

MINUTES OF BOARD OF COUNTY COMMISSIONERS  
MILLARD COUNTY THE 16th DAY OF AUGUST 2011  
AT THE COURTHOUSE, FILLMORE, UTAH

PRESENT: Bart A. Whatcott. . . . . Chairperson  
Daron P. Smith. . . . . Commissioner  
James I. Withers. . . . . Commissioner  
  
Norma Brunson . . . . . County Clerk  
Marki Rowley. . . . . Deputy County Clerk  
  
EXCUSED: Richard Waddingham . . . . . County Attorney  
  
ALSO PRESENT: Kevin Knight . . . . . Citizen  
Forrest Roper . . . . . Sheriff's Office  
Robert Dekker . . . . . County Sheriff  
Brandy Grace . . . . . County Auditor  
John Hansen . . . . . County Treasurer  
Pat Manis . . . . . County Assessor

Note: Not all agenda items were followed in order.

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, as required by law, the following proceedings were had:

PUBLIC WAS WELCOMED

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

OPENING STATEMENTS

Commissioner Whatcott asked if anyone had an opening statement to give. Commissioner Whatcott excused Attorney Waddingham from today's meeting. Commissioner Smith said the invocation. Everyone stood and said the Pledge of Allegiance to the Flag.

RATIFY THE APPROVAL OF RESOLUTION 11-08-02, A JOINT RESOLUTION BETWEEN MILLARD COUNTY AND JUAB COUNTY TO SUPPORT A PREFERRED ALTERNATIVE ROUTE IN MILLARD COUNTY AND JUAB COUNTY FOR THE TRANSWEST EXPRESS TRANSMISSION LINE

Commissioner Whatcott explained that the transmission line was originally set to come down Leamington Canyon. The commissioners did not want to overcrowd the Leamington Canyon area so they opted for an alternate route having the transmission line follow the UNEV pipeline. The commissioners had a resolution drafted for Millard County and Juab County to support the preferred alternative route.

Commissioner Withers made a motion to ratify the adoption of Resolution 11-08-02, a joint resolution between Millard County and Juab County to support a preferred alternative route in Millard County and Juab County for the TransWest Express Transmission Line.

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

#### INTERIM SUCCESSORS FOR ELECTED OFFICIALS

The Interim Successors for the Millard County Treasurer's Office are as follows:

- Sheri Dearden
- Richard Beckstrand
- Brandy Grace

The Interim Successors for the Millard County Auditor's Office are as follows:

- Bonnie Gehre, Chief Deputy Auditor
- Lynette Madsen, Deputy Auditor

Commissioner Smith made a motion to accept and approve the interim successors for each elected official's office, as presented.

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

#### DISCUSSION AND POSSIBLE APPROVAL OF A BUSINESS LICENSE FOR D88 TRANSPORTATION, LLC - OWNER NELSON LUCERO

A business license application was presented for D88 Transportation, LLC - Owner Nelson Lucero. After review of the application and finding all the signatures in order, Commissioner Smith made a motion to approve the business license for D88 Transportation, LLC - Owner Nelson Lucero.

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

#### CONSIDERATION AND POSSIBLE ADOPTION OF ORDINANCE 11-08-16, AN ORDINANCE ADOPTING AMENDMENTS TO THE MILLARD COUNTY DEVELOPMENT CODE (A LAND USE ORDINANCE) ESTABLISHING STANDARDS AND REQUIREMENTS FOR SIGNS

Commissioner Smith said that a public hearing was held on August 2, 2011. The Planning and Zoning Commission forwarded this with a favorable recommendation. A county resident commented on a section of the code regarding window signs on private property. After reviewing

that section of the code it was decided to remove it from the ordinance.

Commissioner Smith made a motion to adopt Ordinance 11-08-16, an ordinance adopting amendments to the Millard County Development Code (a land use ordinance) establishing standards and requirements for signs.

Commissioner Withers SECONDED the motion. Clerk Brunson called for a roll call vote. Commissioner Withers voted YES. Commissioner Smith vote YES. Commissioner Whatcott voted YES. The voting was unanimous and the motion carried.

