

FOLLOW UP ACTION ITEMS FROM MINUTES OF JUNE 5, 2007

There were none.

APPROVAL OF THE AMENDED MINUTES OF JUNE 5, 2007

Commissioner Walker made a motion to approve the amended minutes of June 5, 2007. Commissioner Cooper SECONDED. The voting was unanimous and the motion carried.

AUDITORS REPORT

Auditor Grace received a letter from the Department of Interior giving notice that Millard County's Payment in Lieu of Taxes (PILT) allocation for 2007 will be \$763,378, which is up about \$1,300 from last year. A check would be coming forthwith and they are still seeking full funding for PILT.

Auditor Brandy Grace presented an invoice for a window replacement in a holding cell at the jail. The Commissioners indicated that the money for the window should come out of the maintenance budget and Gary Hone, East Millard Maintenance Supervisor, will be notified of their decision.

A hardship abatement for Myron Johnson was reviewed and discussed. He is not eligible for the circuit breaker program.

Commissioner Cooper made a motion to give a 50 percent abatement to Myron Johnson on his property taxes.

Commissioner Walker SECONDED the motion based upon the information provided by the Auditor. The voting was unanimous and the motion carried.

Auditor Grace received a bid for three thousand three hundred dollars, (\$3,300) which is \$330 an acre on a ten-acre parcel of surplus Millard County property with serial number , HD 3473-1-5 .

Commissioner Cooper made a motion to accept the \$3,300 bid from LuAnn Nielson Chucci for the property with serial number HD 3473-1-5.

Commissioner Walker SECONDED the motion. The voting was unanimous and the motion carried. Ms. Chucci lives in Mesa, Arizona and had indicated that she owns the property next to this one.

Auditor Grace said that the minimum wage law is changing. She provided the Commissioners with a list of the county employees that are receiving below minimum wage or close to it and would be affected by the change.

An invoice for \$300.00 was turned in for payment for reimbursement for the sound system at the horse races. Two Commissioners had determined that the payment would come out of the

economic development budget and two Commissioners constitute a majority. Commissioner Walker questioned that decision and would have liked to have been notified sooner. Commissioner Smith and Commissioner Cooper apologized to Commissioner Walker that she had not been notified sooner. Auditor Grace said that no checks are mailed from her office until they are approved by all three Commissioners, except the weeks when someone is not available, then consideration is given when at least Auditor Grace and one Commissioner has reviewed them. She said that the Check Edit Reports have been e-mailed to the Commissioners each week to be reviewed, signed and faxed to the Auditor or it can be signed during a Commission meeting. Every other week Commissioner Cooper and Auditor Grace sign the report and at the next meeting the other two Commissioners can sign it.

Auditor Grace said that the proposed certified tax rates for **2007** will be:

.003419 general
.00228 assessing and collecting

The rate for **2006** was:

.003462 general
.000231 assessing and collecting

Commissioner Cooper made a motion to set the general tax rate at .003419 for 2007 which is the certified tax rate.

Commissioner Walker **SECONDED** the motion. The certified tax rate went down from last year because of new growth in the county. The voting was unanimous and the motion carried.

Commissioner Walker made a motion to set the assessing and collecting tax rate at .00228 for 2007.

Commissioner Cooper **SECONDED** the motion. The voting was unanimous and the motion carried.

PRESENTATION OF 2006 INDEPENDENT AUDIT

Russell Olsen, CPA, Independent Auditor, Larson & Company briefly explained the 2006 Audit for Millard County. He said they conducted the audit in accordance with generally accepted auditing standards and *Government Auditing Standards*, issued by the Comptroller General of the United States. In their opinion, Millard County, complied, in all material respects, with the general compliance identified in the audit report and the requirements governing types of services allowed or unallowed; eligibility; matching; level of effort; or earmarking; reporting; and special tests and provisions that are applicable to each of its major State assistance programs for the year ended December 31, 2006. A review and final copy of the Independent Audit will be provided later to the Clerk and Auditor's Offices for filing.

