

**MINUTES
OF THE REGULAR MEETING OF THE
TOOELE COUNTY BOARD OF COMMISSIONERS
HELD SEPTEMBER 15, 2015**

Chairman Bitner called the meeting to order at 7:00 p.m. The time, place and agenda of the meeting had been provided to the Tooele Transcript Bulletin and to each member of the governing body by delivering copies of the notice and agenda at least two days before to each of them.

1. PLEDGE OF ALLEGIANCE. The Pledge of Allegiance was given by Commissioner Bateman.

2. ROLL CALL. The Clerk called the roll which showed Commissioners Wade Bitner, Chairperson, Shawn Milne and Mytron Bateman present. Also present were Scott Broadhead, Attorney and Marilyn Gillette, Clerk/Auditor.

3. MINUTES. Commissioner Milne moved to approve the minutes of the Commission Meeting held September 1, 2015 as presented. Commissioner Bateman seconded the motion. All concurred.

4. CONSENT AGENDA. Commissioner Bateman moved to approve the Consent agenda as presented. Commissioner Milne seconded the motion. All concurred.

Invoices. A) Warrants issued on September 2, 2015 in the amount of \$341,915.34. Direct Deposit #090215001 - #090215316. Payroll Check #7532 - #7533. Transmittal checks in the amount of \$248,931.84, Check #7535 - #7548; B) Warrants issued August 27, 2015 in the amount of \$380,928.29, Check #153036 thru #153177.

Tax Adjustments. Atco Trucking Company, Inc., Transaction #366PED. Owner renewed truck under wrong company (the old owner-Aposhian Investments LLC). They have now registered it under the right name and replated it. Relief amount (\$412.71).

Ratifications. A) Bids for purchase of two trucks with snow packages with Legacy Equipment; B) Bids for roofing project over old courthouse, etc. with Broken Arrow.

Contract Review. A) Contract #06-08-12 - Cooperative Agreement Between the US BLM, State of Utah, Tooele County and U.S. Magnesium; B) Contract #06-09-04 - Lease Agreement with Salt Lake Community Action Program for land to be used by the Wendover Head Start Program; C) Contract #06-11-10 - Amendment #1 to Contract with Division of Substance Abuse and Mental Health for Treatment of Substance Abuse; D) Contract #09-09-02 - Amended and Restarted Inter local Cooperation Agreement - Multi County Appraisal Trust, Tooele County and State of Utah Multi Counties; E) Contract #09-09-06 - Memorandum of Agreement for Rangeland Drilling Between Tooele County, Grantsville Conservation District & Shambip Conservation District; F) Contract #14-05-01 - Operation Agreement for Desert Peak Baseball and Softball Fields Between Troy Johansen and Tooele County; G) Contract #14-09-11 - Operation Agreement for Desert Peak Soccer Fields Between Tooele County and TC United will be reviewed September, 2016.

H) Contract #06-11-10 - Amendment #1 to Contract with Division of Substance Abuse

and Mental Health for Treatment of Substance Abuse; J) Contract #05-10-03 - Wayne A. Freestone, P.C. - Juvenile Court Public Defender Appeals have no further need for review.

5. ORDINANCE 2015-16 – AMENDING THE OFFICIAL ZONING MAP OF TOOELE COUNTY; REZONING APPROXIMATELY 8,480 CRES OF LAND NORTH OF INTERSTATE 80 FROM MU-40 TO MG-EX. Blaine Gehring, Planner, discussed this with the Commission. The rezone is for 8,000 acres of BLM land which is used for mining. The Planning Commission unanimously voted in favor of this zone change. A CUP will be required. Commissioner Milne moved to approve Ordinance 2015-16. Commissioner Bateman seconded the motion. All concurred.

6. LEGAL DEFENDER AGREEMENTS. Scott Broadhead, Attorney stated the original agreement with the legal defenders indicated when county employees receive a raise, the legal defenders would receive the same raise. The County Employees received a 3% COLA, so this agreement gives the same to the legal defenders. Commissioner Bateman moved to approve. Commissioner Milne seconded the motion. All concurred.

7. DEPARTMENT OF THE ARMY EASEMENT FOR PUBLICROAD OR STREET LOCATED ON TOOELE ARMY DEPOT, TOOELE COUNTY, UTAH. Commissioner Bitner reviewed the history of this agreement. Commissioner Milne moved to approve. Commissioner Bateman seconded the motion. All concurred.

8. TOURISM TAX ADVISORY BOARD RECOMMENDATIONS. John Cluff, Chairman of the Tourism Tax Advisory Board emailed the Commissioners about two applications the board has received for grants. The board approved awarding grant funds to the Friends of the Clark Historic Farm to go towards purchase of two acres from Grantsville City in the amount of \$82,000. The second grant recipient is the Donner Reed Museum restoration in the amount of \$60,000.

Commissioner Bateman made a counter proposal. He recommended awarding the Friends of the Clark Historic Farm \$55,000 if they can raise the other \$28,000. It will be a 2 to 1 match. They will have until December 31, 2015 to earn the balance of the money. He recommended tabling the request from the Donner Reed Museum until the 2016 grant year. The Commissioners discussed many options. Commissioner Bateman made a motion to award the Friends of the Clark Historic Farm \$55,000 if they can raise the \$28,000 by the end of the year and to grant the Donner Reed Museum \$20,000 to get the wall repaired in the museum. Commissioner Bitner seconded the motion. Commissioner Milne recused himself since he sits on the Tourism Tax Advisory Board. Commissioners Bateman and Bitner voted yes.

9. BOARD OPENINGS

A) Lake Point Cemetery & Park District – 3 positions – Open until filled.

10. PUBLIC CONCERNS. Scott Bribera, Stansbury Park, voiced his support for the Commission and their decision to sell the Miller Motorsports Park to the Miltime Group. Gordon Beals asked for clarification on item #8. He offered the first \$20 towards the \$28,000 to be raised for the Clark History Farm.

Laurie Hurst, Claik History Farm, thanked the Commissioners for the grants for the Clark History Farm and the Donner Reed Museum.

11. ADJOURN. Commissioner Bateman moved to adjourn the meeting at 7:19 p.m. Commissioner Milne seconded the motion. All concurred.

THE FOREGOING MINUTES ARE HEREBY APPROVED:

BY: Wade B. Bitner
WADE B. BITNER, CHAIRMAN

ATTEST:

BY: Marilyn K. Gillette
MARILYN K. GILLETTE, CLERK/AUDITOR

