

BOARD OF COUNTY COMMISSIONERS, UTAH COUNTY, UTAH
MINUTES OF PUBLIC MEETING
COMMISSION CHAMBERS, ROOM 1400
OF THE UTAH COUNTY ADMINISTRATION BUILDING
May 26, 2015 - 9:00 A.M.

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

ALSO PRESENT:

Jeffrey R. Buhman, Utah County Attorney
David Shawcroft, Civil Division Chief Deputy Attorney
Robert J. Moore, Utah County Deputy Attorney
Paul Jones, Utah County Deputy Attorney
Carl Hollan, Utah County Deputy Attorney
Cort Griffin, Utah County Deputy Attorney
Burt Harvey, Clerk/Auditor - Tax Admin. Supervisor
Jim Stevens, Utah County Assessor's Office
Ralph Clegg, Utah County Health Department
Steve Mickelson, Utah County Health Department
Patty Cross, Utah County Health Department
Eric Edwards, Utah County Health Department

Brian Voeks, Utah County Commission Office
Pat Bird, Drug & Alcohol Prevention & Treatment
Michelle Allen, Drug & Alcohol Prevention & Treatment
Richard Nielson, Utah County Public Works Director
Mark Brady, Assistant Personnel Director
Andrea Allen, Utah County Recorder's Office
James O. Tracy, Utah County Sheriff
Dalene Higgins, Utah County Sheriff's Office
Shawn Radmall, Utah County Sheriff's Office
Kim T. Jackson, Utah County Treasurer
Taylor Oldroyd, Utah County Association of Realtors
Renée Huggins-Caron, Clerk/Auditor Admin. Assist.

Commissioner Ellertson called the meeting to order at 9:02 A.M. and welcomed those present. The following matters were discussed:

PRAYER/READING/THOUGHT: Ralph Clegg, Utah County Health Department

PLEDGE OF ALLEGIANCE: Jeffrey R. Buhman, Utah County Attorney

PUBLIC COMMENTS

Commissioner Ellertson noted anticipated rain showers all week, and asked everyone to conserve water by turning off their sprinklers. He confirmed with Utah County Public Works Director Richard Nielson that the county is setting a good example. Commissioner Ellertson also spoke of the importance in planning for the future, mentioning a statewide effort at <http://www.envisionutah.org> encouraging all Utah residents to participate in a survey.

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

CONSENT AGENDA

1. **DECLARE SPECIFIED EQUIPMENT FROM THE DEPARTMENT OF DRUG AND ALCOHOL PREVENTION AND TREATMENT AS SURPLUS, AND AUTHORIZE THE DISPOSITION THEREOF AS A TRADE-IN OF \$6089.00 TOWARDS NEW COPIERS FOR THAT SAME DEPARTMENT**
2. **APPROVE TAX CREDITS AND REFUNDS RECOMMENDED BY THE COUNTY TREASURER'S OFFICE IN CANCELLATION LETTER NO. 20333, DATED MAY 20, 2015**
3. **ABATE PERSONAL PROPERTY ACCOUNTS ATTACHED FOR THE YEARS INDICATED, HAVING BEEN IDENTIFIED AS UNCOLLECTIBLE; THERE ARE NO ASSETS AVAILABLE**