REVIEW AND POSSIBLE APPROVAL OF CHANGES TO THE HIRING PROCEDURES OF THE MILLARD COUNTY POLICY AND PROCEDURES MANUAL

The hiring issues and proposed changes were discussed by the Commissioners, Attorney and Clerk.

Commissioner Walker made a motion to accept the suggested amendments to the hiring policy changes.

Commissioner Cooper SECONDED the motion. The voting was unanimous and the motion carried. (See Exhibit A)

REVIEW AND POSSIBLE EXECUTION OF AN AGREEMENT BETWEEN MILLARD COUNTY AND UTAH STATE UNIVERSITY

Attorney Waddingham reported he had reviewed the contract and had a couple of questions which were clarified by Craig Poulson, USU Extension Agent. Two and one fourth extension agents salaries are funded by Utah State University and the 4-H staff assistants and secretary are funded by Millard County.

Commissioner Cooper made a motion to execute the agreement between Millard County and Utah State University.

Commissioner Walker SECONDED the motion. The voting was unanimous and the motion carried. A copy of the agreement will be on file in the Clerk's Office.

INTRODUCTION OF NEW USU FAMILY CONSUMER SCIENCE AGENT AND SECRETARY

Craig Poulson, USU Extension Agent said they are very grateful to finally be fully staffed. Mr. Poulson introduced Teresa Alldredge as the new 4-H Secretary. She said she has lived in Fillmore for thirty years and has raised five children. She worked as a teacher assistant at the Fillmore Elementary School for fifteen years and recently went back to school to earn an Associate's Degree in information systems. Jolene Johnson was introduced as the new Family Consumer Science Agent filling a position that has been vacant for more than two years. She comes from Bethel, Idaho and graduated from BYU with a Bachelor's Degree in Home Economics Education and later received a Masters Degree in Marriage, Family and Human Development. She worked for a professor at the University and did her student teaching at a junior high school.

RATIFY THE APPOINTMENT OF KEN LYDON AND LINDSAY MITCHELL TO SERVE ON THE EAST MILLARD SWIMMING POOL ADVISORY BOARD

Commissioner Walker made a motion to ratify the appointment of Ken Lydon and Lindsay Mitchell to serve on the East Millard Swimming Pool Advisory Board.

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

POSSIBLE APPOINTMENT OF A TRUSTEE TO MILLARD COUNTY DRAINAGE DISTRICT NO. 4

This item was tabled.

Commissioner Walker made a motion to go into a public hearing.

Commissioner Cooper SECONDED the motion. The voting was unanimous and the motion carried. Present were: Gary Walker, Millard County Planner, Bob Viveiros, Dee Dee Rose and Craig Poulson. The hearing began at 11:05 a.m..

PUBLIC HEARING FOR THE PURPOSE OF RECEIVING PUBLIC COMMENT ON A PROPOSED CONDITIONAL USE PERMIT (CUP) FOR A LEVEL 4 ANIMAL FEEDING OPERATION ON PROPERTY LOCATED AT APPROXIMATELY 6750 NORTH 2840 WEST, DELTA, UTAH

AND MORE PARTICULARLY DESCRIBED AS FOLLOWS: Description: Parcel 1: The North half of the Southwest quarter of Section 3, Township 16 South, Range 7 West, SLB&M. Parcel 2: The South half of the Southwest quarter of Section 3, Township 16 South, Range 7 West, SLB&M. Less beginning at the Southwest corner of said Section 3, thence North 00°51'54" West 146.2 feet along the West boundary of Section 3; thence North 89°21'49" East 600 feet; thence South 00°51'54" East 146.2 feet to the South boundary of Section 3; thence South 89°21'49" West 600 feet along the South boundary of Section 3 to the point of beginning. Parcel 3: The North half of the Northwest quarter of Section 10, Township 16 South, Range 7 West, SLB&M. Less and excepting from Parcel 3: Beginning at the Northwest corner of said Section 10; thence North 89°21'49" West 600 feet along the North boundary of Section 10; thence South 00°51'54" East 173.8 feet along thence South 89°21'49" West 600 feet to the West boundary of Section 10; thence North 00°51'54" West 173.8 feet along the West boundary of Section 10 to the point of beginning. Parcel 4: The Southeast quarter of the Northwest quarter of Section 10, Township 16 South, Range 7 West, SLB&M. Parcel 5: The Southwest quarter of the Northwest quarter of Section 10, Township 16 South, Range 7 West, SLB&M. Less the South half of the South half of the Southwest quarter of the Northwest quarter of said Section 10. Less beginning at the Northwest corner of the South half of the South half of the Southwest quarter of the Northwest quarter of said Section 10; thence North 40 feet; thence East 1170 feet; thence South 40 feet; thence West 1170 feet to the point of beginning. Owner: Crossroads Farms

