the Pledge of Allegiance to the Flag.

APPROVAL OF DECEMBER 5, 2017 COMMISSION MINUTES

The proposed minutes of a regular County Commission meeting held December 5, 2017 were presented for consideration and approval. Following review and consideration of minor corrections, Commissioner Jackson made a motion to approve the minutes of December 5, 2017, as corrected.

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

APPROVAL OF DECEMBER 5, 2017 COMMISSION BUDGET HEARING MINUTES

The proposed minutes of a budget hearing held December 5, 2017 were presented for consideration and approval. Commissioner Jackson made a motion to approve the minutes of the Budget Hearing held December 5, 2017, as presented.

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

FOLLOW UP ACTION ITEMS FROM DECEMBER 5, 2017

Clerk Rowley stated that there was an error in the minutes from November 21, 2017 which discussed changing the structure of the quarterly Wellness Incentive amounts listed on pages two and three.

Clerk Rowley read the correction for those minutes: "Beginning January 1, 2018 the Wellness Incentive Pay Structure will be as follows:

- Health Challenges will be offered at \$25.00 each/up to \$75.00 per quarter.
- Webinars will be offered at \$25.00 each/up to \$25.00 per quarter.
- Workout Warrior will be offered at \$50.00 each/up to \$100.00 per quarter.
- Not to exceed \$100.00 per quarter with a combination of any of the listed activities.

Clerk Rowley said that there has been some confusion as to the amounts paid quarterly. She reiterated that the amounts offered quarterly are not to exceed a total of \$100.00, per quarter, regardless of how many activities are participated in each month/quarter.

Clerk Rowley said that the cash incentive is only offered to county employees; although spouses are invited to participate in the activities they will not receive the cash incentive.

Commissioner Draper made a motion to amend the minutes from the November 21, 2018 Commission meeting.

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

DISCUSSION AND POSSIBLE APPROVAL OF THE 2018 COMMISSION DATES

Clerk Rowley presented the proposed Commission dates for 2018.

Commissioner Withers said that the date format will remain the same, with the exception of the months of March and November which will be held the second and fourth weeks to accommodate a NACo meeting in Washington D.C. and the 2018 General Election.

Commissioner Jackson made a motion to approve the 2018 Commission Dates as follows:

JANUARY	9	16
FEBRUARY	6	20
MARCH	13	20
APRIL	3	17
MAY	1	15
JUNE	5	19
JULY	3	17
AUGUST	7	21
SEPTEMBER	4	18
OCTOBER	2	16
NOVEMBER	13	20
DECEMBER	4	18

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

DISCUSSION AND POSSIBLE APPROVAL OF A BUSINESS LICENSE FOR DESERET YARD SERVICES, OWNER - LEGRAND FINLINSON

A business license application was presented for Deseret Yard Services, Owner - LeGrand Finlinson, a business that offers cleaning yards and corrals, gravel spreading and snow removal. After review of the application and finding all signatures in order, Commissioner Draper made a motion to approve a business license for Deseret Yard Service, Owner - LeGrand Finlinson.

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

DISCUSSION AND POSSIBLE APPROVAL OF FUNDING FOR THE COUNTY SEAT T.V. PROGRAM

Commissioner Draper gave a synopsis of the program. He said that they are requesting \$13,000.00 from each county to support the program. Commissioner Withers said that the County has budgeted funds for this program, but was unsure of the amount.

Chief Deputy Auditor Madsen said that she would let them know the amount that was budgeted.

Commissioner Draper made a motion to approve funding the County Seat T.V. Program in the amount previously budgeted by the County.

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

DISCUSSION AND POSSIBLE APPROVAL OF A PAYMENT FOR COURT RECORDER FEES IN THE NEVADA WATER HEARING

Commissioner Draper said that the County participated in a protest against the Spring Valley pumping of water. Millard County and Juab County cooperated in a protest at a hearing held by the Nevada State Engineer in Carson City, Nevada. He said that Spring Valley is associated with the water flow dynamics of Snake Valley which is located on the Nevada/Utah boarder. He explained that if pumping is allowed in the Spring Valley it would cause the water to flow backwards in the system and would affect the agriculture.

