

MINUTES OF BOARD OF COUNTY COMMISSIONERS
MILLARD COUNTY THE 7th DAY OF MAY 2013
AT THE COURTHOUSE, FILLMORE, UTAH

PRESENT: Daron P. Smith..... Chairperson
James I. Withers..... Commissioner
Alan M. Roper..... Commissioner

Richard Waddingham..... County Attorney
Norma Brunson..... County Clerk
Marki Rowley..... Deputy County Clerk

ALSO PRESENT: Dean Draper..... Chronicle Progress
Wayne Jackson & Mike Holt..... Fillmore City
Robert Dekker..... County Sheriff
Brandon Bartholomew..... Natural Impressions
Connie Hansen..... County Recorder
Vernon Bridges & Kraig Kaizumi..... Frontier Communications
Alan Riding..... Delta City
Georgia Hare..... University of Utah (U of U)
John & Marilou Heath, Steve Maxfield,
Julian Finlinson & Tony Dearden..... Citizens

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, Utah, 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 Smith to the public and Commission members.

OPENING STATEMENTS

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

APPROVAL OF APRIL 16, 2013 COMMISSION MINUTES

The proposed minutes of a regular County Commission meeting held April 16, 2013, were presented for consideration and approval. Following review and consideration of minor corrections, Commissioner Roper made a motion to approve the minutes of April 16, 2013, as corrected.

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

FOLLOW UP ACTION ITEMS FROM APRIL 16, 2013

There were none.

RATIFY THE MOTION TO WAIVE THE PENALTIES AND INTEREST ON JULIAN FINLINSON'S PROPERTY TAXES IF HE PAYS 50% OF THE BALANCE OWED NOW AND PAYS THE REMAINING BALANCE BEFORE THE END OF THE YEAR

Commissioner Withers made a motion to ratify waiving penalties and interest on Julian Finlinson's property taxes, if he pays 50% of the balance owed now and the remaining balance before the end of the year.

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

RATIFY THE MOTION TO WAIVE 50% OF THE BALL FIELD RENTAL FEE FOR ROCKY MOUNTAIN BASEBALL LEAGUE

Commissioner Withers made a motion to waive 50% of the ball field rental fee for Rocky Mountain Baseball League.

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

Commissioner Withers reconsidered and rescinded his motion and made a motion to table this item.

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

RATIFY THE AGREEMENT BETWEEN MILLARD COUNTY AND THE BLM REGARDING WEED CONTROL

Commissioner Roper said that he already signed the agreement.

Commissioner Roper made a motion to ratify the signing of the agreement between Millard County and the BLM regarding weed control.

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

DISCUSSION AND POSSIBLE APPROVAL OF A COMMISSION WAIVER FOR WEST MILLARD RODEO CLUB (WMRC) - CASSY NOYES

Commissioner Withers made a motion to table the consideration of the Commission waiver for WMRC - Cassy Noyes.

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

DISCUSSION AND POSSIBLE APPROVAL OF A BUSINESS LICENSE FOR OCD ACCOUNTING SERVICES - OWNER, CHARLOTTE HOLMAN

A business license application was presented for OCD Accounting Services, an accounting business. After review of the application and finding all the signatures in order, Commissioner Roper made a motion to approve the business license for OCD Accounting Services - owner, Charlotte Holman.

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

AUDITOR'S REPORT

Auditor Grace presented a billing from UDOT for HSIP rural roads in the amount of \$3,457.29. After discussion it was decided that Commissioner Withers or Auditor Grace would contact Thayne Henrie, Road Department Supervisor, to find out more information before paying this invoice.

Auditor Grace received a letter from Housing and Community Development dealing with Special Service District No. 8 and reduction in funding due to the sequestration. The County will notify Special Service District No. 8 of the reduction which is \$9,240.44.

Auditor Grace discussed options of consideration for property that is going to the tax sale that the County does not want. She said that other counties have an ordinance in place to handle these types of situations. Commissioner Smith said that the County will look into this option.

POSSIBLE APPROVAL OF HARDSHIP ABATEMENT APPLICATIONS

There was none.

POSSIBLE BOARD OF EQUALIZATION (BOE) DISCUSSION AND OR ACTION

There was none.

