

## **SANPETE COUNTY COMMISSION MEETING**

**November 9, 2010, 10:00 A.M.**

Sanpete County Courthouse, 160 North Main, Room 303, Manti, Utah

Present are: Commissioners Spencer Cox and Steve Frischknecht, County Attorney Ross Blackham, and County Clerk Sandy Neill. Commission Chair Claudia Jarrett is excused.

Meeting is called to order by Commissioner Steve Frischknecht.

### **CLAIMS**

Auditor Ilene Roth is present. Motion is made by Commissioner Cox to approve claims #324643 - 32470 and also #324545 - 36462. The motion is seconded by Commissioner Frischknecht, and the motion passes.

### **APPROVAL TO PAY CARR PRINTING FOR VOTER INFORMATION /CONFIRMATION CARDS**

Motion is made by Commissioner Cox to approve the payment of \$2,003.54 to Carr Printing for voter information and confirmation cards. The motion is seconded by Commissioner Frischknecht, and the motion passes.

### **APPROVAL TO PAY HONEYWELL FOR WORK DONE ON THE COURTHOUSE**

Motion is made by Commissioner Cox to approve the payment of \$159,400.00 to Honeywell for work done on the courthouse. The funds for this come from an energy efficiency grant. The motion is seconded by Commissioner Frischknecht, and the motion passes.

### **APPROVAL TO PAY LOGAN SIMPSON FOR WORK DONE ON THE GENERAL PLAN**

Motion is made by Commissioner Cox to approve the payment of \$1,068.56 to Logan Simpson for work done on the general plan. The motion is seconded by Commissioner Frischknecht, and the motion passes.

### **APPROVAL TO PAY VALLEY BUILDERS FOR WORK DONE ON THE CENTRAL UTAH HEALTH BUILDING**

Motion is made by Commissioner Cox to approve the payment of \$106,046.66 to Valley Builders for work done on the Central Utah Health building. Funds for this are reimbursed from a CIB grant. The motion is seconded by Commissioner Frischknecht, and the motion passes.

### **APPROVAL TO PAY JORGENSEN CHEVROLET FOR DONE ON THE WUI 1999 DURANGO**

Motion is made by Commissioner Cox to approve the payment of \$2,674.10 to Jorgensen Chevrolet for work done on the WUI 1999 Durango. The motion is seconded by Commissioner Frischknecht, and the motion passes.

### **APPROVAL TO PAY GOSERCO FOR EXTENDED WARRANTY ON VOICE LOGGING RECORDER FOR THE JAIL**

Motion is made by Commissioner Cox to approve the payment of \$1,961.86 to Goserco for an extended warranty on the voice logging recorder for the jail. The motion is seconded by Commissioner Frischknecht, and the motion passes.

### **APPROVAL TO PAY JOHN SCOTT FOR BEEKEEPER INSPECTIONS**

Motion is made by Commissioner Cox to approve the payment of \$1,500.00 to John Scott for his bee keeper inspection services. The motion is seconded by Commissioner Frischknecht, and the motion passes.

**APPROVAL TO PAY MAD DOG FLOOR COVERINGS FOR CARPET IN THE COMMISSION ROOM/TRAINING ROOM**

Motion is made by Commissioner Cox to approve the payment of \$5,188.05 to Mad Dog Floor Coverings for carpet in the Commission room/training room. The motion is seconded by Commissioner Frischknecht, and the motion passes.

**APPROVAL TO PAY GUNNISON CITY FOR RESOURCE OFFICER**

Motion is made by Commissioner Cox to approve the payment of \$12,000.00 to Gunnison City for the resource officer. The motion is seconded by Commissioner Frischknecht, and the motion passes.

**APPROVAL OF CONTRACT FOR INDIGENT INMATE DEFENSE COUNSEL SERVICES FOR BRENT ANTHONY HOLLAND**

Motion is made by Commissioner Cox to approve the contract for indigent inmate defense counsel services for Brent Anthony Holland. The motion is seconded by Commissioner Frischknecht, and the motion passes.