## OTHER BUSINESS

Kevin Knight asked for more compensation or a benefits package for the EMTs and their families.

Commissioner Withers said that they had a meeting with the EMTs last Wednesday night. There is a real issue where they are having a difficult time replacing the EMT volunteers on both sides of the county. They had 34 volunteers and now are down to 13 volunteers.

Commissioner Withers met with Jerry Knudsen, Ms. Tana Knight and Beverly Crafts on this issue. They talked to Forrest Roper about increasing their wages when they are on call.

It is difficult to have volunteers be on call when they are down to a few and it is getting hard to find more volunteers.

Mr. Roper said that there have been a few options brought up and he will address a few of those options during the budget process.

Commissioner Withers asked Mr. Knight if he had found the information on other states or counties negotiating different things for the volunteers such as a break on the property taxes.

Mr. Roper said that he found that a few other states offer a break in property taxes.

Commissioner Whatcott said that he appreciates the volunteers in the communities.

## CONSIDERATION AND POSSIBLE ADOPTION OF RESOLUTION 11-08-16, A RESOLUTION OF THE MILLARD COUNTY COMMISSION ADOPTING AN INTERLOCAL AGREEMENT BETWEEN MILLARD COUNTY AND THE UTAH DEPARTMENT OF CORRECTIONS (UDC) TO PROVIDE FOR THE INCARCERATION OF OFFENDERS SPECIFIED BY AND UNDER JURISDICTION OF THE UDC AT THE MILLARD COUNTY JAIL

Sheriff Dekker presented the contract for housing state inmates for the commissioners to approve.

Commissioner Withers made a motion to adopt Resolution 11-08-16, a resolution of the Millard County Commission adopting an interlocal agreement between Millard County and the UDC to provide for the incarceration of offenders specified by and under jurisdiction of the UDC at the Millard County Jail.

Commissioner Smith SECONDED the motion. Clerk Brunson called for a roll call vote. Commissioner Smith voted YES. Commissioner Withers voted YES. Commissioner Whatcott

voted YES. The voting was unanimous and the motion carried.

#### DISCUSSION AND POSSIBLE APPROVAL OF THE CONTRACT AMENDMENT TO CONTRACT # 102562 FOR COURTS SECURITY

Sheriff Dekker presented the contract amendment to the Courthouse Security and Bailiff contract which is reduced from \$27,000.00 to \$25,000.00.

Commissioner Withers made a motion to approve the contract amendment to contract # 102562 for courts security.

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

#### CONSIDERATION AND POSSIBLE ADOPTION OF RESOLUTION 11-08-16A, A RESOLUTION AMENDING SECTION IX OF THE MILLARD COUNTY PERSONNEL POLICY AND PROCEDURES MANUAL AND UPDATING THE MILLARD COUNTY PAY PLAN

Commissioner Smith said that they are amending some of the language in the policy manual to clarify two changes to the grade. The last couple of commission meetings they discussed addressing part time dispatchers. They added a line that explains that a part-time dispatcher will be listed as a Dispatcher I and a Dispatcher II. These positions will still be considered as part-time employees who consistently work over 30 hours a week but not more than 40 hours a week. They will be on the same pay schedule as a full-time dispatcher, but will not be eligible for benefits or promotions.

Commissioner Smith also discussed that the Delta Office management position will be changed from a step 13 to a step 11. When Ms. Haveron was the office manager the position was labeled as Office Manager/Tourism Director. In the future, this position will just be an office manager.

Commissioner Smith said in efforts to clear up some confusion on the pay schedule they added a line to the bottom paragraph that states an increase promotion may be up to but will not exceed 4%.

Commissioner Whatcott said that the three positions at the tourism booth have been dissolved and three new positions have been created, one of which will be an office coordinator position.

In talking to Debra Haveron they feel that a clerk/receptionist should be at a part-time grade 2 and the office coordinator position should be at a grade 5.