Gary Walker, Millard County Planner, used maps to explain the location of the proposed Conditional Use Permit's property boundaries. There are three existing dwellings within the setbacks required by the county ordinance on feeding operations. The dwellings are owned by Don Smith, Ellis Kinsey and Elden Shurtz. Easements of encroachments have been signed by all three owners. After holding a public hearing, Millard County Planning and Zoning recommended that the request be sent to the Millard County Commissioners for final approval for a Conditional Use Permit for a Level 4 Animal Feeding Operation.

There were no comments made from the public.

Commissioner Cooper made a motion to go out of the public hearing.

Commissioner Walker SECONDED the motion. The voting was unanimous and the motion carried. The hearing ended at 11:17 a.m..

Commissioner Cooper made a motion to approve the Millard County Conditional Use Permit for Crossroads Farms for a Level 4 Animal Feeding Operation.

Commissioner Walker SECONDED the motion. The voting was unanimous and the motion carried. Bob Viveiros expressed his thanks to Gary Walker, the Commissioners and others for helping to expedite the process of the Conditional Use Permit. Gary Walker left a copy of the CUP

plan prepared by Crossroad Farms for the Commissioners to review.

POSSIBLE APPROVAL OF A NON-PLAT SUBDIVISION FOR GARY DAVIES

Gary Walker, Millard County Planner, explained the location and the boundaries of the proposed subdivision for Gary Davies. He said that the land had already been divided so an affidavit and a certificate will need to be recorded if the subdivision is approved by the Commissioners. Mr. Davies will dig his own well and they will be getting power from Flowell Electric. There is a prescriptive easement owned by the Starley's that is beyond the location of the proposed subdivision but it will not be affected.

Commissioner Cooper made a motion to approve a non-plat subdivision for Gary Davies.

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

POSSIBLE APPROVAL OF A NON-PLAT SUBDIVISION FOR BOB AND EMMALINE CHEVALIER

Gary Walker, Millard County Planner, showed the Commissioners the location of the proposed subdivision for Bob and Emmaline Chevalier. The property is in an Agricultural Zone and they are seeking a non-plat subdivision to build a home. Millard County Planning and Zoning has recommended that the subdivision be approved. Emmaline Chevalier is the daughter of Ed and Pam Degraffenried who owns a house next to the proposed four and one half acre subdivision.

Commissioner Walker made a motion to approve a non-plat subdivision for The Ed and Pam Degraffenried Trust who is the owner of record.

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

PUBLIC INPUT

DeeDee Rose, Congressman Cannon's Office briefly reported on the following current issues coming before Congress:

- PILT Funding
- Utah's fourth House of Representative seat will be voted on next week and its success may be contingent upon Washington, D.C. getting a seat
- The immigration bill will be looked at again and additional support is being sought
- The energy bill is on the Senate floor right now
- House Bill affecting the shale operation in the Uintah Basin
- Rural School funding, No Child Left Behind and Early Childhood Intervention

Brad Shaffer from Senator Bennett's Office reported on current issues being debated in the Senate.

