

MINUTES OF BOARD OF COUNTY COMMISSIONERS
MILLARD COUNTY THE 18TH DAY OF FEBRUARY, 2025
AT THE COURTHOUSE, FILLMORE, UTAH

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

Elise Harris..... Interim County Attorney
Marki Rowley..... County Clerk
Kayla Freeman..... Deputy County Clerk

ALSO PRESENT: Kristine Camp..... County Treasurer
Bonnie Smith..... County Auditor
Jacob Nielson..... County HR Director
Richard Jacobson, Patrick Bennett, and Jerid Bennett.... County Sheriff's Office
Adam Richins..... County Planner
Richard Beckstrand and Adam Britt..... County IT
Susan Fernandez and William Myers..... ACES 1 Delta
James Geloff..... Les Olson IT

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 Johnson to the public and Commission members.

OPENING STATEMENTS

Commissioner Johnson said the invocation. Everyone stood and said the Pledge of Allegiance to the Flag.

APPROVAL OF FEBRUARY 4, 2025 COMMISSION MINUTES

The proposed minutes of a regular County Commission meeting held February 4, 2025 were presented for consideration and approval. Following review and consideration of minor corrections, Commissioner Lyman made a motion to approve the minutes of February 4, 2025 as corrected.

Commissioner Johnson stepped from the chair and SECONDED the motion. The voting

was unanimous and the motion carried.

FOLLOW UP ACTION ITEMS FROM FEBRUARY 4, 2025

There were none.

DISCUSSION AND POSSIBLE APPROVAL OF A PURCHASING CARD FOR LOYD JOHNSTON, CHERYL FLYNN, AND STEVE MITCHELL

Captain Bennett explained that Loyd Johnston and Cheryl Flynn are employed with EMS, while Steve Mitchell serves as a Sergeant in the jail. He is requesting that each card be issued in the amount of \$1,500.00.

Commissioner Lyman made a motion to approve the purchasing cards in the amount of \$1500.00 for Loyd Johnston, Cheryl Flynn, and Steve Mitchell.

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

DISCUSSION AND POSSIBLE APPROVAL OF A PURCHASING CARD FOR JIM GILES

Commissioner Lyman explained the necessity of issuing a purchasing card to Jim Giles.

Commissioner made a motion to approve the purchasing card for Jim Giles in the amount of \$2,000.00.

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

APPROVAL OF IGP WAIVERS

Clerk Rowley presented two IGP waivers for volleyball in the amount of \$40.00 each and three IGP waivers for wrestling in the amount of \$160.00 each. The wrestling waivers will be paid for from the Health Equity Community Impact Grant.

Commissioner Wright made a motion to approve the two volleyball waivers in the amount of \$40.00 each and the three wrestling waivers in the amount of \$160.00 each.

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

DISCUSSION AND POSSIBLE APPROVAL OF A CONTRACT WITH MOUNTAIN LAND REHABILITATION, LLC

Deputy Bennett explained the contract with Mountain Land Rehabilitation, LLC, which provides physical therapy for a current jail inmate.

Interim Attorney Harris stated that the contract will remain in effect for the duration of the inmate's incarceration and anticipated that it could last up to six months.

Commissioner Wright made a motion to approve the contract with Mountain Land Rehabilitation, LLC.

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

RATIFICATION OF A COMMERCIAL UTILITY SERVICE AGREEMENT BETWEEN MILLARD COUNTY TOURISM AND FILLMORE CITY

Commissioner Lyman made a motion to ratify the Commercial Utility Service Agreement between Millard County Tourism and Fillmore City in regards to Tourism billboard.

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

DISCUSSION AND POSSIBLE AWARDED OF MAG CHLORIDE BIDS

Following a review of the bids and comparison of the costs and services, Commissioner Lyman made a motion to award the magnesium chloride bid to EnviroTech Services.

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

DISCUSSION AND POSSIBLE APPROVAL OF AN AGREEMENT FOR THIRD PARTY PROFESSIONAL IT SERVICES

HR Director Nielson announced that following IT Director Beckstrand's retirement, the County will implement a hybrid IT support model, combining third-party services with in-house expertise. He recommended awarding a one-year contract to Tech Legion, which offered the best fit and lowest price. Tech Legion will manage off-site networking and server operations to ensure a secure and reliable IT infrastructure, with Adam Britt providing on-site support for daily technical issues. This approach balances expert remote management with hands-on local assistance.

Interim Attorney Harris stated that the Commission needs to determine the number of support hours required per month by Tech Legion.

Director Nielson recommended the sixty hours option.

Commissioner Wright asked where this company is located.

Director Nielson explained that Tech Legion is headquartered in Orem and has a support team in Lindon. He stated that he anticipates an annual cost of \$70,000 for their services.

Commissioner Lyman made a motion to approve the agreement for third party professional IT services with Tech Legion.

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

DISCUSSION AND POSSIBLE APPROVAL OF AN AGREEMENT WITH EFG CONSULTING FOR THE BENEFIT ANALYSIS OF THE MILLARD COUNTY JAIL AND EMS/AMBULANCE

Commissioner Johnson asked if both assessments need to be done.