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4. **APPROVE REDUCING THE PENALTY IN THE AMOUNTS LISTED FOR THE ATTACHED PERSONAL PROPERTY ACCOUNTS, HAVING BEEN IDENTIFIED AS MEETING THE QUALIFICATIONS UNDER ORDINANCE NO. 2010-4 AND RESOLUTION NO. 2011-64 OF THE UTAH COUNTY CODE**
5. **ADOPT A RESOLUTION APPROVING VOLUNTEERS WHO WISH TO DONATE THEIR SERVICES TO THE CHILDREN'S JUSTICE CENTER AND THE UTAH COUNTY HEALTH DEPARTMENT**
6. **APPROVE PROPERTY TAX ACTIONS CONTAINED IN RECOMMENDATION LETTER NO. 2015-10**
The commissioners requested Consent Agenda Item No. 6 be continued to the next meeting of the Board.
CONTINUED TO JUNE 2, 2015
7. **APPROVE THE MINUTES OF THE APRIL 21, 2015 COMMISSION MEETING**
The commissioners requested Consent Agenda Item No. 7 be continued to the next meeting of the Board.
CONTINUED TO JUNE 2, 2015
8. **APPROVE THE MINUTES OF THE APRIL 28, 2015 COMMISSION MEETING**
The commissioners requested Consent Agenda Item No. 8 be continued to the next meeting of the Board.
CONTINUED TO JUNE 2, 2015
9. **APPROVE THE MINUTES OF THE MAY 5, 2015 COMMISSION MEETING**
The commissioners requested Consent Agenda Item No. 9 be continued to the next meeting of the Board.
CONTINUED TO JUNE 2, 2015
10. **RATIFICATION OF PAYROLL FOR MAY 19, 2015**
11. **RATIFICATION OF WARRANT REGISTER SUMMARY FOR MAY 19, 2015**
12. **RATIFICATION OF WARRANT REGISTER SUMMARY FOR MAY 26, 2015**

Consent Agenda Item Nos. 1 through 5, and 10 through 12, were approved as written. Commissioner Ellertson recommended the following Regular Agenda items be moved to Consent:

1. **DECLARE AS SURPLUS A GLOCK MODEL 17, SERIAL NUMBER WBW752, WITH AN ESTIMATED VALUE OF \$330.00 TO BE PRESENTED TO SGT. JEFF CORNELL FOR SERVING THE UTAH COUNTY SHERIFF'S OFFICE AND THE CITIZENS OF UTAH COUNTY**
2. **ADOPT A RESOLUTION AWARDING COUNTY PERSONAL PROPERTY AS A GIFT IN RECOGNITION OF MERITORIOUS SERVICE TO UTAH COUNTY FOR SGT. JEFFREY CORNELL**
5. **APPROVE AND AUTHORIZE AN ADDITION TO THE HEALTH DEPARTMENT – NURSING DIVISION STAFFING PLAN OF ONE (1) QUARTER-TIME CAREER SERVICE PUBLIC HEALTH NURSE II POSITION (ACCOUNT NO. 230-43120; UPGRADING 2022-37-1 FROM 0.75 TO 1.0)**
7. **APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO SIGN A MAINTENANCE AGREEMENT WITH CANON SOLUTIONS AMERICA FOR AN IR3235 COPIER, SERIAL NO. DFW07937ER, LOCATED IN THE CHILDREN'S JUSTICE CENTER - EXPIRES 6/14/2016**

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8. **AUTHORIZE AND APPROVE THE COMMISSION CHAIR TO SIGN THE CANCELLATION OF AGREEMENT NO. 2007-510 WITH JBM SALES & SERVICE FOR POSTAGE MACHINE RENTAL AT THE OREM WIC OFFICE**
9. **AUTHORIZE AND APPROVE THE COMMISSION CHAIR TO SIGN THE CANCELLATION OF AGREEMENT NO. 2007-512 WITH JBM SALES & SERVICE FOR POSTAGE MACHINE RENTAL AT THE PAYSON WIC OFFICE**
10. **APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO SIGN AN AGREEMENT WITH THE CHERRINGTON FIRM TO SERVE AS THE COLLECTION AGENCY FOR THE HEALTH DEPARTMENT**
11. **APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO SIGN AN AGREEMENT WITH CLAIM REMEDI FOR ELECTRONIC MEDICAL CLAIM TRANSMISSIONS**
12. **APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO SIGN AN AGREEMENT WITH PROVO CITY FOR THE WELL4LIFE 5K RUN/WALK TO BE HELD AUGUST 8, 2015**
13. **APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO SIGN AN AGREEMENT WITH THE WASATCH COUNTY HEALTH DEPARTMENT TO ALLOCATE FUNDS FOR THE ASPR REGIONAL MEDICAL SURGE CAPACITY GRANT**
14. **APPROVE AND AUTHORIZE AN AGREEMENT BETWEEN THE UTAH COUNTY DEPARTMENT OF DRUG AND ALCOHOL PREVENTION AND TREATMENT, AND SANDHILL HOUSE LLC, TO PROVIDE SOBER LIVING SUPPORT SERVICES THROUGH THE ACCESS TO RECOVERY III FEDERAL GRANT**
17. **APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO SIGN THE CHALLENGE COST SHARE AGREEMENT WITH THE USDA FOREST SERVICE UTAH-WASATCH-CACHE NATIONAL FOREST SERVICE PLEASANT GROVE RANGER DISTRICT** *(Continued from the May 12, 2015 Commission meeting)*
21. **APPROVE AND AUTHORIZE SHERIFF JAMES O. TRACY TO EXECUTE THE FY2016 AGREEMENT FOR BAILIFF AND SECURITY SERVICES**
24. **ADOPT THE AMENDED UTAH COUNTY HAZARD COMMUNICATION PROGRAM AND POLICY**