**RESOLUTION OF APPOINTMENT OF A SANPETE COUNTY REPRESENTATIVE AND AN ALTERNATE REPRESENTATIVE FOR THE UTAH COUNTIES INSURANCE POOL ANNUAL MEMBERSHIP MEETING**

Motion is made by Commissioner Cox to adopt Resolution 11-09-2010, appointing Ilene Roth as the Sanpete County representative and Spencer Cox as the alternate representative for the Utah Counties Insurance Pool annual membership meeting. The motion is seconded by Commissioner Frischknecht, and the motion passes.

**APPROVAL OF AGENT OF RECORD LETTER DESIGNATING NIELSEN INSURANCE GROUP AS AGENT OF RECORD WITH RESPECT TO THE GROUP INSURANCE PRODUCTS PURCHASED FROM PEHP**

Commissioner Cox interviewed Rex Shipp from Cedar City who requested to be appointed as the record agent. There was nothing in his presentation that was better or different than Nielsen. Motion is made by Commissioner Cox to appoint Nielsen Insurance group as agent of record with respect to the group insurance products purchase from PEHP. The motion is seconded by Commissioner Frischknecht, and the motion passes.

**MOUNT PLEASANT CITY: APPROVAL OF RIGHT OF WAY EXCAVATION LICENSE TO INSTALL WATER LINE ON SOUTH SHOULDER OF PEEL LANE FROM HIGHWAY 89 TO HIGHWAY 117**

Motion is made by Commissioner Cox to approve the right of way excavation license for Mount Pleasant City to install water line on the south shoulder of Peel Lane from Highway 89 to Highway 117. The motion is seconded by Commissioner Frischknecht, and the motion passes.

**SPRING CITY CORPORATION: APPROVAL OF RIGHT OF WAY EXCAVATION LICENSE TO INSTALL POWER LINE UP SPRING CITY CANYON ROAD**

Motion is made by Commissioner Cox to approve the right of way excavation license for Spring City to install power line up Spring City Canyon Road. The motion is seconded by Commissioner Frischknecht, and the motion passes.

**SPRING CITY CORPORATION: APPROVAL OF RIGHT OF WAY EXCAVATION LICENSE TO INSTALL POWER POLES ON THE NORTH SIDE OF CANAL CANYON ROAD**

Motion is made by Commissioner Cox to approve a right of way excavation license for Spring City Corporation to install power poles on the north side of Canal Canyon Road. The motion is seconded by Commissioner Frischknecht, and the motion passes.

**JOANN BAILEY: ISSUES WITH DOGS AND PUBLIC INTOXICATION IN CHESTER**

JoAnn Bailey is present. She gives the Commission a petition signed by residents in Chester. They have counted 9 dogs around the house. Most of them are pit bulls. A man lives in the house, and there is no running water. Chewed up furniture is all around the yard. These dogs are running loose, and have come after people. The County will direct the sheriff's office to investigate the dog issue as a nuisance complaint. The living conditions will be checked out also.

**KEN BROWN: PUBLIC LAND ISSUES UPDATE**

Ken Brown, Field Director of the Western Counties Alliance (WCA) is present. He updates the Commission on Secure Rural Schools (SRS). WCA is working with Senator Reid on getting a bill drafted so SRS won't expire after this year. PILT (Payment in Lieu of Taxes) is set to expire at the end of 2012. If PILT full funding ends, counties in the state will lose around 12 million dollars. Utah does not participate much with geothermal revenue sources. WCA is working on keeping this active because it is good clean energy. Roaming animal numbers (including the wild horse burro) are constantly increasing in surrounding states. They are a direct interference with livestock grazing. Mr. Brown attended a workshop sponsored by the BLM dealing with the wild burros. The board does not have any county officials on it. WCA will work to get the charter amended to have local government officials serve on the board.

**CANVASS OF ELECTION**

Motion is made by Commissioner Cox to accept the canvass. (See attached document.) The motion is seconded by Commissioner Frischknecht, and the motion passes.

**APPROVAL OF MINUTES**

Motion is made by Commissioner Cox to approve the minutes from October 19, 2010 with minor corrections. The motion is seconded by Commissioner Frischknecht, and the motion passes.

