

BOARD OF COMMISSIONERS OF UTAH COUNTY, UTAH
Public Meeting Minutes
January 28, 2020
1 | Page



PUBLIC NOTICE IS HEREBY GIVEN THAT THE

BOARD OF COMMISSIONERS OF UTAH COUNTY, UTAH

WILL HOLD A PUBLIC MEETING
IN THE COMMISSION CHAMBERS - ROOM 1400
OF THE UTAH COUNTY ADMINISTRATION BUILDING
100 East Center Street, Provo, Utah
January 28, 2020 - 03:00 P.M.

Board members may participate electronically at will, with the anchor location as stated above.

~COMMISSION MEETING MINUTES~

*Commissioner Ainge (Chair), Commissioner Ivie and Commissioner Lee in attendance
Others in Attendance: See Attached Attendance Sheet
(Meeting Called to Order: 3:01 pm)*

PRAYER/READING/THOUGHT: **Gary Wright**
PLEDGE OF ALLEGIANCE: **Commissioner Tanner Ainge**

CONSENT AGENDA

1. RATIFICATION OF WARRANT REGISTER FOR JANUARY 21, 2019, INCLUDING NOTES AND COMMENTS FROM THE COMMISSIONERS AS RECORDED ON THE INTERNAL SYSTEM.

-Kelly Evans

APPROVED ON CONSENT

2. RATIFICATION OF WARRANT REGISTER FOR JANUARY 28, 2019, INCLUDING NOTES AND COMMENTS FROM THE COMMISSIONERS AS RECORDED ON THE INTERNAL SYSTEM.

-Kelly Evans

APPROVED ON CONSENT

3. APPROVAL OF THE PAYROLL WARRANT SUMMARY FOR PAY PERIOD 02-2020

-Kelly Evans

APPROVED ON CONSENT

4. APPROVE AND AUTHORIZE A THREE YEAR SUBSCRIPTION BETWEEN UTAH COUNTY GOVERNMENT AND PAYFACTORS GROUP LLC.

-Ralf Barnes

APPROVED ON CONSENT

BOARD OF COMMISSIONERS OF UTAH COUNTY, UTAH

Public Meeting Minutes

January 28, 2020

2 | Page

5. APPROVE AND RATIFY THE PROVISION OF ACTING PAY FOR THE POSITION OF SERGEANT - ENFORCEMENT EFFECTIVE 1/7/2020 AND CONTINUING THROUGH APPROXIMATELY 2/21/2020.

-Julene Elgueta

APPROVED ON CONSENT

6. APPROVE AND AUTHORIZE THE SIGNING OF THE NATIONAL CHILDREN'S ALLIANCE COOPERATIVE AGREEMENT FOR MEDICAL EQUIPMENT FUNDING FOR NORTH COUNTY CHILDREN'S JUSTICE CENTER SATELLITE.

-Rebecca Martell

APPROVED ON CONSENT

7. APPROVE AND AUTHORIZE SIGNING THE LEASE FOR NORTH COUNTY CJC SATELLITE IN AMERICAN FORK.

-Rebecca Martell

APPROVED ON CONSENT

8. APPROVE PURCHASE OF FIXED ASSET TAGS FOR COUNTY WIDE USE.

-Tad Rasmussen

APPROVED ON CONSENT

9. APPROVE AND AUTHORIZE COMMISSION SIGNATURE ON A PRICING AND SERVICE AGREEMENT WITH TURN SECURE SHREDDING TO PROVIDE SHREDDING SERVICE FOR OFFICES AT THE OLD COURTHOUSE.

-Robert Baxter

ROBERT BAXTER, PURCHASING MANAGER – CONTACTED ALL THE OFFICES OF THE COUNTY TO LET THEM KNOW THE CONTRACT WILL BE CANCELLED COUNTYWIDE AND WILL BE DOING ALL SHREDDING INTERNALLY. THERE WILL BE ONE MORE PICKUP ON FEBRUARY 4.

DAVE SHAWCROFT, DEPUTY COUNTY ATTORNEY – CONFIRMED THAT THE CONTRACT IS EXPIRED.