The commissioners requested Regular Agenda Item Nos. 26 through 42 be continued to the next meeting of the Board.

26. **APPROVE AND AUTHORIZE COMMISSION CHAIR TO EXECUTE AGREEMENT BETWEEN UTAH COUNTY AND ALPINE CITY FOR A UTAH COUNTY COMMUNITY ACTIVITIES GRANT FOR A TOURISM AND RECREATION DEVELOPMENT PROJECT**

CONTINUED TO JUNE 2, 2015

27. **APPROVE AND AUTHORIZE COMMISSION CHAIR TO EXECUTE AGREEMENT BETWEEN UTAH COUNTY AND AMERICAN FORK CITY FOR A UTAH COUNTY COMMUNITY ACTIVITIES GRANT FOR A TOURISM AND RECREATION DEVELOPMENT PROJECT**

CONTINUED TO JUNE 2, 2015

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28. **APPROVE AND AUTHORIZE COMMISSION CHAIR TO EXECUTE AGREEMENT BETWEEN UTAH COUNTY AND TOWN OF CEDAR FORT FOR A UTAH COUNTY COMMUNITY ACTIVITIES GRANT FOR A TOURISM AND RECREATION DEVELOPMENT PROJECT**
CONTINUED TO JUNE 2, 2015
29. **APPROVE AND AUTHORIZE COMMISSION CHAIR TO EXECUTE AGREEMENT BETWEEN UTAH COUNTY AND THE CITY OF CEDAR HILLS FOR A UTAH COUNTY COMMUNITY ACTIVITIES GRANT FOR A TOURISM AND RECREATION DEVELOPMENT PROJECT**
CONTINUED TO JUNE 2, 2015
30. **APPROVE AND AUTHORIZE COMMISSION CHAIR TO EXECUTE AGREEMENT BETWEEN UTAH COUNTY AND EAGLE MOUNTAIN CITY FOR A UTAH COUNTY COMMUNITY ACTIVITIES GRANT FOR A TOURISM AND RECREATION DEVELOPMENT PROJECT**
CONTINUED TO JUNE 2, 2015
31. **APPROVE AND AUTHORIZE COMMISSION CHAIR TO EXECUTE AGREEMENT BETWEEN UTAH COUNTY AND THE CITY OF ELKRIDGE FOR A UTAH COUNTY COMMUNITY ACTIVITIES GRANT FOR A TOURISM AND RECREATION DEVELOPMENT PROJECT**
CONTINUED TO JUNE 2, 2015
32. **APPROVE AND AUTHORIZE COMMISSION CHAIR TO EXECUTE AGREEMENT BETWEEN UTAH COUNTY AND THE TOWN OF FAIRFIELD FOR A UTAH COUNTY COMMUNITY ACTIVITIES GRANT FOR A TOURISM AND RECREATION DEVELOPMENT PROJECT**
CONTINUED TO JUNE 2, 2015
33. **APPROVE AND AUTHORIZE COMMISSION CHAIR TO EXECUTE AGREEMENT BETWEEN UTAH COUNTY AND THE TOWN OF GOSHEN FOR A UTAH COUNTY COMMUNITY ACTIVITIES GRANT FOR A TOURISM AND RECREATION DEVELOPMENT PROJECT**
CONTINUED TO JUNE 2, 2015
