

MINUTES OF BOARD OF COUNTY COMMISSIONERS
MILLARD COUNTY THE 10th of JANUARY 2005
AT THE COURTHOUSE, FILLMORE, UTAH

PRESENT: John C. Cooper Chairman
Daron P. Smith. Commissioner
Kathy Y. Walker Commissioner

LeRay Jackson County Attorney
Norma Brunson County Clerk
Janice Robins. Deputy County Clerk

PURSUANT TO AN AGENDA WHICH HERETOFORE HAD BEEN PROVIDED TO each member of the governing body, the local news and located on the front and back doors of the County Courthouse as required by law the following proceedings were had.

COORDINATION SESSION

The Commissioners scheduled events for the months of January and February 2005.

PUBLIC WAS WELCOMED

The meeting began at 10:00 a.m. after a brief welcome by Commissioner Cooper to the public and Commission members.

OPENING STATEMENTS

Commissioner Cooper asked if anyone had an opening statement to give? Commissioner Smith offered the invocation. Everyone stood and said the Pledge of Allegiance to the Flag.

FOLLOW UP ACTION ITEMS FROM MINUTES OF JANUARY 3, 2005

There were none.

APPROVAL OF THE AMENDED MINUTES OF JANUARY 3, 2005

Commissioner Smith made a motion to approve the amended minutes of January 3, 2005. Commissioner Walker SECONDED. The voting was unanimous. The motion carried.

AUDITORS REPORT

Auditor Brandy Grace gave the Commissioners various invoices to review and approve for payment through the Auditor's Office.

Auditor Grace gave the Commissioners the Check Edit Report of December 31, 2004, the final accounts payable report for 2004. All the Commissioners signed the report.

Auditor Grace said the IRS has set rates for reimbursement for meals. The Commissioners discussed the suggested rates and chose \$39.00 per diem, which is an increase of three dollars over the per diem used in 2004.

Commissioner Smith made a motion to set reimbursement for meals at thirty-nine dollars (\$39.00) per diem allowing \$9.00 for breakfast, \$10.00 for lunch and \$20.00 for dinner. Commissioner Walker SECONDED. The voting was unanimous. The motion carried.

Auditor Grace handed the Commissioners some payroll change notices for part time Millard County Public Safety employees.

It was noted that some of the employees have not worked seven years for the county and are not eligible for a COLA according to policy approved at a Commission Meeting on December 1, 2003. The Commissioners tabled the approval of the payroll changes until the policy could be checked out further.

The Commissioners discussed who should approve the Millard County Tourism invoices before payment is made. They decided that Roger Killpack as the Tourism Chairman will sign and code the invoices and then Commissioner Walker will sign them. A copy of the month end report of payments will be given to Deb Haveron at the office in Delta, who can copy it for tourism committee members.

Auditor Grace reminded the Commissioners that a committee needs to be set up to discuss the security issues at each of the county facilities.

SGT DALLIN NIELSON, UTAH NATIONAL GUARD - ESGR PRESENTATION
INTRODUCTION OF BRENT BERGENER - UTAH NATIONAL GUARD RECRUITER

They were rescheduled for January 24, 2005.

DARLENE CHRISTENSEN, 4-H EXTENSION - INTRODUCTION OF KIM SORENSON,
NUTRITION AGENT

Darlene Christensen, 4-H Extension introduced Kim Sorenson as the Nutrition Agent for Millard County. Mrs. Sorenson will be working on both sides of the county where ever she is needed to teach a series of twelve cooking lessons. People eligible for the lessons must meet income requirements or be on food stamps. She gave each Commission member a sample of the

Utah Ready Quick Mix and a recipe book.

DISCUSSION - JACKIE NIELSON COMMUNITY FIRST

Jackie Nielson and Margaret Pruitt from Community First were here to turn a report of the Community First activities and a list of where any donated money would be used. See Exhibit A. Mrs. Neilson said that Community First is fifteen thousand dollars (\$15,000) short of meeting the fifty thousand dollar (\$50,000) Eccles Foundation match.