Commissioner Smith said that they will attach the exhibits and will also include the following tourism positions: office coordinator at a grade 5 and a clerk/receptionist at a grade 2.

Commissioner Smith made a motion to adopt Resolution 11-08-16A, a resolution amending Section IX-B.3. of the Millard County Personnel Policy and Procedures Manual and updating the scale of Millard County Pay Plan with the amendment and the attached exhibits.

Commissioner Withers SECONDED the motion. Clerk Brunson called for a roll call vote. Commissioner Withers voted YES. Commissioner Smith voted YES. Commissioner Whatcott voted YES. The voting was unanimous and the motion carried.

CONSIDERATION AND POSSIBLE ADOPTION OF RESOLUTION 11-08-16B, A RESOLUTION OF THE MILLARD COUNTY COMMISSION AMENDING RESOLUTION NO. 94-8-22 ENTITLED "A RESOLUTION SETTING BASE AMBULANCE RATES FOR MILLARD COUNTY, UTAH" BY ESTABLISHING NEW AMBULANCE AND MILEAGE RATES

Forrest Roper said that the state just rewrote the administrative rule effective July 22, 2011. He thought that a resolution should be made to reflect the state allowable rates, which is needed for licensing.

Commissioner Whatcott read a memo from the Department of Health effective July 22, 2011. The basic ground ambulance for transport is \$569.00, intermediate ground transport is \$752.00 and paramedic ground transport is \$1,100.00. The standard mileage rate is \$0.3165 per loaded mile. There is an occasional off road fee if fuel costs increase to more than \$5.10 a gallon for diesel or more than \$4.25 a gallon for regular. A surcharge of \$0.25 per mile may be added to the mileage rate. Mr. Roper also discussed that a fee may be added if the ambulance has to wait for more than 15 minutes.

Commissioner Withers made a motion to adopt Resolution 11-08-16B, a resolution of the Millard County Commission amending Resolution No. 94-8-22 entitled "A resolution setting base ambulance rates for Millard County, Utah" by establishing new ambulance and mileage rates.

Commissioner Smith SECONDED the motion. Clerk Brunson called for a roll call vote. Commissioner Smith voted YES. Commissioner Withers voted YES. Commissioner Whatcott voted YES. The voting was unanimous and the motion carried.

Commissioner Smith questioned that when a person has insurance, the paid amount by the insurance is the amount the county will accept in full. Mr. Roper said that is routinely what happens.

CONSIDERATION AND POSSIBLE ADOPTION OF RESOLUTION 11-08-16C, A RESOLUTION AMENDING THE MILLARD COUNTY POLICIES AND PROCEDURES MANUAL FOR MILLARD COUNTY, UTAH FOR THE PURPOSE OF AMENDING AND CLARIFYING THE LANGUAGE UNDER XV (P) 2 OF THE MANUAL BY DELETING THE REQUIREMENT THAT DRIVERS OPERATING A VEHICLE ON COUNTY BUSINESS COMPLETE AN ANNUAL REFRESHER COURSE.

Commissioner Smith said that the last policy indicated that the defensive driving course would need to be done every year. The county used to get a refund from the insurance if they had the county employees take a refresher course every year. This is no longer the case, so the commissioners thought that having the employees take the refresher course every 5 years would be a better option.

Auditor Grace explained that there was a resolution passed requiring the refresher course to be taken every year but the policy was never updated. This was for a prerequisite for participation

in UCIP's best practices program. The best practice program is no longer in place so this resolution will just go back to the policy as it was, which required the defensive driving course be taken every five years.

Commissioner Whatcott said that an email was sent out to all the department heads asking how many people from each department would need to take the defensive driving course. There are enough people needing to take the course so the county will hold two courses, one in Fillmore and one in Delta.

Commissioner Whatcott said that he appreciates those who responded to that email.

Commissioner Withers made a motion to adopt Resolution 11-08-16C, a resolution amending the Millard County Policies and Procedures Manual for Millard County, Utah for the purpose of amending and clarifying the language under XV (P) 2 of the manual by deleting the requirement that drivers operating a vehicle on county business complete an annual refresher course.