- Energy bill is on the floor
- Plans to award the result for increased fuel efficiency
- Money for mapping is still available

- Immigration issue is a problem that needs to be addressed

OTHER BUSINESS

Commissioner Cooper received a letter from the Department of Natural Resources. A meeting will be held on June 29 in Torrey, Utah with Wayne County Commissioners and State Trust Lands to discuss the AUM for the bison on the Henrie Mountains.

Commissioner Cooper received a letter from Keith Heaton about how the CDBG money is being handled through the Association of Governments (AOG). They will not fund the 2007 CDBG money through AOG, but they will allocate the funds on a state level for counties and cities. A meeting will be held in Richfield, Utah to discuss this issue.

Attorney Waddingham reported that a disclosure statement was turned in from Jeff Gehre.

Commissioner Smith received a letter from the Utah Department of Agriculture and Food in regards to the predator control contract, reminding the county that the deadline is June 30, 2007 for reimbursement. Commissioner Smith will see that the deadline is met.

Commissioner Smith received a letter from Six County Association of Governments letting the county know they will be putting some phone equipment out for bid.

Commissioner Smith had a discussion with a member of the Deseret Historical Board, an organization formed as a 501-3C non-profit organization, after the county donated the old fairgrounds property to them. They need to raise some money to help with the upkeep of the building and would like to sell off part of the property. They need to know if they sold the property would they be able to keep the money. Attorney Waddingham advised that they check their bylaws and he will contact Laurel Eliason their contact person.

The Heritage Highway Area will be holding five public meetings to discuss their business.

Millard County Clerk Norma Brunson said that the school voucher issue will be put on the ballot for the November 6, 2007 General Election. This is an additional election for the Clerk's Office to prepare for and execute. She asked for Commission support in having all districts under 500 voters to vote absentee as this would save the county a lot of money. The unincorporated areas would not be having an election this year if the voucher issue had not been put on the ballot. The county will be contracting with the cities who would be holding an election this year. There are boundary issues with this type of election. The state will be helping with some of the expense of the election. The Presidential Primary Election will be held on February 5, 2008 and this will be an additional election for Utah.

Commissioner Smith asked for a motion regarding the Memorandum of Understanding to Participate in a Federal Property Assistance Program. Sheriff Dekker has signed the document.

Commissioner Cooper made a motion to approve the signing of the Memorandum of

Understanding to Participate in a Federal property Assistance Program.

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

Commissioner Cooper received a letter from the State Trust Lands stating they will be cutting Millard County a check for \$3,842.38 which is Millard County's share of the money they collect for State Trust Lands.

Commissioner Walker made a motion to go into a closed executive session.

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

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

Commissioner Cooper made a motion to approve the pay increase for an employee from the Sheriff's Department.

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

LUNCH BREAK

Commissioner Walker made a motion to adjourn the meeting for lunch.

Commissioner Cooper SECONDED the motion. The voting was unanimous and the motion carried. The meeting was adjourned at 12:02 p.m..

Commissioner made a motion to reconvene the meeting.

Commissioner SECONDED the motion. The voting was unanimous and the motion carried. The meeting reconvened at 1:38 p.m..

OPEN AND REVIEW OF PROPOSALS FOR THE MILLARD COUNTY CARE CENTER

Commissioner Smith said one proposal regarding the Millard County Care Center came in from Traditions Health Care. At this point if it is opened as a bid it would give another operator an unfair advantage. The Commissioners chose not to open the proposal during the meeting.

Commissioner Cooper said that they may want to hold a public hearing(s) for public input in regards to the proposal to secure a provider for the care center.

Jim Talbot, Citizen asked why the county is still waiting for public comment when the issue has been talked about for two years and it is costing the county money. It is a matter that needs to be taken care of.

Commissioner Cooper said this decision will affect every citizen in the county and the

public has a right to know when the county is switching directions with the management of the care center.

Jim Talbot said he was wondering why the county has waited two years to do it. It looks like another year will go by now and it is costing the county a lot of money and it needs to be taken care of.

Commissioner Cooper said we are going to take care of it.

