MINUTES OF THE REGULAR MEETING OF THE

BOARD OF EMERY COUNTY COMMISSIONER

HELD IN THE EMERY COUNTY COURTHOUSE

APRIL 2, 2024

Present at the meeting was Commission Chairman Keven Jensen, Commissioner Jordan Leonard, Commissioner Lynn Sitterud, Attorney Mike Olsen, Sheriff Tyson Huntington, Deputy Clerk/Auditor Carol Cox, elected officials and citizens.

CONSENT AGENDA

(1)

APPROVAL OF CHECK EDIT LIST, REQUISITIONS AND DISPOSITIONS.

(2)

APPROVAL OF MARCH 19, 2024, COMMISSION MEETING MINUTES

(3)

APPROVAL TO START THE RECRUITMENT PROCESS FOR 3 SEASONAL HEAD AND/OR LIFEGUARDS.

(4)

APPROVAL OF BELINDA PEACOCK TO RECEIVE A 3% WAGE INCREASE FOR SUCCESSFUL COMPLETION OF HER 6 MONTH ORIENTATION PERIOD AS THE MUSEUM LEAD AND 3% COLA GIVEN THE FIRST OF THE YEAR, EFFECTIVE 4-15-24.

(5)

APPROVAL OF CAMIE BELL TO RECEIVE A 3% WAGE INCREASE FOR SUCCESSFUL COMPLETION OF HER 6 MONTH ORIENTATION PERIOD AS THE TRAVEL ASSISTANT AND 3% COLA GIVEN THE FIRST OF THE YEAR, EFFECTIVE 4-15-24

(6)

APPROVAL OF PEGGY FARNSWORTH TO RECEIVE A 3% WAGE INCREASE FOR SUCCESSFUL COMPLETION OF HER 6 MONTH ORIENTATION PERIOD AS THE MUSEUM SPECIALIST AND 3% COLA GIVEN THE FIRST OF THE YEAR, EFFECTIVE 4-15-24.

(7)

APPROVAL OF CHEY JOHNSON TO RECEIVE A 3% WAGE INCREASE FOR SUCCESSFUL COMPLETION OF HER 6 MONTH ORIENTATION PERIOD AS THE CUSTODIAN FOR THE EMERY LIBRARY AND 3% COLA GIVEN THE FIRST OF THE YEAR, EFFECTIVE 4-15-24

(8)

APPROVAL TO PROMOTE DEZERAY HERNANDEZ TO JUSTICE COURT CLERK II. MOVE FROM GRADE 11 TO GRADE 12, EFFECTIVE 4-15-24.

(9)

APPROVAL OF KAGE VANWAGONER AS A SEASONAL LAWN CARE LABORER WORKING 29 HOURS PER WEEK @ $14.70 PH.

(10)

APPROVAL TO APPOINT GARY J WILSON AS A CAREER SERVICE COUNCIL MEMBER, TERM ENDING 6-30-27.

(11)

APPROVAL TO APPOINT MAEGAN CROSLAND AS THE GRAMA SPECIALIST (RECORDER OFFICER) IN ADDITION TO HER EXECUTIVE COMMISSION ASSISTANT DUTIES AND RESPONSIBILITIES. MOVE FROM GRADE 14 TO GRADE 17, EFFECTIVE 4-15-24.

(12)

APPROVAL OF RANDY KENNEY ON THE FIRE DISTRICT BOARD.

Commissioner Lynn Sitterud made a motion to approve the Consent Agenda. The motion was seconded by Commissioner Jordan Leonard. The motion passed.

AYE: Lynn Sitterud

Jordan Leonard

Keven Jensen

NAY: none

DISCUSSION AGENDA

(1)

ITEMS PULLED FROM THE CONSENT AGENDA

Commissioner Lynn Sitterud made a motion to leave the regular meeting and enter into a public hearing to receive public comment regarding the issuance of General Obligation Bonds for Castle Valley Special Service District as advertised. The motion was seconded by Commissioner Jordan Leonard. The motion passed.