Commissioner Smith SECONDED the motion. Clerk Brunson called for a roll call vote. Commissioner Withers voted YES. Commissioner Smith voted YES. Commissioner Whatcott voted YES. The voting was unanimous and the motion carried.

#### DISCUSSION AND POSSIBLE APPROVAL OF THE FORM FOR STORING EXPLOSIVE MATERIAL IN MILLARD COUNTY

Commissioner Smith said that Sheryl Dekker, County Planner, and Attorney Waddingham have been working on this form and as of this morning Attorney Waddingham had some more suggestions for the form. Ms. Dekker suggested to approve the form contingent on Attorney Waddingham's approval.

Commissioner Smith made a motion to approve the form for storing explosive material in Millard County pending Attorney Waddingham's approval.

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

#### DISCUSSION AND POSSIBLE APPROVAL OF THE PERMIT FOR MT. MORIAH STONE QUARRIES

Commissioner Whatcott explained the details of what Mt. Moriah Stone Quarries will be storing and that they have met all the criteria for storing explosives.

Commissioner Smith made a motion to approve the permit for Mt. Moriah Stone Quarries.

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

#### DISCUSSION AND POSSIBLE SIGNING OF THE FEDERAL AID AGREEMENT FOR HIGH RISK RURAL ROADS

Commissioner Withers said that Attorney Waddingham wanted some time to review the agreement but if the commission felt comfortable approving it today to approve it contingent on his approval.

Commissioner Withers made a motion to sign the Federal Aid Agreement for High Risk Rural Roads contingent on Attorney Waddingham's approval.

Commissioner Smith SECONDED the motion. The voting was unanimous and the motion carried. \*\*need copy\*\*

#### OTHER BUSINESS CONTINUED

Forrest Roper informed the commission that he received a call from the State Division of Emergency Management who told him that FEMA will be in Fillmore sometime during the week of August 29, 2011 to start the application process on the mitigation work that was done regarding flooding. He said that they would need a commissioner and Thayne Henrie to attend along with someone from the Clerk's Office for record keeping. FEMA does not pay for any private work, they only reimburse the money the county spends on mitigation work.

Commissioner Withers was approached by Howard Quackenbush regarding reestablishing the Public Health Office in his old physical therapy office which is right by the hospital in Delta.

The commissioners discussed this option and Commissioner Whatcott said that he will discuss this further at the public health meeting.

Commissioner Whatcott presented the Engineering and Technical Services Agreement between Millard County and Sunrise Engineering regarding the East Millard Ambulance Shed. Commissioner Whatcott and representatives from Sunrise Engineering Mark Huntsman and Ron Day have all signed the agreement.

They had to make a few minor changes to be able to accommodate the slope for the sewer system. They are moving the building back approximately 40 feet and rasing it about a foot. Everything else is looking good. They are looking at having everything ready to go out for bid by August 30, 2011. This would leave the county the allowed three weeks according to policy to make a selection and review the documentation by September 20, 2011.

Commissioner Whatcott said that Howard Allred, State Forestry, informed him that there are several fires burning in Millard County right now. The latest fire is at the gap of Scipio, approximately three miles South of Scipio, that burned a couple hundred acres. A fire is burning just west and south of Kanosh; another north of Delta towards the Little Sahara area; and another east of Fillmore.

Commissioner Withers asked if a solution was reached in the event of a conflict with Sunrise Engineering when the County Building Inspector, Derrel Owens, is unavailable to do an inspection.

Commissioner Smith said that if Mr. Owens is unavailable and there is a conflict with Sunrise Engineering doing the inspection, the county will contract with a building inspector from Juab County to do the inspections.

Commissioners Smith and Withers met with Mike Styler and Boyd Clayton. They also met with Ken Hill, Dean Baker and Mark Ward. They talked about the West Desert Water Agreement and the possibility of signing that agreement soon. The commissioners made comments in the BLM

Scoping Meeting to support alternative D or E, which alternatives do not include Snake Valley.