TREASURER'S REPORT

Treasurer Hansen presented the financial report for the month of April 2013. The report includes County funds in general and the tax collection and distribution. He said that the tax collection and distribution shows that Drainage Districts 2 and Drainage District 4 did not receive a distribution. He also presented a letter from the State Auditor's Office which lists entities whose funds will be held, which include: Lynndyl Town, Drainage District 2, Drainage District 4, the Fire District and the Water Conservancy District.

Commissioner Roper will look into the reasons why the Fire District will not receive a distribution.

Treasurer Hansen presented a notice of appointment of deputy treasurer as required by the State Statute for filing in the Clerk's Office.

Treasurer Hansen discussed the motion made earlier regarding Julian Finlinson's taxes. He wanted to clarify that the motion to allow Mr. Finlinson to pay the remaining balance of his property taxes before the end of year was the end of the tax year which is October 31, 2013.

Commissioner Withers made a motion to reconsider the motion to ratify the motion waiving penalties and interest on Julian Finlinson's property taxes, if he pays 50% of the balance owed now and the remaining balance before the end of the year.

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

Commissioner Withers made a motion to ratify the motion waiving penalties and interest on Julian Finlinson's property taxes, if he pays 50% of the balance owed now and the remaining balance before the tax year ending October 31, 2013.

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

RECONSIDERATION OF ACTION TAKEN TO HELP FUND THE TOPAZ MUSEUM, A NON PROFIT ENTITY

Commissioner Roper made a motion to rescind the motion made April 16, 2013 to help fund the Topaz Museum, a non profit entity.

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

Commissioner Smith said that the money has already been returned to the County.

DISCUSSION AND POSSIBLE APPROVAL OF RESOLUTION 13-05-07, A RESOLUTION OF THE MILLARD COUNTY COMMISSION AMENDING SECTION XXI OF THE MILLARD COUNTY PERSONNEL POLICIES AND PROCEDURES MANUAL BY REPEALING THE SECTION ENTITLED "DONATIONS OR CONTRIBUTIONS" AND ADOPTING A NEW SECTION IN ITS PLACE

This new policy will follow state law. Commissioner Smith read the new resolution in its

entirety.

Commissioner Roper made a motion to approve Resolution 13-05-07, a Resolution of the Millard County Commission amending Section XXI of the Millard County Personnel Policies and Procedures Manual by repealing the section titled “Donations or Contributions” and adopting a new section in its place.

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

DISCUSSION AND POSSIBLE APPROVAL OF CONTRIBUTING MONEY TO THE TOPAZ MUSEUM, A NON PROFIT ENTITY, TO HELP WITH CONSTRUCTION OF ITS NEW BUILDING

Commissioner Smith explained that this project has been going on for some time now. Millard County has been supportive of the Museum. The Topaz Museum has put a lot of effort in trying to raise private money and to receive federal money. The County has committed in the past to participate when the Museum got to a specific point. Commissioner Smith stated that according to the new policy the County may provide monetary assistance to a nonprofit entity if the County receives fair and adequate consideration in return. Consideration may be nonmonetary and include anything that in the judgment of the County Commission contributes to the safety, health, prosperity, moral well-being, peace, order, comfort or convenience of county inhabitants.

Commissioner Smith went on to say that the Topaz Museum was constructed to remember the thousands of Japanese interned during World War II at the Topaz Relocation Site in Millard County. The Commission feels that donating to the museum contributes to the moral well-being, comfort or convenience of the County’s inhabitants by preserving history and remembering a society segregated from mainstream civilian life as a result of war. The Museum will benefit the County economically and culturally with the influx of tourist which has occurred through the years to visit Topaz or to participate in programs dedicated thereto.

Commissioner Withers made a motion to donate \$22,500 to the Topaz Museum, a non profit entity, to help with construction of its new building.

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

DISCUSSION AND POSSIBLE APPROVAL REGARDING MILLARD COUNTY SWIMMING POOL FEES

Commissioner Roper said that several people with different organizations have come to him requesting that the fees for the use of the pool be waived. Commissioner Smith said that in the past the County has waived fees for entities who hold official events by teaching a merit badge or some kind of safety class etc..

Commissioner Roper said that when he talked to Terry Cummings, East Millard Swimming Pool Supervisor, she indicated that they would have to increase the staff when there are large groups.

No action was taken on this issue.