Commissioner Draper said that the cost for court recorder fees on this protest hearing is \$2.50 per page and is estimated to be in excess of \$750.00. He said that this cost will be shared with Juab County.

Commissioner Jackson made a motion to approve payment for court recorder fees for the Nevada Water Hearing in the amount pending, paid out of the West Desert Lands fund.

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

DISCUSSION AND POSSIBLE ADOPTION OF ORDINANCE 17-12-19, AN ORDINANCE OF MILLARD COUNTY, UTAH ESTABLISHING A REVISED SCHEDULE OF LANDFILL USE FEES

Commissioner Jackson said that the potential fee schedule was previously shared with the commissioners. He said that they are proposing the cost be increased to \$12.00 a month.

Commissioner Withers said that he requested this fee schedule to be run in the paper for public input, however, that did not happen. He said that he likes the idea of having the public give input if they so desire.

Commissioner Jackson said that this increase is a necessity for next year's funding.

Commissioner Draper said that the equipment used at the landfill is way over due for replacement and has reached its max of being repaired. He said that he agrees with Commissioner Withers on hearing public comment, but he also agrees with Commissioner Jackson that this needs to be passed as soon as possible.

Commissioner Jackson made a motion to adopt Ordinance 17-12-19, an ordinance of Millard County, Utah establishing a revised schedule of landfill use fees, by increasing the fee to \$12.00.

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

Commissioner Draper questioned if there were penalty fees listed in the ordinance. Attorney Finlinson said that the penalty fees will be a part of the fee schedule not the ordinance itself.

The commissioners and Attorney Finlinson discussed how the penalties would be enforced if a violation is discovered.

Attorney Finlinson said that a summary of the ordinance will need to be published before this ordinance will become effective. The new fee schedule will not become effective until fifteen days after the publication.

Attorney Finlinson said that a clean copy of the fee schedule will be added to the ordinance once it is received.

DISCUSSION AND POSSIBLE APPROVAL OF RESOLUTION 17-12-19, A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF MILLARD COUNTY, UTAH APPROVING AND AUTHORIZING THE EXECUTION OF A SEVENTH AMENDED INTERLOCAL COOPERATION AGREEMENT WITH OTHER MEMBERS OF THE UTAH COUNTIES INDEMNITY POOL (UCIP), RELATING TO THE ESTABLISHMENT, FUNDING AND OPERATION OF THE UCIP

Attorney Finlinson explained that UCIP is an indemnity pool that functions as an insurance company. He said that UCIP provides the County with insurance defense, as well as indemnity; which means they pay liabilities on behalf of the counties. He said that UCIP also provides counsel for the County whenever there is a lawsuit.

Attorney Finlinson went over some of the changes within the interlocal cooperation agreement.

Commissioner Draper made a motion to approve Resolution 17-12-19, a resolution of the Board of County Commissioners of Millard County, Utah approving and authorizing the execution of a Seventh Amended Interlocal Cooperation Agreement with other Members of the Utah Counties Indemnity Pool (UCIP), relating to the establishment, funding and operation of the UCIP.

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

CONSIDERATION AND POSSIBLE ACCEPTANCE OF COUNTER OFFER FOR PURCHASE OF REAL PROPERTY NORTH OF FLOWELL FROM VANTIENDEREN TRUST (GRAVEL PIT PROPERTY)

Commissioner Withers said that Mr. Vantienderen had approached the County offering to sell his property which is located on both sides of County owned property. The County submitted an offer, which was countered by Mr. Vantienderen.

Attorney Finlinson said that he sent an offer to Mr. Vantienderen contingent on findings by a title report, that the County would have access to sand and gravel on the property.

