

BOARD OF COUNTY COMMISSIONERS, UTAH COUNTY, UTAH
MINUTES OF PUBLIC MEETING
COMMISSION CHAMBERS, ROOM 1400
OF THE UTAH COUNTY ADMINISTRATION BUILDING
February 3, 2015 - 9:00 A.M.

PRESENT: COMMISSIONER LARRY A. ELLERTSON, CHAIR
COMMISSIONER BILL LEE, VICE-CHAIR
COMMISSIONER GREG GRAVES

ALSO PRESENT:

Robert J. Moore, Utah County Deputy Attorney
Paul Jones, Utah County Deputy Attorney
Bryan E. Thompson, Utah County Clerk/Auditor
Scott C. Hogensen, Chief Deputy Clerk/Auditor
Julie Rollins, Utah County Purchasing Agent
Clarissa Reeve, Utah County Assessor's Office
Brian Voeks, Utah County Commission Office
Bryce Armstrong, Community Development
Peggy Kelsey, Community Development
Joshua K. Ivie, Community Development
Jack Snow, Utah County Fire Marshal
Dean Miner, Utah County Extension Director
Dr. Joseph K. Miner, Health Department Exec. Director
Toni Allman, Utah County Health Department
Ralph Clegg, Utah County Health Department
Patty Cross, Utah County Health Department
Linnea Fletcher, Utah County Health Department
Lance Madigan, Utah County Health Department
Kari Schmidt, Utah County Health Department
Sarah Simons, Utah County Health Department
PJ Maughan, Drug & Alcohol Prevention & Treatment
Neil Peterson, Information Systems Director
Mark Brady, Assistant Personnel Director
Jane Ivie, Personnel Office
Jeff Smith, Utah County Recorder
Andrea Allen, Utah County Recorder's Office
James O. Tracy, Utah County Sheriff
Dalene Higgins, Utah County Sheriff's Office
Mike Forshee, Utah County Sheriff's Office
Eldon Packer, Utah County Sheriff's Office
Gary Ratcliffe, Utah County Surveyor
Kim T. Jackson, Utah County Treasurer
Cary McConnell, Utah County Treasurer's Office

Jennifer Baptista, Pleasant Grove Resident
Laura Cabanilla, Provo Resident
Diane Christenson, Provo Resident
Jennifer Doud, Provo Resident
Pam Jones, Provo Resident
Sherrie Hall-Everett, Provo Resident
Cory Hanson, Provo Resident
Darren Hawkins, Orem Resident
John Higgins, Utah Department of Transportation
Jim Horrocks, Horrocks Engineers
Don Jarvis, Provo Resident
Dave Kalloy, Lindon Resident
Taylor Oldroyd, Utah County Association of Realtors
Christopher Oscarson, Provo Resident
Julie Reneer, Provo Resident
Randall Reneer, Provo Resident
Phil Snelgrove, Orem Resident
Erik Watkins, Brigham Young University Student
Derek Whetten, Orem Resident
Peter Anderson, -No further information given-
Sharon Anderson, -No further information given-
Chris Herrod, -No further information given-
Janelle Jarvis, -No further information given-
Lisa Liddiard, -No further information given-
Ron Mortimer, -No further information given-
Bryan Olson, -No further information given-
Barbara Petty, -No further information given-
Lynda Roper, -No further information given-
Dana C. Schoenfeld, -No further information given-
Grey Turner, -No further information given-
Merlin Weekes, -No further information given-
Mike Stansfield, Fairways Media
Sam Hester, *The Daily Herald*
Renée Huggins-Caron, Clerk/Auditor Admin. Assist.

Commissioner Ellertson called the meeting to order at 9:06 A.M. and welcomed those present. The following matters were discussed:

PRAYER/READING/THOUGHT: Dean Miner, Utah County Extension Director

PLEDGE OF ALLEGIANCE: Mike Stansfield, Fairways Media

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PUBLIC COMMENTS

Commissioner Ellertson took a moment of personal privilege to acknowledge distinguished guests in the audience. The Board had met with a delegation of parliament members from Kyrgyzstan the day prior, and those individuals were present and hosted today by Rusty Butler, Associate Vice President of International Affairs & Diplomacy at Utah Valley University. Mr. Butler spoke about the relationship between the governments, and the commissioners invited the group forward, posing for photographs and wishing them well for the remainder of their visit to America as well as all future endeavors.

Orem resident Phil Snelgrove came forward to express his opposition to the Provo/Orem Bus Rapid Transit (BRT) project. Mr. Snelgrove mentioned the #830 bus that passes his home near 1200 West and 400 South in Orem every thirty minutes is usually empty or only has a transport of three to five people, and it is delusional to assume that BRT will improve the situation.

Andrew Jackson, Director of the Mountainland Association of Governments, came forward to read a letter regarding the Provo/Orem Bus Rapid Transit project (*a copy of which can be found attached to these minutes*). He quoted the Constitution of the United States and explained the criteria of a Republican government. Mr. Jackson talked about transit taxes and the Metropolitan Planning Organization (MPO) vote which took place on September 4, 2014 in favor of BRT. He also addressed a resolution recently passed by the Utah County Republican Party Central Committee against BRT, noting more than 57,000 people voted in favor of a quarter cent sales tax increase compared to less than 200 people who voted for the resolution opposing BRT. Mr. Jackson expressed that BRT would be making the best of the current situation regarding tax dollars.