AYE; Lynn Sitterud

Jordan Leonard

Keven Jensen

NAY: none

(2)

A PUBLIC HEARING OF THE BOARD OF COUNTY COMMISSIONERS OF EMERY COUNTY, UTAH ACTING AS THE GOVERNING BODY OF THE CASTLE VALLEY SPECIAL SERVICE DISTRICT, EMERY COUNTY, UTAH (THE “ISSUER”) AUTHORIZING THE ISSUER’S GENERAL OBLIGATION BONDS, IN ONE OR MORE SERIES, IN THE MAXIMUM AMOUNT NOT TO EXCEED $1,400,000 FIXING THE MAXIMUM AMOUNT, MATURITY, INTEREST RATE, AND DISCOUNT ON THE BONDS; PROVIDING FOR THE PUBLICATION OF A NOTICE OF PUBLIC HEARING AND OF BONDS TO BE ISSUED; PROVIDING FOR THE RUNNING OF A CONTEST PERIOD; AND RELATED MATTERS.

Ryan Sharp, CVSSD explained that this is the final Public Hearing for the issuance of General Obligation Bonds. There was some confusion related to the notice of the public hearing amount of time for public comment.

The Emery County Commissioners returned to the regular meeting agenda.

(3)

DISCUSS/APPROVE/DENY A FINAL BOND RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF EMERY COUNTY, UTAH ACTING AS THE GOVERNING BODY OF THE CASTLE VALLEY SPECIAL SERVICE DISTRICT, EMERY COUNTY, UTAH (THE “ISSUER”) AUTHORIZING THE ISSUER’S $1,200,000 GENERAL OBLIGATION BONDS, SERIES 2024 (THE “SERIES 2024 BONDS”) IMPROVING, THROUGH PURCHASE OR CONSTRUCTION OR BOTH, FACILITIES FOR THE COLLECTION AND TREATMENT OF SEWAGE; FACILITIES USED IN CONNECTION WITH THE ACQUISITION, TREATMENT, STORAGE, TRANSPORTATION, AND SUPPLY OF WATER FOR DOMESTIC, INDUSTRIAL SECONDARY AND OTHER PURPOSES; DRAINAGE AND STORM SEWER FACILITIES, INCLUDING CURBS AND GUTTERS; AND TRANSPORTATION FACILITIES CONSISTING OF ROADS, SIDEWALKS AND RELATED BRIDGES AND VIADUCTS; TOGETHER WITH ALL NECESSARY LAND, RIGHTS-OF-WAY, EQUIPMENT AND FURNISHINGS THEREFOR, AND INCLUDING SUCH LEGAL, ENGINEERING, AND FISCAL AGENT EXPENSES REASONABLY INCURRED IN CONNECTION WITH THE ACQUISITION OF SUCH FACILITIES IN AND FOR THE ISSUER; AND RELATED MATTERS.

Commissioner Jordan Leonard made a motion to approve Resolution 4-2-24 a Resolution of the Board of County Commissioner of Emery County, Utah acting as the governing body of the Castle Valley Special Service District. The motion was seconded by Commissioner Lynn Sitterud. The motion passed.

AYE: Jordan Leonard

Lynn Sitterud

Keven Jensen

NAY: none

(4)

DISCUSS/APPROVE/DENY THE MOU BETWEEN EMERY COUNTY AND THE EMERY COUNTY BUSINESS CHAMBER REGARDING THE 2024 EMERY COUNTY FAIR.

Commissioner Jordan Leonard expressed his appreciation to the ECBC and Emery County Fair Board for coordination planning efforts for the 2024 Emery County Fair. We have good sponsors to help with financing the fair. Patsy Stoddard explained that the Business Chamber will organize, order prizes and supplies as well as pay all the bills associated with the Emery County Fair. The cost this year is $41,000.00. The date of the EC 2024 Fair is July 23-27, 2024. This MOU will identify the responsibilities as outlined in the MOU. Commissioner Jordan Leonard made a motion to approve an MOU between Emery County and the Emery County Business Chamber regarding the 2024 Emery County Fair. The motion was seconded by Commissioner Lynn Sitterud. The motion passed.

