MINUTES OF BOARD OF COUNTY COMMISSIONERS
MILLARD COUNTY THE 18th DAY OF AUGUST 2026
AT THE COURTHOUSE, FILLMORE, UTAH

PRESENT: Trevor Johnson .... Chairperson
Vicki Lyman .... Commissioner
Bill Wright .... Commissioner

Elise Harris........................ Interim County Attorney
Marki Rowley .... County Clerk
Kayla Freeman .... Deputy County Clerk

ALSO PRESENT: Bonnie Pfaff and Vickie Bennett .... County Auditor's Office
Sierra Manis .... County Recorder
Gary Bishop .... Meadow Town Mayor
Wenda Crabb .... Kanosh Town Mayor
Jacob Nielson .... County HR Director
Devan Shields and Jesse Ralphs .... Sunrise Engineering
Jason Dodds and Ron Larsen .... Jones & DeMille Engineering
Steve O'Camb, Jerid Bennett, Pat Bennett, and
Rob Clark, ... County Sheriff's Office
Greg Skeem........................ County Emergency Response Manager
Greg Prows and Copeland Anderson .... County Fire Wardens
Adam Richins .... County Planner
Dennis Alldredge, L. Howard Quackenbush, Carsen Brown
Jeff Tanner, Chet Simper, Sheldon Byde, and Kevin Morris .... Citizens

PURSUANT TO AN AGENDA WHICH HERETOFORE HAD BEEN PROVIDED TO each member of the governing body, posted at the principal office of the Millard County Commission, posted on the Utah Public Notice Website, and provided to the Millard County Chronicle Progress, a newspaper of general circulation within Millard County, Utah, as required by law, the following proceedings were had:

PUBLIC WAS WELCOMED

The meeting began at 10:00 a.m. after a brief welcome by Commissioner Johnson to the public and Commission members.

OPENING STATEMENTS

Commissioner Lyman said the invocation. Everyone stood and said the Pledge of Allegiance to the Flag.

APPROVAL OF AUGUST 4, 2026 COMMISSION MINUTES

The proposed minutes of a regular County Commission meeting held August 4, 2026 were presented for consideration and approval. Following review and consideration of minor corrections, Commissioner Wright made a motion to approve the minutes of August 4, 2026, as corrected.

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

FOLLOW UP ACTION ITEMS FROM AUGUST 4, 2026

Carsen Brown introduced himself as the Southern Utah Representative for Senator Curtis's office and offered his assistance regarding the recent fires and flooding.

Commissioner Lyman asked about available support for agricultural and livestock losses and costs resulting from the natural disasters.

Mr. Brown stated that he would look into the available options and recommended that everyone retain copies of receipts for expenses incurred as a result of the disasters in case funding becomes available.

IGP WAIVERS

Two IGP waivers in the amount of $50.00 each for soccer were presented for approval.

Commissioner Wright made a motion to approve the IGP waivers in the amount of $50.00 each for soccer.

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

DISCLOSURE STATEMENTS

A disclosure statement was presented for:

- Cheryl Flynn - Ambulance

RATIFY BUSINESS LICENSE FOR ANDY GUIDE SERVICE, OWNER - ANDY DOMINGUEZ

After review of the application and finding all signatures in order, Commissioner Lyman made a motion to approve a business license for Andy Guide Service, Owner - Andy Dominguez.

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

DISCUSSION AND POSSIBLE APPROVAL OF BUSINESS LICENSE FOR BIG BOOT

DIESEL, OWNER - STEVEN ANZURES

A business license application was presented for Big Boot Diesel, Owner - Steven Anzures, a mobile mechanic heavy equipment business. After review of the application and finding all signatures in order, Commissioner Wright made a motion to approve a business license Big Boot Diesel, Owner - Steven Anzures.

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

DISCUSSION AND POSSIBLE RATIFICATION REGARDING DELEGATION OF CERTAIN EXECUTIVE FUNCTIONS REGARDING THE NRCS FLOOD MITIGATION TO COMMISSIONER BILL WRIGHT

Commissioner Johnson explained that, due to the recent natural disasters, certain executive functions related to NRCS flood mitigation needed to be delegated to Commissioner Wright.

Interim Attorney Harris clarified the parameters of the executive functions being delegated.

Commissioner Lyman made a motion to approve the delegation of certain executive functions regarding the NRCS Flood Mitigation to Commissioner Bill Wright.