Attorney Finlinson said that the County offered \$1,800 an acre, Mr. Vantienderen countered at \$1,875 an acre with the County paying closing costs.

Commissioner Jackson made a motion to accept a counter offer for purchase of real property North of Flowell from Vantienderen Trust (gravel pit property) in the amount of \$1,875.00 per acre and to begin the title search.

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

DISCUSSION AND POSSIBLE ACTION REGARDING THE EQUESTRIAN PARK CLEANING CONTRACT WITH TAMARA LANE

Commissioner Jackson said that he discussed the option of a contract amendment with Ms. Lane to remove the landfill building and the equestrian park facilities from her current contract. He said that Ms. Lane expressed the desire to keep cleaning the landfill building, but would give it up if that is what the County would like.

Attorney Finlinson said that currently Ms. Lane is obligated, by her current contract, to clean the landfill building, the equestrian park facilities and the public health building.

Commissioner Jackson made a motion to authorize entering into a new contract with Ms. Lane to obligate cleaning of the Fillmore public health building.

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

The new contract will take effect January 1, 2018.

****Need New Contract****

PUBLIC HEARING FOR THE PURPOSE OF OPENING BUDGETS FOR THE 2017 YEAR. BUDGETS TO BE CONSIDERED FOR INCREASED APPROPRIATIONS ARE: AMBULANCE, ROAD, LANDFILL AND EMERGENCY 911 BUDGET

Commissioner Draper made a motion to enter into a public hearing to take public comment on opening budgets for the 2017 year. Budgets to be considered for increased appropriations are: Ambulance, Road, Landfill and Emergency 911 Budgets.

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

Present were: Sheriff Dekker, Richard Jacobson, Jeff Gehre, John Higgins, Adam Richins, Lynette Madsen, Scott Barney, Sheri Dearden, Bonnie Gehre, Barbara Clark and Fred Johnson.

Commissioner Withers called the public hearing to order at 10:34 a.m..

John Higgins said that the Landfill budget will fall short due to equipment expenses, repairs and fuel costs. He said that he is requesting an increase of \$40,000.00 to get by to the end of the year. He said that any unused amounts will roll over to next year's budget.

Deputy Jacobson requested an increase of \$3,000.00 for the Ambulance to cover costs for training, travel, benefit sell back and outstanding invoices. He also requested \$1,000.00 for the E-911 for benefit sell back.

Auditor Gehre said that this all depends on if the County offers a year end bonus. She said that the \$1,000.00 will cover it if they do nothing. She said that it is hard to know, but as far as payroll and vacation sell back it will work with all increase requests.

Auditor Gehre explained that she advertised these funds because they were close to going over budget.

Attorney Finlinson said that the Commission is only authorizing an increase, not mandating it. They are authorizing the Auditor to be able to move funds from one fund to another. He said that the Auditor would be authorized to transfer funds up to the approved amounts.

Attorney Finlinson said that if there is discussion of a year end bonus it would need to be done during the budget discussion.

Auditor Gehre and the commissioners discussed the amounts needed to be transferred which would include a potential year end bonus for each eligible employee within that department.

There were no other comments made.

Commissioner Jackson made a motion to go out of the public hearing.

Commissioner Draper SECONDED the motion. The voting was unanimous and the motion carried. The public hearing closed at approximately 10:45 a.m..

The regular meeting reconvened.

DISCUSSION AND POSSIBLE APPROVAL OF RESOLUTION 17-12-19A, A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF MILLARD COUNTY, UTAH, TO OPEN THE 2017 MILLARD COUNTY BUDGET AND AMEND THE BUDGETS FOR: AMBULANCE, ROAD, LANDFILL AND EMERGENCY 911 BUDGET

Commissioner Draper made a motion to approve Resolution 17-12-19A, a resolution of the Board of County Commissioners of Millard County, Utah, to open the 2017 Millard County Budget and amend the budgets for Ambulance, Road, Landfill and Emergency 911 budgets in the amount of \$54,000 for the Road, \$53,000 for the Landfill, \$9,500 for Emergency 911 and \$7,700 for the Ambulance.