John Bramall, Traditions Health Care, President, said that their group had come today to see if the county had received their proposal. They are glad to be here and would be willing to answer any questions anyone may have for them.

Commissioner Walker said that the Commissioners will take some time and review the proposal later.

Commissioner Smith reported he had received a telephone call from a citizen who had been given information that the Commissioners were considering closing the Millard County Care Center. We are not. We have been committed to put up the building and provide service for the citizens that deserve it, require it and need it. The rumor of closure is out there and the person who called has a family member in the facility who receives good care and they would hate to see it closed. Commissioner Smith told the individual that the care center is not going to be closed and it is the Commissioners commitment to operate the facility.

Commissioner Walker said she also received a call from that same citizen who was told there was a meeting called at the care center where they were told it was going to be closed and was told if another operator came in the patients would receive bad care. She repeated that the Commissioners are not going to close the facility and will not contract with anyone who would not give quality care. It has always been the county's goal to provide quality long term care for the residents at an affordable cost. All of the rumors were unfounded and the caller agreed with the way the county is proceeding.

John Bramall said that since the public is worried about the facility closing he related that during some of their operations of care centers when a county has had a shortfall, Traditions Health Care has funded it until the next fiscal year. They have never closed a facility either. They care about people more than money.

John Hansen asked if Mr. Bramall would tell a little about himself and the others from Traditions Health Care.

John Bramall said he was born in Payson Hospital and raised in Provo Utah where he attended his early schooling. He attended Brigham Young University where he received a Bachelor Degree in Health Science and a Masters of Arts Degree with a an emphasis in long term care administration. He minored in Gerontology, the study of aging. He has been operating nursing

homes in Utah since 1984. Traditions Health Care began in 1994 and now operates eleven care centers in Utah. A new rehabilitation center was built in St. George with an average length of stay of eleven days. Their goal is to get patients better so they can return home. The cities they operate nursing homes in are: Salt Lake City, Roosevelt, Duchesne, Ferron, Provo, Payson, Springville, two in St. George, and Parowan. The counties who own their facilities where Traditions Health Care are the operators are Emery County, Uintah County, Duchesne County and Iron County. Mr. Bramall has a farm and ranch on the side. He is involved in scouting, in community service and has served two terms on the Hurricane City Council. He resides in Hurricane, Utah. Bryan Erickson is the CEO of Traditions Health Care and resides in Woodland Hills. Paul Beard is a CFO of Traditions Health Care and resides in Sandy, Utah.

John Hansen said as a citizen and Millard County Treasurer, he has multiple concerns about the operation of the Millard County Care Center. He thanked Mr. Bramall, Mr. Erickson and Mr. Beard for coming in and letting us know what they are all about.

Commissioner Cooper gave a thank you to Traditions Health Care representatives for their proposal and their introductions. He thinks the decision should be done through a public process rather than the three Commissioners making a decision that will affect the whole county.

Bryan Erickson said that the Commissioners will find in their proposal that their priority is the residents. He has been working in the long term care field for eleven years. The company's focus is the residents but they also have fiscal responsibilities too. They have some very good processes in place that manage and keep facilities operating fiscally sound. They have the responsibility to use the funds from private patients and medicare wisely. One contract site is the State Veterans Home that they have managed for the past eight years. They have done this efficiently and effectively and have brought them out of a significant hole that they were in before they took over. The quality of care has been enhanced. Their expertise and desire is to have better care for less money.

Jim Beckstrand said that there has been a lot of anxiety with the employees at the Millard County Care Center. He respects the Commissioners decision not to open the proposal today because of the unfair advantage to others. What concerns him is whether or not the Commissioners have a proposed time line that is being looked at to move forward with this process or are we (IHC employees) still going to have these same anxieties at the end of the year? I think these anxieties are fueling some of the comments that the county has been getting regarding the care center. The employees are concerned about things like what do I do, where do I go, who will it be? Could you please give us any kind of a proposed time line.

Commissioner Walker replied that they hoped to have this process complete by the end of the year if at all possible. The Commissioners are not trying to keep everyone in suspense, we want to move on this as soon as possible. It should be no longer than the end of the year and hopefully sooner.

