

**MINUTES
BOX ELDER COUNTY COMMISSION
JULY 6, 2016**

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 4:45 p.m. on **July 6, 2016**. The following members were present:

Jeff Scott	Chairman
Stan Summers	Commissioner
Jeff Hadfield	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 5:55 p.m.

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

Jeff Scott	Chairman
Stan Summers	Commissioner
Jeff Hadfield	Commissioner
Marla Young	County Clerk

The prayer was offered by Commissioner Hadfield.
The Pledge of Allegiance was led by Attorney Stephen Hadfield.

APPROVAL OF MINUTES

THE MINUTES OF THE REGULAR MEETING OF JUNE 15, 2016 WERE APPROVED AS WRITTEN ON A MOTION BY COMMISSIONER SUMMERS, SECONDED BY COMMISSIONER HADFIELD AND UNANIMOUSLY CARRIED.

AGENDA: ATTACHMENT NO. 1

ADMINISTRATIVE REVIEW/REPORTS/FUTURE AGENDA ITEMS – COMMISSION**Company Celebrations – Chairman Scott**

Chairman Scott stated Intertape Polymer will celebrate 575 safe days and other noteworthy accomplishments on July 13, 2016. Procter & Gamble is celebrating the five year anniversary of their plant in Box Elder County. Orbital ATK had a successful rocket motor testing with many spectators in attendance.

FORMER AGENDA ITEMS FOLLOW-UP – COMMISSIONERS**1. Property Tax Assessment & Burn Permits – Ron Nelson**

Ron Nelson of Willard thanked the commission for listening to his concerns regarding his property tax. He stated he got caught in an estate planning issue and didn't realize there would be a tax issue when breaking off a part of the property. He still disagrees with the highest potential use policy. Mr. Nelson said it is not a good law and feels it is not fair to be taxed on what the property could be used for instead of its actual use.

Chairman Scott said the assessor is required by state statute to assess based on highest and best use.

Assessor Rodney Bennett explained the process when a property is divided; they have to value the property at its highest and best use.

Mr. Nelson stated he had called the fire marshal for a permit to burn a ditch line and was told he had to have a certain amount of property in order to get the permit.

Chairman Scott stated they have different permits for residences and agriculture and the terms are set by the state as well. He stated they will check into the burn permits.

CHILDREN'S JUSTICE CENTER BOARD APPOINTMENT – COMMISSIONERS

Chairman Scott stated there is a need to appoint someone to oversee the Children's Justice Center. He recommended Attorney Stephen Hadfield to be on the board.

MOTION: Commissioner Summers made a motion to appoint Attorney Stephen Hadfield to the Children's Justice Center Board. The motion was seconded by Commissioner Hadfield and unanimously carried.

AWARD ASPHALT PROJECTS CONTRACT – BILL GILSON

Road Supervisor Bill Gilson stated they sent out requests for bids for asphalt projects on the lower landfill road, Nucor road, and 8800 North in Deweyville. There were five companies that brought in bids and they were opened on June 23, 2016. The low bid came in from PR Paving in the amount of \$532,109.06. Mr. Gilson recommended the bid be awarded to PR Paving.

MOTION: Commissioner Hadfield made a motion to award the Asphalt Projects Contract to PR Paving. The motion was seconded by Commissioner Summers and unanimously carried.

CASSIA COUNTY & RAFT RIVER HIGHWAY DISTRICT ROAD MAINTENANCE – BILL GILSON

Road Supervisor Bill Gilson stated they have been working on road maintenance agreements with Cassia County and Raft River. He stated that he and Commissioner Summers met with them and discussed the back payments that are due and making changes to the agreement to bring the services in line with the costs incurred. He said the agreements have been drafted and are ready to send on to Cassia County and Raft River Highway District once they are approved by the county attorney.

MOTION: Commissioner Summers made a motion to send the agreements to Cassia County and Raft River Highway District upon attorney approval. The motion was seconded by Commissioner Hadfield and unanimously carried.

ROCHE SUBDIVISION – SCOTT LYONS

Community Development Director Scott Lyons explained the Roche Subdivision is located in Penrose at 11185 W 10400 N Hwy 102. The landowners are splitting off ten acres from a fifty-six acre parcel. The plat has been through all the necessary department reviews.

MOTION: Commissioner Hadfield made a motion to approve the Roche Subdivision. The motion was seconded by Commissioner Summers and unanimously carried.

