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

AUGUST 4, 2020

Due to restrictions in place during the COVID-19 Pandemic this meeting was offered electronically.

Present at the meeting was Commission Chairman Lynn Sitterud, Commissioner Kent Wilson, Commissioner Gil Conover, Attorney Mike Olsen, Deputy Clerk/Auditor Carol Cox, elected officials and citizens.

CONSENT AGENDA

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

The Warrant Check Edit List # 255502 through and including #255572 was presented for payment.

Requisitions and Dispositions were presented for the following:

REQUISITION	DESCRIPTION	AMOUNT
52-20	Parrot Anafi USA Drone Pkg DJI Mavic 2 Enterprise Zoom Drone Pkg Sheriff	$11,619.98

Disposition #2404 Microwave from the Aquatic Center.

(2)
APPROVAL OF THE JULY 21, 2020 COMMISSION MEETING MINUTES

(3)
APPROVAL OF OUT OF STATE TRAVEL FOR CAPTAIN EKKER, DETECTIVE TYSON HUNTINGTON, AND DETECTIVE SHON ROPER TO ATTEND THE CNOA ANNUAL CONFERENCE IN SAN DIEGO, CA.

(4)
APPROVAL OF COUNTY CREDIT CARD FOR JAMES JENNINGS, EMERY COUNTY PUBLIC LANDS/ZONING ADMINISTRATOR.

(5)
APPROVAL OF A $45.00 DELL PHONE STIPEND FOR JIM JENNINGS, PUBLIC LANDS/ZONING ADMINISTRATOR.

(6)
APPROVAL TO GIVE EMELYN OLIVERSON AND ANGELLENA MIGLIORI A 3% WAGE INCREASE FOR SUCCESSFUL COMPLETION OF THEIR 6 MONTH ORIENTATION PERIOD AS A HEAD LIFEGUARD. EFFECTIVE 8-10-2020.

(7)
APPROVAL TO PROMOTE TY GORDON TO EQUIPMENT OPERATOR/DRIVER II FOR TWO CONSECUTIVE YEARS AS AN EQUIPMENT OPERATOR/DRIVER I. MOVE FROM GRADE 16 TO GRADE 17. EFFECTIVE 8-10-2020.

(8)
APPROVAL TO ADD A PART TIME, WORKING 19 ¾ HOURS PER WEEK, POSITION IN THE TREASURER'S OFFICE.

(9)
APPROVAL TO APPOINT SETH GARDNER TO EMERY TOWN EMS GARAGE LEAD RECEIVING THE $550.00 PER MONTH STIPEND EFFECTIVE AUGUST 2020.

(10)
APPROVAL TO INCREASE SCOTT RYAN'S MONTHLY STIPEND AS THE GREEN RIVER TOWN GARAGE LEAD TO $550.00 FOR SUCCESSFULLY PASSING HIS EMT CERTIFICATION EFFECTIVE AUGUST 8-10-2020

(11)
APPROVAL TO PROMOTE HALEY GUYMON TO A HEAD LIFEGUARD, GRADE 5. EFFECTIVE 8-10-2020.

Commissioner Kent Wilson explained the reason for agenda item #8. He indicated that when the decision was made to combine the Treasurer's office with the Recorder's office management possibilities were discussed for the Treasurer's office to manage office staff during their busy time of the year. This will allow the Treasurer the ability to hire a part time employee to assist in staffing the office if needed. Commissioner Kent Wilson made a motion to approve the Consent Agenda. The motion was seconded by Commissioner Gil Conover.

DISCUSSION AGENDA

(1)
ITEMS PULLED FROM THE CONSENT AGENDA

(2)
PUBLIC COMMENT (3 MINUTE TIME LIMIT).

(3)
PRESENTATION BY JOHANSEN AND TUTTLE REGARDING THE RILDA CANYON PROJECT SITE AND THE HCIC PROJECT SITE WHICH ARE PART OF THE TRAIL MOUNTAIN FIRE EWP PROJECT.

Howard Tuttle, Johansen & Tuttle Engineering, presented a slide presentation of the work that was done on the Rilda Canyon Project Site and the Huntington Cleveland Irrigation Company's Project site. He provided details of the project and the progression of work. NRCS representative Tony ??? made favorable comments regarding the working relationship between Emery County, Johansen and Tuttle Engineering and HCIC. HCIC board members Jeff Guymon and Cody Allred thanked everyone for the improvement to the system and indicated that the project is a great benefit to the power company, HCIC, and the communities that they serve. Merrill Johansen commended Captain Ekker for his diligence in keeping the project moving forward.