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

DISCUSSION AND POSSIBLE APPROVAL OF A MEMORANDUM OF UNDERSTANDING (MOU) WITH BEAVER COUNTY FOR EMERGENCY ASSISTANCE FOR FLOOD RESPONSE

Interim Attorney Harris explained that this item would be moved to a future meeting because she had concerns regarding the language contained in the MOU.

Commissioner Lyman explained that she had been in contact with Beaver County, which experienced severe flooding following a wildfire in their County. She stated that they are working to compile a document containing helpful information for other counties to use based on their experience.

DISCUSSION AND POSSIBLE APPROVAL OF THE 2027 MILLARD COUNTY PREDATION MANAGEMENT PLAN GRANT AGREEMENT WITH THE UTAH DEPARTMENT OF AGRICULTURE AND FOOD (UDAF)

Auditor Pfaff stated that she had not yet had a chance to review the new agreement.

Interim Attorney Harris stated that the agreement appeared to be the same as the previous year's agreement.

The Auditor's Office requested an opportunity to review the agreement prior to approval.

The item will be placed on a future meeting agenda.

PUBLIC HEARING FOR THE PURPOSE OF RECEIVING PUBLIC COMMENT ON ZONING ORDINANCE MAP AMENDMENT APPLICATION #Z-2026-033 REQUESTING A ZONE CHANGE OF APPROXIMATELY 80.00 ACRES OF LAND LOCATED APPROXIMATELY 250 N 7500 W (HINCKLEY)FROM AGRICULTURE 20 (AG-20) TO AGRICULTURE (AG). ROGER MCGALLIARD, APPLICANT

Commissioner Wright made a motion to enter into a public hearing for the purpose of receiving public comment on Zoning Ordinance Map Amendment Application #Z-2026-033.
Commissioner Lyman SECONDED the motion. The voting was unanimous and the motion carried. The public hearing began at 10:20 a.m..

Present were: Auditor Pfaff, Chief Deputy Auditor Bennett, Recorder Manis, HR Director Nielson, Interim Sheriff O'Camb, Deputy Bennett, Captain Bennett, Deputy Clark, Greg Skeem, Greg Prows, Copeland Anderson, Planner Richins, Dennis Alldredge, Devan Shields, Jesse Ralphs, Jason Dodds, Ron Larsen, L. Howard Quackenbush, Carsen Brown, Jeff Tanner, Chet Simper, Sheldon Byde, and Kevin Morris

Attorney Simper, representing the McGalliard family, presented the application and explained their reasons for requesting the zone change, which would allow the property to be divided into two parcels.

Planner Richins reported that the Planning and Zoning Department provided a favorable recommendation regarding the application.

There were no other comments made.

Commissioner Wright made a motion to close the public hearing.
Commissioner Lyman SECONDED the motion. The voting was unanimous and the motion carried. The public hearing closed at approximately 10:22 a.m..

DISCUSSION AND POSSIBLE ADOPTION OF ORDINANCE 26-08-18, AN ORDINANCE OF THE BOARD OF COUNTYCOMMISSIONERS OF MILLARD COUNTY, UTAH, CHANGING THE ZONING OF APPROXIMATELY 80.00 ACRES OF LAND LOCATED APPROXIMATELY 250 N 7500 W (HINCKLEY)FROM AGRICULTURE 20 (AG-20) TO AGRICULTURE (AG). ROGER MCGALLIARD, APPLICANT

Planner Richins explained the differences in permitted uses between the AG-20 and AG zones. He noted that the AG zone is more restrictive in certain uses but would allow the property to be divided into two parcels and would allow residential structures. He also stated that there was no opposition to the zone change during the Planning and Zoning Commission meeting.

Commissioner Wright made a motion to adopt Ordinance 26-08-18, an ordinance of the Board of County Commissioners of Millard County, Utah, changing the zoning of approximately 80.00 acres of land from AG-20 to AG.

Commissioner Lyman SECONDED the motion. Clerk Rowley called for a roll call vote. Commissioner Wright voted YES. Commissioner Lyman voted YES. Commissioner Johnson voted YES. The voting was unanimous and the motion carried.

Interim Attorney Harris reported that the agreement had been reviewed and vetted by the Attorney's Office and the Road Department.

Mr. Byde, representing Fervo and working on the project, provided additional information regarding the project and the proposed road maintenance, particularly concerning dust control and increased semi-truck traffic. He explained that magnesium chloride would be applied twice before the end of the year. The agreement provides for reimbursement of up to two magnesium chloride applications for this year and next year. The reimbursement may also be exchanged for in-kind reimbursement related to the use of water.

Commissioner Wright made a motion to approve the Road Maintenance Agreement for the Cape Station Geothermal Project with Escalante Desert Resources.