JOEL JEPSON SMALL SUBDIVISION – SCOTT LYONS

Community Development Director Scott Lyons presented the plat for the Joel Jeppson Small Subdivision. He stated it is a 2.8 acre parcel located at approximately 9515 North 6800 West on Iowa String Road. The subdivision has been through all the necessary department reviews.

MOTION: Commissioner Summers made a motion to approve the Joel Jeppson Small Subdivision. The motion was seconded by Commissioner Hadfield and unanimously carried.

ORDINANCE #423/THATCHER REZONE FROM C-G TO M-G ZONE – SCOTT LYONS

Community Development Director Scott Lyons explained a request was received for a zoning amendment to an area in Thatcher. The amendment would change the zoning from general commercial to general manufacturing. The owners have purchased 1.08 acres from the landowner to the south, and would like to expand their cabinet facility. A public hearing was held and the planning commission recommends approval.

MOTION: Commissioner Hadfield made a motion to adopt Ordinance #423 regarding a rezone in Thatcher. The motion was seconded by Commissioner Summers and unanimously carried.

(See Attachment No. 2 – Ordinance.)

ORDINANCE #422 PROMONTORY REZONE FROM MSW TO SW ZONE – SCOTT LYONS

Community Development Director Scott Lyons explained Ordinance #422 amends the zoning on a property on Promontory Point from the Municipal Solid Waste (MSW) zone to Solid Waste (SW) zone. A public hearing was held and the planning commission recommends approval.

MOTION: Commissioner Summers made a motion to adopt Ordinance #422 regarding a rezone on Promontory Point. The motion was seconded by Commissioner Hadfield and unanimously carried.

(See Attachment No. 3 – Ordinance.)

RESOLUTION #16-04/CERTIFIED TAX RATE BOX ELDER COUNTY – TOM KOTTER

Auditor Tom Kotter stated they have received the tax rates from the state. He gave a brief explanation of how the tax rate process works. Mr. Kotter reported the tax rate for the general operations is .002007. The rate for the multicounty assessing and collecting is .000011, and the county assessing and collecting rate is .000357.

MOTION: Commissioner Hadfield made a motion to approve Resolution #16-04 setting the certified tax rates. The motion was seconded by Commissioner Summers and unanimously carried.

(See Attachment No. 4 – Resolution.)

RESOLUTION #16-05/ CERTIFIED TAX RATE COUNTY LIBRARY – TOM KOTTER

Auditor Tom Kotter stated the certified tax rate for the County Library is .000145.

MOTION: Commissioner Summers made a motion to approve Resolution #16-05 setting the certified tax rate for the county library. The motion was seconded by Commissioner Hadfield and unanimously carried.

(See Attachment No. 5 – Resolution.)

RESOLUTION #16-06/ CENTRALLY ASSESSED APPEALS – TOM KOTTER

Auditor Tom Kotter explained Resolution #16-06 authorizes the filing of cross appeals on some 2016 centrally assessed properties. The companies that have filed appeals through the Utah State Tax Commission are AT&T Mobility LLC, Celco Partnership dba Verizon Wireless, T-Mobile US Inc., Sprint Corporation, Pacificorp, Citizens Telecommunications Company of Utah, AT&T Communications, and Level 3 Communications.

MOTION: Commissioner Hadfield made a motion to approve Resolution #16-06. The motion was seconded by Commissioner Summers and unanimously carried.

(See Attachment No. 6 – Resolution.)

PUBLIC COMMENT PERIOD

DeAnna Hardy of Brigham City commented on Tremonton West and Mantua precincts being added to the vote by mail precincts. She feels the vote by mail ballot is not a secret ballot and liberties are being taken away. Ms. Hardy stated it is wrong to tax our property. She read a quote regarding kings applying taxes and people becoming slaves to taxation.

WARRANT REGISTER – COMMISSIONERS

The Warrant Register was signed and the following claims were approved for payment: Claims 99755 through 99818 in the amount of \$510,274.08. Claims 99819 through 99870 in the amount of \$364,023.08. Claims 99871 through 99968 in the amount of \$510,856.63.