(4)
ACCEPTANCE OF THE 90 DAY TIME EXTENSION FROM NRCS ON THE TRAIL MOUNTAIN FIRE EWP.

Captain Kyle Ekker requested approval for a 90 day extension from NRCS which will give them until November 29, 2020 to get into Millfork Canyon to complete that project. Motion to approve the 90 day extension from NRCS on the Trail Mountain Fire EWP was made by Commissioner Gil Conover, seconded by Commissioner Kent Wilson and the motion passed.

(5)
RATIFICATION OF SIGNING OF FINANCIAL ASSISTANCE AWARD DOCUMENT REGARDING THE EDA GRANT APPLICATION FOR THE ACQUISITION AND ASSEMBLY OF THE L-1500 FURNACE AT THE SAN RAFAEL ENERGY RESEARCH FACILITY.

Commissioner Gil Conover made a motion to ratify the signing of the Financial Assistance Award Document regarding the EDA Grant application for the acquisition and assembly of the L-1500 furnace at the San Rafael Energy Research Facility. The motion was seconded by Commissioner Kent Wilson. The motion passed.

(6)
RATIFICATION OF LETTER OF SUPPORT FOR CASTLE DALE CITY REGARDING THEIR GRANT APPLICATION FOR BEAUTIFICATION TO THE BOULDERER'S LOOP.

Commissioner Kent Wilson made a motion to ratify the signing of a letter of support for Castle Dale City regarding their grant application for beautification to the Boulder's Loop. The motion was seconded by Commissioner Gil Conover. The motion passed.

(7)
DISCUSS/APPROVE/DENY CHANGE ORDER #2 AND FINAL PAY ESTIMATE ON THE RILDA CANYON PORTION OF THE TRAIL MOUNTAIN FIRE EWP PROJECT.

Captain Kyle Ekker requested approval for Change Order #2 and final pay estimate on the Rilda Canyon portion of the Trail Mountain Fire EWP Project. This will increase the project cost by $115,705.60. Total cost of the project is now $3,115,705.59. Commissioner Gil Conover made a motion to approve CO#2 and final pay estimate on the Rilda Canyon portion of the Trial Mtn. Fire EWP Project. The motion was seconded by Commissioner Kent Wilson. The motion passed.

(8)
DISCUSS/APPROVE/DENY CHANGE ORDER #1 AND FINAL PAY ESTIMATE ON FERRON AND HUNTINGTON CREEK STABILIZATION PROJECT 2020.

Captain Klye Ekker requested approval for Change Order #1 and final pay estimate on Ferron and Huntington Creek Stabilization Project. This will increase the project cost by $5,880.00. The total cost of the project would now be $130,092.00. Commissioner Kent Wilson made a motion to approve CO#1 and final pay estimate on Ferron and Huntington Creek Stabilization Project. The motion was seconded by Commissioner Gil Conover. The motion passed.

(9)
DISCUSS/APPROVE/DENY CHANGE ORDER #1 AND FINAL PAY ESTIMATE ON HCIS PORTION OF TRAIL MOUNTAIN FIRE EWP PROJECT 2020.

Captain Kyle Ekker requested approval for Change order #1 and final pay estimate on HCIS portion of Trail Mountain Fire EWP Project. This would increase the project cost by $44,377.49. The total cost of the project would now be $344,540.49. The project is within the set budget.
Commissioner Kent Wilson made a motion to approve CO#1 and final pay estimate on HCIS portion of Trail Mtn. Fire EWP Project. The motion was seconded by Commissioner Gil Conover. The motion passed.

(10)

DISCUSS/APPROVE/DENY RELEASE OF OPERATION AND MAINTENANCE PLAN FROM EMERY COUNTY TO HCIC ON HCIC PORTION OF TRAIL MOUNTAIN FIRE EWP PROJECT.

Captain Kyle Ekker requested approval for the Release of Operation and Maintenance Plan from Emery County back to the owner, Huntington-Cleveland Irrigation Company. HCIC would then be responsible for operation and maintenance of HCIC's portion of the project site. Commissioner Gil Conover made a motion to approve the Release of Operation and Maintenance Plan from EC to HCIC on HCIC's portion of Trail Mountain Fire EWP Project. The motion was seconded by Commissioner Kent Wilson. The motion passed.