Commissioner Smith made a motion to approve five thousand dollars be given to Community First as a one time donation to be taken out of the Special Projects miscellaneous fund. Commissioner Walker SECONDED. The voting was unanimous. The motion carried. The Commissioners would like to encourage Delta City and Millard School District to donate money to Community First.

GARY HONE, EAST MILLARD MAINTENANCE - BID OPENING FOR JANITORIAL SERVICES FOR RESTROOMS AT THE BALL PARKS, RACE TRACK AND INDOOR ARENA

Gary Hone, East Millard Maintenance was present for the bid opening.

Auditor Grace reported that six bids had been turned in. Two envelopes didn't have the word "BID" on the outside of the envelope and they were opened by early by mistake.

<u>Bidders</u>	<u>Bids</u>
Stuart Bailey	\$1,500 for year
Diane Beckstead	\$300.00 per month
Callie Peterson	\$224.00 per month
Heather Bartholomew	\$375.00 per month
Justin Teeples	\$330.00 per month
Lisa Giles	\$235.00 per month

Commissioner Walker made a motion to accept the bid from Stuart Bailey for \$1,500 a year for the cleaning of the race track, ball park and indoor arena. Commissioner Smith SECONDED. The voting was unanimous. The motion carried. Maintenance Supervisor Gary Hone approved the bid. The Commissioners will meet later today with Gary Hone and look at the indoor arena project.

ROBERT WOODLIFF - PROPERTY TAX ISSUE

Mr. Woodliff was not in attendance.

CONSIDERATION AND POSSIBLE CREATION OF AN ENTERPRISE FUND FOR MILLARD COUNTY AMBULANCE SERVICE

Auditor Grace said it has been proposed that for 2005, a budgetary fund be created and funded which will be an enterprise fund regarding ambulance services within Millard County, Utah.

The 2005 general fund would be reduced by the amount previously budgeted to the ambulance services budget. A review of the past ten years of the ambulance revenues showed it to be solvent and could stand alone.

Commissioner Walker made a motion for Millard County to create an enterprise fund for the Millard County Ambulance Service that will be called Fund 55. Commissioner Smith SECONDED. The voting was unanimous. The motion carried. Commissioner Cooper will be the Commissioner over the ambulance enterprise fund.

FILING OF DISCLOSURE STATEMENTS

Disclosure Statements were turned in for filing in the Clerk's Office from:

LeRay Jackson	Sherri Callister	Edward E. Ingram
Debra A. Arnold	Roger Killpack	Brent Spencer
Max N. Wood	Kevin Morris	Dan Rowley
Kathy Y. Walker	Tyle Peterson	
Scott Damron	Rick Bublitz	

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

Commissioner Smith attended the Special District 8 annual party on Friday, January 7, 2005. Thayne Henrie, Steve Jensen, Shan Carling, Dick Willoughby, Mike Styler were present. Commissioner talked with Mike Styler about the problem with the water aquifer and the proposed pipeline in Snake Valley. Mr. Styler said he was aware of the problem and knows how important the issue is to Millard County. Plans are being made to appoint someone to start relations with Nevada about the water issue.

Commissioner Smith and Commissioner Walker said Lincoln County BLM had called and invited one Commissioner to attend a meeting to discuss the water aquifer on Tuesday, January 25, 2005 in Baker, Nevada. Commissioner Smith will attend the meeting.

Commissioner Smith announced that the new crusher for the road department was delivered last week. The crusher was purchased from Special District 8 funds and donated to Millard County Road Department.

Commissioner Walker spent the week moving into her new office in Delta and getting acquainted with the personnel there.

Commissioner Walker reported that she had told Terri Jones from the American Red Cross that the county would waive the usage fee on the fair building for the Red Cross to hold their banquet on Monday, January 24, 2005. The refundable deposit will still be required.

Commissioner Cooper talked with Rex Williams about not funding the AAA due to their

request. Mr. Williams had asked if the situation ever changed, could the county donate some funds? Commissioner Cooper told him that if the situation ever changed they would be willing to talk to them again and if the funds were directly given to AAA that would influence the Commissioners' decision .