Commissioner Smith said Cecil Garland wants to come and meet with the commissioners to discuss the West Desert Water Agreement. The Commissioners discussed possible dates and times to set up an appointment with Mr. Garland.

Commissioner Whatcott and Commissioner Smith discussed whether or not to attend a salt waste meeting which is being held in Salt Lake City, Utah.

Commissioner Whatcott said he was contacted by a private organization out of Colorado who was hired by the military to go through all the old impact areas the military used in Millard County. They will spend a couple days the end of August or the first of September in Millard County inventorying those areas for lead.

Commissioner Whatcott showed maps of the areas that he was aware of the military using.

Assessor Manis said that he is in the process of going through and collecting personal property taxes from businesses that have not yet paid. They are doing pretty good but one problem they ran into the other day is Red Rock Cheese. One of its employees is accused of stealing several thousands of dollars from the company. Red Rock Cheese owes approximately \$2,000 for personal property taxes and also owes for its real property taxes. Mr. Nilson, owner of Red Rock Cheese, is asking if the commissioners will work something out with him to bring the personal property taxes current. Mr. Nilson is looking at a monthly type payment.

Commissioner Smith said that the commission is always willing to work with people to set up some kind of a schedule to help them out. Assessor Manis confirmed with Sheriff Dekker that the individual accused of stealing the money was in fact arrested. Mr. Nilson is wanting the commissioners to let him know how much he needs to pay each month to bring the personal property taxes current.

The commissioners will talk with Treasurer Hansen and will come up with a better idea as to what is owed and what payment plan could be agreed on.

#### DISCUSSIONS FROM EACH COMMISSIONER, COUNTY ATTORNEY, ELECTED OFFICIAL AND SECRETARY

Commissioner Withers said that over the past several weeks he has met with the Rodeo Committee to discuss when they will have their final tally to the commission. They are hoping that within six weeks to a couple of months they will have all their sponsorships paid. They talked about being prepared for next year, as well as who will be going to Las Vegas, NV. They will get back to him with that information as soon as they can.

Commissioner Withers met with the Delta Area Chamber of Commerce to discuss the county and some of the things the county is involved in. They discussed Magnum, First Wind and the Potash Plant. Commissioner Withers expressed the county's appreciation to the Delta Area Chamber of Commerce for promoting local businesses so people can shop locally.

Commissioner Withers and Commissioner Smith went to BLM's public hearing regarding



the EIS. Also in attendance were Mike Styler, Boyd Clayton and Mark Ward, UAC Attorney. They discussed possibly signing an agreement with Nevada regarding the west desert water. Comments were made by citizens from the county and Mr. Ward. The commission appreciates those comments and the BLM for holding the hearing in Delta, which was requested by the county.

Commissioner Withers and Commissioner Smith met with Todd Mullen, Golf Pro. They discussed how well things are going with the golf course. There are some issues that will need to be dealt with sooner than later, but all in all things are going good.

The golf course held a Pro Am Tournament recently. A lot of people complimented on the condition of the golf course. Commissioner Smith commended Mr. Mullen for keeping the golf course in good shape and for doing a terrific job with what he has to work with. The golf course is not a country club but with what it has to offer, it is a great asset to the community.

Commissioner Smith complimented the Fair Board on the great job they did. They provided some great entertainment and activities. The number of spectators may have been down a bit but the fair committee did a good job. He appreciates all the people involved in making the fair possible.

There were a number of events which utilized the entire facility. There was a nine team softball tournament and a rock crawl event.

Commissioner Smith had a meeting this morning with the Delta Office regarding the State going back to a five day work week schedule in September. They discussed the option of the Delta Office converting back as well. The Delta office went to the four day a week work schedule back when the state changed to that schedule.

Commissioner Whatcott, Auditor Grace and Linda Gillmor all met with Sunrise Engineering regarding the East Millard Ambulance Building. Commissioner Whatcott said that he appreciates the efforts of all those working on this project.