34. **APPROVE AND AUTHORIZE COMMISSION CHAIR TO EXECUTE AGREEMENT BETWEEN UTAH COUNTY AND OREM CITY FOR A UTAH COUNTY COMMUNITY ACTIVITIES GRANT FOR A TOURISM AND RECREATION DEVELOPMENT PROJECT**
CONTINUED TO JUNE 2, 2015
35. **APPROVE AND AUTHORIZE COMMISSION CHAIR TO EXECUTE AGREEMENT BETWEEN UTAH COUNTY AND PLEASANT GROVE CITY FOR A UTAH COUNTY COMMUNITY ACTIVITIES GRANT FOR A TOURISM AND RECREATION DEVELOPMENT PROJECT**
CONTINUED TO JUNE 2, 2015
36. **APPROVE AND AUTHORIZE COMMISSION CHAIR TO EXECUTE AGREEMENT BETWEEN UTAH COUNTY AND PROVO CITY FOR A UTAH COUNTY COMMUNITY ACTIVITIES GRANT FOR A TOURISM AND RECREATION DEVELOPMENT PROJECT**
CONTINUED TO JUNE 2, 2015
37. **APPROVE AND AUTHORIZE COMMISSION CHAIR TO EXECUTE AGREEMENT BETWEEN UTAH COUNTY AND SALEM CITY FOR A UTAH COUNTY COMMUNITY ACTIVITIES GRANT FOR A TOURISM AND RECREATION DEVELOPMENT PROJECT**
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- 38. APPROVE AND AUTHORIZE COMMISSION CHAIR TO EXECUTE AGREEMENT BETWEEN UTAH COUNTY AND SANTAQUIN CITY FOR A UTAH COUNTY COMMUNITY ACTIVITIES GRANT FOR A TOURISM AND RECREATION DEVELOPMENT PROJECT**

CONTINUED TO JUNE 2, 2015

- 39. APPROVE AND AUTHORIZE COMMISSION CHAIR TO EXECUTE AGREEMENT BETWEEN UTAH COUNTY AND SARATOGA SPRINGS FOR A UTAH COUNTY COMMUNITY ACTIVITIES GRANT FOR A TOURISM AND RECREATION DEVELOPMENT PROJECT**

CONTINUED TO JUNE 2, 2015

- 40. APPROVE AND AUTHORIZE COMMISSION CHAIR TO EXECUTE AGREEMENT BETWEEN UTAH COUNTY AND SPANISH FORK CITY FOR A UTAH COUNTY COMMUNITY ACTIVITIES GRANT FOR A TOURISM AND RECREATION DEVELOPMENT PROJECT**

CONTINUED TO JUNE 2, 2015

- 41. APPROVE AND AUTHORIZE COMMISSION CHAIR TO EXECUTE AGREEMENT BETWEEN UTAH COUNTY AND SPRINGVILLE CITY FOR A UTAH COUNTY COMMUNITY ACTIVITIES GRANT FOR A TOURISM AND RECREATION DEVELOPMENT PROJECT**

CONTINUED TO JUNE 2, 2015

- 42. APPROVE AND AUTHORIZE COMMISSION CHAIR TO EXECUTE AGREEMENT BETWEEN UTAH COUNTY AND WOODLAND HILLS CITY FOR A UTAH COUNTY COMMUNITY ACTIVITIES GRANT FOR A TOURISM AND RECREATION DEVELOPMENT PROJECT**

