

MINUTES OF BOARD OF COUNTY COMMISSIONERS
MILLARD COUNTY THE 28th Day of NOVEMBER 2005
AT THE COURTHOUSE, FILLMORE, UTAH

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

LeRay Jackson County Attorney
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 December 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? Commission Secretary Janice Robins said the invocation. Everyone stood and said the Pledge of Allegiance to the Flag.

FOLLOW UP ACTION ITEMS FROM MINUTES OF NOVEMBER 21, 2005

There were none.

APPROVAL OF THE AMENDED MINUTES OF NOVEMBER 21, 2005

Commissioner Walker made a motion to approve the amended minutes of November 21, 2005.

Commissioner Smith SECONDED. The voting was unanimous. The motion carried.

AUDITORS REPORT

Auditor Brandy Grace was excused from meeting today to do the employee benefit sign up

in Delta.

Auditor Grace had sent the Commissioners the Check Edit Report of November 23, 2005 to review and sign.

RICHARD BECKSTRAND COMPUTER DEPARTMENT-POSSIBLE SIGNING OF CONTRACTS BETWEEN TIBURON/COMPUDINE CONTRACT AND MILLARD COUNTY AND THE CONTRACT BETWEEN TYLER TECHNOLOGIES/ EAGLE AND MILLARD COUNTY

Richard Beckstrand, Computer Department said the Tiburon/Compudine Contract has been reviewed by Attorney Jackson and it is ready for signing.

Commissioner Smith made a motion to sign the contract with Tiburon/Compudine and Millard County for computer services.

Commissioner Walker SECONDED. The voting was unanimous. The motion carried.

A copy of the contract will be on file in the Millard County Clerk's Office.

The Tyler/Eagle contract was not available for signing at the meeting. When the contract arrives it will be signed by Commissioner Cooper. The signing will be ratified at Commission meeting next week.

MILLARD COUNTY TREASURER JOHN HANSEN-TAX EXEMPTION FOR UNIVERSITY OF UTAH

Commissioner Smith made a motion to abate the taxes for University of Utah on the property they purchased from S & S Distribution. U of U is a state agency and is not taxed.

Commissioner Walker SECONDED. The voting was unanimous. The motion carried.

REVIEW AND POSSIBLE SIGNING OF A QUIT CLAIM DEED AT THE REQUEST OF FIRST AMERICAN TITLE COMPANY

Kent Dalton, First American Title Company said Millard County is in ownership of a strip of land 20.9 feet wide in the south border of N1/2SE1/4 Section 28, T21S, R4W based on a tax sale against Donald Malby. Mr. Malby never had any interest in the S1/2SE1/4 Section 28, T21S, R4W. Attorney Jackson recommends the deeds be signed. All the parcels in the N1/2 SE1/4 have been deeded out by Donald Malby. The legal of the remainder parcel was created by the Recorder's Office based on a standard size section and this is an oversized section. In an effort to clear up the matter, deeds have been prepared by First American Title Company to the owners of the properties getting their property formally owned by Mr. Malby. This should eliminate Millard County's interest in the property but will not take out the 20.9 feet overlap. A survey is needed to prove if the overlap is really there. No one is willing to pay for a survey at this time.

Commissioner Walker made a motion to sign Quit Claims Deeds transferring the overlap to the property owners in N1/2SE1/4 Section 28, T21S, R4 W who received their parcels from Mr. Malby.

Commissioner Smith SECONDED. The voting was unanimous. The motion carried. The documents were signed by Commissioner Cooper and will be recorded in the Recorder's Office. A copy of each deed will be on file in the Millard County Clerk's Office.

RATIFY THE SIGNING OF SUNSET VIEW ESTATES STREET DEDICATION FOR ACCESS TO PLANNED UNIT DEVELOPMENT PLAT MAP FOR MIKE AND JOYCE BARNEY

Commissioner Walker made a motion to ratify the signing of the plat map of Sunset View Estates Street Dedication for Access to the Planned Unit Development owned by Mike and Joyce Barney.

Commissioner Smith SECONDED. The voting was unanimous. The motion carried.

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

Millard County Clerk Norma Brunson was excused from meeting today.

All the Commissioners attended a meeting at Senator Bramble's Office in Provo on November 22, 2005 to discuss the Centrally Assessed tax issues. The Commissioners think that the way the evaluation on centrally assessed property is not equitable and they are trying to draw attention to the matter in a effort to lesson the impact to other tax payers.

Commissioner Walker attended the Delta Festival of Trees and the light parade.

She reported she had been contacted by Rick Stanworth on November 25, 2005 who wondered if the Commissioners wanted to take a stand with them on the controversy with IHC on the name of the Festival of Trees. The Commissioners determined it was not a matter they should be involved in.

Commissioner Smith reported on Tuesday, November 22, 2005 the Commissioners had met with the Millard County Employees Relations Committee to discuss benefit options and COLA. The committee voted to accept a 3 percent COLA and the county will fund option #2 Advantage Care for health insurance which has \$250/\$500 deductible and pays 80/20 on benefits. If a person chooses to upgrade to Preferred Medical Care then the employee will pay the difference. Open enrollment will be held this week for employees to sign up.

Commissioner Smith attended the Millard County Road Department fire safety training meeting this morning. They discussed fire safety and the location and operation of fire extinguishers. They also discussed the open enrollment for employees' benefit package.

Commissioner Smith reported he had attended the light parade in Delta, Utah.

Commissioner Smith said he did not attend the mental health meeting because he attended the Centrally Assessed meeting.

Commissioner Smith reported he had been given the UDOT Transit Guide for Senior Citizens. There are articles in the guide about the Senior Centers in Delta and Fillmore.

OTHER BUSINESS

Millard County Attorney LeRay Jackson asked if the Commissioners wanted to be represented at the pre hearing on the Southern Nevada Water Application on January 3, 2006 in Carson City, Nevada. During Commission meeting, a call was put into Dean Baker and Commissioner Gary Perea from White Pine County Nevada to see whether they would like Millard County to attend the meeting or send a written deposition. Millard County was encouraged to attend the pre hearings to take notes on the information given by the Nevada Water Authority.

Commissioner Walker said that word was received that the state had made an agreement with Juab County to share Bookmobile services with Millard County. The new arrangement should help reduce Millard County's library assessment.

PUBLIC INPUT

There were none.

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

There were none.

WHERE UPON THE MEETING ADJOURNED

The meeting adjourned at 11:00 a.m.

Attest: _____ Approved: _____