Commissioner Jackson SECONDED the motion. Clerk Rowley called for a roll call vote. Commissioner Jackson voted YES. Commissioner Draper voted YES. Commissioner Withers

voted YES. The voting was unanimous and the motion carried.

BID OPENING FOR NEW VEHICLE(S) IN THE SHERIFF'S OFFICE - SHERIFF DEKKER

Auditor Gehre opened the following bids:

- Sahara Motors Inc.: \$32,456.00; 2018 Ram 1500 Crew 4x4
- Saharah Motors Inc.: \$34,471.00; 2018 Ford F150 Crew 4x4
- Droubay Chevrolet: \$35,836.88; 2018 Chevrolet Silverado 1500 4WD Crew Cab

Commissioner Jackson made a motion to accept the bids as presented and review the specifications of the bids before making a decision.

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

Commissioner Jackson offered to donate his scuba gear to the Sheriff's Office, if there are certified officers who would benefit from it.

DISCUSSION AND POSSIBLE APPROVAL OF RESOLUTION 17-12-19B, A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF MILLARD COUNTY, UTAH, TRANSFERRING UNENCUMBERED OR UNEXPECTED APPROPRIATION BALANCES FROM ONE DEPARTMENT IN A FUND TO ANOTHER DEPARTMENT WITHIN THE SAME FUND

Auditor Gehre said that typically they only transfer the amounts necessary within the fund to keep the departments in compliance. She said that there is approximately \$371,500.00 that can be moved around. She said that she is not asking to move that entire amount, only enough to keep in compliance.

Auditor Gehre said that there are a few departments that could possibly go over budget including USU Extension. However, it was anticipated that \$250,000.00 would be sufficient to cover those departments.

Commissioner Draper made a motion to approve Resolution 17-12-19B, a resolution of the Board of County Commissioners of Millard County, Utah, transferring unencumbered or unexpected appropriation balances from one department in a fund to another department within the same fund, not to exceed \$250,000.00.

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

DISCUSSION AND POSSIBLE APPROVAL OF RESOLUTION 17-12-19C A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF MILLARD COUNTY, UTAH, ADOPTING THE FINAL BUDGET FOR MILLARD COUNTY FOR FISCAL YEAR 2018

Auditor Gehre said that some changes were made to the budget since the budget hearing. Some of the changes made were to the following budgets:

- \$1,500.00 was added to Economic Development
- \$5,500.00 was added to Landfill
- \$18,000.00 was added to Capital for the Gunnison Bend Well project
- \$9,000.00 cut from the Millard County Raceway
- \$4,000.00 added to USU Extension.

The total budget for 2018, with changes, is \$27,064,310.00.

Commissioner Jackson made a motion to approve Resolution 17-12-19C a resolution of the Board of County Commissioners of Millard County, Utah, adopting the final budget for Millard County for fiscal year 2018, with the attached budget.

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

REVIEW OF THE PROPOSED STATE FORESTRY WILD LAND FIRE BUDGET - LONDON ROWLEY

Fred Johnson excused Landon Rowley from today's meeting, due to him being in California helping to fight the fires out there.

Commissioner Draper said that the Commission was unaware of his absence and asked that in the future, the Commission be made aware of Mr. Rowley's activities.

Mr. Johnson presented and discussed the proposed 2018 State Forestry Wild Land Fire Budget.

Commissioner Draper questioned with the new state wild lands fire agreements and the ten year average, how much of the budget could be applied to in kind.

Mr. Johnson said that anything for prevention can be applied to in kind, which includes anything that falls within mitigation of wild land fuels, preparation and prevention.