CONTINUED TO JUNE 2, 2015

- 43. APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO SIGN AN AGREEMENT WITH SCERA FOR UTAH COUNTY SPONSORSHIP OF THE 2015 SCERA SHELL SEASON** *(Continued from the May 5 and May 12, 2015 Commission meetings)*

- 44. RATIFY THE SIGNATURE OF THE COMMISSION CHAIR ON THE MUTUAL CONFIDENTIALITY AND NON-DISCLOSURE AGREEMENT WITH ERNST & YOUNG, LLP**

ACTIONS TAKEN

Consent Agenda Item Nos. 1 was declared as surplus; **Nos. 2 and 4** were approved; **No. 3** was abated; **No. 5** was adopted; **Nos. 6 through 9** were continued to the June 2, 2015 meeting of the Board; and **Nos. 10 through 12** were ratified. **Regular Agenda Item No. 1** was declared as surplus; **Nos. 2 and 24** were adopted; **Nos. 5, 7 through 14, 17, 21, and 43** were approved and authorized; **Nos. 26 through 42** were continued to the June 2, 2015 meeting of the Board; and **No. 44** was ratified.

AGREEMENT NOS.: 2015-288, 2015-288(A), 2015-289, 2015-290, 2015-291, 2015-292, 2015-293, 2015-294, 2015-295, 2015-296, 2015-297, 2015-298, 2015-299, 2015-300, 2015-301, 2015-302 and 2015-303

RESOLUTION NOS.: 2015-68 and 2015-69

POLICY NO.: 2015-1

REGULAR AGENDA

3. PROCLAIM MAY 25 THROUGH MAY 31, 2015 AS UTAH COUNTY ALCOHOL FREE GRADUATION WEEK: "SEAT RESERVED" IN COLLABORATION WITH THE UTAH COUNTY DEPARTMENT OF DRUG AND ALCOHOL PREVENTION AND TREATMENT, THE SHERIFF'S OFFICE, AND THE UTAH COUNTY SMART COALITION

Utah County Department of Drug and Alcohol Prevention and Treatment Director Richard Nance came forward and spoke about the importance of preventing underage drinking, one of the main objectives of Utah County's S.M.A.R.T. (Substance Misuse and Abuse Reduction Team) Coalition. With the end of the school year approaching, some parents illegally provide alcohol to minors for graduation; this leads to unfortunate accidents, sexual assault, and sometimes death. Mr. Nance's department has organized with the Utah County Sheriff's Office to place stickers on the rear passenger window of patrol cars to advertise "Seat Reserved" as part of the effort to minimize underage drinking. Mr. Nance read the proclamation for Utah County's Alcohol-Free Graduation Week at Commissioner Ellertson's request:

- ▶ **WHEREAS**, the Utah County Commission, the Utah County Sheriff, the Department of Drug and Alcohol Prevention and Treatment, and the Utah County SMART coalition value the health and safety of all our citizens, especially graduating high school seniors embarking on the next phase of life; and
- ▶ **WHEREAS**, alcohol is particularly damaging to one of our most valuable resources, our children, and a contributing factor in the three leading causes of death for teenagers — accidents, homicides and suicides; and
- ▶ **WHEREAS**, Utah Code Chapter 32b-4-403 states that it is unlawful for a person to furnish alcohol to a minor, and Utah Code Chapter 32b-4-409 states that it is unlawful for a minor to purchase, possess, or consume alcohol; and
- ▶ **WHEREAS**, the Utah County Sheriff, will have a "Seat Reserved" for adults who give alcohol to minors in all patrol vehicles; and
- ▶ **WHEREAS**, the goal of the Utah County Alcohol-Free Graduation Week campaign is to inform parents, teens, schools, businesses, churches, law enforcement agencies and civic organizations of this initiatives to prevent teen alcohol abuse;
- ▶ **Now, therefore**, the Commissioners of Utah County do hereby proclaim May 25th through May 31st Alcohol-Free Graduation Week in Utah County, Utah, and urge all citizens to join to work all year long to protect our teenagers from the dangers from alcohol, tobacco, and other drugs.