DISCUSSION AND POSSIBLE APPROVAL OF AMENDING THE MILLARD COUNTY PURCHASING POLICY

Commissioner Smith presented a draft copy of the County's Purchasing Policy and went over the suggested changes with the Commission and the elected officials who were present.

The commissioners will make the changes suggested and will send a new draft to all the elected officials and departments heads for further input before approving a final draft.

BID OPENING FOR THE EAST MILLARD SWIMMING POOL RE-ROOFING PROJECT

Auditor Grace said that there were three bids received by her office.

Auditor Grace opened bids from Tom Nielson, Natural Impressions and Cody Olsen Construction

Commissioner Roper made a motion to accept the bids as presented and to look into the bid specifications to make sure all bids meet the criteria and to then award the bid based on the best value. The contractors will be notified at that time.

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

DISCUSSION AND POSSIBLE APPROVAL OF THE CHARGE ORDER ON THE TELEPHONE SYSTEM - SHERIFF DEKKER

Sheriff Dekker said that there were some additional costs to the contract, due to the wiring, extra drop boxes and replacing things that are not up to code.

The additional cost would be \$7,340.00 and \$2,038.82, respectively. Mr. Kaizumi presented two change orders for the Commission to consider. Mr. Kaizumi said that Frontier adjusted its margin to reflect this increase in cost.

Commissioner Withers questioned how 25% of the drops were missed. Sheriff Dekker explained that they were not necessarily missed but when going through the process there have been requests for additional drop boxes.

Mr. Kaizumi and Sheriff Dekker explained some of the things that came into effect and caused the increase.

Commissioner Roper made a motion to approve the charge order on the telephone system.

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

Attorney Waddingham asked if sufficient funds have been set aside in the current budget and if not, the current budget would have to be re-opened through a public hearing or the additional amounts would have to be considered in next year's budget. Commissioner Smith said sometimes they will have other projects fall through or not spend as much money budgeted in Capital Fund.

At the end of the year they will see if the money will be there.

DISCUSSION AND POSSIBLE PROPOSAL REGARDING THE COUNTY LANDFILL - MIKE HOLT AND WAYNE JACKSON

Mr. Holt said that he is in the process of upgrading all of his curb side garbage pickup equipment. Doing so will change how his business will operate. He explained that Fillmore City has asked that when he gets his new equipment that he take his loads to the landfill rather than to the transfer station, which is what his current contract requires.

He said that he would be willing to haul his loads to the landfill but would need to be compensated for doing so. The commissioners asked how often the garbage is transferred to the landfill from the compact station. Mr. Holt said that the County takes the garbage to the landfill at least three times a week for the compactor and then additional trips for the bins.

Tony Dearden gave a brief background history of what the process was when the compactor was first put in.

Mr. Holt said that eventually it will be a requirement to recycle and everyone will be required to have curb side pick up.

Commissioner Roper said that they need to discuss the options with the landfill department and will get back to Mr. Holt to see what they can work out.

Wayne Jackson discussed the cost increase for the garbage pick up. He said that Fillmore City wants to change the debri landfill dump dates from Thursday, Friday and Saturday to Friday, Saturday and Monday because people are doing most of their dumping on the weekends. He said that changing the dates of operating hours for the debri landfill would save the County money and would make people happier. He said that Fillmore City is wanting to know what the County would be willing to do before it can approve the new contract with Mr. Holt.

Commissioner Roper said that they will definitely look into the request and let them know.

DISCUSSION AND POSSIBLE APPROVAL OF UNIVERSITY OF UTAH (U of U) SCHOLARSHIPS FOR ALCOHOLISM AND OTHER DRUG DEPENDENCIES SUMMER SCHOOL - GEORGIA HARE

Georgia Hare asked the Commission for two scholarships for the University of Utah, to send two people to the school and then the school will match it by sending two more. The amount she is asking for is \$580.00, which will pay the \$205.00 tuition, plus \$85.00 for the room at Sage Point, the total scholarship would be \$290.00 for each person.

Commissioner Roper made a motion to approve funding two U of U scholarships for alcohol and other drug dependancies summer school in the amount of \$580.00.

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

DISCUSSION AND REPORT ON THE COUNTY'S INVOLVEMENT WITH MAINTAINING THE OLD HIGH SCHOOL GYMS

Commissioner Withers gave a brief history of what the commission has done regarding the high school gyms, including meeting with the Millard School Board. The Commission came to the point where they felt that they were the only entity left standing on the financial issue and felt that the financial burden was greater than anticipated. The Commission made a statement in the Chronicle Progress, stating that the financial obligation would be a burden to the County and at this time the Commission would not continue to support the issue.

