

MINUTES OF BOARD OF COUNTY COMMISSIONERS
MILLARD COUNTY THE 16th DAY OF JANUARY, 2024
AT THE COURTHOUSE, FILLMORE, UTAH

PRESENT: Vicki Lyman..... Chairperson
Bill Wright..... Commissioner
Trevor Johnson..... Commissioner

Pat Finlinson. County Attorney
Marki Rowley. County Clerk
Kayla Freeman..... Deputy County Clerk

ALSO PRESENT: Bonnie Smith..... County Auditor
Jacob Nielson..... County HR Director
Richard Jacobson, Patrick Bennett, and Jerid Bennett... County Sheriff's Office
Dennis Alldredge..... 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 Lyman to the public and Commission members.

OPENING STATEMENTS

Mr. Alldredge said the invocation. Everyone stood and said the Pledge of Allegiance to the Flag.

APPROVAL OF JANUARY 2, 2024 COMMISSION MINUTES

The proposed minutes of a regular County Commission meeting held January 2, 2024 were presented for consideration and approval. Following review and consideration of minor corrections, Commissioner Johnson made a motion to approve the minutes of January 2, 2024, as corrected.

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

FOLLOW UP ACTION ITEMS FROM JANUARY 2, 2024

There was none.

DISCLOSURE STATEMENTS

Commissioner Johnson presented the disclosure statements submitted by Lindsey Mitchell, Klint Penney, Marki Rowley, Cyndee Probert, and Vicki Lyman.

DISCUSSION AND POSSIBLE APPROVAL OF A BUSINESS LICENSE FOR R DIAMOND NAILS, OWNER KAREN PAOLA MENDOZA RUIZ

A business license application was presented for R Diamond Nails, Owner - Karen Paola Mendoza Ruiz, a nail salon. After review of the application and finding all signatures in order, Commissioner Johnson made a motion to approve the business license for R Diamond Nails, Owner - Karen Paola Mendoza Ruiz.

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

DISCUSSION AND POSSIBLE APPROVAL OF THE 2024 ECONOMIC DEVELOPMENT SERVICES AGREEMENT

Commissioner Wright briefly explained the history of this agreement and what it does.

Commissioner Wright made a motion to approve the 2024 Economic Development Services Agreement.

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

DISCUSSION AND POSSIBLE APPROVAL OF MYLAN OPIOID SETTLEMENT AGREEMENT

Attorney Finlinson briefly explained the history of the settlement agreement and that this is the final settlement; with a one time payment of \$5,000.00.

Commissioner Johnson made a motion to approve the Mylan Opioid Settlement Agreement. Commissioner Wright **SECONDED** the motion. The voting was unanimous and the motion carried.

DISCUSSION AND POSSIBLE APPROVAL OF REQUEST TO EXTEND THE AMBULANCE BIDS DEADLINE

Attorney Finlinson explained that no bids have been received and that Director Kim Rowell

is requesting to extend the deadline by two weeks, until the next Commission meeting.

Commissioner Johnson made a motion to extend the ambulance bids deadline.

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

DISCUSSION AND POSSIBLE APPROVAL OF AMBULANCE ABATEMENTS

Attorney Finlinson, on behalf of Lindsey Mitchell, explained that the abatement is for Aiden Gamble, who was discussed in a previous closed session. He recommended the Commission approve the abatement.

Commissioner Johnson made a motion to approve the ambulance abatement for Aiden Gamble.

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

CONSIDERATION AND POSSIBLE APPROVAL OF RESOLUTION 24-01-16, A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF MILLARD COUNTY, UTAH AMENDING SECTION XI, PARAGRAPH A, 6 OF THE MILLARD COUNTY POLICY MANUAL BY PERMITTING ELECTED OFFICIALS TO APPROVE OUT-OF-STATE TRAVEL AND ASSOCIATED EXPENSE REIMBURSEMENTS.

Attorney Finlinson explained how this amendment came about and what it does.

Commissioner Wright made a motion to approve Resolution 24-01-16, a resolution of the Board of County Commissioners of Millard County, Utah, amending Section XI, Paragraph A, 6 of the Millard County Policy Manual.

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

CONSIDERATION AND POSSIBLE APPROVAL OF RESOLUTION 24-01-16A, A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF MILLARD COUNTY, UTAH AMENDING THE POLICY ADOPTED BY RESOLUTION 20-12-01A BY ESTABLISHING A VALUE LIMIT FOR FACILITY RENOVATIONS REQUIRING COMMISSION APPROVAL.