Director Nielson said that they both don't have to be done, but there is a significant discount if they conduct both.

Commissioner Johnson asked Sheriff Jacobson if he recommended conducting both assessments.

Sheriff Jacobson responded that he was unaware of these assessments and inquired about their scope and objectives.

Commissioner Wright explained that the assessments would provide essential data that can be used in the ongoing negotiations with IHC. By offering a clearer understanding of the County's needs and capabilities, the information gathered from these assessments will be vital in ensuring that the negotiations are productive and aligned with the County's long-term goals. He strongly recommended proceeding with both assessments to gather this crucial data.

Director Nielson stressed the importance of creating a detailed five-to ten-year plan to guide the County's decisions and investments. He explained that assessments will provide essential data to evaluate the costs and benefits of the Jail and EMS/Ambulance Services. This information will help the County allocate funds more efficiently, focusing on areas of greatest need and long-term value.

Commissioner Johnson explained that the assessments will provide crucial insights into the current state of the Jail, offering a comprehensive evaluation of its operations. The findings will help the Commission identify areas that need improvement and provide a clearer understanding of the facility's future needs. This data will be vital in making informed decisions about potential future developments, including whether a new jail needs to be constructed, as well as how resources should be allocated moving forward. He also stated that an assessment will be done on all the departments in the County.

Commissioner Lyman inquired about the competency of EFG Consulting and its ability to meet the County's needs.

Director Nielson responded by emphasizing that EFG Consulting comes highly recommended, with a proven track record of successfully completed projects. He highlighted its extensive experience in similar initiatives, which makes them well-equipped to handle the assessments. He further explained that gathering hard data in every aspect of the County's operations is a prudent decision.

Auditor Smith added that EFG Consulting was recommended by the same company that conducts the County's annual audits, further validating their credibility and reliability.

Commissioner Wright made a motion to approve an agreement with EFG Consulting for the benefit analysis of the Millard County Jail and EMS/Ambulance Services.

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

DISCUSSION AND POSSIBLE APPROVAL OF RESOLUTION 25-02-18, A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF MILLARD COUNTY UTAH, ADOPTING A REVISED FEE SCHEDULE FOR THE SWIM TEAM

Auditor Smith explained that the swim programs operate its system a bit differently from others. She clarified that in the past, no specific fees were assigned to the programs. However, this resolution establishes clear fees for the swim programs.

Commissioner Wright made a motion to approve Resolution 25-02-18, a resolution of the Board of County Commissioners of Millard County, Utah, adopting a revised fee schedule for the swim team.

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

DISCUSSION AND POSSIBLE APPROVAL OF RESOLUTION 25-02-18A, A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF MILLARD COUNTY UTAH, CREATING A POLICY FOR SCHEDULING THE COMMISSION CHAMBERS

Commissioner Johnson explained that there have been recurring conflicts and challenges when it comes to scheduling the Commission Chambers, making it difficult to manage and coordinate events effectively.

Director Nielson said an official scheduling form will be created to simplify the scheduling process. It will outline the procedures and requirements for reserving the Commission Chambers, ensuring everyone is on the same page. The form will also be linked to the existing Google Docs schedule for real-time updates and better coordination. This will help prevent confusion and scheduling conflicts. Additionally, all after-hours schedulings will require a County representative to be present to secure the building properly.

Commissioner Wright made a motion to approve Resolution 25-02-18A, a resolution of the Board of County Commissioners of Millard County, Utah, creating a policy for scheduling the Commission Chambers.

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

DISCUSSION AND POSSIBLE APPROVAL OF RESOLUTION 25-02-18B, A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF MILLARD COUNTY UTAH,

CREATING A GAS CARD POLICY

Commissioner Johnson explained that elected officials are provided with gas cards and that everyone is adhering to the guidelines, as far as they are aware.

Auditor Smith clarified that the gas card stays with the vehicle, and each individual has their own secure PIN, which cannot be shared, which allows the Auditor's Office to know who, when, and where the card was used and if it was used appropriately. This pin should not be shared.

Director Nielson noted that, since there is currently no formal policy in place regarding the use of these gas cards, a policy needs to be developed to ensure proper management and accountability and for the County to become compliant with State policy.

Commissioner Lyman made a motion to approve Resolution 25-02-18B, a resolution of the Board of County Commissioners of Millard County, Utah, creating a gas card policy.

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

DISCUSSION AND POSSIBLE APPROVAL OF RESOLUTION 25-02-18C, A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF MILLARD COUNTY UTAH, AMENDING SECTION IX-A OF THE MILLARD COUNTY POLICIES AND PROCEDURES MANUAL BY AMENDING LANGUAGE IN ITS MERIT BANDING POLICY

Commissioner Johnson explained that the bonus will be a one-time, maximum 3% bonus, rather than a step and grade increase and that it is still employee initiated.

Director Nielson explained that adopting a more straightforward approach would simplify program management year after year while providing better budgetary control. He emphasized that this method would eliminate the need for ongoing funding commitments. Additionally, he acknowledged that the term "banding" had caused confusion and failed to achieve the intended recognition. He clarified that individuals who had already received the ongoing step-in-grade increase would continue on that path until reaching the cap.

