MINUTES OF BOARD OF COUNTY COMMISSIONERS
MILLARD COUNTY THE 7th DAY OF OCTOBER, 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
Vickie Bennett. . . . . County Chief Deputy Auditor
Jacob Nielson.. . . . . County HR Director
Richard Jacobson. . . . . County Sheriff
Adam Richins . . . . County Planner
Michael Dabbs . . . . Rodatherm Energy
Corrie Bronum and Ryan Bennett . . . . Utah Solar Project
Greg Prows . . . . Assistant Fire Warden
Kalen Taylor . . . . USU Extension Office
Breanne Liston . . . . Utah DNR - FFSL
Sherri Callister and Phil Morrison . . . . Sherwood Shores
Dennis Alldredge, Ron Larsen, and Carl Aldrich. . . . . 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 Johnson to the public and Commission members.

OPENING STATEMENTS

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

APPROVAL OF SEPTEMBER 16, 2025 COMMISSION MINUTES

The proposed minutes of a regular County Commission meeting held September 16, 2025 were presented for consideration and approval. Following review and consideration of minor corrections, Commissioner Wright made a motion to approve the minutes of September 16, 2025 as corrected.

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

FOLLOW UP ACTION ITEMS FROM SEPTEMBER 16, 2025

There were none.

RATIFICATION OF REPURPOSING FUNDS FOR THE MAINTENANCE DEPARTMENT

Commissioner Johnson explained that this was discussed and approved during the last Commission meeting.

Commissioner Wright made a motion to ratify the approval of repurposing funds for the Maintenance Department.

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

DISCUSSION AND POSSIBLE APPROVAL OF A PURCHASING CARD FOR MARY ANNA HENKE - USU EXTENSION

Kalen Taylor presented the request for a purchasing card for May Anna Henke due tosome office restructuring. He requested a purchasing card in the amount of $2,500.00.

Commissioner Lyman made a motion to approve the purchasing card for Mary Anna Henke in the amount of $2,500.00.

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

DISCUSSION AND POSSIBLE RENEWAL OF THE NATIONAL ASSOCIATION OF COUNTIES (NACO) MEMBERSHIP

Commissioner Lyman made a motion to approve the County's National Association of Counties membership.

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

DISCUSSION AND POSSIBLE APPROVAL OF RESOLUTION 25-10-07, A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF MILLARD COUNTY, UTAH, CREATING A MILLARD COUNTY GRANT POLICY

HR Director Nielson explained that the 2025 Independent Audit recommended implementing a grant policy in order to improve structure, accountability, and transparency.

Commissioner Lyman made a motion to approve Resolution 25-10-07, a resolution of the Board of County Commissioners of Millard County, Utah, creating a Millard County Grant Policy.

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

DISCUSSION AND POSSIBLE APPROVAL OF AN INTERLOCAL AGREEMENT BETWEEN MILLARD COUNTY AND FILLMORE CITY REGARDING THE TRANSFER OF THE FILLMORE CITY CLASS IVB LANDFILL, WHICH INCLUDES THE TRANSFER OF PERMITTING, CLOSURE AND POST-CLOSURE ACCOUNT, AND CERTAIN EQUIPMENT

Commissioner Wright explained that the landfill is owned by Fillmore City, not the County, and that this agreement would transfer management and certain equipment to Fillmore City. He noted that Fillmore City is expected to consider approving the agreement during one of its upcoming meetings.

Commissioner Wright made a motion to approve the Interlocal Agreement between Millard County and Fillmore City regarding the transfer of the Fillmore City Class IVB Landfill.

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

DISCUSSION AND POSSIBLE APPROVAL OF APPLICATION #Z-2025-050 FOR A PLAT SUBDIVISION AT APPROXIMATELY 2505 E 500 S DELTA. SFC WELDING, OWNER/APPLICANT

Planner Richins stated that the proposal received a favorable recommendation from the Planning and Zoning Commission; however, financial assurity must be in place before it can be approved by the commissioners.

Interim Attorney Harris recommended that the Commission wait to approve this until it is complete.

DISCUSSION REGARDING COMMUNITY WILDFIRE COUNCIL (CWC) - BREANNE LISTON - STATE OF UTAH DNR, FFSL

Breanne Liston who gave a presentation on the CWC and the potential benefits it could bring to the community. Ms. Liston explained that the main purpose of the grant is to educate the public about wildfires and discussed an initiative to create a local council within the County. She shared statistics on the County’s wildfire risks and explained how establishing a council could help mitigate those risks. She announced that the first meeting will be held on Wednesday, October 15, 2025, at

5:30 p.m., and invited anyone interested to attend.