Utah Valley University President Matthew Holland approached the bench to clarify the school's interest in Bus Rapid Transit. There will be 40,000 registered students at UVU by the end of the decade, and mass transit is integral to growth. Students are the second highest ridership of Utah Transit Authority in the state and the highest in Utah County; the increased frequency and timeliness of BRT will help students get to campus without adding traffic and congestion. Mr. Holland acknowledged the sensitivity of routes affecting neighborhoods and emphasized students' dependency on bus service.

Don Jarvis, Sustainability Advisor to the Mayor of Provo, and secretary for the Utah County Clean Air Task Force is in favor of Bus Rapid Transit. Everyone has issues of budget, land, and air quality; public transit is better for all three factors in the long run. Mr. Jarvis reminded the Board that many people were opposed to the Utah Transit Authority Trax system in Salt Lake County, as well as FrontRunner - both projects have proven successful. Public transportation will be more frequently used when it is efficient, and Provo/Orem is the best place to begin for viability.

Utah Transportation Coalition Executive Director Abby Albrecht stated they are in full support of Bus Rapid Transit because it is essential to both Brigham Young University and Utah Valley University, the Provo Missionary Training Center, the citizens, and the preservation of Utah's environment and quality of life. Ms. Albrecht encouraged the Board to listen to the experts, and suggested the commissioners visit 3500 South in West Valley City to see the positive impact of BRT on the community and economy.

American Fork resident Diego Carroll is a Brigham Young University graduate and licensed traffic engineer. He addressed the resolution recently passed by the Utah County Republican Party Central Committee against Bus Rapid Transit. Mr. Carroll attended the meeting where that resolution was passed; his opinion is that it was presented superficially with biased statements and misleading information. The resolution claimed the only benefits are to Provo and Orem, and BRT will take funds away from other Utah County projects. Mr. Carroll pointed out the resulting decreased traffic for connecting roads, especially Interstate 15, and the fact that federal funding would be reallocated to another county in another state if Utah County rejects BRT. He reminded the audience that Utah County and Utah Department of Transportation (UDOT) projects are typically under budget and ahead of schedule. Mr. Carroll

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commented on the public knowledge of BRT and suggested the government should not rely on media reports for accurate information. He is disappointed that well-meaning public servants were led to pass a resolution based on misinformation, and asks the Board to make a decision that meets the conservative values of the region.

Teri Newell is the Region Three Director for the Utah Department of Transportation, and focuses on local collaboration and integrated transportation in her department. Roadway, transit, pedestrian, and bicycling needs are greatly considered and UDOT fully supports Bus Rapid Transit along University Parkway in Orem and University Avenue in Provo. Ms. Newell spoke of a comprehensive plan to move people along the corridor in the most efficient way possible, including widening of the roads during implementation of BRT to minimize costs and impacts on traffic.

Provo resident Karen Ritchie is in favor of the Provo/Orem Bus Rapid Transit project, believing it will minimize the air pollution in the state and be beneficial for the students of Brigham Young University and Utah Valley University as well as other local colleges. Ms. Ritchie does not want to see the money invested into this project so far go to waste.

Provo resident Pam Jones is not against an efficient, well-planned mass transit system; it is needed, but this Bus Rapid Transit project is not the correct solution. Ms. Jones opposes BRT because of concerns with bonding as she considers debt a nasty four-letter word. She questioned why people create budgets if limits will be put aside to borrow money. Ms. Jones encouraged the Board to re-think the BRT plans and instead create a better system.

Jennifer Doud, Provo resident, quoted parts of 'The Law' by Frédéric Bastiat. Each of us has a natural right to defend his person, his liberty, and his property - these are the three basic requirements of life, and each requires the other two for preservation. If a nation were founded this way, it would have the most simple, economical, non-oppressive and just government. Ms. Doud explained how the book teaches not to delegate to government what an individual could not morally do, and asked the commissioners not to obligate all citizens of the United States to pay for a Bus Rapid Transit system only serving Provo and Orem. Utah County should instead construct something less elaborate and affordable for ourselves.

Chris Herrod, former member of the Utah House of Representatives, responded to an earlier comment regarding experts; he countered that the experts are actually the citizens and not those standing to financially benefit from a project. Mr. Herrod stated good government is open and transparent, allowing everyone to have input and not having outgoing commissioners make decisions behind closed doors. He commented on the dangers of a people who do not trust their leaders and responsibility for the nation's debt. Mr. Herrod noted FrontRunner does not pay for its own operating costs and Bus Rapid Transit will be the same. It will only reduce travel time by five or ten minutes, and that is not worth affecting the surrounding neighborhood. He asked the Board to take responsibility for any decision made.

Provo resident Christopher Oscarson is thankful for the attention being drawn to the proper role of government and allocation of resources because of the Provo/Orem Bus Rapid Transit project. Government exists to do what an individual cannot as a private citizen. Mr. Oscarson would only consider leaving Provo because of the air pollution, the leading cause of which is cars on the road. While there are costs associated with building a BRT system, the expense is not as great as the cost of families' health and lives. Mr. Oscarson spoke about teaching through the power of example, addressing projected growth and reiterating that mass transit will improve air quality.