Commissioner Cooper said that he believes it could be sooner. We owe that to the present

employees and everyone else to move this process forward in an expeditious manner. A decision will be made.

Commissioner Walker said that our contract calls for a certain time line (90 days notice) once a decision is made. We will comply with each of the things in the contract and let people know when the decision is made.

Gwen Losee asked whether notice will be given in that time frame or whether the process will be complete by the end of December? (She didn't come to the microphone and some of her comments were inaudible.)

Commissioner Walker said she didn't know where they would be, but she hoped they would be completed with everything by December. They are not trying to make things difficult for anyone but they are trying to make a wise decision as quickly as possible.

Commissioner Cooper said the situation they are going through is a financial situation. The county's tax base is devaluing. They are trying to keep using the general budget to run the care center. The only way they are considering doing anything is so they can make it financially possible to operate the care center. If the current plan is followed there will not be funds to take care of the operation of the care center.

John Bramall said in the eleven nursing homes they have taken over, four administrators retired, two administrators were kept in place, two administrators had health problems and resigned. These were the only personnel changes that were made when they took over. They try to keep and work with the existing staff.

Nancy Schmid asked what kind of benefits do Traditions Health Care offer their employees?

John Bramall said that on a percentage basis we put more money into our employees and more percentage of money into patients' care than any other nursing home in Utah. This fact can be checked on the Medicare records when doing a comparison. Seventy to seventy- three percent goes back into actual hands on care in the nursing homes. They stay competitive with benefits and salary. They give dental and medical insurance.

Attorney Waddingham said that once a potential provider has been chosen, a contract will need to be negotiated.

Nancy Schmid said she appreciated Jim Beckstrand's comments because she feels that anxiety and the difficulty it has left her position in the care center in hiring people because they don't want to leave their position because of what is happening. Her questions were directed to Traditions Health Care and asked whether they had plans to do assisted living, skilled care as well as long term care at the facility. (*They answered that they would be flexible.*)The laws have recently changed and in Millard County the issue of assisted living becomes a very dominant thing. The waiver program goes into affect in July 2008 and this becomes part of the new market. By then a decision needs to

be made regardless of who operates the facility. The dollars used for long term care can be used in any setting change in the market and the way everyone is played in that market. It will affect the way business is done by giving different options with how medicare dollars are spent. Millard County is one of the last county's to be included in the waiver plan. Currently there are twelve of the thirty-six patients at the care center that would go from long term to assisted living on the waiver program.

Attorney Waddingham said that in the ad seeking proposals from health care providers to contract for long term care services at the care center there was a time line stating that any proposal after that time would not be accepted. (*Sealed proposals must be delivered no later than 5:00 p.m., June 18, 2007.*) The request goes on to say:

- Millard County reserves the right to accept or reject any or all proposals or portions thereof without stated cause.
- Millard County reserves the right to reissue any requests for proposals.
- Upon the selection of a finalist Provider, the County by its proper officials, employees or agents, shall attempt to negotiate and reach a final agreement with the Provider. If the County, for any reason, is unable to reach a final agreement with this Provider, the County reserves the right to reject such Provider and negotiate a final agreement with the Provider who has the next most viable proposal or bid. The County may also elect to reject all proposals and reissue a Request for Proposal.

The first part of the proposal is to choose a provider. Right now there appears to be just one proposal as IHC did not submit a timely proposal. Traditions Health Care Proposal should be reviewed and then a contract should be negotiated. If there cannot be a meeting of minds, then the county can start the process over. At least this is a starting point and there is something to negotiate and the sooner the better.