PERSONNEL ACTIONS/VOLUNTEER ACTION FORMS – COMMISSIONERS

FIRE DEPT:	Jerry Todd Richards, volunteer, effective 07/06/2016
FIRE DEPT:	Hunter Richards, volunteer, effective 07/06/2016
FIRE DEPT:	Trica Breitenbucher, volunteer, effective 07/06/2016
JUSTICE COURT:	Suzanne Falletta, compensation change, effective 07/05/2016
SHERIFF'S OFFICE:	Jason Harris, compensation change, effective 06/20/216
SHERIFF'S OFFICE:	Steven Downey, compensation change, effective 07/11/02016
WEED DEPT:	Elijah Miller, cell phone allowance, effective 04/25/2016
WEED DEPT:	Ben Fukui, cell phone allowance, effective 04/25/2016

CLOSED SESSION**Strategy session to discuss pending or reasonably imminent litigation**

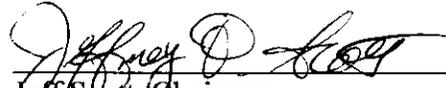
MOTION: At 5:49 p.m. a motion was made by Commissioner Summers to move into a closed session. The motion was seconded by Commissioner Hadfield and unanimously carried.

MOTION: At 6:05 p.m. a motion was made by Commissioner Summers to reconvene into regular commission meeting. Commissioner Hadfield seconded the motion. The motion carried unanimously and regular commission meeting was reconvened.

ADJOURNMENT

A motion was made by Commissioner Summers to adjourn. Commissioner Hadfield seconded the motion, and the meeting adjourned at 6:12 p.m.

ADOPTED AND APPROVED in regular session this 20th day of July 2015.



Jeff Scott, Chairman



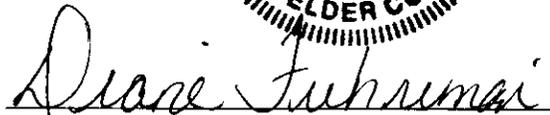
Stan Summers, Commissioner



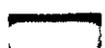
Jeff Hadfield, Commissioner



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 **4:45 p.m.** and a regular **Commission Meeting** commencing at **5:00 p.m. Wednesday July 6, 2016** in the Commission Chambers of the Box Elder County Courthouse, 01 South Main Street, Brigham City, Utah.

Administrative/Operational Session

*4:45 p.m.

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

*4:55 p.m.

- *5:00 – 5:05 Call to Order: Chairman Scott
Invocation: Commissioner Hadfield
Pledge: Attorney Stephen Hadfield
Approval of Minutes of June 15, 2016
- *5:05 – 5:08 Administrative Review/Reports/Future Agenda Items – Commissioners
- *5:08 – 5:13 Former Agenda Items Follow-Up – Commissioners
 1. Property Tax Assessment & Burn Permits – Ron Nelson
- *5:13 – 5:15 Children's Justice Center Board Appointment – Commissioners
- *5:15 – 5:20 Award Asphalt Projects Contract – Bill Gilson
- *5:20 – 5:30 Cassia County & Raft River Highway District Road Maintenance–Bill Gilson
- *5:30 – 5:32 Roche Subdivision – Scott Lyons
- *5:32 – 5:34 Joel Jeppson Small Subdivision – Scott Lyons
- *5:34 – 5:36 Ordinance #423/Thatcher Rezone from C-G to M-G Zone – Scott Lyons

- *5:36 – 5:38 Ordinance #422 Promontory Rezone from MSW to SW Zone – Scott Lyons
- *5:38 – 5:43 Resolution #16-04/Certified Tax Rate Box Elder County – Tom Kotter
- *5:43 – 5:45 Resolution #16-05/Certified Tax Rate County Library – Tom Kotter
- *5:45 – 5:47 Resolution #16-06/Centrally Assessed Appeals – Tom Kotter
- *5:47 – 5:57 Public Comment Period
Rules: (1) Please Speak Only Once (Maximum of 3 Minutes)
(2) Please Speak in a Courteous and Professional Manner
- *5:57 – 6:02 Warrant Register, Personnel Actions & Cell Phone Allowances & Volunteer
Action Forms – Commissioners

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 1st day of July 2016.

Mailed to the Box Elder News Journal, the Leader, and the Standard Examiner this 1st day of July 2016.


Marla R. Young Senior Clerk
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.