Sherrie Hall-Everett, former Provo City Councilmember and current member of the Provo Transportation Mobility Advisory Committee, was surprised by the resolution approved by the Utah County Republican Party Central Committee opposing Bus Rapid Transit. Ms. Hall-Everett pointed out the positive effects of the 15-year public process and studies to implement BRT, including re-investments into student housing and additional taxes and profits for Utah County. She warned against pushing the responsibilities of a growing population onto future generations at the risk of higher costs to manage public transportation. Ms. Hall-Everett also noted the opposing resolution was full of significantly false information and voted upon by only twelve percent of the county's delegation party. She commented on having a vision for the future, and quoted "we are standing in the shade of a tree that someone generations ago had the foresight to plant."

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Ms. Hall-Everett reiterated the public process and importance of planning ahead, and confirmed for Commissioner Lee that she was part of a group which organized a referendum asking the Provo City Council to review BRT more carefully. Ms. Hall-Everett noted the ultimate vote by Provo City after reviewing the data was to support the proposed route.

Provo resident and Brigham Young University student Erik Watkins noted growth in Utah County is expected to eclipse Salt Lake County by the year 2050. He spoke about parking and air pollution, mentioning that gas taxes are not going to be enough to pay for road maintenance and commenting on the efficiency of mass transit.

Orem resident and Brigham Young University professor Darren Hawkins finds transportation to be a challenge for his family. With three of his four children between the ages of 17 and 24, car-sharing does not meet all of their transit needs for education, internships, and part-time jobs. Mr. Hawkins noted his time would be spent more productively writing grant proposals to bring money into the county rather than walking to appointments, and suggested overall economic growth and air quality would be served well with Bus Rapid Transit.

Brigham Daniels lives in a Provo neighborhood where Bus Rapid Transit has been controversial. He addressed the importance of planning for the future, noting that BRT will serve the people who are currently opposed to the project by offering alternative transportation. Mr. Daniels called FrontRunner the beginning of a backbone for a very good mass transit system, but is not as conveniently located; he encouraged finding more effective ways to get from point to point. He asks Utah County and the Utah Transit Authority to minimize impacts on neighborhoods, and reminded the audience that the main costs for BRT will be paid by taxpayers.

Laura Cabanilla is a former Provo City Councilmember and soldier of the United States Army. She thanked the delegation from Kyrgyzstan for their country's importance to United States military operations in the Middle East. Ms. Cabanilla is also in favor of Bus Rapid Transit, calling it a necessary visionary project that will improve air quality. She referred to the historic tree outside of the County Administration building, noting how it thrives despite the climate because of support and planning. Provo/Orem is the hub of Utah County so it makes sense to begin there. Ms. Cabanilla repeated the earlier comment that elected officials must do for the people what they cannot do for themselves, stating the country would fall to anarchy if government did not intervene.

Orem resident Jim Faucet shared stories of driving an unpopular but economically smart vehicle while living in California during his youth, and how that is now the normal practice. Mr. Faucet pointed out electric cars will eventually be "the new normal" because views and opinions and change. He suggested an audit of the Bus Rapid Transit studies because someone must be trying to force an agenda; it would make more sense to have electric cars on all the roads rather than insist on BRT. Smart people will choose to drive electric and hybrid vehicles once the air becomes too polluted in the same way that driving fuel-efficient cars is more popular now than American-made cars were during Mr. Faucet's youth.

Provo resident Cory Hanson is a father, husband, and taxpayer opposed to the Bus Rapid Transit project. He noted everything that government does is on the backs of the citizens, stating far-sighted conservatism should more accurately be called big government progressivism. Mr. Hanson accepted a job in Provo while living in Salt Lake County, and took the responsibility himself of relocating his family; he did not ask the government to fix his problem, and now rides his bicycle the three miles to work. Bigger government, big spending, and big debt are not conservative principles. Mr. Hanson pointed to the previously mentioned historic tree outside, clarifying that the same individuals referring to it as "visionary" have all failed to mention the rods supporting it from collapsing on itself.

Derek Whetten is a member of the Orem City Planning Commission who hopes elected officials will plan for the future and make decisions based on what is best for Utah County citizens. He asked the Board to look at funds to be spent in widening roads versus public transit for the next fifty years, as well as what will move the most people and is best for quality of life. Utah County will rely heavily on mass transportation in the future. Transit and roads are not profitable - that is why they are not handled by private ventures, but government is not supposed to make decisions based on profit. Mr. Whetten encourages BRT running through the Brigham Young University campus.

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Cedar Hills resident Alison Clinger is troubled that some commissioners think Bus Rapid Transit is a good burden for the people of Utah County to bear; it is unaffordable and unnecessary. She does not want to subsidize transportation for university students and finds \$175,000,000 an excessive cost for a small percentage of the population to arrive at locations just a few minutes faster. The Board must designate funds to benefit as many people as possible; BRT ignores the current and future needs of outlying communities and the majority of county residents. Ms. Clinger asked the commissioners not to saddle the citizens and their children with a debt which only subsidizes transportation for a few.

Argie Shumway, Provo resident, referred to the historic tree previously used an example. She noted that a similar tree on her property does not need the props to stand, much like Utah County does not need support from the federal government. Ms. Shumway expressed gratitude for the republic in which both sides of an argument can assemble to voice opinions, but reminded the Board that the role of the government is to uphold the Constitution of the United States. She warned against accepting funds from the federal government. Ms. Shumway suggested more time be spent on the design of Bus Rapid Transit rather than polarizing the issue.