Commissioner Wright made a motion to approve Resolution 24-02-18C, a resolution of the Board of County Commissioners of Millard County, Utah, amending section IX-A of the Millard County Policies and Procedures Manual by amending language in its merit banding policy.

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

ACES1 REPORT - BILL MYERS AND SUSAN FERNANDEZ

Mr. Myers and Ms. Fernandez introduced themselves as representatives from the Advanced

Clean Energy Storage (ACES) 1 project, providing an overview of their roles and the work they are doing with the project. They briefly discussed the significance of the ACES 1 initiative, emphasizing its goals and the impact it aims to have in the field of clean energy storage.

Mr. Myers provided a brief history of the amendments made to the original conditional use permits that had been approved over time. He explained how each of these amendments has contributed to the evolution of the project and the adjustments that were necessary as a result. He also discussed the impact these changes have had on the overall progress and direction of the project, highlighting both the challenges and improvements that have arisen from the modifications.

Commissioner Wright inquired about the specific process involved in the project regarding the brine ponds being used to create salt, seeking clarification on how the salt is produced and the measures in place to ensure its quality. He also asked how the future development of the project could provide benefits to the County, particularly in terms of creating Magnesium Chloride (Mag Chloride). Commissioner Wright was interested in understanding whether the project's expansion or the byproducts produced could potentially be utilized by the County, both for environmental or practical uses.

Mr. Myers elaborated on the process, explaining the steps involved in producing the salt and how the project ensures that it meets all required industry standards for quality and safety. He provided insight into the rigorous testing and quality control measures that are in place to guarantee the salt meets the necessary specifications.

Commissioner Lyman asked about the plans for storing helium as part of the project.

Mr. Myers explained that each helium storage unit would be housed in its own dedicated salt cavern. He further clarified that the design of these caverns allows for multi-purpose use. Each cavern is built with the capability to store helium, but the high standard design for storing helium ensures that they can also be used for other types of storage, making them versatile for future needs.

Mr. Myers said the H2 Conversion facilities are ninety five percent complete. He updated on other building projects, stating they are moving toward full completion. He also addressed safety concerns, mentioning several driving accidents near the project entrance. To improve safety, they worked with the County to add solid yellow double lines and better signage. Permanent lighting has also been installed to improve visibility for drivers and workers.

Ms. Fernandez provided an overview of the various collaboration activities that the project has been involved in. She highlighted their ongoing work with several key agencies, including agency oversight with the Department of Energy (DOE), the School and Institutional Trust Lands Administration (SITLA), the Division of Water Quality (DWQ), the Division of Water Rights (DWRi), as well as Millard County. She emphasized that these collaborations are crucial for ensuring compliance with regulatory requirements, securing necessary approvals, and maintaining strong relationships with local and state entities that are integral to the project's success.

Ms. Fernandez explained that, in addition to their collaboration with various agencies, they are also working to strengthen local community engagement. She outlined their efforts to build

connections with Snow College, the K-12 school system, and the Millard Economic Development Agency (MEDA) Board. These initiatives are aimed at fostering positive relationships within the local community, providing educational opportunities, and supporting workforce development to ensure the community benefits from the project in a meaningful way.

DISCUSSION WITH FILLMORE CITY REGARDING FRONTAGE ROADS IN FILLMORE AND CLASS C FUNDING

Interim Attorney Harris advised that this be rescheduled to the next Commission meeting.

PUBLIC INPUT

There was none.

OTHER BUSINESS

Commissioner Johnson reported on the formation of a County Peace Officer Association, stating that it is being established as an official organization.

Sheriff Jacobson explained that efforts are being made to expedite the process to ensure its timely completion.

Captain Bennett noted that, as of now, no official paperwork has been located to confirm the organization's creation.

Commissioner Johnson clarified that any payments or financial support allocated to the organization will be withheld until all necessary documentation is submitted and the association is formally organized

DISCUSSION AND POSSIBLE APPROVAL FOR THE SALE OR TRANSFER OF SURPLUS PROPERTY

Commissioner Wright explained the need to transfer transport trailers between departments.

Commissioner Wright made a motion to transfer a trailer from the Road Department to the Landfill and then to surplus a Landfill trailer.

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

DISCUSSION AND POSSIBLE APPOINTMENTS TO VARIOUS COUNTY BOARDS

Clerk Rowley provided the Commissioners with a list of County Boards that need to be updated.

Commissioner Johnson explained that there is currently a vacancy on one of the drainage districts and asked how the process works to replace individuals.

Attorney Harris said that she would be reaching out to a few potential candidates for

consideration.

Commissioner Wright said that he met with the drainage district concerning the current lawsuits. He said that they selected a representative to hopefully reach a settlement so that it does not go to court.

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.

POSSIBLE CLOSED MEETING PURSUANT TO UTAH CODE ANNOTATED SECTION 52-4-204 & 205

There was none.

WHERE UPON THE MEETING ADJOURNED

The meeting adjourned at 11:26 a.m..

Attest: _____

Approved: _____