

MINUTES OF BOARD OF COUNTY COMMISSIONERS
MILLARD COUNTY THE 1st DAY OF JUNE 2021
AT THE COURTHOUSE, FILLMORE, UTAH

PRESENT: Dean Draper.....Chairperson
Bill Wright..... Commissioner
Evelyn Warnick..... Commissioner

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

ALSO PRESENT: Vickie Bennett..... Auditor’s Office
Sheri Dearden..... County Treasurer
Eva Timothy..... USU Extension
Sierra Dickens..... County Recorder
Adam Richins..... County Planner
Rich Beckstrand and Ryan Lang..... Information Technology
Blake Measom, and Woods Silleroy..... Peak Minerals Inc.
Steve Styler..... Styler Daniels P.C.
McKade Loe and Jan Christensen..... 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.

OPENING STATEMENTS

Commissioner Draper asked if anyone had an opening statement to give. Attorney Finlinson said the invocation. Everyone stood and said the Pledge of Allegiance to the Flag.

APPROVAL OF THE MINUTES OF MAY 18, 2021

The proposed minutes of a regular County Commission meeting held May 18, 2021 were presented for consideration and approval. Commissioner Wright made a motion to approve the minutes of May 18, 2021, as corrected.

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

APPROVAL OF THE SPECIAL MEETING MINUTES OF MAY 26, 2021

The proposed minutes of a special County Commission meeting held May 26, 2021 were presented for consideration and approval. Commissioner Wright made a motion to approve the minutes of May 26, 2021, as corrected.

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

FOLLOW UP ACTION ITEMS FROM MAY 18, 2021

There were none.

RATIFY THE APPROVAL OF RELEASING SRS FUNDS TO THE FIRE DISTRICT

Commissioner Wright made a motion to ratify the release SRS funds to the Fire District.

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

DISCUSSION AND POSSIBLE APPROVAL OF AN INDIGENT BURIAL APPLICATION

Chief Deputy Auditor Bennett said that each commissioner was emailed the indigent burial application. She said that there was a burial application approved last year that wasn't processed until recently so this application, if approved, will deplete the indigent burial budget. She said that any other applications this year will require opening the budget. Chief Deputy Auditor Bennett said that the burial amount is now \$1,600.00 and the original budget for 2021 was \$3,300.00.

Commissioner Wright made a motion to approve an indigent burial application for Richard Bublitz.

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

DISCUSSION AND POSSIBLE APPROVAL OF RESOLUTION 21-06-01, A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF MILLARD COUNTY, UTAH AUTHORIZING THE BASE HOUR REDUCTION FOR THE POSITION OF FULL TIME DEPUTY MILLARD COUNTY CLERK TO 30 HOURS PER WEEK

Attorney Finlinson said that the County began authorizing reduced based hour work weeks a couple of years ago and this will be the fourth position authorized if approved. He said that the reasoning behind it is that it encourages efficiency and rewards productivity.

Clerk Rowley said that she has a position at 32 hours per week in her office; however, this

resolution is for a different deputy who was moved from part-time to full-time in January at 30 hours per week.

Commissioner Wright said that he is concerned with the cost of health insurance because the County continues to pay the same cost for it even though the employees are working reduced hours.

Attorney Finlinson said that benefits were taken into account when this change was made, and these employees do have adjusted accrual rates based upon the hours that they work.

Commissioner Wright said that he would like to be careful going forward with these and review them.

Attorney Finlinson said that these have to be requested by a department head or an elected official on behalf of their office before it comes to the Commission for discussion and possible approval.

Clerk Rowley said that not all departments or offices have the ability to reduce their employee's work hours. She said that this particular deputy position was part-time and then was later assigned additional Human Resources responsibilities which required more work hours per week; therefore, requiring the resolution.

Commissioner Wright made a motion to approve Resolution 21-06-01, a resolution of the Board of County Commissioners of Millard County, Utah, authorizing the base hour reduction for the position of full-time Deputy Millard County Clerk/Human Resource Specialist to 30 hours per week.

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

DISCUSSION AND POSSIBLE APPROVAL OF USE OF THE MILLARD COUNTY FAIR BUILDING FOR THE 20TH ANNIVERSARY OF ZUMBA - TONYA MORRISON

Jan Christensen said that Zumba has meant a lot to her and explained how it helped get her through her cancer treatments. She explained where she and other community members teach Zumba classes including at the Millard Care and Rehabilitation Center in Delta. Ms. Christensen said that Zumba is celebrating its 20th anniversary this year and they would like to hold a fundraiser at the Millard County Fair Building. She said that whatever charity they decide upon, they will donate 100% of the proceeds to. She said that who they will donate to is still undecided, but cancer patients and Sub for Santa has been mentioned. She said that they are estimating approximately 50 participants and will charge \$5.00 per person. Ms. Christensen said that they are hoping to hold this event on July 9, 2021 from 6:00 p.m. to 10:00 p.m.

Attorney Finlinson said that the County will want any applicable indemnity and liability waivers signed.

Commissioner Wright made a motion to approve use of the Millard County Fair Building on July 9, 2021 for the 20th anniversary of Zumba and waive the fee by 100%.

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

UPDATE ON THE PEAK MINERALS PROJECT - STEVE STYLER

Steve Styler, Peak Minerals legal counsel, introduced himself, Mr. Blake Measom and Woods Silleroy with Crystal Peak Minerals.