ORDINANCE NO. 423

AN ORDINANCE OF BOX ELDER COUNTY AMENDING THE BOX ELDER COUNTY ZONING MAP BY REZONING A PORTION OF THE PARCEL LOCATED AT APPROXIMATELY 10195 NORTH 11600 WEST FROM THE C-G (GENERAL COMMERCIAL) ZONE TO THE M-G (GENERAL MANUFACTURING) ZONE.

WHEREAS, the property owners are requesting that the property described herein be rezoned from C-G (General Commercial) zone to M-G (General Manufacturing) zone; and

WHEREAS, the Box Elder County Planning Commission scheduled a public hearing on the petition to rezone the property and amend the Box Elder County zoning map and provided notice of the public hearing by mailing notice to each affected property owner and each affected entity at least 10 calendar days before the public hearing, and by posting it in at least 3 public locations within the county or on the county's official website; and by publishing it in a newspaper of general circulation in the area and on the Utah Public Notice Website at least 10 calendar days before the public hearing; and

WHEREAS, the Box Elder County Planning Commission, after appropriate notice, held a public hearing on June 16, 2016, to allow the general public to comment on this proposed rezone and amendment of the zoning map; and

WHEREAS, after providing for public comment from the general public, the Box Elder County Planning Commission has found and determined that the proposed rezone and amendment to the zoning map is in conformity with the General Plan of Box Elder County, that the uses allowed by the proposed change are harmonious with the overall character of the existing development in the vicinity of the property, that it will not adversely affect adjacent properties, that the facilities and services intended to serve the property to be rezoned are adequate, and will provide for the health, safety, and general welfare of the public and protect the environment; and

WHEREAS, based upon these findings, the Box Elder County Planning Commission has recommended that the Box Elder County Commission amend the zoning map as has been requested; and

WHEREAS, the Box Elder County Commission, after appropriate notice, held a public meeting on July 6, 2016, to review and discuss this proposed amendment; and

WHEREAS, after reviewing and discussing, the Board of County Commissioners of Box Elder County, Utah finds that the amendment to the zoning map as set forth below is in conformity with the General Plan of Box Elder County, that the uses allowed by the proposed change are harmonious with the overall character of the existing development in the vicinity of the property, that it will not adversely affect adjacent properties, that the facilities and services intended to serve the property to be rezoned are adequate, and that it will be in the best interest of and promote the health, safety and general welfare of the residents of Box Elder County;

NOW THEREFORE, the Box Elder County Commission, acting as the Legislative Body of Box Elder County, State of Utah, hereby ordains as follows:

SECTION 1: Zoning Map Amendment. The Zoning Map of Unincorporated Box Elder County is hereby amended by reclassifying the following described area in unincorporated Box Elder County from C-G (General Commercial) zone to M-G (General Manufacturing) zone:

A PART OF THE NORTHWEST QUARTER OF SECTION 15 AND A PART OF THE NORTHEAST QUARTER OF SECTION 16, TOWNSHIP 11 NORTH, RANGE 4 WEST OF THE SALT LAKE BASE AND MERIDIAN.
BEGINNING AT THE SOUTHWEST CORNER OF LOT 6, BLOCK 1 SAGEBRUSH CIRCLE SUBDIVISION BEING A POINT LOCATED SOUTH 00°07'09" EAST 682.61 FEET ALONG THE WEST LINE OF SAID NORTHWEST QUARTER FROM THE NORTHWEST CORNER OF SAID SECTION 15; RUNNING THENCE NORTH 89°52'51" EAST 103.46 FEET TO THE SOUTHEAST CORNER OF SAID LOT 6 BEING ON THE SAGEBRUSH CIRCLE CULDESAC RIGHT-OF-WAY; THENCE IN A SOUTHEASTERLY DIRECTION ALONG SAID RIGHT-OF-WAY LINE TO THE LEFT OF A NON-TANGENT 50.00 FOOT RADIUS CURVE, A DISTANCE OF 120.17 FEET, CHORD BEARS SOUTH 73°46'55" EAST 93.26 FEET, HAVING A CENTRAL ANGLE OF 137°41'56" TO THE SOUTHWEST CORNER OF LOT 9 OF SAID SAGEBRUSH CIRCLE SUBDIVISION; THENCE SOUTH 52°37'53" EAST 83.92 FEET TO THE SOUTHEAST CORNER OF SAID LOT 9; THENCE SOUTH 02°22'27" EAST 178.91 FEET; THENCE NORTH 88°23'40" EAST 141.78 FEET TO THE WESTERLY RIGHT-OF-WAY LINE OF STATE ROAD 102; THENCE ALONG SAID WESTERLY RIGHT-OF-WAY LINE THE FOLLOWING TWO COURSES; (1) SOUTH 15°20'21" WEST 133.14 FEET; AND (2) TO THE RIGHT ALONG THE ARC OF A 2750.00 FOOT RADIUS CURVE, A DISTANCE OF 37.86 FEET, CHORD BEARS SOUTH 15°44'01" WEST 37.86 FEET, HAVING A CENTRAL ANGLE OF 00°47'20"; THENCE SOUTH 88°23'40" WEST 395.63 FEET TO A POINT 33.00 FEET WEST OF THE WEST LINE OF SAID NORTHWEST QUARTER; THENCE NORTH 00°07'09" WEST 123.54 FEET; THENCE NORTH 88°23'40" EAST 33.00 FEET; THENCE NORTH 00°07'09" WEST 303.01 FEET TO THE POINT OF BEGINNING.

