

MINUTES OF BOARD OF COUNTY COMMISSIONERS
MILLARD COUNTY THE 3rd DAY OF JULY 2018
AT THE COURTHOUSE, FILLMORE, UTAH

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

Pat Finlinson. County Attorney
Marki Rowley. County Clerk
Jamie Hair Deputy Clerk

ALSO PRESENT: Adam Richins Millard County Planner
Richard Jacobson & Robert Dekker Millard County Sheriff's Office
Ryan Lang and Richard Beckstrand Millard County Information Technology
Sheri Dearden Millard County Treasurer
Bonnie Gehre Millard County Auditor
Mike Holt and Kevin Orton Fillmore City
Pat Manis Millard County Assessor
John Haderlie Larson and Company

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 Jackson to the public and Commission members.

OPENING STATEMENTS

Commissioner Jackson asked if anyone had an opening statement to give. Commissioner Jackson expressed his gratitude for the patriots of the United States and all that they have done for us. Commissioner Draper said the invocation. Everyone stood and said the Pledge of Allegiance to the Flag.

APPROVAL OF June 19, 2018 COMMISSION MINUTES

The proposed minutes of a regular County Commission meeting held June 19, 2018 were presented for consideration and approval. Following review and consideration of minor corrections,

Commissioner Draper made a motion to approve the minutes of June 19, 2018, as corrected.

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

FOLLOW UP ACTION ITEMS FROM June 19, 2018

Commissioner Draper said that members of the Congressional Delegation and their aides have been invited to tour the mountain range above Fillmore on August 14, 2018 . He said that they are hoping to extend their stay to August 15, 2018 and include a tour of the Intermountain Power Plant where the importance of coal energy will be discussed.

INTERIM SUCCESSORS

Interim Successors were provided for the following offices:

- Attorney's Office
- Sheriff's Office
- Planning & Zoning
- Recorder's Office
- County Satellite Offices
- Treasurer's Office
- Clerk's Office

DISCUSSION AND POSSIBLE APPOINTMENT OF A MISS MILLARD DIRECTOR

Commissioner Withers made a motion to appoint Sierra Smith as the Miss Millard Director.

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

DISCUSSION AND POSSIBLE APPROVAL OF A CENTRACOM LEASE AGREEMENT

Sheriff Dekker presented a proposal from CentraCom for review. He said that CentraCom has proposed to use some space on the Sheriff Office's communication towers in exchange for providing internet use. He said that they have not previously allowed private enterprise to share space on government property, however, CentraCom's offer is something that the Sheriff would like to consider.

Ryan Lang, Millard County IT, said that in exchange for the tower use, CentraCom is offering to provide internet at the Old Courthouse, the Sheriff's Office, and the Sheriff's Substation because those buildings already have fiber in place. He said that the fiber connection bandwidth is guaranteed and that this will provide a VPN between buildings, which will be more secure. Mr. Lang said that a connection to the School District is possible as well, which will allow the Sheriff's Office access to the approximately 150 cameras within the Millard County Schools.

Commissioner Withers said that he is concerned that there are three businesses in the County that would suffer because they wouldn't be able to compete with what CentraCom is offering.

He asked why the Sheriff can't currently access the School Districts cameras. Mr. Lang said that the County doesn't have the bandwidth to connect to the live feeds within the schools.

Sheriff Dekker said that, in his opinion, having access to live feed within the schools could save lives.

Mr. Lang said that Juab County is currently doing this and that there is a lot of advantages to using fiber verses copper, which is what the County currently uses. Mr. Lang said that the existing internet providers in Millard County can't offer what CentraCom is offering.

Richard Beckstrand, Millard County IT, said that it could possibly damage the existing internet provider's businesses dramatically.

Commissioner Withers said that he would like to see how much tax revenue would be lost if those three businesses go out of business.

Assessor Manis said that he can find out the potential loss of tax revenue from those businesses.

Commissioner Draper made a motion to table this agenda item.

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

DISCUSSION AND POSSIBLE APPROVAL OF A BUSINESS LICENSE FOR CCC INVESTMENTS, DBA CORBETT INVESTMENT OPTIONS, OWNER-ZACKARY CORBETT

A business license application was presented for CCC Investments, DBA Corbett Investment Options, Owner -Zackary Corbett. After review of the application and finding all signatures in order, Commissioner Draper made a motion to approve a business license for CCC Investments, DBA Corbett Investment Options, Owner -Zackary Corbett.

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

INTERLOCAL AGREEMENT BETWEEN THE FILLMORE CITY REDEVELOPMENT AGENCY AND MILLARD COUNTY IN REGARDS TO THE NEWLY CREATED FILLMORE COMMUNITY REINVESTMENT AREA (CRA)

Michael Holt, Fillmore City Mayor, said that the map has been updated and they removed the plot that was not within Fillmore City limits.

Commissioner Draper said that one of the primary concerns was the revenue cap.

Assessor Manis said that he is also concerned that we are starting a pattern that the County may need to follow. Attorney Finlinson said that precedence isn't a concern and this won't bind the County to this decision. He said that the Commission can review requests on their own merits in the future.

Attorney Finlinson said that if the contract is amended or adjusted, the amendment has to be approved by the Commission. Commissioner Withers asked if Fillmore City has seen a detailed financial plan from the developer, if so, the County would also like to see it. Mr. Holt said that he doesn't have the plan, however, the developer is willing to provide that information.