Utah County Sheriff James O. Tracy noted that youth who drink alcohol tend to imbibe more frequently as they get older. He stated parents need to be involved in prevention by securing alcohol in the home and communicating with their teenagers. Sheriff Tracy and the commissioners discussed outreach through the media, the Utah Highway Patrol, and law enforcement in general, clarifying that the reserved seat is ultimately a "one-way ticket to jail."

Commissioner Graves made the motion to proclaim May 25 through May 31, 2015 as Utah County Alcohol-Free Graduation Week: "Seat Reserved" as defined in Regular 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**

PROCLAMATION NO. 2015-2

4. APPROVE AND AUTHORIZE THE UPGRADE OF ONE HALF-TIME CAREER SERVICE ASSESSMENT TECHNICIAN I POSITION TO ONE FULL-TIME CAREER SERVICE STATUS IN THE STAFFING PLAN OF THE ASSESSOR'S OFFICE (100-41460-6552-30-1)

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Utah County Assistant Personnel Director Mark Brady came forward with Utah County Assessor Kris Poulson. Mr. Brady explained that the delayed purchase of some expensive machinery has made available extra budget in the Assessor's Office for the needed upgrade of an employee's status. When Commissioner Ellertson asked about ongoing funding, Mr. Poulson clarified his department is not moving forward with the \$100,000 purchase from Pictometry. Mr. Poulson also stated two appraisers have left the county since the beginning of this year, making the total four or five in the last twelve months. He noted major review and discussion will be needed for the 2016 County Budget in order to be able to negotiate and maintain qualified staff. Currently, technicians are performing appraisal work because the county has been unable to recruit employees based on pay scale and other issues.

Commissioner Lee made the motion to approve the changes to the Staffing Plan of the Assessor's Office as described in Regular Agenda Item No. 4. The motion was seconded by Commissioner Graves and carried with the following vote:

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

APPROVED

- 6. APPROVE OR DENY A LATE VETERAN ABATEMENT APPLICATION FOR TERRY SIMPSON, SERIAL NO. 08:138:0012, WITH A FINDING THAT THE FAILURE OF THE CLAIMANT TO TIMELY FILE THE APPLICATION WAS BEYOND THE CLAIMANT'S REASONABLE CONTROL AND TO NOT EXTEND THE DEADLINE WOULD BE AGAINST EQUITY OR GOOD CONSCIENCE**

Commissioner Graves made the motion to approve the late veteran abatement application for Terry Simpson on Property Serial No. 08:138:0012 as specified in Regular Agenda Item No. 6, with the finding that the failure of the claimant to timely file the application was beyond the claimant's reasonable control and to not extend the deadline would be against equity or good conscience. The motion was seconded by Commissioner Lee and carried with the following vote:

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

APPROVED

- 15. APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO SIGN AN AMENDMENT TO AGREEMENT NO. 2013-755 WITH EPIC ENGINEERING, P.C.**

Utah County Public Works Director Richard Nielson confirmed for Commissioner Ellertson that Epic Engineering assisted with creating a mandatory Stormwater Management Plan in 2013; having them complete the work they suggested will be more efficient than training a new contractor. Mr. Nielson explained how storm-water requirements will be implemented, and clarified for Commissioner Lee that the pay schedule is hourly: the county will only pay for what is used. When Commissioner Ellertson asked whether funds are available, Mr. Nielson pointed out the potential of a fine by the Environmental Protection Agency if the county is unable to cover the costs. While he could not provide a specific dollar amount, Mr. Nielson estimated the work could be billed in the \$20,000 range.

