

**MINUTES
BOX ELDER COUNTY COMMISSION
JULY 8, 2014**

The Board of County Commissioners of Box Elder County, Utah met in an Administrative/Operational Session at the County Courthouse, 01 South Main Street in Brigham City, Utah at 4:30 p.m. on **July 8, 2014**. The following members were present:

| | | |
|----------------------|----------------|--------------|
| (By conference call) | Ryan Tingey | Chairman |
| | Jeff Scott | Commissioner |
| | Stan Summers | Commissioner |
| | Marla R. Young | Clerk |

The following items were discussed:

1. Agenda Review/Supporting Documents
2. Commissioners' Correspondence
3. Staff Reports – Agenda Related
4. Correspondence

The Administrative/Operational Session adjourned at 4:50 p.m.

The regular session was called to order by Commissioner Summers at 5:00 p.m. with the following members present, constituting a quorum:

| | |
|--------------|-------------------------------|
| Ryan Tingey | Chairman (By conference call) |
| Jeff Scott | Commissioner |
| Stan Summers | Commissioner |
| Marla Young | County Clerk |

The prayer was offered by Commissioner Scott.

The Pledge of Allegiance was led by Assessor Rodney Bennett.

APPROVAL OF MINUTES

THE MINUTES OF THE REGULAR MEETING OF JUNE 18, 2014 WERE APPROVED AS WRITTEN ON A MOTION BY CHAIRMAN TINGEY, SECONDED BY COMMISSIONER SCOTT AND UNANIMOUSLY CARRIED.

AGENDA: ATTACHMENT NO. 1

FORMER AGENDA ITEMS FOLLOW-UP – COMMISSIONERS**Contract with Due West – Commissioners**

Attorney Stephen Hadfield stated the contract with Due West and Ty Herndon to perform for the concert at the county fair has been amended.

MOTION: Commissioner Scott made a motion to approve the amended contract with Due West and Ty Herndon. The motion was seconded by Chairman Tingey and unanimously carried.

PUBLIC COMMENT PERIOD

DeAnna Hardy of Brigham City read two quotes regarding leadership and government. She stated the citizens individual rights have been taken away and asked the commissioners to restore those rights back to the people.

PUBLIC HEARING/LEASE AGRICULTURE LAND #04-068-0016 – COMMISSIONERS

(See Attachment No. 2 – Attendance List.)

Commissioner Summers opened the public hearing at 5:20 p.m.

Chief Building Official Tom Peterson stated the property is located south of Bear River City and he has had multiple requests from people to lease the property. The Buildings & Grounds Department publicized the lease of property and received two bids with the best bid received by Matt Baxter for \$4,000.00 per year for the nearly forty acres of land.

Commissioner Summers asked for comments from those in attendance.

DeAnna Hardy of Brigham City asked how many acres the property has and if the county was interested in selling the property.

MOTION: Commissioner Scott made a motion to close the public hearing. The motion was seconded by Chairman Tingey and the hearing was closed.

AGRICULTURE LEASE AGREEMENT #14-18 – TOM PETERSON

MOTION: Commissioner Scott made a motion to approve the Agriculture Lease Agreement #14-18. The motion was seconded by Chairman Tingey and unanimously carried.

USE OF COURTHOUSE GROUNDS – SONS OF UTAH PIONEERS

Rick Pond of the Sons of Utah Pioneers asked the commissioners for permission to use the courthouse grounds for their Pioneer Day celebration on July 19, 2014.

MOTION: Chairman Tingey made a motion to allow the Sons of Utah Pioneers to use the courthouse grounds on July 19, 2014 for their Pioneer Day celebration. The motion was seconded by Commissioner Scott and unanimously carried.

ROCK CHIPPING OF COUNTY ROAD – LARRY PIERCE/BILL GILSON

Road Supervisor Bill Gilson explained there has been a request to chip seal and maintain a 900 foot strip of road owned by UDOT. There was some question as to whether a deed was ever prepared to transfer this right-of-way to the county, but research has not proven it was ever recorded. Mr. Gilson said he asked some long-time road department employees if the road had ever been maintained and they could not recall if it had ever been maintained by the county. He said it shows up on maps as a UDOT right-of-way and expressed concern that if they were to maintain this road, it would set off several other requests for maintenance on other driveways within the county.

Larry Pierce complimented Bill Gilson on taking care of the county roads and said he thought the road was an unnamed county access road.

Chairman Tingey said this is a state issue. He recommended the property owners appeal to the state and find documentation where the road was deeded to the county.

MOTION: Chairman Tingey made a motion to deny rock chipping the 900 foot road in question. The motion was seconded by Commissioner Scott and unanimously carried.