Alan Riding, Delta City, said that Delta City is willing to pursue finding out what the actual costs would be to keep the building open. He said that they were not satisfied with the numbers given by the School Board.

Mr. Riding said that he was asked by the Delta City Mayor to attend the meeting today to let the Commission know that Delta City is willing to put forth some of the cost on this issue.

Commissioner Roper explained that after three meetings with the School Board and having no answers, the Commission presented a proposal to the School Board which included the County taking over complete cost for maintenance and share the costs of liability. If it proved to be a financial burden then the County would split the cost of demolition. He said that after all of that they still do not know what the costs will be.

Mr. Riding said that Delta City is willing to participate with costs in hiring out for a survey to figure out the cost of maintenance and operation of the buildings.

Steve Maxfield said that the School District has not done a very good job of providing actual numbers to the public.

Commissioner Smith said that his position is that the County tried to address the issues with several meetings but no other entities were willing to come to the table financially. The commissioners have exhausted all their efforts in trying to do this on their own and now they are done. They feel that they have gone above and beyond and at this point they are not willing to take on the financial responsibility because nobody else has been willing to step forward with some shared funding.

Julian Finlinson said that he understands that the citizens group has come to the discussion late, but there are still a number of people who feel strongly about this. He said that at no point has another look been taken on this.

Mr. Maxfield and Mr. Finlinson stated that the citizens group would like to have an evaluation done to see what the numbers really are for keeping and maintaining the gyms.

Mr. Maxfield asked if the Commissioners read the Entellen Study, which was designed based upon the premise, by reconstructing or refurbishing the buildings to current code. He went over some of the facts in the Entellen Study. He said that there are several local contractors who would be willing to offer bids to the citizens for the cost figures for saving the gyms. He said that he knows that the Commission has gone above and beyond but the citizens deserve to have this followed through.

He asked the Commissioners to not seize the discussion with the School Board and support the citizens in coming up with the real cost figures and then to come up with a partnership that would

make sense.

Mr. Finlinson said that they are only asking that the Commission suspend the discussion with the School Board and let the citizens come up with some numbers.

Commissioner Roper thanked Mr. Maxfield, Mr. Finlinson and Mr. Riding for coming today and sharing their concerns and ideas. He said that the problem is that there are three other entities who would need to be involved. When all entities are willing to make this work by moving in the same direction and are willing to commit their involvement fully, then if, the School Board says yes, then he would be willing to jump back on board with this issue. He said at this point he appreciates what they are doing.

Commissioner Smith said that no matter what they do they would still need to get another School Board Member in their favor, so far it has been three to two. He feels that those members are not going to change their mind and this is their project.

Mr. Maxfield said that he understands that, but they would like to get the School Board to hold off on its decision so that they can have time to get the information desired. He said that they are asking for the commissioners support in doing this.

Commissioner Withers explained why the commission decided to get involved with the whole issue. He also said that if there was commitment from outside entities then he too would reconsider his position.

Mr. Maxfield said that the public has the opportunity to see what really is out there and they plan to take that up with the School Board. He said that the government works for the citizens and they have the right to see the documents discussed.

Mr. Finlinson said that they are going to do what they can to get the School District to change its mind. They are also hoping to get some numbers and possibly get something more reasonable on the financial end. He said that they appreciate the Commission's time today.

He said that Fillmore City will be discussing this issue at its council meeting tonight.

Commissioner Roper said that Mayor Bunker had a good suggestion which was to shut the buildings down for the summer and only have it operational during the school year, which made sense to him.

OTHER BUSINESS

Auditor Grace presented a \$5.00 gift card her office received as a thank you gift. She donated the gift card for County use.

Auditor Grace said that she spoke with Kristen Chase with the Community First Program. Auditor Grace said that the \$40,000.00 grant that the Community First Program is applying for is through the State of Utah and is a renewable grant for up to three years. The grant is a reimbursement grant and they are asking the County to be the fiscal agent for the grant.

Auditor Grace said that the purpose of the grant would be for after school preparedness for college. She questioned why they would not use the School Board as its fiscal agent.

