

MINUTES OF THE REGULAR MEETING OF THE
BOARD OF EMERY COUNTY COMMISSIONERS
HELD IN THE EMERY COUNTY COURTHOUSE

JULY 21, 2015

Present at the meeting was Commission Chairman Ethan Migliori, Commissioner Keith Brady, Commissioner Paul Cowley, Attorney Mike Olsen, Deputy Clerk/Auditor Carol Cox, elected officials, and citizens.

Christine Jensen, Extension/4H introduced 4H youth who were in the courthouse this day for Cookie Camp. The youth presented the officials on the stand with the cookies they had made. Mrs. Jensen thanked the Commissioners for the county's continued support of 4H programs and the Extension program.

CONSENT AGENDA

(1)
APPROVAL OF CHECK EDIT LIST, REQUISITIONS AND DISPOSITIONS.

The Warrant Check Edit List # 236913 through and including #237070 was presented for payment.

Requisitions were presented for the following:

<u>REQUISITION</u>	<u>DESCRIPTION</u>	<u>AMOUNT</u>
35-15	(2) Tahoe Set-ups Sheriff	\$23,292.00
36-15	(1) Apple iPad Air Sheriff	629.99
37-15	(10) Panasonic Toughbook 54 Lite Laptops Sheriff	15,791.50

Dispositions were presented for 146-3465 end table, 146-6323 white board, 146-4994 desk, 146-7720 time clock.

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(2)

APPROVAL OF OUT-OF-STATE TRAVEL TO ANCHORAGE, ALASKA FOR TINA CARTER TO ATTEND A GO WEST SUMMIT.

(3)

RATIFY APPROVAL OF OUT-OF-STATE TRAVEL TO WYOMING FOR DUSTY BUTLER AND JEROD CURTIS FOR EXTRADITION AND APPROVAL OF SUBSEQUENT TRIPS.

(4)

APPROVAL OF OUT-OF-STATE TRAVEL FOR JOHN BARNETT, GARRETT CONOVER, AND JEROD CURTIS ATTEND UNOA ANNUAL CONFERENCE IN MESQUITE, NV.

(5)

APPROVAL OF OUT-OF-STATE TRAVEL FOR KEITH BRADY TO ATTEND BEAR TRAINING IN DENVER, CO.

(6)

APPROVAL OF OUT-OF-STATE TRAVEL FOR KEITH BRADY TO ATTEND NACO COAL RELIANT COMMUNITIES INNOVATION CHALLENGE CONFERENCE IN GRAND JUNCTION, CO.

(7)

APPROVAL OF 3% WAGE INCREASE FOR BRENDA LEMON FOR SUCCESSFUL COMPLETION OF HER 6 MONTH ORIENTATION PERIOD.

(8)

APPROVAL OF 3% WAGE INCREASE FOR JANELL BEAGLEY FOR SUCCESSFUL COMPLETION OF HER 6 MONTH ORIENTATION PERIOD.

(9)

NOTIFICATION. HUNTINGTON LIBRARY HIRE BRANDON HESS AS A PART TIME JANITOR WORKING 7.5 HOURS PER WEEK. GRADE 6.

(10)

APPROVAL OF COMMISSION MEETING MINUTES DATED JULY 7, 2015.

Motion to approve the consent agenda was made by Commissioner Keith Brady, seconded by Commissioner Paul Cowley and the motion passed.

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DISCUSSION AGENDA

(1)
ITEMS PULLED FROM THE CONSENT AGENDA.

Nothing was pulled for discussion.

(2)
TRACI BARKER, DISCUSSION OF FLOODING ABOVE ORANGEVILLE ON PRIVATE PROPERTY.

Traci Barker provided a slide presentation of flooding of Cottonwood Creek along her property located outside city limits of Orangeville. She reviewed damage of fences and alfalfa fields. She indicated that her and her husband have to rebuild fences after each flood. She estimated that they have lost approximately 40 feet of property. She stated that they have applied with NRCS and the Army corp of Engineers for assistance to mitigate the flooding problem. She pointed out that the road has sustained some damage along the side of the road. She indicated that she was not asking for any help from the county. She just wanted to make the county aware of the problem with the road and didn't want to see it get any worse.