ROBERT BAXTER – DO NOT HAVE A CONTRACT TO DO FINAL PICKUP, SINCE COMMISSIONER'S OFFICE HAS MOVED TO THE COURTHOUSE.

COMMISSIONER AINGE – IN ORDER TO MAKE SURE WE SATISFIED OUR PURCHASING OBLIGATIONS, HE REQUESTED THAT THERE BE SOMETHING WRITTEN THAT ACKNOWLEDGES THE TERMINATION OF THE CONTRACT AND AGREEMENT FOR FINAL PICKUP AND PAYMENT.

COMMISSIONER IVIE - MOTION TO STRIKE

COMMISSIONER LEE – SECOND

AYE: ALL IN FAVOR

PASSED 3/0

BOARD OF COMMISSIONERS OF UTAH COUNTY, UTAH

Public Meeting Minutes

January 28, 2020

3 | Page

10. APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO SIGN A RENEWAL OF THE MAINTENANCE AGREEMENT WITH VALCOM FOR A C5255 COPIER, S/N JME12070, LOCATED IN THE ATTORNEY'S OFFICE. USAGE RATE OF .0082/COPY B/W, .06/COPY COLOR. EXPIRING JANUARY 2025.

-Robert Baxter

APPROVED ON CONSENT

11. APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO SIGN A RENEWAL OF THE MAINTENANCE AGREEMENT WITH VALCOM FOR A C6275 COPIER, S/N NMC04514, LOCATED IN THE ELECTIONS OFFICE. USAGE RATE OF .0065/COPY, EXPIRING JANUARY 2025.

-Robert Baxter

APPROVED ON CONSENT

12. APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO SIGN A RENEWAL OF THE MAINTENANCE AGREEMENT WITH VALCOM FOR AN IR4245 COPIER, S/N RKM03992, LOCATED IN THE JUSTICE COURT. USAGE RATE OF .0079/COPY, EXPIRING JANUARY 2025.

-Robert Baxter

APPROVED ON CONSENT

13. APPROVE AND AUTHORIZE THE SIGNING OF AMENDMENT 3 TO #2018-125 WITH UTAH DEPARTMENT OF HEALTH FOR HIV PREVENTION.

-Ralph Clegg

APPROVED ON CONSENT

14. APPROVE AND AUTHORIZE THE SIGNING OF AN ADDENDUM TO AGREEMENT # 2019-764 WITH THE UTAH HIGHWAY SAFETY OFFICE.

-Ralph Clegg

APPROVED ON CONSENT

15. RATIFY AMENDMENT #2 TO AGREEMENT # 2016-439 WITH UTAH DEPARTMENT OF HEALTH FOR THE CHECK PROGRAM (UTAH CHILD HEALTH EVALUATION AND CARE).

-Ralph Clegg

APPROVED ON CONSENT

16. AUTHORIZE THE COMMISSION CHAIR TO SIGN AN AGREEMENT WITH ILOOKABOUT FOR THE ASSESSOR'S OFFICE.

-Kris Poulson

APPROVED ON CONSENT

17. RATIFICATION OF COMMISSION SIGNATURE ON A SUPPLEMENTAL LAW ENFORCEMENT CONTRACT WITH SUNDANCE INSTITUTE. REQUESTING TWO (2) DEPUTIES FOR SECURITY AT THE DISSIDENT SUNDANCE FILM FESTIVAL SCREENING AT SUNDANCE MOUNTAIN RESORT SCREENING ROOM. DATE: MONDAY, JANUARY 27, 2020. TIME: 07:30 PM TO 11:30 PM.

-Larhea

APPROVED ON CONSENT

BOARD OF COMMISSIONERS OF UTAH COUNTY, UTAH

Public Meeting Minutes

January 28, 2020

4 | Page

18. APPROVE AND AUTHORIZE THE SIGNING OF A CONTRACT FOR SERVICES BETWEEN UTAH COUNTY AND UTAH CELEBRATIONS AS THE CATERING COMPANY FOR THE ANNUAL STORMWATER TRAINING BREAKFAST TO BE HELD ON FEBRUARY 4, 2020 AT THE HEALTH & JUSTICE BUILDING AT \$13.43 A PLATE

-Richard Nielson

APPROVED ON CONSENT with understanding that sales tax to be removed.