NERVA LANE SUBDIVISION – SCOTT LYONS

Chief Building Official Tom Peterson described the Nerva Lane Subdivision as being a one-acre parcel in South Willard which will be split into two half-acre lots. The Planning Commission has recommended approval and the plat has been through all necessary reviews.

MOTION: Commissioner Scott made a motion to approve the Nerva Lane Subdivision. The motion was seconded by Chairman Tingey and unanimously carried.

FLINDERS SUBDIVISION – SCOTT LYONS

Chief Building Official Tom Peterson stated the Flinders Subdivision is located on Willard Peak Road in Mantua. The Planning Commission has recommended approval and the plat has been through all necessary reviews.

MOTION: Commissioner Scott made a motion to approve the Flinders Subdivision. The motion was seconded by Chairman Tingey and unanimously carried.

GLEN HOLLAND SUBDIVISION AMENDED – SCOTT LYONS

Chief Building Official Tom Peterson said the Glenn Holland Subdivision is located at 7520 W 6400 N, west of Bear River City. It enlarges a half-acre lot to over a one-acre lot. The Planning Commission has recommended approval and the plat has been through all necessary reviews.

MOTION: Commissioner Scott made a motion to approve the Glen Holland Subdivision. The motion was seconded by Chairman Tingey and unanimously carried.

LOOSLE SUBDIVISION AMENDED – SCOTT LYONS

Chief Building Official Tom Peterson described the Loosle Subdivision as being located at 10945 N 11600 W in Thatcher. It increases the lot from 2.03 acres to 3.02 acres. The Planning Commission has recommended approval and the plat has been through all necessary reviews.

MOTION: Commissioner Scott made a motion to approve the Loosle Subdivision. The motion was seconded by Chairman Tingey and unanimously carried.

RATIFICATION OF 2014 TAX SALE – TOM KOTTER

Auditor Tom Kotter reported the tax sale was held in May. There were 137 properties on the list to be sold with 67 of those parcels being struck to the county. He stated not any of the parcels sold have been contested.

MOTION: Commissioner Scott made a motion to ratify the 2014 Tax Sale. The motion was seconded by Chairman Tingey and unanimously carried.

REQUEST TO WRITE-OFF ACCOUNTS – TOM KOTTER

This item was cancelled.

2013 FINANCIAL STATEMENTS & AUDIT REPORT – FRED BURR/TOM KOTTER

This item was cancelled.

RECESS

The Commissioners recessed to hold an MBA Meeting and Election Canvass.

WARRANT REGISTER – COMMISSIONERS

The Warrant Register was signed and the following claims were approved for payment: Claims 92895 through 92974 in the amount of \$809,876.34. Claims 92975 through 93015 in the amount of \$385,613.69. Claims 93023 through 93151 in the amount of \$189,376.79. Claims 91202, 91615, 92364, 92757, 92896 and 92926 were voided.

PERSONNEL ACTIONS – COMMISSIONERS

LANDFILL: Nickolas Nelson, re-hire, effective 05/19/2014
ROAD DEPT: Brady Barker, new hire, effective 07/01/2014
PERSONNEL: Scott Ericson, separation, effective 07/11/2014
SHERIFF'S DEPT: Jacob Green, new hire, effective 07/07/2014
SHERIFF'S DEPT: Zachery Coy, compensation change, effective 05/15/2014
SHERIFF'S DEPT: Brent Powell, compensation change, effective 05/15/2014
SHERIFF'S DEPT: Riley Riser, compensation change, effective 05/30/2014
TREASURER: Scott Singleton, part-time to full-time, effective 06/30/2014
WEED DEPT: Alex Munns, new hire, effective 07/07/2014
WEED DEPT: Alyssa Young, new hire, effective 07/07/2014

CELL PHONE ALLOWANCES – JENICA BAGGS

WEED DEPT: Alyssa Young
WEED DEPT: Alex Munns
ROAD DEPT: Brady Barker

CLOSED SESSION

Strategy session to discuss pending or reasonably imminent litigation.

MOTION: At 5:34 p.m. a motion was made by Chairman Tingey to move into a closed session to discuss pending or reasonably imminent litigation. The motion was seconded by Commissioner Scott and unanimously carried.

MOTION: At 6:00 p.m. a motion was made by Chairman Tingey to reconvene into regular commission meeting. Commissioner Scott seconded the motion. The motion carried unanimously and regular commission meeting was reconvened.

MOTION: At 6:09 p.m. a motion was made by Commissioner Scott to reconvene into a closed session to discuss pending or reasonably imminent litigation. The motion was seconded by Chairman Tingey and unanimously carried.

MOTION: At 6:25 p.m. a motion was made by Commissioner Scott to reconvene into regular commission meeting. The motion was seconded by Commissioner Summers and regular commission meeting was reconvened.