It was explained that their intent was to use existing school district employees and because of that they would have to pay overtime and that is why they do not want to be the fiscal agent.

After further discussion, it was decided that Commissioner Withers will contact Teresa with the School District to find out more information regarding this issue.

Sheriff Dekker presented a blasting permit application for approval. This will be on the next agenda for possible approval.

PUBLIC INPUT

Mr. Maxfield discussed his history with closed sessions. He said that the people who he has worked with strongly believe that the government works for the citizens. He gave some examples of what he has been involved with regarding closed sessions.

Mr. Maxfield presented and read the Utah Code, Section 52-4-305 and Utah Code, Section 52-4-204 & 205 to the Commission.

He also read the notice placed on the Millard County web page which informed the public that the Millard School District would be holding a closed session on April 18, 2013, and the Millard County Commissioners have been invited to be in attendance. He said that he spoke with an attorney who indicated that the closed session held that day was an illegal session and everything discussed in that meeting should have been discussed in front of the public. He explained the reasons why they felt that it was an illegal session.

He said that he is asking the Commission to go through and review the packet that he has presented to them.

He said that the County Attorney, by law, represents the County Commission. By that law he also has to investigate and or prosecute violations, if there were any. He said that in his opinion he feels that this issue conflicts with the County Attorney.

Wayne Jackson reported on the meeting regarding the Community Covenants program. He said that the community covenants are being prepared now for signature which will take place at 1:00 p.m. on July 4, 2013 in the Fillmore park. Mr. Jackson said that they are still trying to get Delta City involved in the program.

Mr. Jackson also reported that he received the plaque for the veterans wall. He said that he appreciates the Commission for its help in updating the wall.

Commissioner Smith thanked Mr. Jackson for being the County's liaison.

OTHER BUSINESS CONTINUED

Assessor Manis said that last week he received an email from Attorney Tom Peters who is the County's representative on the centrally assessed protests. Mr. Peters requested that Assessor Manis sign an authorization which would allow Mr. Peters to access information relative to centrally assessed properties to do the job in which the County hired him to do.

Assessor Manis said that all of the centrally assessed property is dealing with commercial properties, and Mr. Peters will keep the information he views confidential. The commissioners and Assessor Manis discussed options of keeping the two additional names listed on the authorization form or removing them.

Assessor Manis will contact Mr. Peters to see if it is needed to have the other two names

listed on the authorization form.

Commissioner Withers made a motion to approve Assessor Manis signing a release to allow Attorney Tom Peters access to certain information in dealing with centrally assessed property.

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

Later, Assessor Manis reported that he spoke with Mr. Peters who indicated that he would really like to leave Appraisal Consultant Brent Eyre's name on the authorization form, due to the ongoing litigation and the review of the contracts that he needs to make and the comparisons that he needs to build. He said that he has no problem taking Attorney Adam Trump's name off of the form. The commissioners were okay with leaving Mr. Eyre's name on the list, as requested by Mr. Peters, until they decide to do something different.

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

Clerk Norma Brunson filed her notice of appointment of deputies in her office, which lists all three of her deputies.

Commissioner Withers, Commissioner Roper and Attorney Waddingham spent the day with the BLM last Thursday. They discussed possible routes for the transmission line in the county. They spent most of the day with the engineers and environmental people. He said that it was a good thing to attend.

He said that he also attended various other meetings. He said that the BLM's proposed preferred route is to come down Leamington Pass and then hook to IPP which is outside of the corridor.

Commissioner Roper said that Transwest would like to get as close to the railroad track as possible. If not, they thought about jumping the highway and coming down private property, because there is no way of putting the towers in the sand.

Commissioner Roper said that AOG is having a meeting on July 3, 2013. All of its natural resource people from the State will be in attendance. They would like to invite the Commission. He said that anyone on the conservation board is also invited. A light luncheon will be served.

Commissioner Roper said that the cattle guards which Mr. Kesler requested have been installed.

Commissioner Roper said that Abe Johnson would like a letter from the County supporting his application to serve as a board member on the Great Basin Heritage Board. Commissioner Roper will put a letter together for Commissioner Smith to sign recommending Mr. Johnson to be on the board. Commissioner Roper will also find out if anyone else would like to serve on the board.