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

DISCUSSION AND POSSIBLE APPROVAL OF AN AMBULANCE BILL DISCOUNT - LINDSAY MITCHELL

Captain Bennett explained that on June 28, 2026 the County transported a patient when the ambulance broke down, causing a delay in the patient's transport. The patient is now requesting a discount on the ambulance bill due to the delay. Captain Bennett recommended a twenty percent discount.

Commissioner Lyman made a motion to discount the ambulance bill twenty percent.

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

OPENING OF RFP FOR EMS AMBULANCE SERVICES- SHERIFF'S OFFICE

None were presented by the public; Therefore, the County gets it by default.

DISCUSSION AND POSSIBLE APPROVAL OF REPURPOSING CAPITAL FUNDS FROM JAIL IMPROVEMENT TO LAW ENFORCEMENT VEHICLES

Auditor Pfaff explained that the funds are within the same capital fund and can be repurposed for the purchase of law enforcement vehicles.

She stated that the vehicles are being planned for purchase next year and that the specific vehicle purchases would be addressed as the next agenda item.

Commissioner Wright made a motion to approve repurposing capital funds from the jail improvement project to purchase law enforcement vehicles.

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

DISCUSSION AND POSSIBLE APPROVAL OF A SOLE SOURCE PROVIDER FOR USED AND ALREADY EQUIPPED LAW ENFORCEMENT VEHICLES

Interim Sheriff O'Camb explained that the vehicles would be purchased from Cottonwood Heights and would come already equipped with the necessary law enforcement equipment, excluding radios.

The proposed purchase includes seven vehicles: one for the K-9 unit, one for the mental health unit, and five unmarked law enforcement vehicles.

Commissioner Wright made a motion to approve Gauge Automotives as the sole source provider for used and already equipped law enforcement vehicles.

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

DISCUSSION AND POSSIBLE APPROVAL OF THE SET-UP OPTIONS FOR SPONSORSHIP UNDER THE REQUEST FOR EMERGENCY FUNDS WITH NRCS

Auditor Pfaff explained the proposed sponsorship structure to ensure that the Commission understood how the arrangement would work. Under the proposed structure, the County would serve as the primary sponsor, with municipalities serving as co-sponsors and managing projects within their respective municipalities. The County would oversee the overall program and work individually with each municipality.

Mayor Bishop of Meadow Town and Mayor Crabb of Kanosh Town participated in the discussion. Mayor Crabb asked what the benefit would be to the municipalities if the County served as the primary sponsor. She also expressed concern about ensuring that Kanosh Town would be able to address its needs separately from other municipalities.

Mayor Bishop explained that having the County serve as the sponsor with NRCS would allow the municipalities to share resources across the County while maintaining local autonomy. He stated that the funding source would remain the same, but the larger County sponsorship would provide additional flexibility, although the arrangement would be more complex.

Commissioner Johnson clarified that the reimbursement process would remain the same regardless of the sponsorship structure.

Jason Dodds with Jones & DeMille and Devin Shields with Sunrise Engineering provided additional information regarding the proposed structure. Mr. Dodds explained the circumstances leading to the discussion and noted that multiple individual applications had been submitted for Kanosh Town. Kanosh Town had submitted its own application, while the County had also submitted an application that included Kanosh. He explained that using the County as the primary sponsor could provide greater continuity throughout the longer-term process, with funding flowing through the County.

Mr. Dodds also explained other potential benefits of the County sponsorship, including the ability to cover costs associated with Emergency Watershed Protection (EWP) funding. He noted that municipalities could also proceed independently if they chose to do so. He further explained that the engineering teams could work together to meet the needs of the various communities. Mayor Bishop reflected on the response during the fire and stated that mayors, sheriffs, road departments, and commissioners worked together to protect the communities. He expressed his appreciation to everyone who assisted during the emergency.

Commissioner Lyman made a motion to approve the set up option for sponsorship under the request for emergency funds with NRCS, specifically that it will go through the County first as discussed.

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

Commissioner Lyman encouraged all of the mayors to reach out to the County if they need assistance or if any of their needs are not being addressed.

OPENING AND DISCUSSION OF REQUEST FOR QUALIFICATIONS (RFQ) FOR THE EMERGENCY WATER SHED MITIGATION PART ONE

Auditor Pfaff presented two proposals:

- Jones &DeMille Engineering and Sunrise Engineering (as a partnership)
- MarcorSEN Engineering

Devin Shields and Jason Dodds discussed the proposed mitigation efforts and the benefits of beginning the process immediately. They explained that the teams were prepared to begin work rather than waiting approximately two weeks to get the projects underway. They noted that work was already being done to address the situation and that the process could continue moving forward.