Attorney Finlinson explained that it became clear that the current policy needed more flexibility. While working on the resolution, he found that there needed to be more distinction between maintenance and renovation. He further explained the resolution and its impacts.

Attorney Finlinson said that the Commission also needs to decide upon a pre-approved total

amount for renovations that could be donee without Commission approval. Anything requiring funds above that pre-approved amount would require Commission approval.

Auditor Smith suggested that the pre-approved renovation total be set at \$5,000.00.

Commissioner Wright made a motion to approve Resolution 24-01-16A, a resolution of the Board of County Commissioners of Millard County, Utah, amending the policy adopted by Resolution 20-12-01A, with the pre-approved renovation amount set at \$5,000.00.

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

DISCUSSION AND POSSIBLE APPROVAL OF RESOLUTION 24-01-16B, A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF MILLARD COUNTY, UTAH AUTHORIZING THE EXECUTION OF LEASE AGREEMENTS AND ASSOCIATED DOCUMENTS RELATING TO ROAD DEPARTMENT TRUCK LEASES

Attorney Finlinson said that the vehicles were delivered in November of 2023 and the leasing company agreed to a one year lease contract.

Commissioner Lyman expressed her concern with the company's quote on the residual value of the vehicles. She expressed her concern with leasing in the future.

Commissioner Wright briefly explained the history on this leasing agreement and agreed with Commissioner Lyman on not leasing vehicles anymore.

Commissioner Johnson said that a few counties and organizations are also moving away from leasing agreements.

HR Director Nielson recommended that approval on this resolution be postponed until further research and negotiation on the lease agreement has been conducted.

Sheriff Jacobson supported Director Nielson on his recommendation.

PUBLIC INPUT

Dennis Alldredge stated that Fillmore City is approving lease agreements and asked what was different from the County's lease agreements.

HR Director Nielson further explained the County's position and said that Fillmore City may be with a the different leasing company.

OTHER BUSINESS

Commissioner Wright presented five IGP waivers for wrestling in the total amount of \$400.00.

Commissioner Wright made a motion to approve the five IGP waivers for wrestling in the total amount of \$400.00.

Commissioner Johnson SECONDED the motion. The voting was unanimous and the motion

carried.

Commissioner Johnson reported that Six Counties wants the individual counties to hire the nutritionists for their area. Six Counties has agreed to continue paying for the positions. He suggested that the commissioners attend the next Six Counties meeting or send their opinions with him.

Commissioner Johnson explained that Lynndyl Town would liked its roads mag chipped and sealed and has if the County would be willing to do it through a contract.

Attorney Finlinson said that Lynndyl is an incorporated town and that he will need to research on it. Some considerations presented included whether or not the County would have enough supplies and manpower to fulfil its own needs first.

Commissioner Wright stated that if the County is able to, he supports the County helping out the towns.

Sheriff Jacobson asked if this request is based on growth and increased road travel due to new developments in the area.

Commissioner Johnson said that it was not due to increased traffic.

Dennis Alldredge explained that smaller towns are finding it hard to get contractors to do the work due to how small the project is.

Attorney Finlinson reaffirmed that the County has to have all the resources, work force, and time to do County projects before entering into contracts with the towns.

DISCUSSION AND POSSIBLE APPOINTMENTS TO VARIOUS COUNTY BOARDS

Commissioner Wright said that two people expressed interest in serving on the MEDA Board: Kolton Taylor and Evelyn Warnick. He also said that Greg Roper will be reappointed to serve for another three years.

Commissioner Wright made a motion to appoint of Kolton Taylor and Evelyn Warnick and the reappointment of Greg Roper.

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

Commissioner Wright stated that the County is close to having a CDL program.

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

There was none.

DISCUSSION BY EACH COMMISSIONER, COUNTY ATTORNEY, ELECTED OFFICIAL AND SECRETARY

There was none.

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

There was none.

POSSIBLE REVIEW OF COUNTY POLICIES AND CONTRACTS

There was none.

MEETING OF THE BOARD OF DIRECTORS OF THE REDEVELOPMENT AGENCY OF MILLARD COUNTY FOR PURPOSE OF DETERMINING UTAH SOLAR 1 CDA PROJECT PROCESS AND PROCEDURE

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 Lyman adjourned the meeting at 11:06 a.m..

Attest: _____

Approved: _____