Commissioner Draper questioned if the fire warden's salary could also be considered as in kind.

Mr. Johnson said that they have not counted the salary in the past and did not intend to count the budget in the future. He said that the intent of the fire warden is to get work done on the ground to help reduce the risk of fires.

Mr. Johnson explained the policy and the conditions of a tax entity and suppression responsibilities within a municipality.

The Commission will review the budget and bring it back for possible approval to the next commission meeting.

DISCUSSION REGARDING A COUNTY ROAD RIGHT-OF-AWAY FOR DAVID GREY

Mr. Gray said that he is requesting to maintain a county road which is located on 4000 N, West of Highway 100; Section 21, Township 20 South 5 West, parcel #6735.

Mr. Gray said that there is a county road that is referenced on a number of warranty deeds regarding parcel #6735. He said that he has about seven generations of deeds where that has been perpetuated from buyer to seller.

Mr. Gray presented a map for the commissioners to review and showed them what he would like to do.

After discussion, Commissioner Withers said that the Commission will look back on the history of the road to see if there was a vacation made and go from there.

Mr. Gray said that without the right of way, it would limit access to eight of his parcels.

DISCUSSION AND POSSIBLE APPROVAL OF PROPOSED STIPULATION FOR SETTLEMENT FOR VERIZON WIRELESS (CENTRALLY ASSESSED PROPERTY TAX APPEAL)

Treasurer Dearden gave a synopsis of Verizon's history. She said that this stipulation includes the years 2013, 2014, 2015, 2016 and 2017. The State Tax Commission made a decision in favor of the counties for the 2013 and 2014 appealed taxes; however Verizon appealed that decision to the District Court.

Treasurer Dearden said that Tom Peters had said that there are good reasons for not going through District Court. He also said that the stipulation would be a fairly decent settlement amount, but advised to be prepared to either agree to the stipulation or to move forward with the appeal.

Treasurer Dearden said that the shared refund amount including interest for each year and for each taxing entity in the County would be \$16,952.45.

Treasurer Dearden said that Millard County's change in value listed on one of the sheets she presented is incorrect; the correct amount should be \$506,885.00. She said that she has discussed this error with the State Tax Commission and was told that they would stipulate to include the County's breakout for Juab and Millard County, due to their software being unable to make the change.

Assessor Manis said that there will be a battle with Verizon down the road. He explained that Verizon is using obsolescence, which is a valid argument with the electronic industry. However, they are assessing on the unitary method which means they are using income. He said that the State Tax Commission issued an order stating that the County should assess based on a 50% cost basis and a 50% income basis. He said that this is not right because Verizon's income is quite high, regardless of the obsolescence.

Assessor Manis said that Verizon is going to push to make changes in legislation and the County should then counter to have the order changed to reflect a 70%-30% split.

Assessor Manis said that this battle may not be advantageous for the County to pay Mr. Peters to fight.

Treasurer Dearden said that going forward, this is going to be a legislative battle, not a tax commission issue.

Commissioner Draper made a motion to approve a proposed stipulation for settlement for

Verizon Wireless (Centrally Assessed Property Tax Appeal).

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

PUBLIC HEARING FOR THE PURPOSE OF RECEIVING PUBLIC COMMENT ON THE PROPOSED AMENDMENT TO THE MILLARD COUNTY RESOURCE MANAGEMENT PLAN (RMP), SECTION 2.2 AIR QUALITY

Commissioner Jackson made a motion to strike this agenda item.

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

REVIEW AND POSSIBLE APPROVAL OF RESOLUTION 17-12-19D, A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF MILLARD COUNTY, UTAH, AMENDING THE MILLARD COUNTY RESOURCE MANAGEMENT PLAN, SECTION 2.2 AIR QUALITY

Commissioner Jackson made a motion to strike this agenda item.

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

OTHER BUSINESS

Attorney Finlinson said that there was only one bid received for the golf course club house and suggested to keep the progress moving forward by opening the bid today and ratifying it at the next meeting.