AYE: Jordan Leonard

Lynn Sitterud

Keven Jensen

NAY: none

(5)

APPROVAL OF THE MARCH 12, 2024, CANVAS OF ELECTION.

Commissioner Jordan Leonard made a motion to approve the March 12, 2024 Canvass of Election. The motion was seconded by Commissioner Lynn Sitterud. The motion passed.

AYE; Jordan Leonard

Lynn Sitterud

Keven Jensen

NAY: none

(6)

DISCUSS/APPROVE/DENY AGREEMENT BETWEEN EMERY COUNTY SHERIFF’S OFFICE AND L3 HARRIS REGARDING TRANSPORTATION FOR RADIO SIGNAL TESTING SERVICES.

Sheriff Tyson Huntington indicated that L3 Harris no longer needs their assistance for this service. Commissioner Lynn Sitterud made a motion to scratch agenda item #6. The motion was seconded by Commissioner Jordan Leonard. The motion passed.

AYE: Lynn Sitterud

Jordan Leonard

Keven Jensen

NAY: none

(7)

DISCUSS/APPROVE/DENY AMENDMENT OF THE 2024 EMERY COUNTY FEE SCHEDULE.

Road Supervisor Justin Truman requested approval to amend the 2024 Emery County Fee Schedule for the Landfill by adding “Unpaid Landfill Charges after 60 days will be fined 20% of the balance owing, and ‘No dumping allowed until after the unpaid balance is paid in full”. Commissioner Jordan Leonard made a motion to approve amending the 2024 Emery County Fee Schedule to add the requested fee/fine to the Landfill. The motion was seconded by Commissioner Lynn Sitterud. The motion passed.

AYE: Jordan Leonard

Lynn Sitterud

Keven Jensen

NAY: none

(8)

DISCUSS/APPROVE/DENY MEMORANDUM OF UNDERSTANDING (MOU) WITH UETN FOR TELECOMMUNICATIONS WAN SERVICES FOR EMERY COUNTY LIBRARY SYSTEM FOR JULY 1, 2024, TO JUNE 20, 2029.

Desiree Malley requested approval for a MOU with UETN for Telecommunications WAN services for Emery County Library System. The cost associated with this MOU is 100% covered by ERate. Jeff Guymon has reviewed the MOU and recommends approval. Commissioner Lynn Sitterud made a motion to approve an MOU with UETN for Telecommunications WAN Services for Emery County Library System. The motion was seconded by Commissioner Jordan Leonard. The motion passed.

AYE: Lynn Sitterud

Jordan Leonard

Keven Jensen

NAY: none

(9)

DISCUSS/APPROVE/DENY MOU WITH UEN MEMORANDUM OF UNDERSTANDING (MOU) FOR EMERY COUNTY LIBRARY SYSTEM PARTICIPATION IN THE UEN 2024 WI-FI FOR LIBRARIES PROGRAM.

Desiree Malley requested approval for an MOU with UEN for 2024 Wi-Fi for Libraries Program. This is 100% reimbursable at $16,000. Jeff Guymon has reviewed and recommended approval. Commissioner Jordan Leonard made a motion to approve an MOU with UEN for 2024 Wi-Fi for Libraries Program. The motion was seconded by Commissioner Lynn Sitterud. The motion passed.

AYE: Jordan Leonard

Lynn Sitterud

Keven Jensen

NAY: none

(10)

DISCUSS/APPROVE/DENY ACCEPTANCE OF THE 2024 TECHNOLOGY ENHANCEMENT GRANT.

Desiree Malley requested approval to accept the 2024 Technology Enhancement Grant awarded to libraries in Emery County to upgrade patron computers and monitors. Commissioner Jordan Leonard made a motion to accept the 2024 Technology Enhancement Grant. The motion was seconded by Commissioner Lynn Sitterud. The motion passed.

