

MINUTES OF BOARD OF COUNTY COMMISSIONERS  
MILLARD COUNTY THE 16th DAY OF OCTOBER 2018  
AT THE COURTHOUSE, FILLMORE, UTAH

- PRESENT: Wayne Jackson..... Chairperson  
Dean Draper..... Commissioner  
James I Withers. .... Chairperson Pro Tempore
- Richard Waddingham. .... Deputy County Attorney  
Marki Rowley. .... County Clerk
- EXCUSED: Pat Finlinson. .... County Attorney  
Jamie Hair ..... Deputy Clerk
- ALSO PRESENT: Sam Jacobson. .... Chronicle Progress  
Nate Selin, Linda Stephenson, Alicia Beckstead,  
and Joy Lundgreen..... Central Utah Public Health Department  
Kelly Jenkins. .... KJ Plumbing  
Adam Richins..... County Planner  
Bonnie Gehre..... County Auditor  
Sheri Dearden..... County Treasurer  
Connie Hansen..... County Recorder  
Kevin Morris. .... West Millard Maintenance  
Deann Hare, Sharal Young, Carlee Stephenson, Jaren Camp,  
Audrey Camp, and Brennan Hare. .... Millard County 4H Teen Council

Both Commissioner Jackson and Commissioner Draper appeared by telephone.  
Commissioner Jackson stepped from the chair so that Commissioner Withers could chair the meeting since he would not be available the entire meeting.

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 10:22 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 Withers said the invocation. Everyone stood and said the Pledge of Allegiance to the Flag.

## APPROVAL OF October 2, 2018 COMMISSION MINUTES

Commissioner Draper made a motion to table the approval of the minutes of October 2, 2018.

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

## FOLLOW UP ACTION ITEMS FROM October 2, 2018

There were none.

## DISCUSSION AND POSSIBLE APPROVAL OF A MEMORANDUM OF UNDERSTANDING (MOU) BETWEEN MILLARD COUNTY AND CENTRAL UTAH PUBLIC HEALTH

Nate Selin, Central Utah Public Health (CUPHD), said that the expiring MOU was discussed at a prior commission meeting held on August 7, 2018, where they were asked to come up with 3 proposals of a new MOU between CUPHD and Millard County. He said that they sent a letter with the proposals to the Commission on August 22, 2018 and that he is here to discuss these proposals in further detail and find out which one the County would like to pursue.

The Proposals are as follows:

- Proposal #1: Keep the MOU as it previously was with the same rates to supplement the nurses' salary plus an included Cost of Living Adjustment (COLA) for growth each year.
- Proposal #2: Excludes COLA and keeps rates flat. The rate for existing nurses will stay at \$5.83/hour and the rate for new hire nurses will be \$4.00/hour which reflects the rates from the original MOU.
- Proposal #3: Keep the existing nurses rates at \$5.83/ hour and if new nurses are hired, no additional funds will come from the County.

Mr. Seline said that the CUPHD would prefer to go with proposal #2.

Commissioner Withers asked if Shauna had been replaced. Mr. Seline said that they hired Aubrey Porter to replace Shauna and said that Aubrey previously worked for the Utah County Health Department and is well qualified. He said that Aubrey was hired under the current rate of \$5.83/hour with growth of COLA each year.

Mr. Seline said that they are concerned that the COLA will eventually grow to an amount that the County will not want to supplement.

Commissioner Withers asked what the terms of the contract were. Mr. Seline said that the previous MOU was written with standard language of not less than 50 years. He said that they have not drafted the language for the new MOU because they are waiting for direction from the Commission. He said that a 60 day notice of withdrawal from the contract can be included.

Commissioner Withers explained that the County would pay each nurse \$5.83/hour and said that in the past, there was a 2.5% COLA each year. Commissioner Withers said that the County needs good nurses and he feels that this is a good thing.

Commissioner Draper asked how often the contract would be reviewed. Commissioner Withers said that the Commission can set that time-frame. It was decided to review the contract annually. After a brief discussion, it was unanimously decided to go with Proposal #1 and continue to do what the County has done in the past.