Chief Deputy Auditor Madsen opened the following bid:

- Mike Barney Construction: \$339,138.00; based on plan and notes provided by Millard County.

Commissioner Draper made a motion to accept the bid as submitted.

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

Chief Deputy Auditor Madsen presented the new Federal travel rate which increased to \$0.545 per mile and the standard per diem rates which decreased to \$11.00 for breakfast, \$12.00 for lunch and \$23.00 for dinner; or \$51.00 per day.

Commissioner Withers said that there were requests by offices to close the day after Christmas. He said that he feels it would be a nice thing to do. If approved, the employees would have to use a vacation day.

Commissioner Jackson made a motion to approve closing all county offices on December

26, 2017, with employees using vacation time.

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

Mr. Despain explained that the USU Extension budget was over spent by about \$2,700.00. He said that it was suggested to transfer the \$2,700.00 from the Weed Department budget, which falls under the department to department transfer within the same fund. He explained that there is approximately a \$14,600.00 balance in the Weed Department. He said that the remainder of the Weed Department budget will be used to utilize a chemical order placed with Steve Reagan, which has temporarily been placed on hold until this is resolved.

Mr. Despain said that it was approved unanimously by the Weed Department Board: Tony Anderson, Brett Bunker, Randy Fowles, Chris Carling and R.B. Probert to transfer the \$2,700.00 from the Weed Department fund to the USU Extension fund.

Mr. Despain said that he will do his best effort to make up for this in a possible grant from the BLM.

Auditor Gehre said that she emailed the Commission regarding a legal guardianship clause that is available through PEHP.

She explained that this is new this year and would allow employees to add legal guardian children to their insurance policy. She said that they are not required to notify the employer of this addition, which may cause them to have to pay taxes on that benefit if the Federal Government does not recognize the child as a dependant. She said that the liability is being placed on the employer to make sure that they are aware of additions and/or implement the tax.

Auditor Gehre said that the County would need to continuously check to see if a child is added.

Commissioner Jackson made a motion to add a legal guardianship clause to the County's health benefit.

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

Auditor Gehre discussed the Tier 1 and Tier 2 retirement systems. She said that the State has not dealt much with Tier 2 retirement yet. She said that there is also an option of Defined Contribution (DC) only, which when an employee elects this option, they basically put all their money into a 401K. She said that the County's current policy regarding sick leave is in conflict with the DC only option.

Auditor Gehre said that the first person in the State under the DC option is a Millard County employee. She said that the DC only option states that the employee will retire pursuant to the Utah Retirement System (URS). She said that in the URS's eyes the employee is technically not retiring under this option. She suggested to address a possible policy change at a future meeting.

This will be brought back to the January 16, 2018 agenda for further discussion and possible approval.

Commissioner Draper presented a bill received from the State of Utah Department of Administrative Services for the County's payment towards the Indigent Defense Trust Fund in the amount of \$11,473.00. They are requesting payment be made before January 15, 2018.

Commissioner Draper said that approval of this payment was made at a previous commission meeting.

Commissioner Draper presented a draft letter received from the State Auditor regarding separation of duties between the clerk and treasurer for any government body. He said that he sees this as a problem with some of the districts.

Commissioner Draper said that this option will need to be reviewed for further input.

Commissioner Draper presented a letter received from the Utah Ordinance Compliance Association regarding a conference that will be held at the Rainbow Hotel Casino in Wendover, Nevada, March 21, 2018 through March 23, 2018.

PUBLIC INPUT

There was none.

POSSIBLE BOARD OF EQUALIZATION (BOE) DISCUSSION AND OR ACTION

Commissioner Jackson made a motion to enter into the BOE. Commissioner Draper SECONDED the motion. The voting was unanimous and the motion carried. The BOE began at 12:02 p.m..