Orem resident Merlin Weekes questioned vehicle emissions saved with the implementation of Bus Rapid Transit compared to the emissions created in order to put the system in place. Mr. Weekes noted how BRT could be considered part of the *Agenda 21* sustainable development scheme proposed by the United Nations. He acknowledged while there is a transportation concern in Utah County, there are alternatives such as bicycling. More time should be spent researching and saving money to pay for a future system. Mr. Weekes stated that accepting federal monies is "feeding a monster that should not be fed."

Pleasant Grove resident Jennifer Baptista declared most people who had spoken in favor of Bus Rapid Transit at the meeting today would receive financial benefit from the project. Ms. Baptista clarified that she paid for parking and tuition for her son to attend Utah Valley University and did not expect the government to assume those responsibilities; it is absurd for UVU to now request a free ride. As the sponsor of the resolution recently passed by the Utah County Republican Party Central Committee against BRT, Ms. Baptista is insulted to hear the votes of the members minimized. She mentioned an audit and subsidies accepted by Utah Transit Authority, stating she has lived in Utah and California and has never ridden a bus because they are inconvenient. Ms. Baptista questioned how economic growth could benefit from BRT when she would be unable to transport merchandise from stores to her home via public transit. She also pointed out that BRT would not take cars off the road because the average family will still have to drive to the bus stops.

Pleasant Grove resident Lisa Liddiard noted the majority of people who had spoken in favor of Bus Rapid Transit at the meeting today either work for government or for an entity that financially benefits from government. Federal money consists of tax dollars paid by the citizens. Ms. Liddiard stated no one would choose public transportation over their own vehicle; she hopes never to be forced into a situation of having to take the bus. Strain on the roads will only be redistributed, not relieved. Ms. Liddiard explained how studies regarding improved air quality in relation to mass transit are inconclusive, pointing out that car companies are not pushed to create better vehicles when the government interferes. She concurred with previously expressed concerns about the financial practices of the Utah Transit Authority. Ms. Liddiard also gestured to the historic tree outside and asked whether it was planted by the government with tax dollars. Mass transit and roads in general should be left to private industries.

Randy Reneer is a Provo resident concerned about the proposed ten-foot sidewalk related to the Bus Rapid Transit project. There are numerous United States Department of Transportation studies which address the dangers of that type of sidewalk, including the 500% increase on likelihood of fatality or injury to pedestrians - especially when on a grade. Mr. Reneer considers the Provo City Trail a good model for a hybrid bicycle path, and noted for the record his opposition to the widened multi-use path. He asked Commissioner Graves to present a referendum to the people for this issue.

Taylor Oldroyd is a Provo resident and the Chief Executive Officer of the Utah County Association of Realtors. He quoted "a rising tide lifts all boats," stating all present want to do the right thing. The Provo/Orem Bus Rapid Transit system will spur economic development, and good planning will prevent Utah County turning into another California

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or Washington D.C. where traffic is concerned. Mr. Oldroyd addressed bonds and opinion polls, noting the majority support of BRT. He reviewed property tax distribution percentages between county departments. Mr. Oldroyd explained how BRT will have a positive impact on the economy and air quality without maxing out Utah County's bonding authority or taking away from other planned projects.

Orem resident Sharon Anderson stated there is no reason to hurry forward with the Provo/Orem Bus Rapid Transit project because the application can be always be submitted later. She suggested improved bus routes as a compromise for both sides of the argument; current busses could be enhanced and the overall system can grow as needs arise. Ms. Anderson also requested the public have access to contracts being considered by the Board, and Commissioner Lee noted it is a potential future option.

Karen Zea, Lake Shore resident, pointed out that population has been increasing while air quality improves and this has been done without Bus Rapid Transit. Ms. Zea questioned why she should be expected to pay for someone else's inconvenience in sharing a car with their family. She is concerned about debt incurred by the county and mentioned "robbing Peter to pay Paul" for hypothetical future situations. BRT only alleviates traffic directly along the route and adversely hinders traffic for crossing paths. Ms. Zea noted conflicting information in the environmental analysis, pointing out that Utah County is not mentioned as a coordinator. While transportation needs for students and employees at Brigham Young University and Utah Valley University are understandable, the proposed debt is not. It is disingenuous to indicate BRT will not affect taxes when taxes will be raised for road maintenance. Ms. Zea does not borrow money based on her expected income for the next twenty years and does not want Utah County to spend money that is not actually in the treasury.

Commissioner Graves clarified for the record that Utah County is listed within the environmental analysis as part of the Mountainland Association of Governments.

Provo resident Julie Reneer lives on the current #830 bus route which will be transformed into the Bus Rapid Transit route. She is not against effectively-run mass transit, but many factors have changed since the project was first proposed and it would be too expensive for Utah Transit Authority to begin their research again. Ms. Reneer stated BRT is a "want," not a "need." People choose to live in Provo because it is not a large metropolitan area, and Ms. Reneer is concerned that government is forgetting that BRT affects the people. She is opposed to the proposed project. Residents are subsidizing too much of UTA, a company which asked for opinions from the neighborhood and then did the exact opposite of what was suggested. Ms. Reneer stated for the record that UTA, the federal government, and Utah County are not listening to what the people really want and are opening themselves up to liability of seriously injuring or killing someone along the new ten-foot multi-use path.