Commissioner Smith stated that they should take IHC's proposal at this point and send them notification that the county will no longer fund the swing beds in the Fillmore Hospital which was their proposal and then renegotiate their contract. They also claimed the county did not need to do that and that IHC would not close the hospital; that it was up to IHC to fund those beds if they decided to or not. If a letter is sent to IHC stating that the county is not going to subsidize the beds anymore, then that would start the process and then IHC would come with a real proposal rather than just their agreement of how they will operate the facility over there. The contract with IHC says basically they will operate as they are now and they would operate off an account of Millard County. (*Auditor Grace and Treasurer Hansen will not accept that type of an arrangement.*) (*The Commissioners said they would not support it either.*) IHC had suggested that the county did not have to pay for the swing beds, the county does not have the money to do it, so let's vote on it.

Commissioner Cooper said that this is what IHC offered and it was not negotiable. It was not agreeable to any of us. Let's just throw this out and evaluate Traditions proposal and we should go ahead and get the negotiations rolling.

Commissioner Smith said he would accept a motion to not fund the swing beds at the Fillmore Hospital.

Commissioner Cooper said he has a problem with this. His counter proposal would be to sit down with IHC and have then show the county why the county is subsidizing the swing beds along with some other funds that they have.

Auditor Grace said that we will receive the same information from them that we have received in meeting after meeting. She thinks that a decision needs to be made with the proposal that we have and make it a priority.

Commissioner Smith said that it was IHC who committed that it was up to them to keep the swing beds and they would not close the hospital, it is not our choice but theirs. We do not have to subsidize them, so let's just do it. I can't make a motion so it is up to you other Commissioners.

Commissioner Walker proposed that the Commissioners spend time reviewing Traditions Health Care's proposal and the situation with the swing beds before a decision is made.

Attorney Waddingham asked if IHC was given a Request for Proposals.

Commissioner Walker said IHC was given a form but they called and said that they were not going to submit a proposal as the county already knows what their proposal was and they were not going to change at all.

Attorney Waddingham said that is not what the instructions were. If you take the language of the Request For Proposals literally then you only have one proposal to review.

Commissioner Smith said all we have with them is a contract right now.

Auditor Grace said that in a way you are still considering IHC's agreement because if you reject Traditions Health Care's proposal, then you are still in the contract with IHC.

Attorney Waddingham said if this proposal is rejected then the county is back to square one.

Commissioner Smith said in order to get them on the same playing field as Traditions we need to take the swing bids out of the picture.

Attorney Waddingham said that a proposal received after this date should be sent back unopened.

Commissioner Smith said that Traditions is not going to run the swing beds at the Fillmore Hospital. So we should just be done with that issue because 1) The county has no money to keep funding it and 2) IHC has commented that it doesn't matter what the county does. If we go with this proposal then they either will keep them open or not.

Auditor Grace asked if discontinuing funding the swing beds at the Fillmore Hospital would void that part of the agreement that we have with IHC and void the contract we have with them.

Commissioner Smith said the contract would be void and then they could put in a proposal to run the Millard County Care Center and the swing bed becomes a non issue other than we are funding them.

The Commissioners determined they would open up Traditions Health Care proposal, review it and start the negotiating process forthwith before they deal with the issue of the swing beds. The county may request records from Traditions Health Care about the facilities they operate. The Commissioners will do some on site visits to facilities operated by Traditions Health Care.

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

Commissioner Cooper attended an Association of Governments meeting and a Central Utah Public Health Department meeting in Richfield.

Commissioner Cooper took Robert Weidner, Millard County's Washington D.C. Lobbyist, for a tour of the east side of Millard County.

Commissioner Walker and Commissioner Cooper participated in a tour of the proposed Milford Wind Corridor by UPC Wind. The wind transmission plan most likely uses the Bureau of Land Management's 'West -Wide Corridor' along Highway 257, crossing onto State Trust Land southeast and east of Delta. UPC Wind plans an interconnection to the Intermountain Power Plant for transmission out-of-state. A discussion of UPC Winds's Petition to Change Rule 62 followed the trip. UPC Wind is interested in proceeding with its project to create power. The Commissioners and County Attorney will meet and make their final decision on this matter.

Commissioner Walker and the other two Commissioners met with several Snake Valley residents to discuss the recently released United States Geological Survey (USGS). The draft report documents the unquestioned existence of an interstate ground-water flow system.