**EXECUTIVE SESSION**

No executive session was needed.

Motion is made by Commissioner Cox to adjourn. The motion is seconded by Commissioner , and the motion passes.

The meeting is adjourned at 3:02 P.M.

ATTEST: *Sandy Neill*  
Sandy Neill  
Sanpete County Clerk

APPROVED: *Claudia Jarrett*  
Claudia Jarrett  
Commission Chair

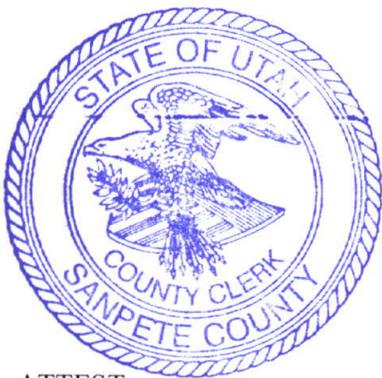
**RESOLUTION OF APPOINTMENT OF A SANPETE COUNTY REPRESENTATIVE AND AN ALTERNATE REPRESENTATIVE FOR THE UTAH COUNTIES INSURANCE POOL ANNUAL MEMBERSHIP MEETING**

WHEREAS, the Governing Body or Executive of Sanpete County, Utah, is the proper authority to appoint a qualified person to act as the official representative for Sanpete County at the Utah Counties Insurance Pool Membership Meeting to be held on December 2, 2010; and

WHEREAS, the Governing Body or Executive of Sanpete County, Utah, has been informed that the By-laws of the Utah Counties Insurance Pool require that the official representative and an alternate representative for Sanpete County must be an elected or appointed officer or employee of a Member and must be appointed by majority vote of the Governing Body or by the Executive of the Member to be the Member's official representative for the purposes of the Pool

NOW, THEREFORE, be it resolved that the Governing Body or Executive of Sanpete County, Utah, hereby appoints Ilene Roth as the official Sanpete County representative for the Utah Counties Insurance Pool Membership Meeting to be held on December 2, 2010, with Spencer Cox as an alternate representative.

RESOLVED ADOPTED AND ORDERED this 9th day of November, 2010.



GOVERNING BODY or EXECUTIVE  
SANPETE COUNTY, UTAH

Steve Fuschnecht  
[Signature]

ATTEST:

By: Sandy Neill

APPROVED AS TO FORM:

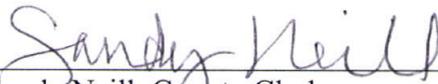
By: \_\_\_\_\_

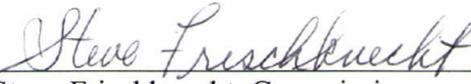
I, Sandy Neill, County Clerk, in and for Sanpete County, do hereby certify that the foregoing is a full, true and correct abstract of the statement of vote of this county at the General Election held in Sanpete County on November 2, 2010 as made out and entered upon the record of the Board of County Canvassers so far as the same relates to the offices named above.

Dated this the 9th day of November, 2010.

  
Earl Clark, Treasurer

  
Spencer Cox, Commissioner

  
Sandy Neill, County Clerk

  
Steve Frischknecht, Commissioner



Election Summary Report  
Sanpete County, Utah  
General Election  
November 2, 2010

Date: 11/09/10  
Time: 07:48:55  
Page: 1 of 4

Summary For Jurisdiction Wide, All Counters, All Races  
Official Results/All Polling/All Provisional/All Absentees

Registered Voters 10965 - Cards Cast 6768 61.72%

Num. Report Precinct 17 - Num. Reporting 17 100.00%

STRAIGHT PARTY			
		Total	
Number of Precincts		17	
Precincts Reporting		17	100.0 %
Times Counted	6768/10965		61.7 %
Total Votes		1646	
<b>REPUBLICAN</b>	REP	1277	77.58%
<b>DEMOCRATIC</b>	DEM	280	17.01%
<b>CONSTITUTION</b>	CON	73	4.43%
<b>LIBERTARIAN</b>	LIB	16	0.97%