Commissioner Cooper talked to Mont Kimball who owns some grazing land where a cattle guard is needed. Commissioner Cooper talked to road department supervisor Thayne Henrie who is willing to supply the labor, if Mr. Kimball will pay for the cattle guard. This is current Millard County policy on installation of the cattle guards. Commissioner Cooper said it has been reported that livestock are getting into the tribal cemetery . Millard County made an agreement to have a cattle guard installed at the entrance of the tribal cemetery and there will be no charge as it is a county road.

Commissioner Cooper visited with Mark Miller, a Fillmore business owner who was concerned about the location of a rest area being built off I-15.

Commissioner Cooper attended the AOG and Six County meetings on Wednesday, January 5, 2005. It was discussed at the AOG meeting that a recognition dinner will be held on February 17, 2005 at 7:00 P.M. in Delta at the county fair building. The Commissioners and their spouses are invited to attend. Commissioner Walker will contact a cater and also will reserve the fair building.

OTHER BUSINESS

Attorney LeRay Jackson reported the Commissioners will not need to attend IPA Air Quality Meeting in SLC on January 20, 2005.

Commissioner Walker read a letter from Max Wood , Cindy Manning and Terri Cummings requesting authorization to attend the National Association of Parks convention in Las Vegas.

Commissioner Walker made a motion to approve out of state travel for Cindy Manning and Terri Cummings to attend the National Conference on March 3 & 4, 2005 in Las Vegas, Nevada on the condition they do not attend the state conference. Their travel expenses will be paid one way. Commissioner Smith **SECONDED**. The voting was unanimous. The motion carried.

Commissioner Walker met with Max Wood, Recreation Department, and Kevin Morris, West Millard Maintenance and talked about Sunset View Golf Course concerns. They asked for Commissioners' approval to create a committee to make a design plan for future golf course growth. The committee would be made up of a county commissioner, the county attorney, the county planner, a golf representative, and several other interested parties.

Commissioner Walker said that Kevin Morris had asked to have maintenance employees use the exercise facility at the swimming pool after hours. The Commissioners will have to consider the request before a decision is made.

Attorney LeRay Jackson reported that he had faxed a copy of the announcement of the Facilities Management Conference sponsored by UCIP, Utah Counties Insurance Pool to several county departments. The topics to be discussed at the conference are New International Fire Code Regulations, ADA Accessibility Expert, Liability Issues, Workplace Safety Procedures, Evaluating Older Buildings for Safety & Repair. Attorney Jackson recommended that it be mandatory for all people who are over the county facilities attend the meeting. The Commissioners will send word to the departments required to attend the conference. The meeting will be held on February 24, 2005 Utah County's new Health & Justice Building, Room 1600, 151 South University Avenue, Provo, Utah. There will be no charge to UCIP members.

Attorney Jackson suggested that more of an effort be put into inviting other denominations to offer an opening statement at Commission Meetings in an effort to comply with Millard County Resolution No. 04-04-12, A Resolution of Millard County, Utah Setting Forth a Policy on Opening Statements in County Meetings. The Commissioners agreed to have letters sent out to all potentially interested parties.

Attorney LeRay Jackson said he has reviewed and recommended that the Commissioners sign the contractual agreement between the Administrative Office of the Courts and the County Sheriff of Millard County to provide bailiff services to the court.

Commissioner Smith made a motion to sign the court contract. Commissioner Walker SECONDED. The voting was unanimous. The motion carried. The document was signed by Commissioner Cooper.

Commissioner Cooper read a letter from Topaz Committee stating that they have enclosed a check for \$5.11 for property tax on a one acre parcel of property by the Topaz Interment Camp Marker. They requested that in the future the taxes be waived as they are a non profit organization. Auditor Grace will check to see if they meet the criteria to have the taxes waived.

PUBLIC INPUT

Shonda Robison from G-Crete was in attendance.

Terri Jones and Randy Frank representing the Millard County Red Cross invited the Commissioners and their spouses to the Hero Appreciation and Fund Raising Dinner that will be held on January 24, 2005. The dinner is to honor all the volunteers that helped in the hurricane stricken areas of Florida. The Red Cross is always in need of more money and they asked if Millard County could be one of Mountain Valley Chapter's sponsors? The donations made in Millard County will stay in Millard County. This past year they have helped out with home fires, put up shelters, and did training. They only open up the shelters after most of the motels are filled up.