Chief Deputy Auditor Madsen presented an abatement application from Michael and Janice Bingham in the amount of \$1,489.84 for their 2017 property taxes.

Commissioner Draper made a motion to abate 50% of the Bingham's property taxes. Commissioner Jackson SECONDED the motion. The voting was unanimous and the motion carried.

Chief Deputy Auditor Madsen presented an abatement application from Laurel Hook for her 2017 property taxes in the amount of \$458.04. She said that Ms. Hook currently has an agreement in place for back taxes.

Commissioner Jackson made a motion to abate 50% of Ms. Hook's property taxes. Commissioner Draper SECONDED the motion. The voting was unanimous and the motion carried.

Commissioner Draper presented an adjustment request from Devon Edgar and Zara Peterson; parcel D641, for adjustment on property taxes owed for the years 2014, 2015, 2016 2017 in the amount of \$4,089.06, which includes a penalty in the amount of \$77.25 and interest in the amount of \$385.36.

Commissioner Draper made a motion to adjust 80% of the Peterson's property taxes for the years 2014, 2015, 2016 and 2017, waive penalties and interest and set up a payment plan to pay the balance.

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

Commissioner Draper made a motion to close the BOE.

Commissioner Jackson SECONDED the motion. The voting was unanimous and the motion carried. The BOE ended at 12:19 p.m..

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

Commissioner Draper said that he and County Planner/Building Inspector Adam Richins attended a state legislature sub committee meeting last Friday. He said that they asked each county to share a brief presentation of their Resource Management Plans (RMP) and show how it will be implemented and utilized moving forward.

Commissioner Draper said that after giving a brief verbal description of Millard County's RMP they were congratulated for having the best RMP plan in the State.

Commissioner Draper attended a meeting last week with the Governor's Department of Energy. He said that the Idaho National Labs gave a presentation on the possible utilization of IPP, in particular, to generate electricity needed to separate hydrogen and oxygen, by creating hydrogen as a fuel. He said that the grant that Scott Barney, Millard County Economic Development Coordinator, applied for under Economic Development will go hand in hand with this program.

Commissioner Draper said that there was no conclusion, they just showed the process. He said that it was interesting and worth while to learn about.

Commissioner Withers said that the County has given county employees a year end bonus and/or a cost of living adjustment (COLA) in the past; based on a dollar amount or a percentage. He said that Auditor Gehre presented a scenario of cost figures and based on that scenario there is adequate funding available to approve a year end bonus. He then asked the other commissioners what their thoughts were on approving a bonus this year.

Commissioner Jackson said that he feels it is a great idea and would recommend a 3% bonus, as indicated on the scenerio shared by Auditor Gehre. Commissioner Draper said that he would be in favor of a 3% bonus, not a COLA at this time.

Auditor Gehre said that the bonus will go to all full-time and permanent part-time employees. She said that any seasonal or part-time employees would be eliminated from receiving the bonus.

Commissioner Withers said that he is also in favor of a bonus, however, he wanted it known that each department head/elected official has a budget to work from and they need to make sure that they are watching their budgets more closely so they do not run over in the future.

Commissioner Withers said that they have always based bonuses and/or COLAs on efficiencies. He said that department heads and elected officials who are efficient will make efficient employees. He said that he is happy to reward those who do a great job in our County. He said that Millard County has great employees and elected officials who are a pleasure to work with.

Commissioner Jackson made a motion to approve a 3% bonus for all full-time employees and a \$100.00 bonus for permanent part-time employees.

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

All three commissioners said that they will not accept the bonus for themselves.

POSSIBLE REVIEW OF COUNTY POLICIES AND CONTRACTS

There was none.

POSSIBLE CLOSED MEETING PURSUANT TO UTAH CODE ANNOTATED SECTION 52-4-204 & 205

There was none.

WHERE UPON THE MEETING ADJOURNED

The meeting adjourned at 12:29 p.m..

Attest: _____

Approved: _____