Commissioner Wright asked if any members had been selected yet to serve on this council.

Ms. Liston responded that there are no council members at this time and encouraged interested individuals to attend the meeting and/or apply. She explained that the council is intended to be community-driven, with the State providing support and resources.

PUBLIC HEARING FOR THE PURPOSE OF RECEIVING PUBLIC COMMENT ON ZONING ORDINANCE TEXT AMENDMENT APPLICATION #Z-2025-025 AMENDING MILLARD COUNTY CODE TITLE 10 CHAPTER 25 (THE TABLE OF USES AND USE DEFINITIONS) TO CHANGE THE FOLLOWING TO NON-PERMITTED USES WITHIN THE SHERWOOD SHORES (SS) ZONING DISTRICT:

1. AGRICULTURAL BUILDING
2. AGRICULTURAL USE
3. CONVENIENCE STORE
4. DWELLING, MOBILE HOME
5. EDUCATIONAL FACILITY
6. SEASONAL USE
7. TEMPORARY CONSTRUCTION OFFICE
8. VEHICLE AND EQUIPMENT RENTAL OR SALE, NEW OR USED

Commissioner Lyman made a motion to enter into a public hearing for the purpose of receiving public comment on Ordinance Text Amendment Application #Z-2025-025.

Commissioner Wright SECONDED the motion. The voting was unanimous and the motion carried. The public hearing began at 10:32 a.m..

Present were: Treasurer Camp, Chief Deputy Auditor Bennett, HR Director Nielson, Planner Richins, Dennis Alldredge, Michael Dabbs, Corrie Bronum, Ryan Bennett, Greg Prows, Kalen Taylor, Breanne Liston, Sherri Callister, Phil Morrison, Ron Larsen, and Carl Aldrich

Phil Morrison, President of Sherwood Shores Subdivision, gave a brief history of the Sherwood Shores zoning. He explained that changes to the non-permitted uses needed to be made in order to better serve the subdivision.

There were no other comments made.

Commissioner Wright made a motion to close the public hearing.

Commissioner Lyman SECONDED the motion. The voting was unanimous and the motion carried. The public hearing closed at approximately 10:36 a.m..

DISCUSSION AND POSSIBLE ADOPTION OF ORDINANCE 25-10-07, AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF MILLARD COUNTY, UTAH, AMENDING MILLARD COUNTY CODE TITLE 10 CHAPTER 25 (THE TABLE OF USES AND USE DEFINITIONS) FOR THE SHERWOOD SHORES (SS) ZONING DISTRICT

Commissioner Lyman reported that there were a few opposing opinions; however, the Planning and Zoning Commission ultimately gave a favorable recommendation.

Sheri Callister, Vice President of Sherwood Shores, explained that the opposition, though small in number, felt the proposal was more restrictive than necessary.

Planner Richins explained that each zone is considered a zoning district and carries the same meaning. He also noted that there was a question regarding approval for seasonal use and clarified the Planning and Zoning Commission did not provide a favorable recommendation on item six.

Commissioner Johnson asked for further clarification on the meaning of seasonal use.

Planner Richins provided the definition and explained it is most often in reference to seasonal business and sales. He also explained the formal legislative appeal process.

Commissioner Wright made a motion to adopt Ordinance 25-10-07, an ordinance of the Board of County Commissioners of Millard County, Utah, amending the Millard County Code Title 10 Chapter 25 for Sherwood Shores Zoning District, excluding item number six.

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

PUBLIC HEARING FOR THE PURPOSE OF RECEIVING PUBLIC COMMENT ON C-2 CONDITIONAL USE PERMIT (CUP)APPLICATION #Z-2025-053 FOR A GEOTHERMAL ENERGY SYSTEM (MAJOR) LOCATED IN SECTION 4, TOWNSHIP 26 SOUTH, RANGE 10 WEST (APPROXIMATELY ½ MILE EAST OF HIGHWAY 257 ALONG THE COUNTY LINE). RODATHERM ENERGY CORPORATION, APPLICANT

Commissioner Lyman made a motion to enter into a public hearing for the purpose of receiving public comment on C-2 Application #Z-2025-053.

Commissioner Wright SECONDED the motion. The voting was unanimous and the motion carried. The public hearing began at 10:49 a.m..