Commissioner Draper made a motion to renew the MOU at a rate of \$5.83/ hour with a 3% COLA increase and an annual renewal each year.

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

Commissioner Draper amended the above motion to renew the contract at \$5.83/hour with a variable rate for COLA increases and annual renewal each year.

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

#### DISCUSSION REGARDING RELOCATING THE CENTRAL UTAH PUBLIC HEALTH DEPARTMENT IN DELTA

Mr. Selin went over some options of locations that the CUPHD could move to. He said that he wanted to get the Commission's thoughts so they could start moving forward.

Commissioner Withers said that it would be a good idea to move the location of the CUPHD in Delta. He said that there are pictures available that show damage to the current building.

Mr. Selin asked if the County has a preference on whether they buy, rent, or build. Commissioner Withers said that he prefers renting as a temporary fix.

Auditor Gehre asked if the rent would increase. Mr. Seline said that after speaking with the building owners, it would be a minimal cost increase from \$900.00 to \$1,000.00-\$1,200.00.

Commissioner Draper questioned if the County beared the costs of the building rent. It was confirmed that it does and that the Commission will make the final decision.

CUPHD will work with Commissioner Draper on a possible move.

Commissioner Jackson was excused from the remainder of the meeting.

#### ADOPTION OF THE 2019 TENTATIVE BUDGET

Auditor Gehre presented a summary sheet of the 2019 tentative budget and said that it needs to be adopted on or before November 1, 2018. She said that it is primarily departments requests for their anticipated expenses excluding capital projects and special projects. She discussed the dates of the budget meetings and advertisements. She said that the Public Hearing is scheduled on December 4, 2018 at 6:00 p.m. and all members of the public are invited to attend to voice their opinion.

Commissioner Draper made a motion to adopt the 2019 Tentative Budget.

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

#### DISCUSSION AND POSSIBLE APPROVAL OF THE 2019 MILLARD COUNTY EMPLOYEE BENEFITS

Auditor Gehre said that the original 2.2% increase for medical was negotiated down to 0% and Life and Dental are also close to 0%. She said that the only increase is .63% for those who have elected the preferred option and that upgrade is paid by the employee.

Commissioner Withers said that he appreciates the county employees and their proper use of the benefits which has allowed the county rates to stay the same.

Auditor Gehre said that she was contacted by Hauns Erick and that she told him that he would have to go through the insurance broker to bid his medical piece and that the renewal will be decided today.

Commissioner Draper made a motion to approve of the 2019 Millard County Employee Benefits.

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

#### DISCUSSION AND POSSIBLE APPROVAL OF RESOLUTION 18-10-16, A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF MILLARD COUNTY, UTAH, APPOINTING A REPRESENTATIVE AND AN ALTERNATE REPRESENTATIVE TO THE UTAH COUNTIES INDEMNITY POOL (UCIP) ANNUAL MEETING

Commissioner Withers stepped from the chair made a motion to approve Resolution 18-10-16, a resolution of the Board of County Commissioners of Millard County, Utah, appointing Commissioner Draper as the representative and Commissioner Jackson as the alternate.

Commissioner Draper SECONDED the motion. Clerk Rowley called for a roll call vote. Commissioner Draper voted YES. Commissioner Withers voted YES. Commissioner Jackson was not present. The voting was unanimous and the motion carried.

#### TREASURER FINANCIAL REPORTS

Treasurer Dearden presented the financial reports ending in September 2018. She said they

did a thorough review on October 15, 2018. She said that the pool cash report reflects that the Auditor and Treasurer are in balance and that all entities received distributions.

Treasurer Dearden then went over some property tax overrides which happen when a tax amount is overridden in the Treasurer's system. She said that she also included a Trial Balance for County Funds Report which shows that all of the accounts are in balance.