Commissioner Lyman suggested completing the remainder of the agenda and then taking a brief recess to review the requests for qualifications (RFQs) before making a decision.

Interim Attorney Harris asked whether NRCS would accept the proposed process without it being ratified.

Auditor Pfaff stated that NRCS would accept the process as long as the County follows its own procurement code.

DISCUSSION AND POSSIBLE APPROVAL OF RESOLUTION 26-08-18, RESOLUTION OF THE BOARD OF COUNTYCOMMISSIONERS OF MILLARD COUNTY, UTAH, APPROVING THE SCHOOL RESOURCE OFFICER INTERLOCAL AGREEMENT BETWEEN MILLARD COUNTY AND MILLARD SCHOOL DISTRICT

Interim Attorney Harris explained that the County has been working on the agreement for some time and had made several changes to the proposed agreement. She stated that the School Resource Officers (SROs) would need adequate workspace and equipment to perform their duties. She indicated that she was comfortable with the Commission approving the agreement.

The agreement would be for a two-year term, ending at the conclusion of the current school year, at which time the parties would revisit the agreement.

Interim Sheriff O'Camb presented the names of the School Resource Officers and explained that assignments were based on the facilities available and the best positions for the officers. He also noted that a school guarding program is already in place.

Commissioner Lyman made a motion to approve Resolution 26-08-18, a resolution of the Board of County Commissioners of Millard County, Utah, Approving the School Resource Officer Interlocal Agreement.

Commissioner Wright SECONDED the motion. Clerk Rowley called for a roll call vote. Commissioner Wright voted YES. Commissioner Lyman voted YES. Commissioner Johnson voted YES. The voting was unanimous and the motion carried.

PUBLIC INPUT

There was none.

OTHER BUSINESS

Commissioner Lyman reported receiving an email from Judge Cyndee Probert regarding a request from the School District to use the Juvenile Court facilities for six days in connection with a civil dispute. The School District had been advised that it would need to coordinate with the Sheriff's Office regarding use of the facility. Judge Probert asked whether a fee would be charged and, if so, whether the fee could be waived.

Commissioner Johnson and Commissioner Wright stated that they saw no need to charge the School District a fee.

Interim Attorney Harris stated that she was not aware of any legal issues with waiving the fee.

Commissioner Lyman stated that she would notify Judge Probert that the County would not charge the School District for use of the facility.

Auditor Pfaff reported that the grant application for the Rural Community Grant (RCG) had been vetted. The grant provides up to $200,000 per year and was described as a low-risk, high-reward opportunity. She noted that some of the grant parameters had changed slightly but that R6 would assist with managing the grant and ensuring compliance with its requirements.

Commissioner Lyman made a motion to approve the Rural Community Grant.
Commissioner Wright SECONDED the motion. The voting was unanimous and the motion carried.

The motion will be ratified during the next Commission meeting.

DISCUSSION AND POSSIBLE APPROVAL FOR THE SALE OR TRANSFER OF SURPLUS PROPERTY

There was none.

DISCUSSION AND POSSIBLE APPOINTMENTS TO VARIOUS COUNTY BOARDS

There was none.

POSSIBLE APPROVAL OF APPLICATION(S) FOR SETTLEMENT OR DEFERRAL OF DELINQUENT PROPERTY TAX

There was none.

DISCUSSION BY EACH COMMISSIONER, COUNTY ATTORNEY, ELECTED OFFICIAL AND SECRETARY

Interim Sheriff O'Camb praised everyone who had worked to manage the recent natural disasters and introduced Greg Skeem, the County Emergency Response Manager.

Commissioner Lyman stated that her primary concern at this point was looking at the larger picture and determining what funding sources were available to address the costs associated with the disasters.

Mr. Skeem emphasized the importance of capturing as much information and data as possible, including accurate records of time, equipment, and other resources used during the response. He noted that there were many moving parts involved in the response and that accurate documentation would be important.

Interim Sheriff O'Camb reported that the response was beginning to transition into the recovery stage, with the fire approximately ninety percent contained. He stated that certain restrictions were being lifted as conditions improved.

HR Director Nielson explained that the County would begin receiving invoices for the initial first responders who assisted with the fire. Rather than having the individual municipalities pay those initial costs, the County would pay the invoices with the expectation that the expenses would be reimbursed as previously discussed. He asked where the funds should come from to cover the costs until reimbursement was received.