Mr. Measom said that there has been some unfavorable newspaper articles and other rumors regarding Crystal Peak Minerals and explained how it has changed ownership. He said that it is now owned by EMR Capital who has a lot of experience in the mining industry. He said that they have completed several studies and are fully permitted to move forward on this project. Mr. Measom said that they are currently working on the final detailed engineering.

Mr. Measom said that they are encouraged by where they are now and said that somebody will build this project, and they fully intend for it to be them.

Mr. Silleroy said that they are finally poised to bring this to construction and will be able to provide the Commission with a better time line regarding employment opportunities and construction after the final engineering is completed.

Mr. Styler referred to the inland port and said that they are hoping to be a part of any discussions as part of the local infrastructure portfolio and to help leverage possible investments from the State of Utah.

Commissioner Draper asked about the water supply for this project. Mr. Silleroy said that they have acquired necessary fresh water rights. Mr. Styler explained that the project is not dependent upon surface water but they also have some of those rights, including some from the Cricket Mountains.

Mr. Measom said that they are looking at building the project in two phases which will give them more flexibility over water.

Mr. Styler said that they originally had access to eight wells and recently applied to divert that water into four wells to be more efficient.

Commissioner Draper asked if they viewed the Central Iron County Water Project as a possible problem.

Mr. Styler said that their hydrology studies and models didn't show the Iron County Water Project as being an issue.

The Commission requested a copy of their hydrology study and models.

Commissioner Warnick asked about the construction time line. Mr. Measom said that while they are completing the final engineering, they are putting together financing so that they will be ready to get started on construction immediately. He said that the construction is estimated to take three years and they will begin processing material within 18 months after construction begins.

DISCUSSION AND POSSIBLE APPROVAL OF REQUESTING FUNDS FROM THE AMERICAN RESCUE PLAN ACT OF 2021

Chief Deputy Auditor Bennett said that there is still time to receive the funds and time to hear how the funds can be spent.

Commissioner Warnick said that nothing has been decided yet and this item can wait until more information is available.

MONTHLY FINANCIAL REVIEW

Treasurer Dearden presented the financial reports ending in April 2021.

PUBLIC INPUT

There was none.

OTHER BUSINESS

Eva Timothy, USU Extension, said that she is requesting that the full-time 4H employee who resides in Holden be able to park a county vehicle at her house. She said that this position is required to work in both Delta and Fillmore and having the vehicle in Holden will save time and wear on the vehicle.

Commissioner Wright said that he isn't sure how this may impact other employees who may want to have a vehicle at their residences. He said that he would like more information before making a decision.

Commissioner Warnick was fine waiting as well.

Planner Richins said that he has an updated conditional use permit which was approved on April 20, 2021 that needs a signature. He said that he also has a non-plat certificate that needs a signature as well.

Rich Beckstrand, IT Supervisor, said that they have received phone bids from three companies. The Commission reviewed and briefly discussed the following bids:

VeraCity Networks	\$2,595.57 with an install fee of \$3,250.00.
CentraCom	\$2,012.40 or option two is \$11,050.00 and the County buys the equipment up front.
GoToConnect	\$2,508.50 with an initial cost of \$1,749.37.

Ryan Lang, IT Technician, said that he has worked with CentraCom extensively and they have been great to work with. He said that they have engineers located in the County.

Attorney Finlinson explained the phone contracts that the County has had in the past and said that he doesn't think there will be any problems moving to a new provider.

Commissioner Warnick made a motion to award the bid to CentraCom and go with option one at \$2,012.40.

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

Commissioner Draper said that he believes the back door of the County Building should be reopened to the public. Commissioners Warnick and Wright agreed.

Commissioner Wright said that he doesn't think the elected officials should isolate

themselves.

DISCUSSION AND POSSIBLE APPOINTMENTS TO VARIOUS COUNTY BOARDS

Commissioner Draper said that the Great Basin Heritage Network is currently advertising for two board members.

POSSIBLE APPROVAL OF APPLICATION(S) FOR SETTLEMENT OR DEFERRAL OF DELINQUENT PROPERTY TAX

There was none.

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

Commissioner Draper read the following quote regarding Memorial Day from President Dwight D. Eisenhower, "Whereas the Congress, in a joint resolution approved May 11, 1950, provided that Memorial Day should be set aside as a day of prayer for permanent peace, and requested the President to issue a proclamation calling upon the people of the United States to observe each Memorial Day in that manner:

Therefore, I, DWIGHT D. EISENHOWER, President of the United States of America, do hereby proclaim Memorial Day, Monday, the thirtieth of May, 1955, as a day of Nation-wide prayer for permanent peace, and I designate the hour beginning in each locality at eleven o'clock in the morning as a period in which the people of this Nation may unite in beseeching God to guide the nations of the world into the ways of peace.

AUDITOR REPORT

Chief Deputy Auditor Bennett presented the following reports:

Accounts Payable:

5/21/21 - \$170,674.85

5/28/21 - \$309,606.56

Payroll Liabilities:

5/21/21 - \$434,781.69

POSSIBLE BOARD OF EQUALIZATION (BOE) DISCUSSION AND/OR ACTION

There was none.

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

Commissioner Draper adjourned the meeting at 11:25 a.m.

Attest: _____

Approved: _____