Bob Womack, Orem resident, wrote a paper in 2005 which was published in a trade magazine regarding half-life on technology. He commented on the way people process information, noting they often look at numbers without taking the time to dissect those figures. Mr. Womack encouraged the Board to stop the Bus Rapid Transit project, stating it would be considered a dinosaur in ten years at the current rate of technology.

Commissioner Lee asked whether light rail was considered as an additional project to follow Bus Rapid Transit, and Chad Eccles of the Mountainland Association of Governments came forward to respond. Mr. Eccles explained that light rail was not the preferred mode as shown by environmental study and would be a completely different project from BRT.

Commissioner Ellertson noted both factual and incorrect information has been spread regarding the Provo/Orem Bus Rapid Transit project. The bonding for this project utilizes a tax that is already in place, and that tax is only being used as intended. He noted any debt as comparable to the necessary tools for purchasing a car or home. Commissioner Ellertson mentioned Utah County's high money management grades and emphasized that the county is financially healthy. Commissioner Lee welcomed further discussion on the matter and stated his door is always open; Commissioner Ellertson echoed that statement.

Following public comments, the commissioners moved forward with the agenda as scheduled.

CONSENT AGENDA

1. **TAKE ACTION TO REFER TO THE UTAH COUNTY PLANNING COMMISSION AND THE UTAH COUNTY AGRICULTURAL ADVISORY BOARD THE KENYON FARLEY AGRICULTURAL PROTECTION AREA 1 APPLICATION (WITH MODIFICATIONS AND OBJECTION) LOCATED IN SECTION 30, TOWNSHIP 9 SOUTH, RANGE 2 EAST, SLB&M, LOCATED ON THE EAST SIDE OF THE I-15 FREEWAY, PAYSON CITY AND SANTAQUIN CITY IN UTAH COUNTY**
2. **TAKE ACTION TO REFER TO THE UTAH COUNTY PLANNING COMMISSION AND THE UTAH COUNTY AGRICULTURAL ADVISORY BOARD THE KENYON FARLEY AGRICULTURAL PROTECTION AREA 2 APPLICATION (WITH MODIFICATIONS AND OBJECTION) LOCATED IN SECTION 30, TOWNSHIP 9 SOUTH, RANGE 2 EAST, SLB&M, LOCATED ON THE EAST SIDE OF THE I-15 FREEWAY, PAYSON CITY AND SANTAQUIN CITY IN UTAH COUNTY**
3. **APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO SIGN A PURCHASE SERVICE AGREEMENT BETWEEN THE UTAH COUNTY DEPARTMENT OF DRUG AND ALCOHOL PREVENTION AND TREATMENT, AND RELIAS LEARNING, LLC FOR ONLINE TRAINING SPECIFIC TO THE HEALTH AND HUMAN SERVICES INDUSTRY**

The Board requested Consent Agenda Item No. 3 be moved to the Regular Agenda for discussion.
PULLED TO REGULAR

4. **ADOPT A RESOLUTION APPROVING VOLUNTEERS WHO WISH TO DONATE THEIR SERVICES TO THE CHILDREN'S JUSTICE CENTER, THE UTAH COUNTY HEALTH DEPARTMENT, AND THE UTAH COUNTY DEPARTMENT OF DRUG AND ALCOHOL PREVENTION AND TREATMENT**

5. **APPROVE THE MINUTES OF THE DECEMBER 30, 2014 COMMISSION MEETING**

The commissioners requested Consent Agenda Item No. 5 be continued to the February 10, 2015 meeting of the Board.
CONTINUED TO FEBRUARY 10, 2015

6. **RATIFICATION OF WARRANT REGISTER SUMMARY**

Register No. 97	January 26, 2015	Check Nos. 203818-203818	Total: \$	1,208.20
Register No. 98	January 26, 2015	Check Nos. 203819-203832	Total: \$	172,097.00
Register No. 99	January 26, 2015	Check Nos. 203833-203837	Total: \$	64,511.34
Register No. 100	January 27, 2015	Direct Deposit: 21304-21304	Total: \$	288.00
Register No. 101	January 27, 2015	Check Nos. 203838-203842	Total: \$	1,836.36
Register No. 102	January 27, 2015	Check Nos. 203843-203857	Total: \$	5,970.24
Register No. 103	January 28, 2015	Purchasing Cards 3832-3846	Total: \$	40,003.18
Register No. 104	January 28, 2015	Purchasing Cards 3847-3860	Total: \$	37,657.61
Register No. 105	January 28, 2015	Direct Deposit: 21305-21305	Total: \$	570.40
Register No. 106	January 28, 2015	Direct Deposit: 21306-21306	Total: \$	155.00
Register No. 107	January 28, 2015	Purchasing Cards 3861-3876	Total: \$	6,524.50
Register No. 108	January 28, 2015	Check Nos. 203858-203860	Total: \$	719.25
Register No. 109	January 28, 2015	Check Nos. 203861-203864	Total: \$	5,347.00
Register No. 110	January 29, 2015	Check Nos. 203865-203866	Total: \$	8,417.61
Register No. 111	January 29, 2015	Check Nos. 203867-203882	Total: \$	17,975.79
Register No. 112	January 29, 2015	Direct Deposit: 21307-21314	Total: \$	1,865.92
Register No. 113	January 30, 2015	Wires: 370-370	Total: \$	268.73