19. APPROVE AND AUTHORIZE THE UTAH COUNTY COMMISSION CHAIR TO SIGN A GRANT APPLICATION WITH THE UTAH DEPARTMENT OF AGRICULTURE AND FOOD TO RECEIVE \$38,629.00 FOR THE UTAH COUNTY GARLIC MUSTARD WEED CONTROL PROJECT.

-Richard Nielson

APPROVED ON CONSENT

20. APPROVE AND AUTHORIZE THE UTAH COUNTY COMMISSION CHAIR TO SIGN A GRANT APPLICATION WITH THE UTAH DEPARTMENT OF AGRICULTURE AND FOOD TO RECEIVE \$164,641.00 FOR THE UTAH LAKE SHORELINE RESTORATION AND PHRAGMITES REMOVAL PROJECT.

-Richard Nielson

APPROVED ON CONSENT

21. ADOPT A RESOLUTION AUTHORIZING THE COMMISSION CHAIR TO SIGN AN INTERLOCAL AGREEMENT WITH PLEASANT GROVE CITY FOR SNOW REMOVAL ON CANYON ROAD.

-Richard Nielson

APPROVED ON CONSENT

22. APPROVE AND AUTHORIZE THE SIGNING OF THE APPLICATION FOR FEDERAL ASSISTANCE AND THE ASSURANCES - CONSTRUCTION PROGRAMS BY RICHARD NIELSON, PUBLIC WORKS DIRECTOR

-Richard Nielson

APPROVED ON CONSENT

23. APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO SIGN THE "COMPLIANCE AGREEMENT AND BOND FOR OPEN PIT MINING OPERATIONS" WITH SUMSION SAND AND GRAVEL, INC. FOR A MINING OPERATION, APPROXIMATE SITE LOCATION 15894 S TUNNEL ROAD, SECTIONS 17 & 18, T10, R1W, M&G-1 ZONE, ELBERTA AREA OF UNINCORPORATED UTAH COUNTY. IRREVOCABLE LETTER OF CREDIT NO. 47956347, IN THE AMOUNT OF \$80,778.00 WITH CENTRAL BANK, 202 SOUTH MAIN ST., SPRINGVILLE, UTAH 84663.

-Peggy Kelsey

APPROVED ON CONSENT

24. APPROVE AND AUTHORIZE THE SIGNING OF AN OPEN PIT EXTRACTION TRAVEL ROUTE ROADS CONSTRUCTION AND RESTORATION AGREEMENT AND ACCEPT AN IRREVOCABLE LETTER OF CREDIT AS THE BOND FOR THE SUMSION SAND & GRAVEL INC GRAVEL PIT LOCATED OFF OF TUNNEL ROAD IN THE ELBERTA AREA

-Richard Nielson

APPROVED ON CONSENT

BOARD OF COMMISSIONERS OF UTAH COUNTY, UTAH

Public Meeting Minutes

January 28, 2020

5 | Page

25. APPROVE AND AUTHORIZE THE SIGNING OF A SUBDIVISION IMPROVEMENT AND WARRANTY AGREEMENT WITH CRAIG CLARK FOR THE CJC ARABIAN FARMS PLAT A SUBDIVISION IN THE AMOUNT OF \$15,045.63 FOR CASH CONSTRUCTION BOND AND \$1203.65 FOR THE CASH WARRANTY BOND.

-Richard Nielson

APPROVED ON CONSENT

26. APPROVE AND AUTHORIZE THE RELOCATION OF THE THISTLE SLIDE ROAD GATE ABOUT 2500 FEET TO THE NORTH

-Richard Nielson

APPROVED ON CONSENT

27. APPROVE AND AUTHORIZE COMMISSION SIGNATURE ON LETTER OF SUPPORT FOR NAPLES, UTAH TO PURCHASE AND TRAIN AN EXPLOSIVES DETECTING CANINE.

