

MINUTES OF BOARD OF COUNTY COMMISSIONERS
MILLARD COUNTY THE 19th DAY OF JUNE 2006
AT THE COURTHOUSE, FILLMORE, UTAH

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

Norma Brunson Millard County Clerk
LeRay Jackson Millard County Attorney
Sheryl Dekker Commission Coordinator
Brandy Grace Millard County Auditor

Dean Draper Reporter for Millard County Chronicle Progress

EXCUSED: 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.

9:30 A.M. COUNTY COMMISSION COORDINATING SESSION REGARDING FUTURE SCHEDULES, MEETINGS, ETC.

The Commissioners scheduled events for the months of June and July 2006.

10:00 A.M. PUBLIC IS WELCOME

The meeting began at 10:00 a.m. after a brief welcome by Commissioner Walker to those present.

OPENING STATEMENTS

Commissioner Walker asked if anyone had an opening statement to give. Commissioner Cooper read a quote from Thomas Fowell Buxton. Sheryl Dekker said the invocation. Everyone stood and said the Pledge of Allegiance to the Flag.

FOLLOW UP ACTION ITEMS FROM MINUTES OF JUNE 12, 2006

There were none.

APPROVAL OF THE AMENDED MINUTES OF JUNE 12, 2006

Commissioner Smith made a MOTION to approve the amended minutes of June 12, 2006. Commissioner Cooper SECONDED the motion. The voting was unanimous. The motion carried.

AUDITOR'S REPORT

Millard County Auditor Brandy Grace presented the June 16 Check Edit Report. She presented the commissioners with the IHC (Intermountain Health Care) budget report for May. She noted that the annual budget for Extended Care for 2006 is \$500,000. To date \$200,000 has been expended — \$195,000 to IHC, and \$5,000 to maintenance at the old care center. Auditor Grace reported that \$30,000 is the balance remaining for the balance of the year. She stated that there is not extra money in the entire county budget to transfer into that account. With this scenario the budget will have to be opened this year.

Auditor Grace submitted a current invoice in the amount of \$58,956 to IHC, and \$212,704 for long term care which includes the \$80,000 held in reserve. Commissioner Cooper made a motion to approve the invoice. The motion was seconded by Commissioner Smith. The motion carried and the invoice will be paid. Attorney LeRay Jackson will contact IHC and set up an appointment for a meeting with them at the earliest date possible.

Auditor Grace mentioned that in the past there had been some discussion of coding payroll expenses attributed to the rodeo to the rodeo budget. The commissioners would like to see what the potential costs associated with the rodeo are.

Next Monday, June 26, Auditor Grace needs to schedule some time on the agenda for the Independent Audit Report. The Audit Report was scheduled for Monday, May 26 at 1:30 p.m.

* Agenda item for May 26

RATIFY THE APPROVAL OF A BUSINESS LICENSE FOR HIGHLAND MINING, INC. - OWNER ROBERT INGLEMAN

Commissioner Smith made a motion to ratify the approval of a business license for Highland Mining, Inc. Commissioner Cooper seconded the motion. Voting was unanimous in the affirmative.

REVIEW & DISCUSSION OF LEGAL DEFENDER CONTRACT

Millard County Attorney LeRay G. Jackson asked the commissioners how they would like to proceed with this agenda item. Attorney Jackson will contact the existing Defense Attorney and offer him an opportunity to meet with the commissioners. Mr. Jackson will also prepare documents to open the contract for the bidding process.

REVIEW AND EXECUTION OF COOPERATIVE AGREEMENT BETWEEN MILLARD

COUNTY TOURISM BOARD, MILLARD COUNTY, AND BLM ON IMPROVEMENTS AT AMASA BASIN OHV TRAIL HEAD

County Attorney LeRay Jackson has reviewed the contract given to him by Steven Bonar of BLM. Tourism is providing some funding and Millard County Road Department is providing some in kind services. Commissioner Smith made a motion to approve the Cooperative Agreement Between Millard County Tourism Board, Millard County, and BLM on Improvements at Amasa Basin OHV Trail Head. The motion was seconded by Commissioner John Cooper. The motion carried and the contract was signed by Chairperson Walker.

The three copies of the contract were given to Sheryl Dekker to obtain signatures from Roger Killpack, Chairman of the Tourism Committee.

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

Commissioner Cooper reported on his attendance at the Rodeo Meeting on June 12 in preparation for the Days of the OLD West Rodeo.

Commissioner Cooper reported on his attendance at a meeting in Provo along with the other commissioners, Secretary of Natural Resources Mike Styler, John Harja, Brad Shafer, Tyler Owens and Senator Bennett's staff regarding the application for water from the Snake Valley and Spring Valley by Southern Nevada Water Authority (SNWA).

Commissioner Cooper reported that he and Commissioner Walker attended the Fillmore Area Chamber of Commerce meeting on Wednesday, June 14. They were the guest speakers at that meeting.

Commissioner Cooper reported that he participated in the Days of the Old West parade and grand entry at the rodeo on Thursday, June 15. The commissioners also participated in the grand entry and attended the Days of the Old West Rodeo on Friday and Saturday, June 16 and 17. He reported that the rodeo was a great show. He complimented the rodeo committee and a job well done. He reported that attendance at the Saturday performance was very good.