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Register No. 114	January 30, 2015	Direct Deposit:21315-21315	Total: \$	5,335.00
Register No. 115	January 30, 2015	Direct Deposit:21316-21317	Total: \$	51.00
Register No. 116	January 30, 2015	Check Nos. 203883-203900	Total: \$	63,925.56
Register No. 117	January 30, 2015	Check Nos. 203901-203922	Total: \$	173,541.20
Register No. 118	January 30, 2015	Direct Deposit:21316-21321	Total: \$	331.64
Register No. 119	January 30, 2015	Check Nos. 203923-203936	Total: \$	143,025.20
Register No. 120	January 30, 2015	Purchasing Cards 3877-3878	Total: \$	64,773.64
Register No. 121	January 30, 2015	Direct Deposit:21322-21326	Total: \$	3,744.00
Register No. 122	January 30, 2015	Check Nos. 203937-203944	Total: \$	3,374.96
Register No. 123	January 30, 2015	Check Nos. 203945-203945	Total: \$	43,785.73
			<u>Total:</u>	<u>\$ 867,304.06</u>

Consent Agenda Item Nos. 1, 2, 4, and 6 were approved as written. Commissioner Ellertson recommended the following Regular Agenda items be moved to Consent:

2. **APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO EXECUTE COMPLIANCE AMENDMENTS TO AGREEMENT NOS. 2012-854, 2012-856, AND 2012-858 FOR THE UTAH COUNTY 401(A) AND 401(K) RETIREMENT PLANS, AND THE 457 DEFERRED COMPENSATION PLAN**
3. **APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO SIGN A MAINTENANCE AGREEMENT WITH CANON SOLUTIONS AMERICA FOR AN IR1023 COPIER, SERIAL NO. TJE06325, LOCATED IN THE EXTENSION OFFICE - EXPIRES 11/18/2015**
4. **APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO SIGN A MAINTENANCE AGREEMENT WITH LES OLSON COMPANY FOR AN AR-M355 COPIER, SERIAL NO. 4502090X, LOCATED IN THE PERSONNEL OFFICE - EXPIRES 01/11/2016**
5. **APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO SIGN A MAINTENANCE AGREEMENT WITH UTAH MICROGRAPHIC SERVICE SOLUTIONS FOR A MINOLTA MSP2000 READER/PRINTER, LOCATED IN THE RECORDER'S OFFICE - EXPIRES 12/31/2015**
6. **ADOPT AN ORDINANCE AMENDING VARIOUS SECTIONS OF THE UTAH COUNTY CODE, CHAPTER 9: "FIRE PREVENTION AND PROTECTION" *(Continued from the January 27, 2015 Commission meeting)***
7. **APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO SIGN THE COOPERATIVE AGREEMENT WITH UTAH STATE UNIVERSITY EXTENSION EDUCATIONAL WORK FOR THE YEAR 2015**
8. **APPROVE OR DENY A REQUEST FROM THE UTAH COUNTY EMPLOYEES ASSOCIATION TO WAIVE THE REQUIREMENT OF SECTION 1.6.A OF THE UTAH COUNTY FACILITY USE POLICY, AND AUTHORIZE THEM TO CONDUCT A BOOK SALE AT THE UTAH COUNTY JAIL ON FEBRUARY 26, 2015; AND IN ROOM NOS. 1600-1601 OF THE HEALTH AND JUSTICE BUILDING ON MARCH 16, MARCH 17, OCTOBER 26, AND OCTOBER 27, 2015**
12. **APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO EXECUTE AN AGREEMENT BETWEEN UTAH COUNTY AND SHARPE PHOTOGRAPHY, INC**

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13. **ADOPT A RESOLUTION APPOINTING WILLIAM C. LEE AS A COUNTY REPRESENTATIVE TO THE TAXING ENTITY COMMITTEE FOR PAYSON BUSINESS PARK ECONOMIC DEVELOPMENT PROJECT** *(Continued from the January 27, 2015 Commission meeting)*

14. **ADOPT A RESOLUTION APPOINTING LARRY A. ELLERTSON AS A COUNTY REPRESENTATIVE TO THE TAXING ENTITY COMMITTEE FOR PAYSON CITY RDA'S MICRON PROJECT** *(Continued from the January 27, 2015 Commission meeting)*

The Board suggested this item be stricken from the agenda.

STRICKEN

15. **ADOPT A RESOLUTION APPOINTING GREG GRAVES AS A COUNTY REPRESENTATIVE TO THE TAXING ENTITY COMMITTEE FOR PAYSON REDEVELOPMENT AGENCY PROJECT** *(Continued from the January 27, 2015 Commission meeting)*

The Board suggested this item be stricken from the agenda.

STRICKEN

16. **ADOPT A RESOLUTION APPOINTING GREG GRAVES AS A COUNTY REPRESENTATIVE TO THE TAXING ENTITY COMMITTEE FOR PLEASANT GROVE CITY RDA'S CENTRAL BUSINESS DISTRICT PROJECT** *(Continued from the January 27, 2015 Commission meeting)*

The Board suggested this item be stricken from the agenda.