-Doug Willes/Sheriff's Office

APPROVED ON CONSENT

28. APPROVE AND AUTHORIZE COMMISSION SIGNATURE ON AGREEMENT WITH VCA ANIMAL HOSPITALS, INC FOR VETERINARY CARE OF THE UTAH COUNTY SHERIFF'S OFFICE POLICE SERVICE DOGS (REPLACES AGREEMENT NO. 2019-907)

-Collin Gordon/Sheriff's Office

APPROVED ON CONSENT

29. TO ADOPT A RESOLUTION OF APPOINTMENT AND REAPPOINTMENT TO THE ADMINISTRATIVE CONTROL BOARD OF THE TIMPANOOGOS SPECIAL SERVICE DISTRICT

-Cherie Bunce

APPROVED ON CONSENT

REGULAR AGENDA

1. APPROVE TAX CREDITS AND REFUNDS RECOMMENDED BY THE COUNTY ASSESSOR'S OFFICE IN PERSONAL PROPERTY CANCELLATION AND CORRECTION LETTER #306 DATED 01/22/2020

-JIM STEVENS

AUTHORIZED ON CONSENT AGENDA

2. TO APPROVE TAX CREDITS AND REFUNDS RECOMMENDED BY THE COUNTY TREASURER'S OFFICE IN CANCELLATION LETTER #20435

-MELISSA SMITH

AUTHORIZED ON CONSENT AGENDA

BOARD OF COMMISSIONERS OF UTAH COUNTY, UTAH

Public Meeting Minutes

January 28, 2020

6 | Page

3. AUTHORIZE A CHANGE TO THE STAFFING PLAN, ASSESSOR'S OFFICE, TO ADD TWO (2) APPRAISER III - RESIDENTIAL POSITIONS AND ONE (1) COMMERCIAL APPRAISER. [ACCOUNT: 100-41460. SUPERVISORY ORG: VERA BAIR, ADD 2 POSITION OF JOB CODE 3005; SUPERVISORY ORG: MERLIN ETHINGTON, ADD 1 POSITION OF JOB CODE 3326.]

-Julene Elgueta

COMMISSIONER AINGE – REQUESTED CLARIFICATION ON ITEMS THAT WERE DISCUSSED DURING WORK SESSION.

KRIS POULSON, COUNTY ASSESSOR – EVERYTHING IS BEING PUSHED BACK APPROXIMATELY 6 MONTHS. POSITIONS ARE BEING CREATED BUT WILL NOT BE STAFFED UNTIL LATER. MONEY THAT WAS TRANSFERRED OUT OF WAGES AND BENEFITS HAVE BEEN TRANSFERRED BACK TO THE FUND BALANCE DUE TO THE DELAY.

COMMISSIONER IVIE – MOTION TO APPROVE

COMMISSIONER LEE – SECOND

AYE – ALL IN FAVOR

PASSED 3/0

4. AUTHORIZE A CHANGE IN THE STAFFING PLAN FOR THE CLERK/AUDITOR'S OFFICE, MODIFY ONE (1) AUDIT SUPERVISOR POSITION TO AUDIT MANAGER, AND TWO (2) INTERNAL AUDITOR POSITIONS TO SENIOR INTERNAL AUDITOR. [ACCOUNT: 100-41410 CLERK/AUDITOR – AUDITOR; SUPERVISORY ORG: JOSHUA DANIELS, ADD 1 POSITION OF JOB CODE 2222, GRADE 515; DELETE 1 POSITION OF JOB CODE 2220, GRADE 513. ACCOUNT: 100-41410 CLERK/AUDITOR – AUDITOR; SUPERVISORY ORG: BRIAN FREEMAN; ADD 2 POSITIONS OF JOB CODE 2012, GRADE 513; DELETE 2 POSITIONS OF JOB CODE 2013, GRADE 512.]

-Julene Elgueta

AUTHORIZED ON CONSENT AGENDA

5. AUTHORIZE A CHANGE TO THE STAFFING PLAN TO ADD A FULL-TIME, CAREER SERVICE, DEPUTY SHERIFF II - ENFORCEMENT POSITION TO THE SHERIFF, DETECTIVE DIVISION OF THE STAFFING PLAN [ACCOUNT NUMBER 274-42121, ADD ONE (1) POSITION, JOB CODE: 4016, GRADE 510, SUPERVISORY ORG: JOSHUA CHAPPELL.]