Commissioner Roper said that residents from Oak City would like to have access to be able

to ride their four wheelers up Oak City Canyon from town. Commissioner Roper will meet with the residents who made the request and find out exactly what they are requesting.

Commissioner Roper said that the East Millard Race Association, a non profit entity, asked if the County would be able to donate \$1,000.00 to help with racing costs this year. The Association is required to have an ambulance on site during all of the races which costs \$250.00. Commissioner Roper informed them that there may be some money in the East Millard Recreation that the County might be able to donate. Commissioner Smith said that in the past they have directed these types of requests to the Tourism Committee for possible funding. Commissioner Roper said that he will contact the Tourism Committee and Auditor Grace to see if there are any available funds to donate to the East Millard Race Association.

Commissioner Roper made a motion to donate \$1,000 to the East Millard Race Association, if there are any available funds. This will be donated for the prosperity and the economic benefit to the County.

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

Commissioner Roper questioned what the County decided regarding the possibility of adding office space at the County Satellite Offices in Delta for the County Attorney. Commissioner Smith said that the Office Manager Sheryl Dekker has been out of town and now that she is back they will meet with her to decide what they are going to do.

Commissioner Roper said that he has some classifications on the step and grade for the Economic Development Director's position. He asked whether they could offer the position or if they need to wait until the next budget cycle. Commissioner Smith said that there is the added costs for the benefits when it goes from a part-time to full-time position. He said that a lot of the time they wait for the end of the year and open the budget and transfer funds from fund 10 to one department from another but it would need to be done in a public hearing. This will be discussed further at the next commission meeting.

Commissioner Roper said that he talked to someone from the DOT regarding the road access for the new Public Health Building. That person is out of town until next week and will contact Commissioner Roper when he gets back.

Commissioner Roper also talked to the owners of the other property in question. That property is in a trust and cannot be sold.

Commissioner Roper suggested to get on the School Board's agenda to discuss the property owned by them.

Commissioner Roper said that two county roads have been closed off by property owners. It was suggested to send a letter to those property owners. Commissioner Roper will get Attorney Waddingham the information so he can send the letters.

Commissioner Roper said that the Fire District would like to amend its by laws. Attorney

Waddingham will work with Commissioner Roper in that process.

Commissioner Withers asked if the issue at the Delta Sands was ever resolved. Commissioner Roper said that he spoke with the manager of the Delta Sands and he feels that it will work itself out. The person in question is no longer at the facility. Commissioner Roper will contact the person who made the complaint.

Recorder Hansen received the grant for the survey corners for the cadastral money. She gave a copy of the contract to Attorney Waddingham for his review. She informed the Commission that the State requires the contract to be signed by the Commission and returned before May 15, 2013.

Recorder Hansen said that she will be meeting with the surveyor on Thursday to make sure they are on line and to see where they are going to do the surveys this year.

Commissioner Smith explained that this grant is federal money that the State gets to help the County with the upkeep of its records and corners. This is an ongoing thing the County does with the State of Utah. The County needs to report its findings back to the State.

Commissioner Roper made a motion to approve the contract between Millard County and the State of Utah for the cadastral money and services pending the county attorney's review.

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

Commissioner Smith attended the Western Governors' meeting in Salt Lake City, Utah on the west wide energy corridor for permitting utility corridors across the western United States. There was one other county commissioner from Montana in attendance. Most of the discussion was between States that have large utility companies and are trying to resolve those issues so that it does not take as long. He said that it was beneficial to be there and to be able to give the County's perspective. He appreciated being involved in that meeting.

Attorney Waddingham presented a copy of a revised edition of "Robert's Rules of Order". He said that the Commission can review the book and determine whether they would like to adopt it at a future date.

Commissioner Smith said that the Commissioners had previously adopted a format to conduct meetings but would review the book.

DISCUSSION AND POSSIBLE APPROVAL OF A COMMISSION WAIVER FOR WEST MILLARD RODEO CLUB (WMRC) - CASSY NOYES

Commissioner Withers made a motion to approve 50% of the Commission waiver for WMRC - Cassy Noyes. This falls under the policy that it will contribute to the prosperity of the County by economically benefitting the County.

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

POSSIBLE REVIEW OF COUNTY POLICIES AND CONTRACTS

There was none.

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 Roper SECONDED the motion. The voting was unanimous and the meeting adjourned at 1:47 p.m..

Attest: _____

Approved: _____