UTAH STATE HOUSE OF REPRESENTATIVES DISTRICT 67			
		Total	
Number of Precincts		5	
Precincts Reporting		5	100.0 %
Times Counted	933/1681		55.5 %
Total Votes		904	
<b>PATRICK L. PAINTER</b>	REP	691	76.44%
<b>SCOTT PARKIN</b>	DEM	127	14.05%
<b>FELENI SIUFANUA</b>	CON	86	9.51%
Write-in Votes		0	0.00%

UNITED STATES SENATE			
		Total	
Number of Precincts		17	
Precincts Reporting		17	100.0 %
Times Counted	6768/10965		61.7 %
Total Votes		5950	
<b>SCOTT N. BRADLEY</b>	CON	607	10.20%
<b>SAM F. GRANATO</b>	DEM	1051	17.66%
<b>MIKE LEE</b>	REP	4270	71.76%
Write-in Votes		22	0.37%

UTAH STATE HOUSE OF REPRESENTATIVES DISTRICT 68			
		Total	
Number of Precincts		10	
Precincts Reporting		10	100.0 %
Times Counted	4141/744		55.7 %
Total Votes		3808	
<b>GARY R. VAN HORN</b>	CON	692	18.17%
<b>BILL WRIGHT</b>	REP	3098	81.36%
Write-in Votes		18	0.47%

UNITED STATES HOUSE OF REPRESENTATIVES			
		Total	
Number of Precincts		17	
Precincts Reporting		17	100.0 %
Times Counted	6768/10965		61.7 %
Total Votes		6014	
<b>JASON CHAFFETZ</b>	REP	4745	78.90%
<b>KAREN HYER</b>	DEM	914	15.20%
<b>JOSEPH L. PUENTE</b>		57	0.95%
<b>JAKE SHANNON</b>	LIB	59	0.98%
<b>DOUGLAS SLIGTING</b>	CON	238	3.96%
Write-in Votes		1	0.02%

UTAH STATE HOUSE OF REPRESENTATIVES DISTRICT 70			
		Total	
Number of Precincts		4	
Precincts Reporting		4	100.0 %
Times Counted	1103/1844		59.8 %
Total Votes		1045	
<b>L. S. BROWN</b>	CON	147	14.07%
<b>KAY L. McIFF</b>	REP	897	85.84%
Write-in Votes		1	0.10%

GOVERNOR/LT GOVERNOR			
		Total	
Number of Precincts		17	
Precincts Reporting		17	100.0 %
Times Counted	6768/10965		61.7 %
Total Votes		6043	
<b>FARLEY M ANDERSON</b>		267	4.42%
<b>PETER CORROON</b>	DEM	1100	18.20%
<b>GARY R. HERBERT</b>	REP	4555	75.38%
<b>ANDREW W. McCULLOUGH</b>	LIB	119	1.97%
Write-in Votes		2	0.03%

UTAH STATE BOARD OF EDUCATION DISTRICT 14			
		Total	
Number of Precincts		17	
Precincts Reporting		17	100.0 %
Times Counted	6768/10965		61.7 %
Total Votes		4492	
<b>DIXIE LEE ALLEN</b>		3218	71.64%
<b>JOHNY THAYNE</b>		1250	27.83%
Write-in Votes		24	0.53%

SANPETE COUNTY COMMISSION SEAT A			
		Total	
Number of Precincts		17	
Precincts Reporting		17	100.0 %
Times Counted	6768/10965		61.7 %
Total Votes		5518	
<b>SPENCER J. COX</b>	REP	5478	99.28%
Write-in Votes		40	0.72%

Election Summary Report  
Sanpete County, Utah  
General Election  
November 2, 2010

Date:11/09/10  
Time:07:48:55  
Page:2 of 4

Summary For Jurisdiction Wide, All Counters, All Races  
Official Results/All Polling/All Provisional/All Absentees

Registered Voters 10965 - Cards Cast 6768 61.72%

Num. Report Precinct 17 - Num. Reporting 17 100.00%

SANPETE COUNTY COMMISSION			
SEAT B			
		Total	
Number of Precincts		17	
Precincts Reporting		17	100.0 %
Times Counted	6768/10965		61.7 %
Total Votes		5448	
<b>CLAUDIA P. JARRETT</b>	REP	5390	98.94%
Write-in Votes		58	1.06%