-Julene Elgueta

SERGEANT ROCKWELL, UTAH COUNTY SHERIFF'S OFFICE – VINEYARD HAS AGREED TO FUND THE ADDITIONAL DETECTIVE POSITION. REQUESTING APPROVAL OF THE STAFFING PLAN. COUNTY COSTS WILL BE PAID BY THE CITY AS SOON AS POSITION BEGINS. SUGGESTED CLEANING UP THE CONTRACT TO HELP WITH DISCREPANCIES.

DANENE JACKSON, FINANCIAL OFFICER - CITY PAYS COSTS OF VEHICLE, EQUIPMENT AND HIS TIME FOR 1 YEAR AT A TIME.

COMMISSIONER LEE - ORIGINAL COSTS COME FROM THE COUNTY. HAS TWO CONCERNS:

- SINCE WE ARE ON DIFFERENT CYCLES, THINGS SUCH AS KOLA INCREASES, MERIT STATUS INCREASES, MAY NOT GO THROUGH
- THE COUNTY HAS INSURANCE, POSSIBLE DEATHS, ETC. THAT WE ARE FULLY RESPONSIBLE FOR. WE ARE STILL RESPONSIBLE TO PAY EVEN IF THE CITY DOESN'T.

SERGEANT ROCKWELL – CITY PAYS ALL INSURANCE PREMIUMS.

COMMISSIONER LEE – FEELS THE CONVERSATION NEEDS TO CONTINUE.

COMMISSIONER AINGE – ALL INDICATIONS SEEM THAT THEIR OFFICE IS ON TOP OF IT AND DOESN'T FEEL THERE ARE ANY SIGNIFICANT ISSUES. IS READY TO VOTE AND SUPPORT THIS BUT SUGGEST SOME CLEAN UP CAN BE DONE ON THE CONTRACT SO THESE QUESTIONS

BOARD OF COMMISSIONERS OF UTAH COUNTY, UTAH

Public Meeting Minutes

January 28, 2020

7 | Page

WON'T KEEP COMING UP. SUGGESTED HAVING THE SHERIFF'S OFFICE BUDGET BROKEN DOWN BY UNINCORPORATED AREAS, SERVICES, GENERAL FUND SERVICES AND SEPARATE SERVICES WHICH WOULD INCLUDE CONTRACTS. THAT WAY IT WOULD SHOW REVENUE COMING IN AND COVERING THE COSTS OF THAT EXPENSE.

COMMISSION IVIE: MOTION TO AUTHORIZE

COMMISSIONER LEE: SECOND

AYE: ALL IN FAVOR

PASSED 3/0

6. APPROVE AND AUTHORIZE THE SIGNING OF A CONTRACT WITH THE STATE OF UTAH FOR PREDATOR CONTROL FUNDING.

~Nathan Ivie

COMMISSIONER AINGE – THIS ITEM WAS NOT ON BOTH AGENDAS, SO WILL NOT BE ADDRESSED.

7. APPROVE AND SET A DATE, TIME AND LOCATION FOR A CLOSED MEETING TO DISCUSS THE CHARACTER, PROFESSIONAL COMPETENCE, OR PHYSICAL OR MENTAL HEALTH OF AN INDIVIDUAL OR INDIVIDUALS (ANNOUNCE THE VOTE OF EACH COMMISSIONER)

~Kelly Adams, Utah County Clerk/Auditor's Office –

COMMISSIONER LEE: MOTION TO SET A DATE, TIME AND LOCATION FOR TODAY'S DATE, AT THIS LOCATION, IMMEDIATELY FOLLOWING THIS PUBLIC MEETING

COMMISSIONER IVIE: SECOND

AYE: ALL IN FAVOR

PASSED: 3/0

~Amended~

COMMISSIONER LEE – MOTION TO STRIKE

COMMISSIONER IVIE – SECOND

AYE: ALL IN FAVOR

PASSED 3/0

8. APPROVE AND SET A DATE, TIME AND LOCATION FOR A CLOSED MEETING FOR A STRATEGY SESSION TO DISCUSS THE PURCHASE, EXCHANGE, OR LEASE OF REAL PROPERTY, WATER RIGHTS, OR WATER SHARES (ANNOUNCE THE VOTE OF EACH COMMISSIONER)

