

MINUTES OF BOARD OF COUNTY COMMISSIONERS
MILLARD COUNTY THE 5th DAY OF February 2019
AT THE COURTHOUSE, FILLMORE, UTAH

PRESENT: Wayne Jackson..... Chair Pro Tempore
Evelyn Warnick.Commissioner

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

EXCUSED: Dean Draper..... Chairperson

ALSO PRESENT: Matt Ward. Chronicle Progress
Lea Gibson, Richard Anderson, Brian Whipple,
and Farrel Marx. Central Utah Counseling Center
Richard Jacobson and Ben McDonald..... Sheriff’s Office
Brenden Turner. East Recreation Director
Sheri Dearden..... County Treasurer
Bonnie Gehre..... County Auditor
Adam Richins..... County Planner
Dexter Anderson. Citizen

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 excused Commissioner Draper who was absent due to having surgery and said that he is doing well. Attorney Finlinson said the invocation. Everyone stood and said the Pledge of Allegiance to the Flag.

APPROVAL OF January 22, 2019 COMMISSION MINUTES

The proposed minutes of a regular County Commission meeting held January 22, 2019 were

presented for consideration and approval. Following review and consideration of minor corrections, Commissioner Warnick made a motion to approve the minutes of January 22, 2019, as corrected.

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

FOLLOW UP ACTION ITEMS FROM January 22, 2019

There were none.

DISCLOSURE STATEMENTS

Disclosure statements were submitted for the following employees:

Brent Bennett
Klint Penney
Lindsay Mitchell
Jamie Hair
Margene Stevens
Deb Arnold

DISCUSSION AND POSSIBLE APPROVAL OF A CELL PHONE ALLOWANCE FOR DALTON PROWS - SHERIFF'S OFFICE

Sheriff Jacobson said that Dalton Prows is a new employee and requested a cell phone allowance for him.

Commissioner Warnick made a motion to approve a cell phone allowance for Dalton Prows-Sheriff's Office in the amount of \$40.00 a month.

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

RATIFY THE APPROVAL OF THE AGREEMENT FOR AUDIT SERVICES WITH LARSEN AND ROSENBURGER

Commissioner Warnick made a motion to ratify the approval of an agreement for audit services with Larsen and Rosenburger.

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

INDEPENDENT AUDIT, CENTRAL UTAH COUNSELING CENTER (CUCC) - DIRECTOR BRIAN WHIPPLE & CFO FARRELL MARX

Brian Whipple, Central Utah Counseling Center (CUCC) presented a financial statement

report and a handout for review. Mr. Whipple said that they report to the Commission on the findings of the independent audit once a year. He said that Kendall and Roberts, PC have done the auditing for years.

Ferrel Marx, CUCC, referred to page 4 of the financial statements report and read the first paragraph. He explained that they believe this report is a fair representation of what has happened during the year. Mr. Marx referred to page 8 and went over the balance sheet and changes in net position. He then referred to page 11 and explained the graphic representation of their revenues.

Mr. Marx said that most of the revenue comes from Medicaid. He said that the Medicaid amount listed is a net amount and the actual amount is closer to 4 million dollars.

Mr. Marx went over the expenditures on Page 12 and said that medical treatment is a large expense because they pay the bill when a patient goes to the hospital. He said that they prefer to have patients treated in the community verses the hospital. Mr. Marx referred to Page 44 and went through the statement of revenues, expenses, and changes in net position for the fiscal year ending June 30, 2018.

Mr. Marx said that without the Counties contribution, all other funds go away. He said the County has leveraged its \$428,000.00 contribution into approximately \$9,000,000.00.

Mr. Marx referred to page 59 and read the paragraph which states: "In our opinion, Central Utah Counseling Center complied, in all material respects, with the state compliance requirements referred to above for the year ended June 30, 2018." He then read the following paragraph found on page 60, "The results of our auditing procedures disclosed no instances of noncompliance, which are required to be reported in accordance with the *State Compliance Audit Guide*."

Mr. Whipple said that the legislature is working on a bill for medicaid expansion and explained how the bill may work if passed. Mr. Whipple said that it is up in the air as to what will happen with medicaid expansion in Utah.

Mr. Whipple referred to the Jail Contracting and Condition of Probation Funding handout and said that public funding for substance use disorder and mental health programs face a reduction of \$15 million if cuts proposed in the Governor's budget are adopted. He said that they worry about the timing of the cuts and the expansion because it may leave them short on funds if the cuts happen before the expansion. Mr. Whipple said that if that happens, they may have to lay off staff and then try to hire again when the expansion goes through. Mr. Marx said that they will try to keep their financials stable while they wait out the medicaid expansion measures.

Commissioner Jackson asked what the cut would do for their bottom line. Mr. Marx guessed the cuts would result in approximately \$300,000.00 in reduced revenue. He said that IGP funding is running out this year and they aren't sure if the legislature will renew it. Mr. Marx said that he believes that there will be a period between April and September where they don't receive funds and said that their plan is to pull funds from reserves during that time frame in order to keep their staff.

DISCUSSION AND POSSIBLE APPROVAL OF A CREDIT CARD FOR MIKE MONROE-ROAD DEPARTMENT

Brandon Winget said that they would like a credit card for the Road Department shop. He said that they used to have one and isn't sure why it was discontinued.

Auditor Gehre said the allowed credit limit is \$1,000.00. Mr. Winget said that they can't buy

any parts for less than \$1,000.00. Attorney Finlinson said that they will need to change policy in order to raise the limit above \$1,000.00.