COUNTY RECORDER			
		Total	
Number of Precincts		17	
Precincts Reporting		17	100.0 %
Times Counted	6768/10965		61.7 %
Total Votes		5517	
<b>REED D. HATCH</b>	REP	5508	99.84%
Write-in Votes		9	0.16%

COUNTY ASSESSOR			
		Total	
Number of Precincts		17	
Precincts Reporting		17	100.0 %
Times Counted	6768/10965		61.7 %
Total Votes		5443	
<b>KENNETH R BENCH</b>	REP	5392	99.06%
Write-in Votes		51	0.94%

COUNTY SHERIFF			
		Total	
Number of Precincts		17	
Precincts Reporting		17	100.0 %
Times Counted	6768/10965		61.7 %
Total Votes		6003	
<b>PAUL S. HARNETT</b>	DEM	1905	31.73%
<b>BRIAN NIELSON</b>	REP	4077	67.92%
Write-in Votes		21	0.35%

COUNTY ATTORNEY			
		Total	
Number of Precincts		17	
Precincts Reporting		17	100.0 %
Times Counted	6768/10965		61.7 %
Total Votes		5441	
<b>BRODY L. KEISEL</b>	REP	5406	99.36%
Write-in Votes		35	0.64%

COUNTY TREASURER			
		Total	
Number of Precincts		17	
Precincts Reporting		17	100.0 %
Times Counted	6768/10965		61.7 %
Total Votes		5579	
<b>EARL D. CLARK</b>	REP	5575	99.93%
Write-in Votes		4	0.07%

COUNTY AUDITOR			
		Total	
Number of Precincts		17	
Precincts Reporting		17	100.0 %
Times Counted	6768/10965		61.7 %
Total Votes		5505	
<b>ILENE B. ROTH</b>	REP	5494	99.80%
Write-in Votes		11	0.20%

JUSTICE COURT JUDGE-GUN			
		Total	
Number of Precincts		17	
Precincts Reporting		17	100.0 %
Times Counted	6768/10965		61.7 %
Total Votes		5414	
<b>YES</b>		4436	81.94%
<b>NO</b>		978	18.06%

COUNTY CLERK			
		Total	
Number of Precincts		17	
Precincts Reporting		17	100.0 %
Times Counted	6768/10965		61.7 %
Total Votes		5502	
<b>SANDY NEILL</b>	REP	5486	99.71%
Write-in Votes		16	0.29%

JUSTICE COURT JUDGE-MTP			
		Total	
Number of Precincts		17	
Precincts Reporting		17	100.0 %
Times Counted	6768/10965		61.7 %
Total Votes		5376	
<b>YES</b>		4385	81.57%
<b>NO</b>		991	18.43%

Election Summary Report  
Sanpete County, Utah  
General Election

Date:11/09/10  
Time:07:48:56  
Page:3 of 4

November 2, 2010  
Summary For Jurisdiction Wide, All Counters, All Races  
Official Results/All Polling/All Provisional/All Absentees

Registered Voters 10965 - Cards Cast 6768 61.72%

Num. Report Precinct 17 - Num. Reporting 17 100.00%

JUSTICE COURT JUDGE-SPR			
	Total		
Number of Precincts	17		
Precincts Reporting	17	100.0 %	
Times Counted	6768/10965	61.7 %	
Total Votes	5363		
YES	4372	81.52%	
NO	991	18.48%	

UTAH STATE COURT OF APPEALS			
	Total		
Number of Precincts	17		
Precincts Reporting	17	100.0 %	
Times Counted	6768/10965	61.7 %	
Total Votes	5385		
YES	4541	84.33%	
NO	844	15.67%	

JUSTICE COURT JUDGE-MOR			
	Total		
Number of Precincts	17		
Precincts Reporting	17	100.0 %	
Times Counted	6768/10965	61.7 %	
Total Votes	5346		
YES	4350	81.37%	
NO	996	18.63%	