STRICKEN

17. **ADOPT A RESOLUTION APPOINTING GREG GRAVES AS A COUNTY REPRESENTATIVE TO THE TAXING ENTITY COMMITTEE FOR SPANISH FORK CITY RDA'S GATEWAY ECONOMIC DEVELOPMENT PROJECT** *(Continued from the January 27, 2015 Commission meeting)*

The Board suggested this item be stricken from the agenda.

STRICKEN

18. **ADOPT A RESOLUTION APPOINTING WILLIAM C. LEE AS A COUNTY REPRESENTATIVE TO THE TAXING ENTITY COMMITTEE FOR SPANISH FORK CITY RDA'S WESTERN DISTRIBUTION CENTER PROJECT** *(Continued from the January 27, 2015 Commission meeting)*

The Board suggested this item be stricken from the agenda.

STRICKEN

19. **ADOPT A RESOLUTION APPOINTING WILLIAM C. LEE AND GREG GRAVES AS COUNTY REPRESENTATIVES TO THE TAXING ENTITY COMMITTEE FOR ALL REDEVELOPMENT, ECONOMIC DEVELOPMENT, AND URBAN RENEWAL PROJECT AREAS IN THE TOWN OF VINEYARD, UTAH** *(Continued from the January 27, 2015 Commission meeting)*

The Board suggested this item be stricken from the agenda.

STRICKEN

20. **ADOPT A RESOLUTION APPOINTING WILLIAM C. LEE AS A COUNTY REPRESENTATIVE AND GREG GRAVES AS AN ALTERNATE COUNTY REPRESENTATIVE TO THE TAXING ENTITY COMMITTEE FOR ALL REDEVELOPMENT, ECONOMIC DEVELOPMENT, AND URBAN RENEWAL PROJECT AREAS IN THE TOWN OF VINEYARD, UTAH**

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ACTIONS TAKEN

Consent Agenda Item Nos. 1 and 2 were **referred** to the Utah County Planning Commission and the Utah County Agricultural Advisory Board; No. **3** was **tabled** for further discussion; No. **4** was **adopted**; No. **5** was **continued** to the February 10, 2015 meeting of the Board; and No. **6** was **ratified**. **Regular Agenda Item Nos. 2, 3, 4, 5, 7 and 12** were **approved and authorized**; Nos. **6, 13 and 20** were **adopted**; No. **8** was **approved**; and Nos. **14 through 19** were **stricken** from the agenda.

AGREEMENT NOS.: 2015-69, 2015-70, 2015-71, 2015-72, 2015-73, 2015-74, 2015-75, 2015-76, 2015-77, 2015-78, 2015-79 and 2015-80
RESOLUTION NOS.: 2015-25, 2015-26 and 2015-27
ORDINANCE NO.: 2015-2

REGULAR AGENDA

(PULLED FROM CONSENT)

- 3. APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO SIGN A PURCHASE SERVICE AGREEMENT BETWEEN THE UTAH COUNTY DEPARTMENT OF DRUG AND ALCOHOL PREVENTION AND TREATMENT, AND RELIAS LEARNING, LLC FOR ONLINE TRAINING SPECIFIC TO THE HEALTH AND HUMAN SERVICES INDUSTRY**

PJ Maughan of the Utah County Department of Drug and Alcohol Prevention and Treatment explained this contract is for employee training. Relias Learning, LLC is a sole-source provider; the doctor currently providing this service will no longer be allowed to do so through the terms of a new grant qualification.

Commissioner Graves made the motion to approve the purchase service agreement with Relias Learning, LLC for online training specific to the Health and Human Services Industry as specified in Consent Agenda Item No. 3. The motion was seconded by Commissioner Lee and carried with the following vote:

AYE: Larry A. Ellertson
William C. Lee
Greg Graves
NAY: None

AGREEMENT NO. 2015-80

REGULAR AGENDA

- 1. RECOGNITION OF THE UTAH COUNTY EMPLOYEE OF THE MONTH FOR FEBRUARY 2015**

Eric Edwards, Director of the Health Promotion Office within the Health Department, was recognized as the Utah County Employee of the Month for February 2015.

- 9. ADOPT A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF UTAH COUNTY, UTAH REQUESTING A LEGAL OPINION OF THE UTAH COUNTY ATTORNEY'S OFFICE**

Commissioners Graves and Ellertson pointed out members of the Board can request a legal opinion of the Utah County Attorney's Office by simply asking for one, deeming an official resolution unnecessary.

Commissioner Graves made the motion to strike Regular Agenda Item No. 9.

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Because there was lack of a second, Commissioner Ellertson briefly suspended Robert's Rules of Order for the purpose of seconding this motion.

The motion was seconded by Commissioner Ellertson and carried with the following vote:

**AYE: Larry A. Ellertson
Greg Graves
NAY: William C. Lee**

STRICKEN

Commissioner Graves explained his motion was based on Commissioner Lee previously requesting this same information and already receiving an answer from the Attorney's Office during a public meeting, regarding binding votes on financial bonds. There was some discussion between the Board members in relation to that meeting and the proposed resolution.

10. ADOPT A RESOLUTION APPROVING AND AUTHORIZING THE EXECUTION OF AN INTERLOCAL COOPERATION AGREEMENT WITH MOUNTAINLAND ASSOCIATION OF GOVERNMENTS RELATING TO THE PROVISION OF REGIONAL PLANNING AND OTHER GOVERNMENTAL SERVICES

Andrew Jackson, Executive Director of Mountainland Association of Governments, came forward to answer Commissioner Lee's questions regarding project financing. Mr. Jackson addressed fiscal calendars, the planning process, travel and tourism funds, and reserve monies, and Utah County Deputy Attorney Robert J. Moore clarified some of the legal wording within the contract.

