MINUTES OF BOARD OF COUNTY COMMISSIONERS
MILLARD COUNTY THE 2nd DAY OF JUNE 2026
AT THE COURTHOUSE, FILLMORE, UTAH

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

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

EXCUSED: Marki Rowley .... County Clerk

ALSO PRESENT: Kristine Camp .... County Treasurer
Bonnie Smith .... County Auditor
Sierra Dickens........................ County Recorder
Greg Prows and Copeland Anderson .... Fire Wardens
Brandon Wingett........................ County Road Supervisor
Jacob Nielson .... County HR Director
Richard Jacobson, Jerid Bennett, Rob Clark, and
Patt Bennett........................ County Sheriff's Office
Adam Richins .... County Planner
Dennis Alldredge, Brenna Williams, Kevin Morris,
Vickiann Mitchell, Jackie Baker, Kristine Ewert, Ron Larsen,
Shellie Dutson, Trisha Foster, Terri Hoover, Rob Holland,
Jessica Parcell, Jonny Larson, Devan Shields, Steve O'Camb,
Steven Gale, Tiffany Larson, Don Smith, English Brooks,
Mark McDougal, Taylor Lewis, Dough Rahbook, Becky Chapman,
Amanda Fahey, and Tracy Whatcott .... 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:

Note: not all agenda items were followed in order.

PUBLIC WAS WELCOMED

The meeting began at 10:00 a.m. after a brief welcome by Commissioner Johnson to the public and Commission members. Commissioner Johnson also excused Clerk Rowley.

OPENING STATEMENTS

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

APPROVAL OF MAY 19, 2026 COMMISSION MINUTES

The proposed minutes of a regular County Commission meeting held May 19, 2026 were presented for consideration and approval. Following review and consideration of minor corrections, Commissioner Wright made a motion to approve the minutes of May 19, 2026 as corrected.

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

FOLLOW UP ACTION ITEMS FROM MAY 19, 2026

Commissioner Wright discussed the landfill transition and the two separate assessment values that had been received. After reviewing the information and considering an additional assessment, the Commission agreed to move forward with and accept the city's assessed value for the property.

Commissioner Wright made a motion to accept Fillmore City's assessment for the Landfill Transition.

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

RATIFICATION OF THE CONTRACT WITH BUHLER'S GOURMET FOR THE ATV JAMBOREE

Commissioner Lyman made a motion to ratify the contract with Buhler's Gourmet for the ATV Jamboree.

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

OPENING OF THE SEALED BIDS FOR THE OIL DISTRIBUTOR TRUCKS

Auditor Smith opened the following bid:

- Christian Enterprises in the total amount of $450,000.00 for two trucks

Commissioner Wright made a motion to accept the bid, as presented and to review the specifications of the bid, before making a decision.

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

Auditor Smith opened the following bid for road oil:

- Peak Asphalt in the amount of $619.15 per ton

- NuRock in the amount of $530.69 per ton

Commissioner Wright made a motion to accept the bids, as presented and to review the specifications of the bids, before making a decision.

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

The motion to accept the bids will be ratified during the next meeting.

DISCUSSION AND POSSIBLE APPROVAL OF CJIS SECURITY ADDENDUM BETWEEN MILLARD COUNTY AND TECH LEGION

Interim Attorney Harris explained that the County's IT contractor is required to comply with all applicable state and federal guidelines related to the Criminal Justice Information Services (CJIS) Security Policy. The CJIS Security Addendum outlines the contractor's responsibilities for protecting criminal justice information and ensuring compliance with required security standards.

Commissioner Lyman made a motion to approve the CJIS Security Addendum.

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

DISCUSSION AND POSSIBLE APPROVAL OF RESOLUTION 26-06-02A, A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF MILLARD COUNTY, UTAH, REVISING SECTION III (D) OF THE COUNTY EQUAL EMPLOYMENT OPPORTUNITY POLICY, REGARDING NEPOTISM

Interim Attorney Harris explained the proposed revisions to the County's Equal Employment Opportunity Policy regarding nepotism. The updated policy clarifies that employees may not participate in the hiring process for relatives or directly supervise related employees. She noted that certain exceptions are permitted when they comply with applicable state law. The revisions were made to ensure the County's policy is consistent with state nepotism requirements.

Commissioner Wright made a motion to approve Resolution 26-06-02A, a resolution of the Board of County Commissioners of Millard County, Utah, revising Section III (D) of the County Equal Employment Opportunity Policy.

Commissioner Lyman SECONDED the motion. Deputy Clerk Freeman 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.

PUBLIC HEARING FOR THE PURPOSE OF RECEIVING PUBLIC COMMENT ON OPENING THE BUDGET FOR THE 2026 YEAR TO AMEND THE B&C ROAD BUDGET, CREATING A NEW FULL TIME POSITION. ALL OTHER FUNDS/BUDGETS MAY BE CONSIDERED AS NECESSARY

Commissioner Lyman made a motion to enter into a public hearing for the purpose of receiving public comment on opening the budget for the 2026 year to amend the B&C Road Budget, creating a new full-time position.