(3)
CONSIDERATION AND APPROVAL OF MODIFICATION OF AGREEMENT WITH MANTI-LaSAL NATIONAL FOREST AND EMERY COUNTY FOR MAINTENANCE OF FDR50014 MILLERS FLAT ROAD TO EXTEND PERFORMANCE PERIOD AND INCREASE FUNDING FOR MAINTENANCE.

Commissioner Keith Brady made a motion to approve of modification of agreement with Manti-LaSal National Forest and Emery County for maintenance of FDR50014 Millers Flat Road to extend performance period and increase funding for maintenance. The motion was seconded by Commissioner Paul Cowley. The motion passed.

(4)
CONSIDERATION AND APPROVAL OF 2015 SCHEDULE A BETWEEN FOREST SERVICE AND EMERY COUNTY FOR MAINTENANCE ON FOREST SERVICE ROADS.

Commissioner Keith Brady made a motion to approve of 2015 Schedule A between Forest Service and Emery County for maintenance on Forest Service Roads. The motion was seconded by Commissioner Paul Cowley. The motion passed.

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(5)

CONSIDERATION AND APPROVAL OF MASTER LEASE AGREEMENT BETWEEN EMERY COUNTY AND JOHN DEERE FINANCIAL FOR LOADER BACKHOE FOR ROAD DEPARTMENT USE.

Road Department Supervisor Wayde Nielsen explained that it is more cost effective to lease a loader backhoe than purchase one. John Deere provides the maintenance. It is a yearly/ 300 hours a year lease. Commissioner Keith Brady made a motion to approve of Master Lease Agreement between Emery County and John Deere Financial for loader backhoe for Road Department use. The motion was seconded by Commissioner Paul Cowley. The motion passed.

(6)

CONSIDERATION AND APPROVAL OF CHANGE ORDER #1 FOR THE MARSHALL BRIDGE IMPROVEMENT PROJECT, 2015.

Merrill Johansen, J&T Engineering explained that Nelco Contractors is ready to sign a release of claims for the Marshall Bridge Improvement Project, 2015 pending approval of this change order. The change order is in the amount of \$6,909.50 for asphalt and extra paint. The new contract cost including this change order is \$42,083.90. Commissioner Paul Cowley made a motion to approve change order #1 for the Marshall Bridge Improvement Project, 2015. The motion was seconded by Commissioner Keith Brady. The motion passed.

(7)

CONSIDERATION AND APPROVAL OF STATE OF UTAH CONTRACT AMENDMENT BETWEEN DEPARTMENT OF AGRICULTURE AND EMERY COUNTY FOR RUSSIAN OLIVE PROJECT.

This is a continuation of grant for the removal of noxious weeds provided by The Department of Agriculture in the amount of \$70,000.00. The grant is for the removal of Russian Olives. No match is required by the County/ Weed & Mosquito Department. It is a full grant. Commissioner Paul Cowley made a motion to approve of State of Utah contract amendment between Department of Agriculture and Emery County for Russian Olive Project. The motion was seconded by Commissioner Keith Brady. The motion passed.

(8)

CONSIDERATION AND APPROVAL OF CHANGE ORDER #1 FOR SOUTH MOORE PHASE 10.

Nielson Construction has the contract for the South Moore Phase 10 project. The have requested

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an extension of completion date for the project to October 15, 2015 due to weather delays in other projects. There is no other changes to the contract. Commissioner Keith Brady made a motion to approve change order #1 for South Moore Phase 10. The motion was seconded by Commissioner Paul Cowley. The motion passed.

(9)

APPROVAL TO RE-SCHEDULE COMMISSION MEETING SET FOR AUGUST 18, 2015 TO AUGUST 25, 2015 IN GREEN RIVER.

Commissioner Keith Brady made a motion to re-schedule Commission Meeting (originally scheduled for August 18, 2015) to August 25, 2015 in Green River at 9:00 am. The motion was seconded by Commissioner Paul Cowley. The motion passed.

(10)

APPROVAL TO SET BOARD OF EQUALIZATION ON AUGUST 25, 2015 IN GREEN RIVER AND AUGUST 26, 2015 IN CASTLE DALE.