Commissioners Walker, Smith and Cooper were honored to participate in a Salute to the Troops, which took place at the Territorial Statehouse Park in Fillmore on Monday, June 11. The event was held to honor the Utah National Guard 145th Battalion before they depart for Iraq. The Commissioners presented a personalized, engraved medallion on a red, white and blue ribbon to each Guardsman. Sargent Bates expressed his love and appreciation in behalf of the guardsmen and their families for the great send off. A few of the soldiers were missed during the presentation of the medallions and the Commissioners feel those soldiers should receive one.

Commissioner Cooper said that in six weeks some of our local soldiers will be returning from a tour in Afganistan. Something should be planned to honor their home coming.

All the Commissioners participated in the Days of the Old West Horse Parade held opening night of the Rodeo. They also attended the three-day Days of the Old West Rodeo. The rodeo committee was complimented on the way the rodeo was handled. The stock was really good this year.

Commissioner Smith and Gary Walker County Planner met with an IPA representative, Pacific Corp and David Taylor and Keith Griffiths, Millard School District at a planning meeting regarding the draft of the Condition Use Permit.

WHERE UPON THE MEETING ADJOURNED

Commissioner Walker made a motion to adjourn the meeting.

Commissioner Cooper SECONDED the motion. The voting was unanimous and the meeting adjourned at 3:47 p.m..

Attest: _____

Approved: _____

E. Employment Eligibility Verification: In conformance with the "Immigration Reform and Control Act of 1985"(P.L. 99-503) and in order to avoid monetary penalties for the hiring of illegal workers, the human resources personnel shall establish an employment verification system, and shall verify that all applicants for vacant positions or persons hired to fill vacant positions are authorized to work within the boundaries of the United States.

1. The human resources personnel shall complete or have completed Immigration and Naturalization Service Form I-9 prior to a hired employee's first day of work and verify work eligibility through examining such documents as a U.S. passport, birth certificate, social security card, driver's license, or an alien identification document.
2. Employees must also attest in writing that they are authorized to work in the United States. Forms and all written verifications shall be kept along with other personnel records for a seven (7) year period and shall be made available to the Immigration and Naturalization Service or the Department of Labor as requested.

F. Hiring Procedures:

1. When a need arises to create a new position, the elected official or department head shall notify the Board of County Commissioners of recruitment needs. Notification shall be accompanied by the position title and a description of the duties, responsibilities, and required knowledge and skills. Minimum qualifications for education and experience shall be outlined for recruited positions. All regular and most exempt employees and appointments must be hired into allocated positions (except seasonal, temporary, contractual, non-career, and part-time professional positions). Authorization to hire individuals into non-allocated positions must be approved in advance by the Board of Commissioners.
2. Upon being given approval to recruit or to fill a vacancy of an existing position, the department head/elected official shall prepare, advertise, and post the opening where all county employees will be made aware of the opportunity if the vacancy is not filled by promotion. Employees wishing to bid for the position must do so by the closing date of the recruitment. ~~First consideration in filling the vacancy will be given to county employees who qualify. All applicants will be given equal consideration.~~
3. The community and labor market shall become the object of an appropriate recruitment effort. Outside applications will be accepted for a minimum of seven calendar days after or concurrent with in-house recruitment. The department head/elected official may utilize Utah Department of Workforce Services or another recruiting entity to assist in the application gathering and review process.
4. Upon closing the recruitment, the department head and elected officials over the position being recruited for shall review all applications and select qualified interview candidates. Upon completing the interviews and related selection tests (including medical where appropriate), elected officials shall submit notification of hire to the Board of County Commissioners.
5. Applications received during the hiring process will be kept on file for a period of six months and may be considered should the position become available again within that time frame.

G. Employee Induction: After the new employee is hired, he/she shall promptly receive a general orientation concerning benefits, compensation practices, personnel policies and procedures, and various employment expectations from the human resources personnel and immediate supervisor. The involvement of the department head/elected official is also encouraged.