(11)
DISCUSS/APPROVE/DENY CONTRACT WITH JOHNNY V AND TROUBLE TRAIN (JOHN VAN WAGONER) FOR MUSICAL SERVICES AT THE 2020 EMERY COUNTY FAIR.

Commissioner Kent Wilson discussed a contract with Johnny V and Trouble Train (John Van Wagoner) for entertainment services at the 2020 EC Fair. The contract amount is $1,400.00. Attorney Mike Olsen expressed concern that the contract includes a declaration that states that they will be responsible for their stuff and we will be responsible for our stuff and indemnifies EC from any damages as a result of their performance in EC. Commissioner Kent Wilson made a motion to approve a contract with Johnny V and Trouble Train (John Van Wagoner) providing for an indemnification declaration clause in the contract. The motion was seconded by Commissioner Gil Conover. The motion passed.

(12)
DISCUSS/APPROVE/DENY RFQ FOR CLEANING SERVICES AT THE 2020 EMERY COUNTY FAIR.

Commissioner Kent Wilson made a motion to approve advertising for a RFQ for cleaning services during the 2020 EC Fair and consider proposals under $850.00. The motion was seconded by Commissioner Gil Conover. The motion passed.

(13)
DISCUSS/APPROVE/DENY GREEN LIGHT BOOKING CONTRACT FOR JEFF CIVILICO TO PERFORM AT THE 2020 EMERY COUNTY FAIR.

Attorney Mike Olsen recommended that this contract also include an indemnification clause in the contract. Commissioner Kent Wilson made a motion to approve a contract with Green Light Booking for Jeff Civilico to perform at the EC 2020 Fair upon review and approval of the County Attorney and to execute the contract as quickly as possible to meet Green Light

Bookings deadline. The motion was seconded by Commissioner Gil Conover. The motion passed.

(14)
DISCUSS/APPROVE/DENY CONTRACT WITH STRAIGHT CANYON BAND, KEVIN PEACOCK, FOR ENTERTAINMENT SERVICES DURING THE 2020 EMERY COUNTY FAIR.

County Attorney Mike Olsen recommended the same stipulation for this contract as the previous contracts. Commissioner Kent Wilson made a motion to approve a contract with Straight Canyon Band, Kevin Peacock, for entertainment services during the 2020 EC Fair upon review and approval of the County Attorney. The motion was seconded by Commissioner Gil Conover. The motion passed.

(15)
DISCUSS/APPROVE/DENY INTERAGENCY COORDINATION AND SUB RECIPIENT CONTRACT AGREEMENT 2020-2021 BETWEEN EMERY COUNTY AND SOUTH EASTERN UTAH ASSOCIATION OF LOCAL GOVERNMENT.

Commissioner Gil Conover made a motion to approve Interagency Coordination and Sub Recipient Contract Agreement 2020-2021 between Emery County and South Eastern Utah Association of Local Governments for the aging and nutrition program in Emery County. The motion was seconded by Commissioner Kent Wilson. The motion passed.

(16)
DISCUSS/APPROVE/DENY RESOLUTION OF THE EMERY COUNTY COMMISSION AUTHORIZING THE FILING OF CROSS APPEALS FOR 2020 CENTRALLY ASSESSED PROPERTIES FILED BY T-MOBILE USA INC., CENTURYLINK, INC, AND AT&T, INC.

Attorney Mike Olsen explained that these centrally assessed properties have appealed their values. The resolution being considered will protect our (EC) rights as far as appeals, our right to litigate or settle their appeal. Commissioner Gil Conover made a motion to approve Resolution 8-4-20 authorizing the filing of cross-appeals for 2020 Appeals filed by taxpayers subject to Central Assessment. The motion was seconded by Commissioner Gil Conover. The motion passed.

(17)
COMMISSION/ELECTED OFFICIALS REPORTS.

Sheriff Funk expressed gratitude to Emery County citizens for their awesome support for the Emery County Sheriff's Department.

Commissioner Wilson talked about the recent $300,000.00 grant that Emery County has received to help fight the effects of COVID on local businesses.

Larry Ellertson, Congressman Curtis representative gave an update of legislative activity of concern to rural communities in Utah.

(18)
ADJOURN

Motion to adjourn the meeting was made by Commissioner Gil Conover, seconded by Commissioner Kent Wilson, and the motion passed.

ATTEST:_____ COMMISSIONER:_____