Later, Attorney Finlinson asked if this issue could wait two weeks. It was decided to approve the card now for \$1,000.00 and look into raising it later.

Commissioner Warnick made a motion to approve a credit card for Mike Monroe-Road Department in the amount of \$1,000.00.

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

DISCUSSION AND POSSIBLE APPROVAL OF A CREDIT INCREASE FOR BRANDON WINGET-ROAD DEPARTMENT

Commissioner Warnick made a motion to table this agenda item.

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

DISCUSSION AND POSSIBLE APPROVAL OF PURCHASE OF RED DOME MINERAL RIGHTS

Attorney Finlinson said that it has been a long process to get to where the issue stands today. He went over a brief history of this item and said that he spoke with the State Division of Gas, Oil, and Mining. He said that instead of putting up a bond, the County can enter into a reclamation agreement with them.

Attorney Finlinson said that the only other issue with the purchase is that there are property taxes owing for 2018. He suggested that the County reduce the purchase price to take those tax notices into account. Mr. Dexter Anderson said that would be fine. Attorney Finlinson said that upon approval, they will begin the process of entering into the reclamation agreement with the State Division of Gas, Oil, and Mining.

Treasurer Dearden said that the tax owing is \$5,292.26. Attorney Finlinson said that the purchase price was \$409,500.00 and will be reduced by \$5,292.26.

Attorney Finlinson said that if the County was forced to post a bond, it will only cost 10% of the value.

Commissioner Warnick made a motion to approve the purchase of the Red Dome mineral rights.

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

PUBLIC INPUT

There was none.

OTHER BUSINESS

Sheriff Jacobson introduced Sgt. Ben McDonald and said that he will be replacing Lt. Gehre in the Jail upon Lt. Gehre's retirement. He said that the Sheriff's Office had requested bids for medical services and said that all the bids were received after the deadline so they will be requesting bids again.

Commissioner Jackson said that the County received a letter from Mr. Alcala requesting that his horse rent bill be reduced to \$600.00. Brendan Turner, East Millard Recreation Director, said that his total bill is currently \$1,700.00. Commissioner Jackson said that the County has worked with Mr. Alcala in the past.

Mr. Turner said that these are all new charges since September and he hasn't received any payments from Mr. Alcala. He said that this is an ongoing problem and the County has worked with Mr. Alcala in the past; however, nothing seems to change.

Attorney Finlinson said that the remedy seems to be to evict Mr. Alcala and cut the County's losses so that the County stops losing money. The commissioners agreed that eviction seems like the proper procedure.

DISCUSSION AND POSSIBLE APPOINTMENTS TO VARIOUS COUNTY BOARDS

Clerk Rowley asked if these appointments needed to be advertized. Attorney Finlinson said that they could go ahead and be appointed today.

Commissioner Warnick said that the following individuals were appointed to the Mosquito Abatement Board in 2018: Don Neilsen, Lonnie Hales, Brandon Smith, and Linda Tanner. She said that Tony Anderson's appointment, which is appointed by the County, expires on December 31, 2019.

Commissioner Warnick said that the following individuals were appointed to the Golf Committee in 2018: Scott Patton, Mike Barney, Dean Fowles, Chad Droubay, Steve Styler, Brent Spencer, Casey Fowles, Sherri Glick, and Cindy Thompson. She said that they don't have specific titles within the committee.

Clerk Rowley asked if the Clerk's office needs to advertise the appointments when they expire or wait for direction from the commissioners. Commissioner Warnick said that she would like to be notified before they are advertised.

Clerk Rowley asked if an advertisement is necessary for reappointments. Attorney Finlinson said that reappointments don't need to be advertised. Commissioner Warnick said that they will talk to expiring board members first before sending out an advertisement, and she will let the Clerk's office know when to advertise.

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

Commissioner Jackson said that they went to the legislation session last Thursday and one of the issues discussed that would affect Millard County was Centralized Assessing. He said that they pulled it from the floor before they could provide any input in on that issue. Commissioner Jackson said that water banking along the Sevier River is another issue that was discussed, however, it was thrown out and discontinued.

Commissioner Jackson said that the County will be advertising two more truck driver jobs at the landfill.

Commissioner Jackson said that although the new pool fee schedules have been approved, they won't be implemented until they make sure everything is right.

AUDITOR REPORT

Auditor Gehre disclosed that the County received a payment in the amount of \$130,000.00 from Millard Care and Rehabilitation. She said that this amount is about half of what they owe and they indicated another payment will be coming shortly.

Auditor Gehre said that the County received \$31,210.11 from SRS Title II monies and is restricted, Therefore, a discussion will be needed to determine how the money can be spent.

Auditor Gehre said that she met with GBS who expressed concern that the County's long term disability policy isn't as good as it could be. Auditor Gehre said that this isn't something that has to wait for open enrollment in order to change providers. The Commisisoners agreed that the County should look into it.

Auditor Gehre said that GBS would do the bids and bring those comparisons to the County for review.

Attorney Finlinson said that he and Clerk Rowley had a phone conference with the Indigent Defense Commission regarding a grant and they now know what needs to be done in order to receive that grant money before the end of the quarter.

POSSIBLE REVIEW OF COUNTY POLICIES AND CONTRACTS

There was none.

WHERE UPON THE MEETING ADJOURNED

Commissioner Jackson adjourned the meeting at 10:59 a.m..

Attest: _____

Approved: _____