Commissioner Wright SECONDED the motion. The voting was unanimous and the motion carried. The public hearing began at 10:16 a.m..

Present were: Treasurer Camp, Auditor Smith, Recorder Dickens, HR Director Nielson, Sheriff Jacobson, Deputy Bennett, Deputy Clark, Captain Bennett, Planner Richins, Copeland Anderson, Greg Prows, Brandon Wingett, Dennis Alldredge, Brenna Williams, Kevin Morris, Vickiann Mitchell, Jackie Baker, Kristine Ewert, Ron Larsen, Shellie Dutson, Trisha Foster, Terri Hoover, Rob Holland, Jessica Parcell, Jonny Larson, Devan Shields, Steve O'Camb, Steven Gale, Tiffany Larson, Don Smith, English Brooks, Mark McDougal, Taylor Lewis, Dough Rahbook, Becky Chapman, Amanda Fahey, and Tracy Whatcott

Auditor Smith presented a list of budget transfers and amendments discussed during the recent budget meeting, including the following proposed transfers:

- $58,000.00 for a new Road Department position to cover wages and benefits for the remainder of the current year. The ongoing annual cost is estimated at approximately $116,000.00 plus future increases. Funding would come from within the Road Department budget through a transfer from another line item.
- $450,000.00 Transferred within the Road Capital for the purchase of two distributor trucks. The funding is being repurposed from the Cedar Mountain Road project.
- $750,000.00 transferred from Road Capital to Chipping. The funding is being repurposed from the Cedar Mountain Road project. Of the original $1.5 million project allocation, approximately $300,000 would remain unappropriated accounting for both the Road projects discussed.
- $24,500.00 for tuckpoint brick work at the courthouse. The project was already approved previously, estimated need is much less than the original budget. On hold due to obtaining a bid for preserving historic nature of the mortar (Surplus of this overage will be transferred to fund the two projects discussed below.)
- $13,400.00 for automated pool controls. Funding would be repurposed from courthouse tuckpointing funds.
- $13,300.00 for tuckpoint brick work at the ambulance building. There was discussion of funding sources and that the ambulance fund is an enterprise fund, and proper accounting should show the expense from the enterprise fund. It is anticipated that the funding will come from the Ambulance fund and should they need help with their transport van, other funds such as LATCF could be appropriated.

The courthouse tuckpointing project was originally budgeted at $146,000.00 and is awaiting an engineering report regarding foundation cracks.

Auditor Smith also presented the following proposed budget amendments:

- $2,000.00 for county website upgrades, including hosting and plug-ins. Funding source: fund balance.
- $50,000.00 for the General Plan Update within the Planning Department to cover ordinance updates, planning and zoning work, and additional operating costs this year. Funding source: fund balance or adjusted interest revenue.

Commissioner Lyman asked about updating the sound system in the Courthouse on Main Street.

Auditor Smith reported that TechLegion is currently on site working on updates. She explained that the networking and Wi-Fi infrastructure needs to be updated before sound system improvements can be completed.

There were no other comments made.

Commissioner Lyman made a motion to close the public hearing.

Commissioner Wright SECONDED the motion. The voting was unanimous and the motion carried. The public hearing closed at approximately 10:22 a.m..

DISCUSSION AND POSSIBLE APPROVAL OF RESOLUTION 26-06-02, A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF MILLARD COUNTY, UTAH, AMENDING THE 2026 BUDGET AS DISCUSSED

Auditor Smith asked how the tuckpoint brick work at the ambulance building would be funded.

Commissioner Johnson responded that the ambulance fund would be used. He added that the expectation is to use LATCF funds to help cover future ambulance-related expenses.

Commissioner Wright made a motion to approve Resolution 26-06-02, a resolution of the Board of County Commissioners of Millard County, Utah, amending the 2026 Budget as discussed.

Commissioner Lyman SECONDED the motion. Deputy Clerk Freeman 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.

PUBLIC INPUT

Jonny Larsen expressed opposition to the proposed data center project and encouraged the Commission to delay any decisions until the potential impacts of the project have been fully assessed and understood.

Commissioner Wright and Commissioner Lyman responded to Mr. Larsen’s comments regarding tax incentives and water usage. They clarified that no tax breaks are being offered for the project and explained that water rights and water allocation are regulated through state processes and agencies, rather than by the County.

Steven Gale expressed concerns regarding the proposed data center project, specifically the potential for significant carbon-based fuel consumption in the future. He encouraged careful consideration of the project's long-term environmental impacts and energy usage before moving forward.

Commissioner Johnson stated that the proposed projects are projected to produce lower carbon emissions.

Tiffany Larson expressed her opposition to the data centers.