#### BID OPENING FOR AIR HANDLER REPLACEMENTS AT THE MILLARD COUNTY SWIMMING POOL IN DELTA

Auditor Gehre opened the following bids:

- Name: RM Crisp Sheet Metal Inc. \$320,162.00 and \$8,000.00 for demolition breakout. Excludes anything not specifically listed.
- Name: KJ Plumbing and Heating \$234,680.00 and \$3,500 for second labor estimate to remove existing units.
- Name: Commercial Mechanical Inc. \$399,000.00 and \$6,900.00 for demolition deducted from the amount.

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

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

#### BID OPENING FOR 400' OF CONCRETE CURB REMOVAL AND REPLACEMENT AT 81 SOUTH MANZANITA AVE IN DELTA

Auditor Gehre opened the following bids:

- Name: Natural Impressions \$22,000.00

Commissioner Withers questioned where the curb and gutter was located. Mr. Morris clarified the location.

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

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

#### 4-H TEEN COUNCIL PRESENTATION-DEANNE HARE

Deanne Hare, 4-H Coordinator, and members of the 4-H Teen Council presented some treats for the Commission.

Carlee Stephenson introduced herself and said that being a part of the 4-H program has allowed her to meet a lot of people which she has enjoyed.

Audrey Camp introduced herself and said that her favorite activity was going to the State Capital and learning how the Legislature functions.

Jaren Camp introduced himself and said that the 4-H has given him a lot of leadership training and opportunities.

Brennan Hare introduced himself and said that his favorite part of 4-H is the projects. Deanne Hare thanked the Commission for supporting the program and explained that the 4-H is the only youth program in the County that is non-denominational and works to promote leadership which supports the youth in achieving their goals.

Commissioner Withers thanked the youth for representing Millard County and said that it is great to see young people with ambition.

#### DISCUSSION AND POSSIBLE APPROVAL OF PAYMENT OF RURAL PUBLIC LANDS COUNTY COUNCIL DUES FOR 2019

Commissioner Draper said that this has been approved in the past and has been beneficial.

Commissioner Draper made a motion to approve payment to Rural Public Lands County Council (RPLCC) dues for 2019 in the amount of \$19,000.00.

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

#### DISCUSSION AND POSSIBLE APPROVAL OF A JOINT AGREEMENT WITH UTAH DEPARTMENT OF TRANSPORTATION (UDOT) FOR 2 STREET LIGHTS

Commissioner Withers said that UDOT had reached out to him and said that they want to put a solar streetlight on the intersection that goes from Delta towards Holden and Oak City. He said that Millard County will be responsible for maintenance on that. He said that residents at the Bunker Estates on 2000 West are concerned and would like a street light.

Commissioner Withers said that Millard County would be responsible for paying the monthly fee on the street light and that costs for current streetlights are \$5,500.00 a month.

Commissioner Draper said that he liked the idea of the solar streetlight and asked if that could be done on 2000 West as well. Commissioner Withers said that he will look into it.

This will be brought back to the next meeting.

#### DISCUSSION AND POSSIBLE APPROVAL OF LAW ENFORCEMENT ASSESSMENT LEVIED BY THE STATE OF UTAH

Commissioner Draper said that the payment is the responsibility of Sheriff's Office and they have the money in their budget so no action will be needed from the Commission.

PUBLIC INPUT

There was none.

OTHER BUSINESS

Commissioner Draper said that he received an invoice from Mark Ward for the Snake Valley Water Appeal. He said that the funds have already been approved and that the three page document states that Millard and Juab Counties will share the cost of legal representation for the appeal to the Nevada State Engineer. He said that the charges will be \$5,000.00 from each county at the beginning of the process and an additional \$5,000.00 from each county upon completion.

Commissioner Draper made a motion to approve the payment to Mark Ward regarding the appeal to the Nevada State Engineer’s ruling contingent upon the County Attorney’s review.

Commissioner Withers 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.

WHERE UPON THE MEETING ADJOURNED

Commissioner Withers adjourned the meeting at 11:09 a.m..

Attest: \_\_\_\_\_

Approved: \_\_\_\_\_