Commissioner Whatcott has been working with Russ Cowley, Six County AOG, on putting a congressional briefing together for Thursday, August 18, 2011. Senator Hatch, Senator Lee, staff members from Congressman Chaffetz's office, mayors from other communities and Millard County officials will be in attendance. This meeting will give people the opportunity to speak with the Senator and other staff members. Approximately 40 or more people have signed up for this event.

Commissioner Whatcott had the opportunity to speak at Snow College about Patriotism on July 20 and 21, 2011. People who attended this event were from Utah, Wyoming, Colorado and Nevada.

Commissioner Whatcott met with County Planner Sheryl Dekker and Adam Britt regarding RS2477 road issues. Mr. Britt is continuing to work on designating these roads. There is another meeting coming up with the State to discuss the RS2477 roads.

Commissioner Whatcott attended a Fire Safe Council meeting this morning. Members of the Fire Safe Council are: Commissioner Whatcott, Sheriff Dekker, Captain Roper, Auditor Grace,

Treasurer Hansen, County Fire Warden Howard Allred and Del Barnhurst. Another meeting is planned for August 22, 2011 at 10:30 a.m..

The county was given Title III money from the State that needs to be spent in a productive way. The Fire Safe Council is working on a plan to try and keep Millard County residents safe when it comes to fires.

Commissioner Smith said that Ms. Dekker is looking into an engineering company to help do the closure document for the land fill. Ms. Dekker contacted one firm who gave her an estimate. County policy does not require a bid for solicitation but based on the services that are being sought, it was suggested that Ms. Dekker contact some local engineering firms to obtain telephone bids.

#### APPROVAL OF AUGUST 2, 2011 COMMISSION MINUTES

The proposed minutes of a regular County Commission meeting held August 2, 2011 were presented for consideration and approval. Following review and consideration of minor corrections Commissioner Withers made a motion to approve the minutes of August 2, 2011, as corrected.

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

#### PUBLIC INPUT

There was none.

#### AUDITOR'S REPORT

Auditor Grace sent out the request for proposals for an insurance agent. The Commissioners and Auditor Grace will be reviewing those proposals at a later date.

Auditor Grace was contacted by Cort Morris who represents Aflac. He informed her that he is now providing insurance products to the school district. He is interested in presenting a proposal to the county for providing short term disability, life insurance, etc.. This would be offered under an umbrella for the county offering the employees group discounted rates and withholding the premium from the employees paychecks.

Auditor Grace has not been supportive of this in the past because it makes a lot of work for her office when very few employees take advantage of it. There would be no minimum requirements because this would not be offered as a county benefit but as a group benefit.

The commissioners will discuss this further in open enrollment.

Auditor Grace and the Commissioners discussed the amendment to the Predator Control Contract which will be presented at the next commission meeting.

Auditor Grace presented a contract amendment for the Energy Efficiency and Conservation Block Grant (EECBG). The funding amount stays the same. It reflects that the work done on the court house and the senior citizen center has been approved.

Auditor Grace presented an invoice from the State of Utah Department of Natural Resources for the county's share of the fire warden. The county's portion is \$26,826.43. She recommends that this be presented to the Fire Safe Council as a potential expense that would qualify under Title III money.

Auditor Grace presented an invoice from the US Department of Interior for the USGS Snake Valley assessment billing in the amount of \$65,000. Other counties will be billed for a portion of this amount.

Auditor Grace said that there will be a mandatory sexual harassment training for all county employees on September 14, 2011 in Fillmore and September 15, 2011 in Delta.

Auditor Grace said that the end of August is when her office sends out the budget documents to all of the departments. She includes a cover letter explaining the process for the current year. She asked if the commissioners had any input they wanted included in the letter.

Commissioner Smith said that he would like to see each department maintain its current budget.

Commissioner Withers said that the county should look at trimming the budget in the future. It is always easier as a department to trim your own budget rather than having someone else do it for you. He said that the departments can find inefficiencies in their budgets.

Auditor Grace asked the commissioners to start considering dates that they want to meet with the departments. She reminded the commissioners that the tentative budget needs to be done no later than November 1, 2011.