LESS:

A PART OF THE NORTHWEST QUARTER OF SECTION 15. TOWNSHIP 11 NORTH. RANGE 4 WEST OF THE SALT LAKE BASE AND MERIDIAN.
BEGINNING AT THE SOUTHWEST CORNER OF LOT 6, BLOCK I SAGEBRUSH CIRCLE SUBDIVISION BEING A POINT LOCATED SOUTH 00°07'09" EAST 682.61 FEET ALONG THE WEST LINE OF SAID NORTHWEST QUARTER FROM THE NORTHWEST CORNER OF SAID SECTION 15; RUNNING THENCE NORTH 89°52'51" EAST 103.46 FEET TO THE SOUTHEAST CORNER OF SAID LOT 6 BEING ON THE SAGEBRUSH CIRCLE CULDESAC RIGHT-OF-WAY; THENCE IN A SOUTHEASTERLY DIRECTION ALONG SAID RIGHT-OF-WAY LINE TO THE LEFT OF A NON-TANGENT 50.00 FOOT RADIUS CURVE, A DISTANCE OF 120.16 FEET, CHORD BEARS SOUTH 73°46'55" EAST 93.26 FEET, HAVING A CENTRAL ANGLE OF 137°41'56" TO THE SOUTHWEST CORNER OF LOT 9 OF SAID SAGEBRUSH CIRCLE SUBDIVISION; THENCE SOUTH 52°37'53" EAST 83.92 FEET TO THE SOUTHEAST CORNER OF SAID LOT 9; THENCE SOUTH 02°22'27" EAST 178.95 FEET; THENCE NORTH 88°23'40" EAST 141.78 FEET TO THE WESTERLY RIGHT-OF-WAY LINE OF STATE ROAD 102; THENCE SOUTH 15°20'21" WEST 41.82 FEET ALONG SAID WESTERLY RIGHT-OF-WAY LINE TO THE NORTHEAST CORNER OF THE J. DELL D. PETERSEN PROPERTY; THENCE SOUTH 88°23'40" WEST 397.32 FFET ALONG THE NORTH BOUNDARY LINE OF SAID PETERSEN PROPERTY TO THE WEST LINE OF SAID NORTHWEST QUARTER; THENCE NORTH 00°07'09" WEST 303.01 FEET ALONG SAID WEST LINE TO THE POINT OF BEGINNING.

SECTION 2: Effective Date. This ordinance shall become effective fifteen (15) days after its passage.

PASSED, ADOPTED AND A SYNOPSIS ORDERED PUBLISHED this _____ day of _____, 2016, by the Board of County Commissioners of Box Elder County, Utah,

Commissioner Scott	Voting _____
Commissioner Summers	Voting _____
Commissioner Hadfield	Voting _____

Jeffrey D Scott
Commission Chairman
Box Elder County

Attest:

Marla Young
Box Elder County Clerk

State of Utah)
) .ss
County of Box Elder)

On this _____ day of _____, 2016, personally appeared before me, the undersigned notary public, **Jeffrey D Scott**, whose identity is personally known to me (or proved on the basis of satisfactory evidence) and who by me duly sworn (or affirm), did say he is the **Commission Chairman for Box Elder County** and said document was signed by him in behalf of said Corporation and acknowledged to me that said Corporation executed the same.