Auditor Pfaff recommended using the $100,000.00 available from LATCF funds for the initial expenses.

Commissioner Johnson expressed support for the recommendation.

Interim Attorney Harris asked whether there were any specific terms or requirements that would need to be addressed and whether a memorandum of understanding (MOU) would be necessary.

Auditor Pfaff stated that the expenses could be handled on a case-by-case basis.

Interim Attorney Harris indicated tentative support for the approach and recommended formalizing the arrangement at a future meeting.

Commissioner Johnson called for an order for a special meeting to be held September 3, 2026 at 8:30 a.m. in regards the Interim County Treasurer position.

POSSIBLE BOARD OF EQUALIZATION (BOE) DISCUSSION AND/OR ACTION

Commissioner Lyman made a motion to enter into a BOE.

Commissioner Wright SECONDED the motion. The voting was unanimous and the motion carried. The BOE began at 11:34 a.m.

Auditor Pfaff presented a list of assessor adjustments and explained that property owners have 30 days to appeal the Board’s decisions.

Chief Deputy Auditor Bennett reported that there were three owner appeals scheduled for a hearing officer on August 27, 2026. She also noted that the closing date for appeals is September 15, 2026.

Commissioner Lyman made motion to close the BOE.

Commissioner Wright SECONDED the motion. The voting was unanimous and the motion carried. The BOE closed at 11:42 a.m.

POSSIBLE REVIEW OF COUNTY POLICIES AND CONTRACTS

Recorder Manis reported that a contract associated with the grant for the Monument Replacement Committee was ready for review.

POSSIBLE CLOSED MEETING PURSUANT TO UTAH CODE ANNOTATED SECTION 52-4-204 & 205

Commissioner Lyman made a motion to go into a closed executive session to discuss the possible purchase of property.

Commissioner Wright SECONDED the motion. All three commissioners voted unanimously and the motion carried. Present in the closed session were Commissioner Johnson, Commissioner Lyman, Commissioner Wright, Interim Attorney Harris, and Planner Richins.

Commissioner Lyman made a motion to go back into the regular meeting.

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

After the closed executive session the regular meeting reconvened at 12:20 p.m.

OPENING AND DISCUSSION OF REQUEST FOR QUALIFICATIONS (RFQ) FOR THE EMERGENCY WATER SHED MITIGATION PART TWO

Following a brief recess, Interim Attorney Harris provided the Commissioners with a breakdown of the factors to consider when evaluating the RFQ responses.

Commissioner Johnson initiated the discussion by comparing the two RFQs received. He stated that both responses appeared to be responsive and demonstrated significant qualifications, relevant experience, and expertise. He noted that the primary difference between the firms was their availability and emergency response capabilities.

Commissioner Johnson explained that MarcorSEN Engineering indicated that it could respond to the County's needs but is not a local firm and would not be able to respond as quickly. He stated that Jones & DeMille and Sunrise Engineering scored higher in the areas of availability and emergency response capability. He also explained that the rates included in the RFQs were intended to assist in determining basic fees, but a total project cost could not be established because the full scope of the work was not yet known. He recommended selecting Jones & DeMille and Sunrise Engineering.

Commissioner Lyman agreed with Commissioner Johnson's assessment and recommendation.

Commissioner Johnson further noted that Jones & DeMille and Sunrise Engineering have a strong understanding of the project, are local, and are already involved in the response efforts and familiar with the current situation.

Commissioner Wright asked what authority the County would retain in making decisions once an agreement with the engineering firm was in place.

Interim Attorney Harris clarified that the current action was limited to selecting the engineering firm.

Commissioner Wright made a motion to award the RFQ to Jones and DeMille Engineering and Sunrise Engineering.
Commissioner Lyman SECONDED the motion. The voting was unanimous and the motion carried.

Mr. Dodds explained that the engineering firms would work together with the County to develop a scope of work, complete a damage survey report, and submit the report to NRCS. He stated that the project sponsor, which is ultimately the County, would retain full authority to determine what work would be included in the project scope and its priorities.

Mr. Dodds suggested that an agreement be established with the County and stated that the proposed agreement would be submitted to the Attorney's Office for review.

Commissioner Wright asked about the anticipated timeframe for the process.

Mr. Dodds explained that the timeframe could not be determined until the damage assessment was completed and decisions were made regarding the scope of work. He noted that NRCS agreements generally provide 220 days for completion, although extensions may be granted. He also stated that additional events could occur that may require changes to the project scope.

WHERE UPON THE MEETING ADJOURNED

The meeting adjourned at 12:44 p.m..

Attest:______________________________ Approved:____________________________