Aye: Jordan Leonard

Lynn Sitterud

Keven Jensen

NAY: none

(11)

DISCUSS/APPROVE/DENY EMERY COUNTY PREDATION MANAGEMENT PLAN FOR FY 2024.

Emery County would pay UDAF/DWR $6,000 and receive back $3,000 as matching funds for predator damage management. Commissioner Jordan Leonard made a motion to approve Emery County Predation Management Plan FY2024. The motion was seconded by Commissioner Lynn Sitterud. The motion passed.

AYE: Jordan Leonard

Lynn Sitterud

Keven Jensen

NAY: none

(12)

DISCUSS/APPROVE/DENY TO GET APPROVAL ON UPGRADING THE HVAC IN THE COUNTY BUILDING

Commissioner Jordan Leonard explained that when the Commissioners met during budget meetings they had discussed and planned for upgrading the HVAC system in the building. The state bid for HVAC upgrade is $230,217.00. He asked for discussion on moving forward with the upgrade. After discussion, Commissioner Jordan Leonard made a motion to approve moving forward with the HVAC upgrade in this building. The motion was seconded by Commissioner Lynn Sitterud. The motion passed.

AYE: Jordan Leonard

Lynn Sitterud

Keven Jensen

NAY: none

(13)

DISCUSS/APPROVE/DENY SHANNON JOHNSON, WHO IS A NIECE OF THE MAINTENANCE LEAD, KYLE SCOW, TO BE A SEASONAL LAWN CARE LABORER WORKING 29 HOURS PER WEEK AT $14.70 PH.

After reading the code regarding hiring family and indicating that Kyle has advertised for several weeks to fill the position receiving no applicants for the 4 month seasonal lawn care laborer job.

Commissioner Lynn Sitterud made a motion to approve Shannon Johnson to fill the seasonal lawn care laborer position with Kyle Scow as her supervisor. The motion was seconded by Commissioner Jordan Leonard. The motion passed.

AYE: Lynn Sitterud

Jordan Leonard

Keven Jensen

NAY: none

(14)

DISCUSS/APPROVE/DENY TRANSFERRING ARPA FUNDS UP TO $15,000 TO ECSSD#1 FOR THE CRACK SEAL AT THE SHERIFF’S OFFICE AND WEED AND MOSQUITO SHOP.

Jeff Guymon explained that the Sheriff’s Office and Weed and Mosquito Shop parking lots need to be crack sealed to avoid any further damage to the parking lots. Jeff indicated that the SSD#1 posted an advertisement for companies to do the crack seal and had 5 companies bid the job. He requested that $15,000 be transferred from ARPA funds to the SSD#1 to cover the

Cost of the job. This will be an additional charge to what is already being done in the county.

Commissioner Lynn Sitterud made a motion to approve transferring ARPA funds up to $15,000 to ECSSD#1 for the Crack Seal at the Sheriff’s Office and Wee and Mosquito Shop. The motion was seconded by Commissioner Jordan Leoanrd. The motion passed.

AYE: Lynn Sitterud

Jordan Leonard

Keven Jensen

NAY: none

(15)

COMMISSIONER/ELECTED OFFICIALS REPORTS

Commissioner Leonard thanked Castle Dale City for the use of their facilities during the 2024 Emery County Fair.

Commissioner Keven Jensen commented on the new branding which highlights the history of this area. In the coming weeks they will be looking for families, individuals, businesses, etc to share their stories to be used to promote the new brand.

Larry Ellertson reported on current activity from Congressman Curtis.

(16)

ADJOURN

Commissioner Lynn Sitterud made a motion to adjourn the meeting. The motion was seconded by Commissioner Jordan Leonard. The motion passed.

AYE: Lynn Sitterud

Jordan Leonard

Keven Jensen

NAY: none

ATTEST:\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ COMMISSIONER:\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_