My Commission Expires: _____

Notary Public



ORDINANCE NO. 422

AN ORDINANCE OF BOX ELDER COUNTY AMENDING THE BOX ELDER COUNTY ZONING MAP BY REZONING ONE PARCEL LOCATED ON PROMONTORY POINT FROM THE MSW (MUNICIPAL SOLID WASTE) ZONE TO THE SW (SOLID WASTE) ZONE.

WHEREAS, the Box Elder County Commission approved an amendment to Chapter 3-8 of the Box Elder County Land Use Management & Development Code replacing the MSW (Municipal Solid Waste) Zone with the SW (Solid Waste) Zone; and

WHEREAS, in connection with the replacement of the of the MSW (Municipal Solid Waste) Zone with the new SW (Solid Waste) Zone, and in an effort to fully implement the provisions of the SW (Solid Waste) Zone, Box Elder County has petitioned that the property described herein be rezoned from MSW (Municipal Solid Waste) Zone to the SW (Solid Waste) Zone; and

WHEREAS, the Box Elder County Planning Commission scheduled a public hearing on the petition to rezone the property and amend the Box Elder County zoning map and provided notice of the public hearing by mailing notice to each affected property owner and each affected entity at least 10 calendar days before the public hearing, and by posting it in at least 3 public locations within the county or on the county's official website; and by publishing it in a newspaper of general circulation in the area and on the Utah Public Notice Website at least 10 calendar days before the public hearing; and

WHEREAS, the Box Elder County Planning Commission, after appropriate notice, held a public hearing on June 16, 2016, to allow the general public to comment on this proposed rezone and amendment of the zoning map; and

WHEREAS, after providing for public comment from the general public, the Box Elder County Planning Commission has found and determined that the proposed rezone and amendment to the zoning map is in conformity with the General Plan of Box Elder County, that the uses allowed by the proposed change are harmonious with the overall character of the existing development in the vicinity of the property, that it will not adversely affect adjacent properties, that the facilities and services intended to serve the property to be rezoned are adequate, and will provide for the health, safety, and general welfare of the public and protect the environment; and

WHEREAS, based upon these findings, the Box Elder County Planning Commission has recommended that the Box Elder County Commission amend the zoning map as has been requested; and

WHEREAS, the Box Elder County Commission, after appropriate notice, held a public meeting on July 6, 2016, to review and discuss this proposed amendment; and

WHEREAS, after reviewing and discussing, the Board of County Commissioners of Box Elder County, Utah finds that the amendment to the zoning map as set forth below is in conformity with the General Plan of Box Elder County, that the uses allowed by the proposed change are harmonious with the overall character of the existing development in the vicinity of the property, that it will not adversely affect adjacent properties, that the facilities and services intended to serve the property to be rezoned are adequate, and that it will be in the best interest of and promote the health, safety and general welfare of the residents of Box Elder County;

ALL #3

NOW THEREFORE, the Box Elder County Commission, acting as the legislative body of Box Elder County, State of Utah, hereby ordains as follows:

SECTION 1: Zoning Map Amendment. The Zoning Map of Unincorporated Box Elder County is hereby amended by reclassifying the following described parcel in unincorporated Box Elder County from the MSW (Municipal Solid Waste) Zone to the SW (Solid Waste) Zone:

01-012-0160

E/2 OF NW/4 SEC 19 T6N R5W SLM.
SW/4 OF NW/4 SEC 19 T6N R5W SLM.
SW/4 SEC 19 T6N R5W SLM.
W/2 OF NE/4 OF NW/4 SEC 30 T06N R05W SLM.
W/2 OF NW/4 SEC 30 T06N R05W SLM.
SE/4 SEC 13 T06N R06W SLM.
SE/4 OF SE/4 OF SE/4 SEC 14 T06N R06W SLM.
NE/4 OF NE/4 OF NE/4 SEC 23 T06N R06W SLM.
S/2 OF NE/4 OF NE/4 SEC 23 T06N R06W SLM.
SE/4 OF NE/4 SEC 23 T06N R06W SLM.
LESS: EXIST CO RD & ALL LAND LYING WLY SD CO RD.
NE/4 OF SE/4 SEC 23 T06N R06W SLM.
LESS: EXIST CO RD & ALL LAND LYING WLY SD CO RD.
SE/4 OF SE/4 SEC 23 T06N R06W SLM.
LESS: EXIST CO RD & ALL LAND LYING WLY SD CO RD.
NE/4 SEC 24 T06N R06W SLM.
S/2 SEC 24 T06N R06W SLM.
NE/4 SEC 25 T06N R06W SLM.
SE/4 SEC 25 T06N R06W SLM.
LESS: EXIST CO RD & ALL LAND LYING SLY SD CO RD.
SW/4 SEC 25 T06N R06W SLM.
LESS: EXIST CO RD & ALL LAND LYING SWLY SD CO RD.
NW/4 SEC 25 T06N R06W SLM.
LESS: EXIST CO RD & ALL LAND LYING SWLY SD CO RD.
W/2 OF SW/4 SEC 18 T06N R05W SLM.
W/2 OF NE/4 OF SW/4 SEC 18 T06N R05W SLM.
SE/4 OF NE/4 OF SW/4 SEC 18 T06N R05W SLM.
NW/4 OF NW/4 OF SEC 19 T06N R05W SLM.
SW/4 SEC 13 T06N R06W SLM.
LESS: NW/4 OF NW/4 OF SW/4 SEC 13 T06N R06W SLM.
NW/4 SEC 24 T06N R06W SLM.
CONT 1981.25 AC M/L

SECTION 2: Effective Date. This ordinance shall become effective fifteen (15) days after its passage.

July **PASSED, ADOPTED AND A SYNOPSIS ORDERED PUBLISHED** this 6th day of _____, 2016, by the Board of County Commissioners of Box Elder County, Utah,

Commissioner Scott	Voting <u><i>Yes</i></u>
Commissioner Summers	Voting <u><i>Yes</i></u>
Commissioner Hadfield	Voting <u><i>Yes</i></u>



Attest:

Marla Young
Marla Young
Box Elder County Clerk

Albert D. Scott
Box Elder County Commission

16-01

Utah State Tax Commission - Property Tax Division Resolution Adopting Final Tax Rates and Budgets	Form PT-800 Rev. 02/15
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County: **BOX ELDER**

Tax Year: **2016**

It is hereby resolved that the governing body of:

BOX ELDER

approves the following property tax rate(s) and revenue(s) for the year: **2016**

1. Fund/Budget Type	2. Revenue	3. Tax Rate
10 General Operations	7,271,003	0.002007
20 Interest and Sinking Fund/Bond		0.000000
190 Discharge of Judgement		0.000000
Totals	\$7,271,003	0.002007

This resolution is adopted after proper notice and hearing in accordance with UCA 59-2-919 and shall be forwarded to the County Auditor and the Tax Commission in accordance with UCA 59-2-913 and 29-2-920.

Signature of Governing Chair

Signature: Jeffrey D. Scott Date: 7-6-2016
 Title: Commission Chair

Att #4

Utah State Tax Commission - Property Tax Division
Resolution Adopting Final Tax Rates and Budgets

Form PT-800
Rev. 02/15

County: **BOX ELDER**

Tax Year: **2016**

It is hereby resolved that the governing body of:

MULTICOUNTY ASSESSING & COLLECTING LEVY

approves the following property tax rate(s) and revenue(s) for the year: **2016**

1. Fund/Budget Type	2. Revenue	3. Tax Rate
950 Multicounty Assessing & Collecting	45,322	0.000011
Totals	\$45,322	0.000011

This resolution is adopted after proper notice and hearing in accordance with UCA 59-2-919 and shall be forwarded to the County Auditor and the Tax Commission in accordance with UCA 59-2-913 and 29-2-920.

Signature of Governing Chair

Signature: Jeffrey D. Bell Date: 7-6-2016
Title: Commission Chair

Utah State Tax Commission - Property Tax Division
Resolution Adopting Final Tax Rates and Budgets

Form PT-800
Rev. 02/15

County: **BOX ELDER**

Tax Year: **2016**

It is hereby resolved that the governing body of:

COUNTY ASSESSING & COLLECTING LEVY

approves the following property tax rate(s) and revenue(s) for the year: **2016**

1. Fund/Budget Type	2. Revenue	3. Tax Rate
955 County Assessing & Collecting	1,470,593	0.000357
Totals	\$1,470,593	0.000357

This resolution is adopted after proper notice and hearing in accordance with UCA 59-2-919 and shall be forwarded to the County Auditor and the Tax Commission in accordance with UCA 59-2-913 and 29-2-920.