Commissioner Lee made the motion to approve an amendment to Agreement No. 2013-755 with Epic Engineering, P.C. as outlined in Regular Agenda Item No. 15. The motion was seconded by Commissioner Graves and carried with the following vote:

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

AGREEMENT NO. 2015-304

16. APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO SIGN THE SOUTH FORK TRAIL AGREEMENT WITH PROVO CITY, AND AUTHORIZE THE UTAH COUNTY CLERK/AUDITOR TO SIGN A QUIT-CLAIM DEED TO PROVO CITY, FOR A PARCEL OF GROUND NEAR VIVIAN PARK TOTALING 0.88 ACRES

Utah County Public Works Director Richard Nielson confirmed for the Board that all improvements and updates to the proposed contract with Provo City have been included in the most recent draft, which the city is reviewing. Utah County Deputy Attorney Paul Jones mentioned the trail easement deed as being guaranteed to Utah County, and Commissioner Ellertson commented on ownership. Mr. Jones, Mr. Nielson, and Commissioner Ellertson discussed the location of the property, and Mr. Nielson explained how Provo City must record the subdivision within two years or a new easement will be recorded with ownership returning to Utah County. Commissioner Ellertson asked about a specific alignment, and Mr. Nielson confirmed it has been included.

Commissioner Lee made the motion to approve the South Fork Trail Agreement Provo City as identified in Regular Agenda Item No. 16. 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. 2015-305

The commissioners chose to address Regular Agenda Item No. 18 and 19 in tandem, as they are directly related.

18. APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO SIGN AN AGREEMENT WITH RESTAURANT & STORE EQUIPMENT COMPANY TO PURCHASE TWO (2) FLAT TOP GRIDDLES FOR USE IN THE UTAH COUNTY JAIL KITCHEN

AGREEMENT NO. 2015-306

19. APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO SIGN AN AGREEMENT WITH RESTAURANT & STORE EQUIPMENT COMPANY TO PURCHASE TWO (2) STEAM KETTLES FOR USE IN THE UTAH COUNTY JAIL KITCHEN

AGREEMENT NO. 2015-307

Matt Higley of the Utah County Sheriff's Office approached the bench. Commissioner Ellertson asked whether the new kitchen equipment is needed as a replacement or in addition to current items, and Mr. Higley clarified the purchase was included in this year's budget as part of the restricted 9200 fund - it will be replacing older equipment. Commissioner Graves asked the Sheriff's Office to include account numbers on future agenda requests, and Burt Harvey of the Utah County Clerk/Auditor's Office confirmed there are enough funds within the budget.

Commissioner Graves made the motion to approve agreements with Restaurant & Store Equipment Company to purchase two (2) flat top griddles and two (2) steam kettles for use in the Utah County Jail as specified, respectively, in Regular Agenda Item Nos. 18 and 19. The motion was seconded by Commissioner Lee and carried with the following vote:

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

APPROVED

The commissioners moved forward with the remaining agenda items as numbered.

20. APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO SIGN AN AGREEMENT WITH WORLD CLASS CANINE FOR ADVANCE PATROL "STREET DOG" TRAINING TACTICS

Utah County Deputy Attorney Cort Griffin summarized the typical SWAT (Special Weapons and Tactics) canine school training will take place in September 2015, on a smaller scale this year. This presenter has previously provided the service for Utah County, approximately two years ago. Dalene Higgins of the Utah County Sheriff's Office guessed the monies would come from the 4260 fund, and Commissioner Ellertson noted the budget would need to be identified and funds moved if necessary.

Commissioner Graves made the motion to approve the agreement with World Class Canine for Advance Patrol "Street Dog" Training tactics as discussed in Regular Agenda Item No. 20 with appropriate budget transfers as needed. 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. 2015-308

22. APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO SIGN AN AGREEMENT WITH SOLUTIONS II FOR HOURLY TECHNICAL SUPPORT

The commissioners noted again that there are no budget line items from the Sheriff's Office, and asked staff to ensure that information is included on future agenda requests.

Commissioner Graves made the motion to approve the agreement with Solutions II for hourly technical support as specified in Regular Agenda Item No. 22 with appropriate budget transfers as needed. 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. 2015-309

23. APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO SIGN THE FY2016 BEER TAX PLAN TO BE FILED WITH THE STATE OF UTAH

Dalene Higgins of the Utah County Sheriff's Office came forward with Pat Bird of the Utah County Department of Drug and Alcohol Prevention and Treatment to explain the annual form submitted to the State of Utah. Commissioner Lee asked about the signature line for a Chief Executive Office, and Ms. Higgins clarified that it is standard language from the state.