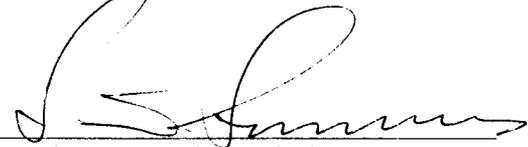
Commissioner Summers stated pending or reasonably imminent litigation and personnel items were discussed in the closed session.

ADJOURNMENT

A motion was made by Commissioner Scott to adjourn. Commissioner Summers seconded the motion, and the meeting adjourned at 6:25 p.m.

ADOPTED AND APPROVED in regular session this 16th day of July 2014.

Ryan Tingey, Chairman



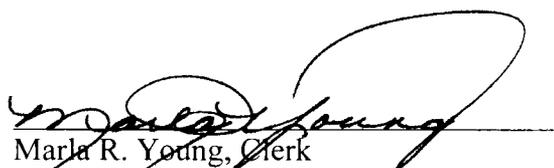
Stan Summers, Commissioner



Jeff Scott, Commissioner



ATTEST:



Marla R. Young, Clerk

BOX ELDER COUNTY CLERK
Box Elder County Courthouse
01 South Main Street
Brigham City, Utah 84302

NOTICE and AGENDA

Public Notice is hereby given that the Box Elder County Board of County Commissioners will hold an **Administrative/Operational Session** commencing at **4:30 p.m.** and a regular **Commission Meeting** commencing at **5:00 p.m. Tuesday July 8, 2014** in the Commission Chambers of the Box Elder County Courthouse, 01 South Main Street, Brigham City, Utah.

Administrative/Operational Session

*4:30 p.m.

1. Agenda Review/Supporting Documents
2. Commissioners' Correspondence
3. Staff Reports – Agenda Related
4. Correspondence

*4:50 p.m.

- *5:00 – 5:05 Call to Order: Chairman Tingey
Invocation: Commissioner Scott
Pledge: Assessor Rod Bennett
Approval of Minutes of June 18, 2014
- *5:05 – 5:08 Administrative Review/Reports/Future Agenda Items – Commissioners
- *5:08 – 5:10 Former Agenda Items Follow-Up – Commissioners
- *5:10 – 5:20 Public Comment Period
Rules: (1) Please Speak Only Once (Maximum of 3 Minutes)
 (2) Please Speak in a Courteous and Professional Manner
- *5:20 – 5:22 Public Hearing/Lease of Agriculture Land #04-068-0016 – Commissioners
- *5:22 – 5:23 Agriculture Lease Agreement #14-18 – Tom Peterson
- *5:23 – 5:28 Use of Courthouse Grounds – Sons of Utah Pioneers
- *5:28 – 5:33 Rock Chipping of County Road – Larry Pierce/Bill Gilson
- *5:33 – 5:34 Nerva Lane Subdivision – Scott Lyons

- *5:34 – 5:34 Flinders Subdivision – Scott Lyons
- *5:34 – 5:35 Glen Holland Subdivision Amended – Scott Lyons
- *5:35 – 5:35 Loosle Subdivision Amended – Scott Lyons
- *5:35 – 5:40 Ratification of 2014 Tax Sale – Tom Kotter
- *5:40 – 5:42 Request to Write-Off Accounts – Tom Kotter
- *5:42 – 6:00 2013 Financial Statements & Audit Report – Fred Burr/Tom Kotter

Recess

- *6:10 – 6:15 Warrant Register, Personnel Actions & Cell Phone Allowances – Commission

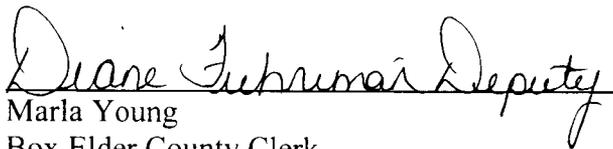
Closed Session

Adjournment

These assigned times may vary depending on length of discussion, cancellation of scheduled agenda items or agenda alteration. Therefore, the times are estimates of the agenda items to be discussed. If you have any interest in any topic, you need to be in attendance at 5:00 p.m.

Prepared and posted this 2nd day of July 2014.

Mailed to the Box Elder News Journal, the Leader, and the Standard Examiner this 2nd day of July 2014.



Marla Young
Box Elder County Clerk

NOTE: Please turn off or silence cell phones and pagers during public meetings.

This facility is wheel chair accessible and accessible parking spaces are available. Requests for accommodations or interpretive services must be made three (3) working days prior to this meeting. Please contact the Commission Secretary's office at 734-3347 or FAX 734-2038 for information or assistance.