Commissioner Smith stated that he attended all the meetings and events mentioned by Commissioner Cooper with the exception of the Chamber of Commerce meeting on Wednesday, June 14.

Commissioner Smith expressed his appreciation for a well-attended Rodeo on Thursday, Friday and Saturday. He felt that the rodeo very well done and enjoyed by everyone in attendance.

Commissioner Smith stated that he received call from Reed Searle verifying the meeting

that will be held with him on June 27 in Delta. They will discuss the Conditional Use process for the third unit at that meeting. Mr. Searle also wants to meet with Chief Deputy County Attorney Brent Berkley after the meeting on the 27th. Dean Draper, reporter for the Chronicle Progress asked if the June 27th meeting is a closed meeting. Commissioner Smith did not feel that it would be a closed meeting, but he will check with Mr. Searle.

Commissioner Smith has visited with Laurel Eliason from Deseret regarding the old fair grounds located in Deseret. The unincorporated community of Deseret has created a nonprofit organization to utilize the old fairgrounds. They have determined that the property, because of its size, is overwhelming to maintain. They would like to knock down the stalls and sell some lots to obtain some funds for improvements and maintenance of the facility. Attorney LeRay Jackson stated that the county gave the property to the community and has no control over what the organization does with it except for governing in the form of zoning and building permits.

Commissioner Walker reported that she also attended the meetings mentioned by Commissioners Smith and Cooper.

Commissioner Walker stated that she participated in a conference call with the Meth Task Force on June 15th.

County Clerk Norma Brunson reported that she has scheduled July 7 at 9:00 a.m. for canvassing the votes of the June 27 Primary Election.

Commissioner Walker asked County Clerk Brunson for clarification on how voting will take place in precinct #17, north of Main Street in Delta and #11 in Hinckley, where they each have school board elections which are non partisan in the closed Republican Primary Election. Norma Brunson reported that the school board ballot will be available for anyone who wants to vote for school board in these two precincts, but who chooses not to affiliate.

OTHER BUSINESS

County Attorney LeRay Jackson has checked on the Jack Davies request for purchase of land adjacent to this property which is currently owned by Millard County. Jackson will ask Auditor Brandy Grace to advertise for sale of the Land.

Commissioner Walker reported on a letter she received from the Department of Agriculture regarding the deadline to submit all requests for funds from the predator control voucher program by June 30, which is the end of the State's fiscal year. The letter was given to Auditor Brandy Grace.

Commissioner Walker reported on a letter she received from the Utah State Tax Commission regarding the effects of Senate Bill 23 which changed recreational vehicles to an age-based fee in lieu of personal property tax. She reported that some tax payers across the state

have been charged the wrong amount because of an error in the system. The Tax Commission stated that citizens can appeal to the County Commissioners for adjustments to the property tax paid.

The Commissioners called Sherri Callister, Secretary for the Rodeo Committee, to get a report on the rodeo. Sherri Callister reported that it was an excellent weekend. Numbers for ticket sales at the gate are as follows:

Day of the Old West Rodeo - Gate Ticket Sales			
	2005	2006	Difference
Thursday	\$ 4,068.00	\$ 4,632.00	\$ 564.00
Friday	\$ 3,857.00	\$ 6,503.00	\$ 2,646.00
Saturday	\$ 7,303.00	\$ 9,951.00	\$ 2,648.00
Total Gate	\$ 15,228.00	\$ 21,086.00	\$ 5,858.00

Ms. Callister noted that the above figures are gate ticket sales only. Advance ticket sales are still coming in from IFA (Intermountain Farmers Association), Zions Bank, and Sahara Motors. Concession and advertising money is still coming in as well. Callister said that she believes that advertising was the primary reason for the increased sales.

Comments were made about the announcer, Chad Nicholson, who did an excellent job, along with the music and the sound system. Callister reported that the total on prize money paid out is not yet calculated. The commissioners expressed their gratitude to the Russell Greathouse family for Sahara Motors' support of the rodeo.

PUBLIC INPUT

Dean Draper, reporter for the *Millard County Chronicle Progress*, reported that he has received a press release from the Department of Natural Resources regarding steps that are being taken by the Department of Natural Resources and the Millard County Commission to protect the water rights on Millard County's west desert. The agencies are working to quickly update and verify water rights in the Snake Valley. Technicians will work in the Snake Valley through mid July to locate and verify existing water rights and availability. Draper said he feels that is a very aggressive project. He received the Press Release Friday afternoon.

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

Commissioner Cooper made a motion to convene in a closed session to discuss the character and competence of an individual. The motion was seconded by Commissioner Smith.

The motion carried and the Commission went into an executive session at 11:20 a.m.

Commissioner Smith made a motion to go out of the closed session at 11:36 a.m. The motion was seconded by Commissioner Cooper. Voting was unanimous and the executive session adjourned.

ADJOURNMENT

The Commissioner Meeting adjourned at 11:37 a.m.

11:40 A.M. WORK MEETING WITH COUNTY AUDITOR AND COUNTY TREASURER
TO DISCUSS TAX RATES

ADJOURNMENT

Attest:

Norma Brunson

Approved:

[Handwritten Signature]