Commissioner Keith Brady made a motion to set BOE for August 25, 2015 from 10:00 am until 12:30 pm in Green River and August 26, 2015 at 9:00 am until 12:00 pm in Castle Dale. The motion was seconded by Commissioner Paul Cowley. The motion passed.

(11)

APPROVAL TO ADVERTISE RFP FOR INDEPENDENT AUDIT SERVICES FOR FY2015 AND SUBSEQUENT YEARS.

Brenda Tuttle, Clerk/Auditor requested to advertise for RFP's for the county's auditing services. Commissioner Paul Cowley made a motion to advertise for RFP's for auditing services for Emery County. The motion was seconded by Commissioner Keith Brady. The motion passed.

(12)

CONSIDERATION AND APPROVAL OF APPOINTMENT OF JOHN T. EDEN TO EMERY COUNTY COUNCIL ON AGING AND NUTRITION.

Commissioner Paul Cowley made a motion to appoint John T. Eden to Emery County Council on Aging and Nutrition. The motion was seconded by Commissioner Keith Brady. The motion passed.

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(13)

CONSIDERATION AND APPROVAL OF APPOINTING AN INTERIM ZONING ADMINISTRATOR.

Commissioner Keith Brady made a motion to appoint Jeff Guymon as interim Zoning Administrator for Emery County. The motion was seconded by Commissioner Paul Cowley. The motion passed.

(14)

APPROVAL TO GO OUT TO BID FOR JANITORIAL SERVICES OF THE JUSTICE COURT AND SHERIFF'S OFFICE BUILDING IN GREEN RIVER.

Julie Spadafora was providing janitorial services for Justice Court and the Sheriff's Office Building in Green River. She now works for Green River City. Commissioner Keith Brady made a motion to advertise for bids to provide janitorial services for the Justice Court/Sheriff's Office in Green River. The motion was seconded by Commissioner Paul Cowley. The motion passed.

(15)

RATIFY APPLICATION FOR FEDERAL ASSISTANCE, ASSURANCES RELATING TO REAL PROPERTY ACQUISITION, BUDGET INFORMATION, AND OTHER ASSURANCES RELATING TO THE MILLSITE DAM AGREEMENT BETWEEN NRCS AND EMERY COUNTY.

Commissioner Keith Brady made a motion to ratify application for federal assistance, assurances relating to real property acquisition, budget information, and other assurances relating to the Millsite Dam Agreement between NRCS and Emery County. The motion was seconded by Commissioner Paul Cowley. The motion passed.

(16)

COMMISSION/ELECTED OFFICIALS REPORTS.

Commissioner Cowley

Commissioner Cowley reported that there will be a ribbon cutting for the Museum of the San Rafael Children's Corner on Wednesday, July 8th. He encouraged everyone to attend the County Fair next week. Cory Worwood and his staff at the Weed/Mosquito Department are working through concerns with mosquitos in the county. With the recent rains the mosquitos are out in full force. Mr. Worwood asked that everyone be patient. They will eventually get to your neighborhood. If you have a particular area you are concerned about call the Weed/Mosquito

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office. They will get there as soon as possible.

Commissioner Brady

Commissioner Brady reported on the San Rafael Classic Triathlon at Huntington Reservoir. It was a good event for raising money for Search and Rescue.

Commissioner Migliori

Commissioner Migliori provided a follow up on the proposed gas tax. The Commissioners are trying to understand what the funds can be used for. They will continue to get more information out on this issue. The county may not pursue this tax this year as it will have go through the truth in taxation process. Commissioner Migliori had an opportunity to sit in on a radio interview regarding the public lands initiative. Be aware that CVSSD is starting chip seal projects on the roads . The County has applied for a NACO grant that provides a training workshop for communities affected by coal mine closures or other correlated industry closures. If that works out then Commissioner Brady and possibly Commissioner Migliori will attend that training. The focus of the training will be collaboration with other areas that have the same issue to see what we can do to help curb the affects of closures on the communities/county and diversify from the affects of the closures.

(17)

ADJOURNMENT

The meeting was adjourned.

ATTEST: _____ COMMISSIONER: _____