When the Red Cross opens up a shelter they provide meals and comfort kits. Food and supplies are purchased locally. The Red Cross is liable for any problems that arise at that time. When a city like Fillmore sets up a shelter, then the city has the full responsibility.

The Red Cross is always interested in getting more volunteers. Many of the CERT members are also Red Cross volunteers.

Attorney LeRay Jackson asked if any other counties were donating to the American Red Cross? He said there is some concern with the supreme court decision about those giving donations to a charitable organization must have a legal contract stating what the charitable organization is going to do with the funds.

POSSIBLE CLOSED MEETING PURSUANT TO UTAH CODE ANNOTATED SECTION 52-4-4&5

Commissioner Smith made a motion to into a closed meeting. Commissioner Walker SECONDED. The voting was unanimous. The motion carried.

WHERE UPON THE MEETING ADJOURNED

Commissioner Cooper made a motion to adjourn the meeting. Commissioner Walker SECONDED. The voting was unanimous. The motion carried. The meeting adjourned at 12:15 P.M. .

Attest: _____ Approved: _____

EXHIBIT A

Community First is a 501 (c)3 non-profit organization that serves as the umbrella organization for several programs and in the West Millard area. A Community Coalition has been formed with the purpose of establishing a community partnership governed by elected officials, community leaders, agency representatives, parents and concerned citizens. An executive board and advisory council is in place and bylaws govern policy.

The main focus of this coalition is empowering citizens to identify and create local solutions to alcohol, tobacco, and other drug problems. This coalition serves approximately 5,000 people in ten communities located in the area.

Programs currently being offered include:

An Afterschool Program provided Mon - Fri, year round from 3:15-6:00 p.m. at the Main Street Community Center. This program provides children in grades 5-12 a warm meal, adult supervised activities, homework assistance and a safe place to be. Other activities are provided such as field trips and after hour activities on occasion.

Strengthening Families, a 7 week model parenting course which focuses on reducing family-related risk factors for adolescent problem behaviors and building protective factors in adolescent children and their parents / caregivers. The facilitator is trained to teach the class, the entire family attends, and a meal is served. This program it is entering it's third year.

Health Rocks! A program to help youth ages 8-16 develop life skills with a special emphasis on youth smoking prevention. The program is designed to engage youth and adults as partners in making healthy lifestyle choices. Our youth and adult facilitators have attended training at Mississippi State for the last two consecutive years to receive training to offer this class locally.

LifeSkills Training. This is also a model program that uses a comprehensive approach emphasizing a proven skills training method. Also referred to as the Botvin model, it is widely acclaimed as an effective method in prevention. Teen age mentors assist with the teaching process and serve as positive role models.

Youth and Families with Promise. This mentoring program brought to the county through USU extension is supported at the Center with a Meet Your Mentor at the Center approach. Mentor training and orientation is also provided there.

We have recently received a donation from the Bastian Foundation that will allow us to provide cultural competency training for our staff and an anti-bullying program for the youth. We are considering a program called **“Steps to Success”**.

We have also received Title V funding that will allow a model program called **Reconnecting Youth** to be taught at the CBA, the alternative high school. This is a very collaborative effort with Community First serving as providing agency, Delta City as fiscal agent and provision of the program in conjunction with Millard School District. This program is a peer group approach to building life skills. It is a school based indicated prevention program that targets young people grades 9-12 who show signs of poor school achievement and potential for high school drop out. They may also show signs of substance abuse.

As reported previously, Community First is striving to solidify our community with the goal of preventing harmful lifestyles that would negatively affect the lives of our youth. Funding sources used to maintain the facility, pay staff and provide for the youth are declining. Any donated funding from Millard County would be used to supplement those areas: rent, staff salary, provision of hot meals and activities for the children participating. We greatly appreciate your support that will also assist us in meeting the challenge grant offered to us by the Eccles Foundation.