Mr. Holt said that this development will alleviate the congestion around the bus barn and that \$95,000.00 will be put into low income housing within Fillmore City.

Commissioner Withers asked how administrative fees will be taken care of in this contract? He also said that administrative fees may need to be put into the contract based on the problems that Beaver County has had.

Treasurer Dearden said that her office received a different contract from what the Commission received, and therefore, the contract needs to be consolidated and signed by everyone involved in the agreement.

Mr. Holt said that he could have the paperwork ready by July 17, 2018 to present at the next commission meeting.

BID OPENING FOR REAL PROPERTY- PARCEL #F165-2

Auditor Gehre opened the following bids:

- Robbie Morales \$20,000.00
- Mario Gonzalez \$20,000.00
- Guadalupe Morales \$20,000.00

Commissioner Withers made a motion to receive the bids as read, and make contact with the bidders, before making a decision.

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

PRESENTATION OF THE 2017 INDEPENDENT AUDIT

John Haderlie, Larson and Company, said that the Landfill significantly changed the financial liability which brought the County into compliance with the State. Mr. Haderlie said that any proposed adjustments were made and there weren't any disagreements with management. He said that there were no findings and that there are adequate internal controls to shore up the County. Mr. Haderlie said that this report is a good reflection on the County's staff and that they do a good job.

DISCUSSION AND POSSIBLE APPROVAL OF AN INVOICE TO SUNRISE ENGINEERING, INC FOR THE LANDFILL STATE CERTIFICATION.

Commissioner Withers said that he still has the same concerns that he mentioned in previous commission meetings. He said that a lot of problems were caused because Sunrise Engineering, Inc. didn't know the rules.

Commissioner Draper made a motion to approve paying an Invoice to Sunrise Engineering, Inc. for the Landfill State Certification.

Commissioner Jackson stepped from the chair and **SECONDED** the motion. Commissioner Withers opposed. The motion carried by a majority vote.

DISCUSSION AND POSSIBLE APPROVAL OF JOINING THE GOVERNOR'S PUBLIC LANDS POLICY COORDINATING OFFICE IN PETITIONING THE U.S. DEPT. OF AG REGARDING USFS ROADLESS AREA RULEMAKING

Commissioner Draper said that the Governor's Public Lands Policy Coordinating Office is entering into litigation with the United States Forest Service (USFS) for the roadless areas throughout the State. He said that they believe they can show reason that Millard County's roadless areas are not being properly considered and they have reached out to all the Counties in Utah with USFS Property for support.

Commissioner Draper made a motion to approve of joining the Governor's Public Lands Policy Coordinating Office in Petitioning the U.S. Dept. Of AG Regarding USFS Roadless Area Rulemaking.

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

PUBLIC INPUT

There was none.

OTHER BUSINESS

Commissioner Draper said that the security cameras need updating in the Delta Satellite Office. He said that the cost will be under \$5,000.00 and that the money is in the office budget.

Commissioner Draper said that the Bureau of Land Management (BLM) sent letters to each commissioner regarding the horse roundup. He said that there are currently 344 animals in an area that can only hold 70-115 horses and so they are removing the excess animals. Commissioner Draper believes that the County should support this.

Commissioner Draper made a motion to enter into a Cooperation Agency on Confusion-Swasey HML.

Commissioner Withers SECONDED the motion. Voting was unanimous and the motion carried.

Commissioner Draper said that he was contacted by Jones and Demile about a grant from the Federal Government that will fund 100% of the upgrades on the Brush Highway. He said it is approximately 14 miles of road and that the application is due July 18, 2018. Commissioner Draper would like to hold a Public Hearing on this issue at the next commission meeting. He said that it will cost \$4,999.99 from the Special Projects Budget. Commissioner Draper said that he will also contact local entities for letters of support.

Commissioner Draper made a motion to schedule a public hearing to be held on July 17, 2018 for the purpose of receiving public comment on applying for a grant to upgrade the Brush Highway from Jones Road to the County line and to authorize Jones and Demile to prepare the grant

application.

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

Commissioner Withers said that he is meeting with the Utah Department of Transportation (UDOT) this afternoon to discuss the fencing project on Highway 257 to see who is willing to help on financial basis.

Commissioner Jackson said that the road from Beaver to Millard at the hog farm consists of 2600 feet of BLM property that they are crossing. He said that there was a meeting regarding financial responsibilities and that Millard County's total is just under 3 miles.

Commissioner Jackson said that he received a letter regarding Senate Bill 22. Commissioner Withers said that this information needs to be given to Brent Tolbert.

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

Attorney Finlinson said that he didn't put the horse issue on today's agenda due to not having enough time to address it. He said that he will try to get it to the commissioners as soon as possible.

Clerk Rowley said that the 2018 Primary Election went well and that the unofficial results show that 69.16% of republican voters voted, which is extremely high for a primary election. She said that the Canvass will be held July 10, 2018, at noon, at the Clerk's Office. She said that of the several signatures challenged, some were remedied in time to be counted on Election Night. Clerk Rowley said that her office was also able to remedy several undeliverable ballots in time to be counted on Election Night.

POSSIBLE REVIEW OF COUNTY POLICIES AND CONTRACTS

There was none.

WHERE UPON THE MEETING ADJOURNED

Commissioner Jackson adjourned the meeting at 11:42 a.m..

Attest: _____

Approved: _____