Commissioner Lee made the motion to adopt a resolution approving and authorizing an interlocal cooperation agreement with Mountainland Association of Governments relating to the provision of regional planning and other governmental services as discussed in Regular Agenda Item No. 10. The motion was seconded by Commissioner Graves and carried with the following vote:

**AYE: Larry A. Ellertson
William C. Lee
Greg Graves
NAY: None**

RESOLUTION NO. 2015-28
AGREEMENT NO. 2015-81

11. APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO SIGN AN AGREEMENT WITH AMERICAN LANDS COUNCIL

Commissioner Ellertson summarized this agreement relates to proposed legislation and coordination for the transfer of public lands. Commissioner Lee expressed support, mentioning his work with state representatives and noting for the record a \$5,000 commitment from Utah County for this agreement.

Commissioner Lee made the motion to approve and authorize an agreement with American Lands Council as detailed in Regular Agenda Item No. 11. The motion was seconded by Commissioner Graves and carried with the following vote:

**AYE: Larry A. Ellertson
William C. Lee
Greg Graves
NAY: None**

AGREEMENT NO. 2015-82

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At this point, the commissioners determined which closed meetings would be necessary to set and which could be stricken from the Regular Agenda.

25. SET A DATE, TIME AND LOCATION FOR A CLOSED MEETING TO DISCUSS COMMERCIAL INFORMATION AS DEFINED IN SECTION 59-1-404, U.C.A., AS AMENDED

Commissioner Graves made the motion to strike Regular Agenda Item No. 25 to set a date, time, and location for a closed meeting to discuss commercial information as defined in Section 59-1-404, U.C.A., as amended. The motion was seconded by Commissioner Lee and carried with the following vote:

AYE: Larry A. Ellertson
William C. Lee
Greg Graves
NAY: None

STRICKEN

21. SET A DATE, TIME AND LOCATION FOR A CLOSED MEETING TO DISCUSS THE CHARACTER, PROFESSIONAL COMPETENCE, OR PHYSICAL OR MENTAL HEALTH OF AN INDIVIDUAL OR INDIVIDUALS

Commissioner Lee made the motion to set a date, time and location for a closed meeting for a strategy session to discuss the character, professional competence, or physical or mental health of an individual or individuals to immediately follow the Work Session portion of the regular public meeting today in Room 1400 of the County Administration Building. The motion was seconded by Commissioner Graves and carried with the following vote:

AYE: Larry A. Ellertson
William C. Lee
Greg Graves
NAY: None

SET

22. SET A DATE, TIME AND LOCATION FOR A CLOSED MEETING FOR A STRATEGY SESSION TO DISCUSS PENDING OR REASONABLY IMMINENT LITIGATION

Commissioner Lee made the motion to set a date, time and location for a closed meeting for a strategy session to discuss pending or reasonably imminent litigation to immediately follow the previously scheduled closed meeting today in Room 1400 of the County Administration Building. The motion was seconded by Commissioner Graves and carried with the following vote:

AYE: Larry A. Ellertson
William C. Lee
Greg Graves
NAY: None

SET

23. SET A DATE, TIME AND LOCATION FOR A CLOSED MEETING FOR A STRATEGY SESSION TO DISCUSS THE PURCHASE, EXCHANGE, OR LEASE OF REAL PROPERTY

Commissioner Lee made the motion to set a date, time and location for a closed meeting for a strategy session to discuss the purchase, exchange, or lease of real property to immediately follow the previously scheduled closed meetings today in Room 1400 of the County Administration Building. The motion was seconded by Commissioner Graves and carried with the following vote:

**AYE: Larry A. Ellertson
William C. Lee
Greg Graves
NAY: None**

SET

24. SET A DATE, TIME AND LOCATION FOR A CLOSED MEETING FOR A STRATEGY SESSION TO DISCUSS THE SALE OF REAL PROPERTY

Commissioner Lee made the motion to set a date, time and location for a closed meeting for a strategy session to discuss the sale of real property to immediately follow the previously scheduled closed meetings today in Room 1400 of the County Administration Building. The motion was seconded by Commissioner Graves and carried with the following vote:

**AYE: Larry A. Ellertson
William C. Lee
Greg Graves
NAY: None**

SET

WORK SESSION

NO WORK SESSION ITEMS WERE SUBMITTED

This concluded discussion of all scheduled agenda items, and the meeting recessed at 12:06 P.M. to go into closed sessions. The public meeting reconvened at 1:47 P.M.

Commissioner Graves made the motion to adjourn the February 3, 2015 meeting of the Utah County Board of Commissioners. The motion was seconded by Commissioner Lee and carried with the following vote:

**AYE: Larry A. Ellertson
William C. Lee
Greg Graves
NAY: None**

There being no further business nor public comment, the meeting adjourned at 1:47 P.M. The minutes of the February 3, 2015 Commission meeting were approved as transcribed on March 17, 2015.

LARRY A. ELLERTSON, Commission Chair

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ATTEST:

BRYAN E. THOMPSON
Utah County Clerk/Auditor