They set tentative dates for September 27, 2011 in Fillmore and September 28, 2011 in Delta.

#### POSSIBLE APPROVAL OF HARDSHIP ABATEMENT APPLICATIONS

Auditor Grace presented a hardship abatement application from Lester Leroy Webb, serial number D943, for the commissioners to consider. After the commissioners reviewed the information provided by Mr. Webb, Commissioner Smith made a motion to abate 35% of Mr. Webb's property taxes.

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

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

There was none.

#### POSSIBLE REVIEW OF COUNTY POLICIES AND CONTRACTS

Auditor Grace and the commissioners discussed Section X of the policy under "Benefits". At a previous elected officials meeting the commissioners approved extending the deadline to use

vacation and comp time, above 120 hours, from December 31 to the following January 31 but this was never changed in policy.

Auditor Grace said at that same elected officials meeting it was also discussed to strike the section that gives a four hour limitation on funeral leave. This was not changed in the policy either.

A resolution to amend the county policy section X will be on the next commission agenda.

## TREASURER'S REPORT

Treasurer Hansen asked if any of the commissioners were aware of Raser, Inc. or Raser Technologies, Inc. He received something on them stating that they filed for bankruptcy. None of the commissioners are aware of their bankruptcy. They suggested to check with Linda Gillmor, Millard County Economic Development.

Treasurer Hansen does not have any record of this company having property in Millard County so he did not respond to the bankruptcy letter.

Treasurer Hansen received the PILT payment for Special Service District Number 8. He will transfer the funds to the State Treasurer's account tomorrow. He reminded Commissioner Withers that these funds need to be included in Special Service District Number 8's accounting.

Treasurer Hansen also received mineral lease payments; one being for a land exchange with SITLA in the amount of \$3,622.28; the other was for mineral rights with SITLA in the amount of \$31,321.09.

Treasurer Hansen asked the commissioners if any of them were planning on attending the training on bankruptcies which will be held on September 14, 2011 in Utah County from 10:00 a.m. to 3:30 p.m..

Treasurer Hansen said that he was contacted by Jay Grant Moody, who indicated to him that he does a lot of work with bankruptcies and that he would be interested in representing the county and helping with the bankruptcies.

Treasurer Hansen asked if the commissioners were interested in having someone help the county with this service.

The commissioners expressed that they would be interested in receiving some guidance on this issue. Treasurer Hansen and the commissioners discussed looking into this further.

Treasurer Hansen said that he and the commissioners have discussed T-Mobile and its State Assessment appeals. The appeals cover a number of years including 2003-2010. The county tried to get 2011 included but they were unable to do so at that time.

Treasurer Hansen received the paper work for the 2004 settlement. The total valuation change was remarkable. Millard County's loss for the year 2003 was \$378,296.00. Treasurer Hansen will go ahead and process the refunds for that year which will be \$4,561.20 which does not include all the interest. The aspect for the other years will be considerably more than that.

T-Mobile paid a penalty for not filing the information on time and that will need to be refunded to them as well, which will be an additional \$500.00.

Treasurer Hansen said that there are some possibilities regarding the Title III money. He is not sure what they are going to be able to do nor is he sure they have the expertise in completing the paper work.

Lynn Wall may be interested in helping Millard County come up with a proposal plan on how to appropriate the Title III money. They have not discussed fees yet.

Treasurer Hansen discussed with the commissioners centrally assessed property, tax rates and values.

The commissioners and Treasurer Hansen discussed Red Rock Cheese and possibly setting up a pay plan to bring both its personal property taxes and real property taxes current. Treasurer Hansen said that he thinks that almost all that is still owed on its real property taxes are penalties and interest charges. Treasurer Hansen will find out the balance owed and inform the commissioners later today.

OTHER

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

There was none.

WHERE UPON THE MEETING ADJOURNED

Commissioner Withers made a motion to adjourn the meeting.

Commissioner Smith SECONDED the motion. The voting was unanimous and the meeting adjourned at 12:49 p.m..

Attest: \_\_\_\_\_

Approved: \_\_\_\_\_