Signature of Governing Chair

Signature: *Jeffrey D. Scott* Date: 7-6-2016
Title: Commission Chair

16-05

Utah State Tax Commission - Property Tax Division Resolution Adopting Final Tax Rates and Budgets	Form PT-800 Rev. 02/15
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County: **BOX ELDER**

Tax Year: **2016**

It is hereby resolved that the governing body of:

BOX ELDER COUNTY LIBRARY

approves the following property tax rate(s) and revenue(s) for the year:

2016

1. Fund/Budget Type	2. Revenue	3. Tax Rate
30 Library	341,699	0.000145
190 Discharge of Judgement		0.000000
Totals	\$341,699	0.000145

This resolution is adopted after proper notice and hearing in accordance with UCA 59-2-919 and shall be forwarded to the County Auditor and the Tax Commission in accordance with UCA 59-2-913 and 29-2-920.

Signature of Governing Chair

Signature: *Jeffrey D. [Signature]* Date: 7-6-2016

Title: Commission Chair

Wednesday, July 6, 2016



ALL #5

**BOX ELDER COUNTY COMMISSION RESOLUTION
AUTHORIZING THE FILING OF CROSS-APPEALS
FOR 2016 CENTRALLY ASSESSED PROPERTIES**

RESOLUTION NO. 16-06

ADOPTED 07-06-2016

A RESOLUTION OF THE **BOX ELDER COUNTY COMMISSION**
APPROVING THE FILING OF CROSS-APPEALS TO 2016 APPEALS FILED
BY TAXPAYERS SUBJECT TO CENTRAL ASSESSMENT.

IT IS HEREBY RESOLVED BY THE **BOX ELDER COUNTY COMMISSION** THAT:

WHEREAS, Utah Code Ann. § 59-2-1007 allows a county to object to an assessment and request a hearing with the Utah State Tax Commission ("cross-appeal") within thirty days from when an owner of a centrally assessed property objects and requests a hearing ("appeal");

WHEREAS, the following owners with centrally assessed property in **Box Elder County** have filed an appeal with the Utah State Tax Commission contesting their 2016 assessment:
1. **AT&T Mobility LLC**; 2. **Cellco Partnership d/b/a Verizon Wireless**; 3. **T-Mobile US Inc.**; 4. **Sprint Corporation**; 5. **PacifiCorp**; 6. **Citizens Telecommunications Company of Utah**; 7. **AT&T Communications** and 8. **Level 3 Communications**.

WHEREAS, it is in the best interest of the County that it file a cross-appeal(s) so that the County can fully participate in the proceedings initiated by the owner(s), including subsequent appeals to the District Court or Utah Supreme Court arising from such proceedings, with the purpose to protect the County's financial interests and the equality of the tax burdens of taxpayers within its jurisdiction.

NOW, THEREFORE, the **BOX ELDER COUNTY COMMISSION** resolves as follows:

1. That cross-appeals should be filed by legal counsel and pursued in response to the appeals initiated by the following owners: 1. **AT&T Mobility LLC**; 2. **Cellco Partnership d/b/a Verizon Wireless**; 3. **T-Mobile US Inc.**; 4. **Sprint Corporation**; 5. **PacifiCorp**; 6. **Citizens Telecommunications Company of Utah**; 7. **AT&T Communications** and 8. **Level 3 Communications**.
2. That the County Commission direct the prosecution of the cross-appeal(s) under the advice of legal counsel, hereby authorizing Thomas W. Peters Esq., to file the necessary cross-appeals to protect the County's interests.
3. That in the event an appeal by an owner not identified above is subsequently discovered, legal counsel is authorized to file a cross-appeal using his or her discretion to ensure timeliness, but such cross-appeal must be subsequently brought before the Commission as soon as possible for ratification.

A 22 #6

APPROVED and ADOPTED this 6th day of ~~June~~ ^{July 2016}, 2016.



BOX ELDER COUNTY COMMISSION

By: Jeffrey D. Scott
JEFF SCOTT, CHAIR

ATTEST:

By: Marla Young
MARLA YOUNG
County Clerk

APPROVED AS TO FORM:

Stephen R. Hadfield
STEPHEN HADFIELD
Box Elder County Attorney

Voting:

Jeff Scott
Jeff Hadfield
Stan Summers

Yes
Yes
Yes