Present were: Treasurer Camp, Chief Deputy Auditor Bennett, HR Director Nielson, Planner Richins, Dennis Alldredge, Michael Dabbs, Corrie Bronum, Ryan Bennett, Greg Prows, Kalen Taylor, Breanne Liston, Ron Larsen, and Carl Aldrich

Mr. Dabbs explained that they plan to drill five wells just inside the county border on BLM land.

There were no other comments made.

Commissioner Wright made a motion to close the public hearing.

Commissioner Lyman SECONDED the motion. The voting was unanimous and the motion carried. The public hearing closed at approximately 10:50 a.m..

DISCUSSION AND POSSIBLE APPROVAL OF C-2 CUP APPLICATION #Z-2025-053 FOR A GEOTHERMAL ENERGY SYSTEM (MAJOR)

Commissioner Johnson asked how soon drilling would begin after approval.

Mr. Dabbs responded that they are looking to start on January 15, 2026, and are fully permitted to proceed.

Commissioner Lyman asked how the operation would work without fracking.

Mr. Dabbs explained how the system functions.

Commissioner Johnson asked about the number of construction workers.

Mr. Dabbs responded that there would be about five to ten workers during construction, followed by two to three full-time employees afterward, but they do plan on expanding once the initial project is finished.

Planner Richins outlined the conditional use permit and restrictions applied to the project.

Commissioner Wright made a motion to approve the C-2 Application #Z-2025-053.

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

PUBLIC INPUT

There was none.

OTHER BUSINESS

Commissioner Lyman asked about submitting a formal letter regarding Wah Wah water rights.

Planner Richins explained the situation, noting that there is a period for public input to provide a formal response in support or opposition to the right of way application. He added that a letter of opposition is currently being prepared with the Attorney's Office.

The commissioners agreed to send a formal letter of opposition.

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

There was none.

DISCUSSION AND POSSIBLE APPOINTMENTS TO VARIOUS COUNTY BOARDS

There was none.

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

Clerk Rowley stated that the ballots for the 2025 General Election will be mailed on or around October 14, 2025, for Delta, Hinckley, Fillmore, and Kanosh municipalities only.

Commissioner Johnson said that the Truth and Taxation process for the Delta/Sutherland/Deseret Oasis Cemetery District is moving forward.

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

Commissioner Lyman made a motion to enter into a BOE.
Commissioner Wright SECONDED the motion. The voting was unanimous and the motion carried. The BOE began at 11:13 a.m..

Chief Deputy Auditor Bennett presented a list of BOE items. She explained that most will be addressed by a hearing officer, but that the assessor adjustments need approval.

Commissioner Lyman made a motion to approve the assessor adjustments as presented.
Commissioner Wright SECONDED the motion. The voting was unanimous and the motion carried.

Chief Deputy Auditor Bennett also presented one stipulation for Parcel D-PL_N-4A.

Commissioner Wright made a motion to approve the stipulation as presented.
Commissioner Johnson SECONDED the motion. The voting was unanimous and the motion carried.

Chief Deputy Auditor Bennett also presented a list of disability hardship applications for Douglas Fisher, Bruce Bowcutt, Kay Shurtz, James Freeman, and Thomas Ramirez for approval.

Commissioner Wright made a motion to approve the disability hardship applications for Douglas Fisher at fifty percent; Bruce Bowcutt at fifty percent; Kay Shurtz at fifty percent; James Freeman at forty five percent; and Thomas Ramirez at twenty five percent.
Commissioner Johnson SECONDED the motion. The voting was unanimous and the motion carried.

Chief Deputy Auditor Bennett reminded the Commission that she sent out an email reminder regarding the IHC case hearing.
Interim Attorney Harris explained that a question arose about whether the County would

withdraw its denial of the exemption.

Commissioner Wright stated that the County is not sufficiently prepared to proceed with a case hearing.

Commissioner Johnson agreed, noting that the County is not ready to move forward with the hearing this year, but suggested revisiting the matter next year if the situation remains unchanged.

Commissioner Wright made a motion to withdraw the denial for the tax exempt status for IHC and to not take the case to the hearing.

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

Commissioner Lyman made motion to close the BOE.

Commissioner Wright SECONDED the motion. The voting was unanimous and the motion carried. The BOE closed at 11:34 a.m..

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 Lyman made a motion to adjourn the meeting.

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

The meeting adjourned at 11:36 p.m..

Attest:______________________________ Approved:______________________________