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Commissioner Graves made the motion to approve the FY2016 Beer Tax Plan to be filed with the State of Utah as discussed in Regular Agenda Item No. 23. 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. 2015-310

25. APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO SIGN A CONTRACT WITH THANKSGIVING POINT FOR THE UTAH COUNTY ANNUAL COMMISSIONERS' CUP CHARITY GOLF TOURNAMENT

Commissioner Ellertson noted that all costs for the golf tournament are covered by revenue from the event. He also mentioned needing to clarify the gratuity percentage.

Commissioner Lee made the motion to approve a contract with Thanksgiving Point for the Utah County Annual Commissioners' Cup Charity Golf Tournament as described in Regular Agenda Item No. 25. 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. 2015-311

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

48. APPROVE AND SET A DATE, TIME AND LOCATION FOR A CLOSED MEETING FOR A STRATEGY SESSION TO DISCUSS THE SALE OF REAL PROPERTY, WATER RIGHTS, OR WATER SHARES, PREVIOUSLY PUBLICLY NOTICED FOR SALE (SUGGESTED FOR TODAY'S DATE, AT THIS LOCATION, FOLLOWING THE COMPLETION OF THE REGULAR AGENDA AND WORK SESSION AGENDA ITEMS) (ANNOUNCE THE VOTE OF EACH COMMISSIONER)

Commissioner Lee made the motion to strike Regular Agenda Item No. 48 to set a date, time, and location for a closed meeting for a strategy session to discuss the sale of real property, water rights, or water shares, previously publicly noticed for sale. The motion was seconded by Commissioner Graves and carried with the following vote:

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

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45. **APPROVE AND 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 (SUGGESTED FOR TODAY'S DATE, AT THIS LOCATION, FOLLOWING THE COMPLETION OF THE REGULAR AGENDA AND WORK SESSION AGENDA ITEMS) (ANNOUNCE THE VOTE OF EACH COMMISSIONER)**

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 follow the Regular Agenda and Work Session Agenda items 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

46. **APPROVE AND SET A DATE, TIME AND LOCATION FOR A CLOSED MEETING FOR A STRATEGY SESSION TO DISCUSS PENDING OR REASONABLY IMMINENT LITIGATION (SUGGESTED FOR TODAY'S DATE, AT THIS LOCATION, FOLLOWING THE COMPLETION OF THE REGULAR AGENDA AND WORK SESSION AGENDA ITEMS) (ANNOUNCE THE VOTE OF EACH COMMISSIONER)**

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 follow the Regular Agenda and Work Session Agenda items 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

47. **APPROVE AND SET A DATE, TIME AND LOCATION FOR A CLOSED MEETING FOR A STRATEGY SESSION TO DISCUSS THE PURCHASE, EXCHANGE, OR LEASE OF REAL PROPERTY, WATER RIGHTS, OR WATER SHARES (SUGGESTED FOR TODAY'S DATE, AT THIS LOCATION, FOLLOWING THE COMPLETION OF THE REGULAR AGENDA AND WORK SESSION AGENDA ITEMS) (ANNOUNCE THE VOTE OF EACH COMMISSIONER)**

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, water rights, or water shares to follow the Regular Agenda and Work Session Agenda items 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 9:48 A.M. to go into closed sessions. The public meeting reconvened at 10:52 A.M.

Commissioner Lee made the motion to adjourn the May 26, 2015 meeting of the Utah County Board of Commissioners. The motion was seconded by Commissioner Graves 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 10:52 A.M. The minutes of the May 26, 2015 Commission meeting were approved as transcribed on July 7, 2015.

LARRY A. ELLERTSON, Commission Chair

ATTEST:

BRYAN E. THOMPSON
Utah County Clerk/Auditor