~Kelly Adams, Utah County Clerk/Auditor's Office –

COMMISSIONER LEE: MOTION TO SET A DATE, TIME AND LOCATION FOR TODAY'S DATE, AT THIS LOCATION, IMMEDIATELY FOLLOWING THIS PUBLIC MEETING

COMMISSIONER IVIE: SECOND

AYE: ALL IN FAVOR

PASSED: 3/0

9. APPROVE AND SET A DATE, TIME AND LOCATION FOR A CLOSED MEETING FOR A STRATEGY SESSION TO DISCUSS THE SALE OF REAL PROPERTY, WATER RIGHTS, OR WATER SHARES, PREVIOUSLY PUBLICLY NOTICED FOR SALE (ANNOUNCE THE VOTE OF EACH COMMISSIONER)

~Kelly Adams, Utah County Clerk/Auditor's Office –

BOARD OF COMMISSIONERS OF UTAH COUNTY, UTAH
Public Meeting Minutes
January 28, 2020
8 | Page

COMMISSIONER LEE: MOTION TO SET A DATE, TIME AND LOCATION FOR TODAY'S DATE, AT THIS LOCATION, IMMEDIATELY FOLLOWING THIS PUBLIC MEETING
COMMISSIONER IVIE: SECOND
AYE: ALL IN FAVOR
PASSED: 3/0

10. APPROVE AND SET A DATE, TIME AND LOCATION FOR A CLOSED MEETING FOR A STRATEGY SESSION TO DISCUSS PENDING OR REASONABLY IMMINENT LITIGATION (ANNOUNCE THE VOTE OF EACH COMMISSIONER)

-Kelly Adams, Utah County Clerk/Auditor's Office -

COMMISSIONER LEE: MOTION TO SET A DATE, TIME AND LOCATION FOR TODAY'S DATE, AT THIS LOCATION, IMMEDIATELY FOLLOWING THIS PUBLIC MEETING
COMMISSIONER IVIE: SECOND
AYE: ALL IN FAVOR
PASSED: 3/0

WORK SESSION

NO WORK SESSION ITEMS WERE SUBMITTED

PUBLIC COMMENTS

NO PUBLIC COMMENTS

*(Moved into closed Meetings: 3:37 pm)
(Reopened Public Meeting: 5:05 pm)*

COMMISSIONER IVIE: MOTION TO ADJOURN
COMMISSIONER LEE: SECOND
AYE: ALL IN FAVOR
PASSED: 3/0
MEETING ADJOURNED

(Meeting adjourned: 5:06 pm)

In compliance with the Americans With Disabilities Act, individuals needing special accommodations (including auxiliary communicative aids and services) during this meeting should notify Kelly Adams at (801) 851-8111 at least three days prior to the meeting.

BOARD OF COMMISSIONERS OF UTAH COUNTY, UTAH
Public Meeting Minutes
January 28, 2020
9 | Page

BOARD OF COMMISSIONERS FOR UTAH COUNTY
ATTENDANCE SHEET
January 28, 2020 at 3:00 p.m.

PRINT CLEARLY

Name:

Burt Gardner

Rebecca Martell

Dalene Higgins

Burt Harvey

Jim [Signature]

Rebekah Cly

Richard Nielson

Andrea Allen

Judith [Signature]

Brian Voeks

Kathryn Hindmarsh

Jeff Smith

Agency:

Assessor Office

CJC

UCSO

Auditor

Assessors

Hazz

UCPW

Recorder's

Assessor's

Commission

Provo citizen

Recorder's

BOARD OF COMMISSIONERS OF UTAH COUNTY, UTAH

Public Meeting Minutes

January 28, 2020

10 | Page

**BOARD OF COMMISSIONERS FOR UTAH COUNTY
ATTENDANCE SHEET
January 28, 2020 at 3:00 p.m.**

PRINT CLEARLY

Name: _____

Robert Baxter

Agency:

Diversify

BOARD OF COMMISSIONERS OF UTAH COUNTY, UTAH

Public Meeting Minutes

January 28, 2020

11 | Page

DocuSigned by:



BBF004465FFC0120

TANNER ARINGE

Commission Chair

ATTEST:

DocuSigned by:



2937075D91C74DB

Deputy Clerk/Auditor