English Brooks expressed his concerns regarding the data center.

Commissioner Wright commented that there is a perception that the County has actively recruited data centers to locate in the County. He clarified that the County's role is to administer government functions and that data center developers have the same rights as any other property owner or applicant seeking to develop within the County.

Don Smith expressed his opposition to datacenters, specifically in regards to AI and how it will impact society.

Commissioner Lyman stated that data storage facilities are needed for more than just artificial intelligence applications. She also noted that property owners have the right to use their property in accordance with applicable laws and regulations.

Commissioner Johnson stated that the project under discussion is located on private property and involves private water rights.

Dennis Alldredge stated that much of the opposition expressed at the meeting appeared to come from individuals outside the area. He noted that the concerns raised had already been addressed by the Planning and Zoning Commission and the County Commission, both of which are dedicated to finding the best solution moving forward in regard to private rights and County wellness.

Tiffany Larson questioned whether eminent domain can be used to protect water rights and asked why it is not being considered in this situation.

Commissioner Lyman responded that the matter should be addressed with the State, as water rights issues fall under state jurisdiction.

OTHER BUSINESS

There was none.

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

Commissioner Wright stated that he had received emails regarding the Pine Valley Pipeline Project in Iron County and inquired about the current status of the project.

Commissioner Lyman responded that the first appeal had been denied. She stated that those opposing the project are now moving forward with the next step in the process in an effort to stop it.

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

There was none.

POSSIBLE REVIEW OF COUNTY POLICIES AND CONTRACTS

Sheriff Jacobson presented the FY27 Bailiff Security Contract.

Commissioner Wright made a motion to approve the FY27 Bailiff Security Contract.
Commissioner Lyman SECONDED the motion. The voting was unanimous and the motion carried. The contract will be ratified at a future meeting.

Captain Bennett presented the agreement for the Sheriff's Office mobile application.
Commissioner Wright made a motion to approve the Sheriff's Office mobile application agreement.
Commissioner Lyman SECONDED the motion. The voting was unanimous and the motion carried.

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

Commissioner Wright made a motion to go into a closed executive session to discuss the character, professional competence or physical or mental health of an individual and to discuss pending and/or threatened litigation.

Commissioner SECONDED the motion. All three commissioners voted unanimously and the motion carried. Present in the closed session were Commissioner Wright, Commissioner Lyman, Commissioner Johnson, Interim Attorney Harris, Auditor Smith, and HR Director Nielson.

After the closed executive session the regular meeting reconvened at 11:45 a.m.

DISCUSSION AND POSSIBLE ADOPTION OF ORDINANCE 26-06-02, AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF MILLARD COUNTY, UTAH, APPROVING A LEGISLATIVE DEVELOPMENT AGREEMENT REQUESTED BY JOULE CAPITAL PARTNERS FOR A PROPOSED 24-INCH NATURAL GAS PIPELINE PROJECT BETWEEN HOLDEN AND MCCORNICK

Mark McDougal, representing Joule, commended Interim Attorney Harris for her work on the legislative development agreement.

Interim Attorney Harris explained that approval has been delayed pending receipt of a valid legal description.

Recorder Dickens later provided the necessary legal maps, resulting in a valid legal description.

Interim Attorney Harris explained that the Commission can approve the ordinance. The attachment to the ordinance, the development agreement, includes language giving the Commission a great deal of discretion in reviewing submissions and require chances. Prior to that, the condition precedent regarding the site and facilities plan must be met within the timeline provided in the agreement. Further, the ordinance will not take effect for a period of seventy five days to allow the conditions to be met.

Sheriff Jacobson asked if traffic studies were included in the stipulations. He recommended that traffic studies should be required earlier in the review process for future projects.

Interim Attorney Harris confirmed that traffic studies are included and noted that a separate traffic study for the pipeline project had been agreed upon. She stated that traffic studies should be submitted earlier in the review process for future projects.

Commissioner Wright requested additional information regarding the traffic study, stating that he saw greater value in a study for the data center than for the pipeline project.

Sheriff Jacobson explained that he would like to review the initial traffic study completed for the Joule data center.

Planner Richins explained that several projects are located in close proximity and their cumulative impacts could increase traffic demands. While pipeline construction is expected to be temporary, traffic associated with the project will be considered as part of the overall impacts of nearby developments. A traffic study will help determine whether additional mitigation measures are necessary.

Commissioner Wright made a motion to adopt Ordinance 26-06-02, an ordinance of the

Board of County Commissioners of Millard County, Utah, approving a legislative development agreement requested by Joule Capital Partners for a proposed 24-inch natural gas pipeline project.

Commissioner Lyman SECONDED the motion. Deputy Clerk Freeman 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.

WHERE UPON THE MEETING ADJOURNED

The meeting adjourned at 12:04 p.m..

Attest:______________________________ Approved:______________________________