SIXTH DISTRICT JUVENILE COURT			
	Total		
Number of Precincts	17		
Precincts Reporting	17	100.0 %	
Times Counted	6768/10965	61.7 %	
Total Votes	5495		
YES	4547	82.75%	
NO	948	17.25%	

JUSTICE COURT JUDGE-MAN			
	Total		
Number of Precincts	17		
Precincts Reporting	17	100.0 %	
Times Counted	6768/10965	61.7 %	
Total Votes	5394		
YES	4414	81.83%	
NO	980	18.17%	

SCHOOL BOARD NSSD4			
	Total		
Number of Precincts	3		
Precincts Reporting	3	100.0 %	
Times Counted	449/831	54.0 %	
Total Votes	400		
GREG B. BAILEY	396	99.00%	
Write-in Votes	4	1.00%	

JUSTICE COURT JUDGE-FRV			
	Total		
Number of Precincts	17		
Precincts Reporting	17	100.0 %	
Times Counted	6768/10965	61.7 %	
Total Votes	5345		
YES	4340	81.20%	
NO	1005	18.80%	

SCHOOL BOARD NSSD5			
	Total		
Number of Precincts	3		
Precincts Reporting	3	100.0 %	
Times Counted	621/1117	55.6 %	
Total Votes	563		
ROBERT E. GARLICK	557	98.93%	
Write-in Votes	6	1.07%	

JUSTICE COURT JUDGE-FTG			
	Total		
Number of Precincts	17		
Precincts Reporting	17	100.0 %	
Times Counted	6768/10965	61.7 %	
Total Votes	5306		
YES	4310	81.23%	
NO	996	18.77%	

SCHOOL BOARD SSSD1			
	Total		
Number of Precincts	1		
Precincts Reporting	1	100.0 %	
Times Counted	665/1006	66.1 %	
Total Votes	647		
ELLEN C. ASTE	327	50.54%	
JASON G. MAYLETT	319	49.30%	
Write-in Votes	1	0.15%	

Election Summary Report  
 Sanpete County, Utah  
 General Election  
 November 2, 2010

Date:11/09/10  
 Time:07:48:56  
 Page:4 of 4

Summary For Jurisdiction Wide, All Counters, All Races  
 Official Results/All Polling/All Provisional/All Absentees

Registered Voters 10965 - Cards Cast 6768 61.72%

Num. Report Precinct 17 - Num. Reporting 17 100.00%

SCHOOL BOARD SSSD4		Total
Number of Precincts		2
Precincts Reporting		2 100.0 %
Times Counted	853/1471	58.0 %
Total Votes		832
<b>DAN ADAMS</b>	482	57.93%
<b>DAVID WARREN</b>	340	40.87%
Write-in Votes	10	1.20%

CONSTITUTIONAL AMENDMENT D		Total
Number of Precincts		17
Precincts Reporting		17 100.0 %
Times Counted	6768/10965	61.7 %
Total Votes		5755
<b>FOR</b>	3683	64.00%
<b>AGAINST</b>	2072	36.00%

SCHOOL BOARD SSSD5		Total
Number of Precincts		1
Precincts Reporting		1 100.0 %
Times Counted	604/1221	49.5 %
Total Votes		539
<b>ROGER L. NIELSON</b>	250	46.38%
<b>LARRY K. SMITH</b>	289	53.62%
Write-in Votes	0	0.00%

CONSTITUTIONAL AMENDMENT A		Total
Number of Precincts		17
Precincts Reporting		17 100.0 %
Times Counted	6768/10965	61.7 %
Total Votes		5752
<b>FOR</b>	3598	62.55%
<b>AGAINST</b>	2154	37.45%

CONSTITUTIONAL AMENDMENT B		Total
Number of Precincts		17
Precincts Reporting		17 100.0 %
Times Counted	6768/10965	61.7 %
Total Votes		5829
<b>FOR</b>	4763	81.71%
<b>AGAINST</b>	1066	18.29%

CONSTITUTIONAL AMENDMENT C		Total
Number of Precincts		17
Precincts Reporting		17 100.0 %
Times Counted	6768/10965	61.7 %
Total Votes		5771
<b>FOR</b>	3439	59.59%
<b>AGAINST</b>	2332	40.41%