

SANPETE COUNTY COMMISSION MEETING

May 4, 2021, 1:00 P.M.

Sanpete County Courthouse, 160 North Main, Suite 101, Manti, Utah

Present are: Commission Chair Scott Bartholomew, Commissioners Edwin Sunderland and Reed D. Hatch, County Attorney Kevin Daniels and County Clerk Sandy Neill.

Meeting is called to order by Commission Chair Scott Bartholomew.

OPENING PRAYER OR REMARKS AND PLEDGE OF ALLEGIANCE

Prayer is offered by Scott Bartholomew. Pledge of allegiance is recited by all.

CLAIMS AND APPROVAL OF FINANCES

Auditor Stacey Lyon is present. Motion is made by Commissioner Hatch to approve payment of claims #350741 through #350824. The motion is seconded by Commissioner Sunderland, and the motion passes. Motion is made by Commissioner Sunderland to approve the finances. The motion is seconded by Commissioner Hatch, and the motion passes.

TRACY CHRISTENSEN: RATIFY APPROVAL TO HIRE DEBORAH VAN LAKERVELD AS A PART-TIME EMPLOYEE

Building Official Tracy Christensen is present. Motion is made by Commissioner Hatch to ratify the approval to hire Deborah Van Lakerveld as a part-time employee to work up to 29 hours per week at \$13.88 per hour effective Tuesday, April 27, 2021. The motion is seconded by Commissioner Sunderland, and the motion passes.

KURTIS ZOBELL: APPROVAL OF FOUR NEW VOLUNTEER FIREFIGHTERS: OSHAI DAVIS, GLENN MILLER, TAYLOR LUNG AND VINCE LUNG; PRELIMINARY DISCUSSION AND POTENTIAL CONTRACT WITH ANOTHER AGENCY

Kurtis Zobell is present. Motion is made by Commissioner Sunderland to approve the following volunteers for the IVFD: Oshai Davis, Glenn Miller, Taylor Lung, and Vince Lung. The motion is seconded by Commissioner Hatch, and the motion passes. They have six certified EMTs and others going towards their advanced certification. North Sanpete Ambulance may be willing to house an ambulance at their location in a few months. This will be looked into as to what would need to be done to make this happen.

SHERIFF BUCHANAN: APPROVAL TO SPEND EMS GRANT; OATH OF OFFICE FOR JESSE HARMON; RATIFY SIGNATURES FOR THE 2021-2022 SANPETE COUNTY BAILIFF AND SECURITY CONTRACT; APPROVAL OF A RESOLUTION TO DECLARE SANPETE COUNTY, UTAH AS A 2ND AMENDMENT SANCTUARY COUNTY

Motion is made by Commissioner Hatch to authorize spending \$2,700 from the EMS grant, and \$688.18 from operations for Motorola Solutions. The motion is seconded by Commissioner Sunderland, and the motion passes. Oath of office is taken by Deputy Sheriff Jesse Harmon. Motion is made by Commissioner Sunderland to ratify the signatures for the 2021 - 2022 bailiff and security contract for 1372 hours at \$20.99 per hour for a total of \$28,808. The motion is seconded by Commissioner Hatch, and the motion passes. Motion is made by Commissioner Hatch to pass a Resolution of the Sanpete County Board of Commissioners Declaring Sanpete County, Utah as a Supporter of the Constitution of the United States and Constitution of the State of Utah. The motion is seconded by Commissioner Sunderland, and the motion passes.

JEFF ANDERSON: AWARD BID FOR CARPET FOR THE BUILDING INSPECTOR AND JUSTICE COURT

Jeff Anderson is present. Motion is made by Commissioner Sunderland to award the bid for carpet for the building inspection office and justice court to Valley Furniture in the amount of \$3,163.06. The motion is seconded by Commissioner Hatch, and the motion passes.

KEITH LARSEN: APPROVAL OF GRADE CHANGE FOR MANDY REES FOR APPRAISER LICENSING

Motion is made by Commissioner Hatch to approve an increase to grade 25, step 3 with a salary increase to \$21.77 per hour effective May 2, 2021 for Mandy Rees. The motion is seconded by Commissioner Sunderland, and the motion passes.

WAYNE LARSEN: APPROVAL TO PAY DELL FOR HARDWARE FOR TYLER SYSTEM

Motion is made by Commissioner Sunderland to approve the payment of \$1,548.90 to Dell for hardware to be used with the Tyler System. The motion is seconded by Commissioner Hatch, and the motion passes.

DAVE AND YVONNE JONES: FINAL APPROVAL OF ACRES OF HOPE, A FOUR LOT SUBDIVISION SOUTH EAST OF WALES ON PARCEL # S 25866X

Gary Mitchell is present. Motion is made by Commissioner Hatch to give final approval to the Acres of Hope subdivision, a four lot subdivision south east of Wales on parcel #S 25866x in the A zone. Everything is in place for this subdivision, although discussion is held about the power not being in place yet. It is noted that this property is quite a distance away from any power source. The road is built to County standards. The motion is seconded by Commissioner Sunderland, and the motion passes.

APPROVAL OF USL MEMORANDUM OF AGREEMENT

The Bookmobile has a board, but it's unclear how often they meet. Discussion is held about how much the cities contribute to the bookmobile. Some cities, especially those with their own libraries don't contribute any. The school districts do contribute. The bookmobile is used throughout the County by a lot of people. Motion is made by Commissioner Hatch to approve the USL Memorandum of Agreement for July 1, 2021 through June 30, 2022 with the annual payment not to exceed \$73,785.00. The motion is seconded by Commissioner Sunderland, and the motion passes. USL will invoice the County on July 1, 2021, and again on January 1, 2022 with payments due within 30 days of the invoice date.

JAY "MORGAN" PHILPOT: DISCUSSION OF ROAD SEGMENTS 310, 452, 453, 458, 471, 484 AND 687. WOULD LIKE TO RE-DESIGNATE THE SEGMENTS

Jay Morgan Philpot appears by Zoom. The road segments are between Moroni and Mt Pleasant in the foothills below Cedar Hills. Mr. Philpot is mostly concerned with segments 458 and 687. This matter will be continued to a later date when we can get a better map, and invite neighboring property owners.

D. E. STRESSING: WOULD LIKE KELLER LANE, A COUNTY ROAD, REMOVED FROM HER PROPERTY TAXES

D. E. Stressing is present. She is concerned that she is paying taxes on part of the county road that is on her property. She states hers goes across the street, not to the center of the road. Ninety percent of the County roads are owned by the property owners. This is in a subdivision, and more is involved in making changes. Motion is made by Commissioner Hatch to deny removing this from her taxes. The motion is seconded by Commissioner Sunderland, and the motion passes.

BARBARA NAYLOR: RECOMMENDATION OF WAYS TO IMPROVE SANPETE COUNTY

Barbara Naylor is present. She reads a quote from Thomas Jefferson. She gives us legal notice of a felony of election fraud and states that orders from Joe Biden are not legal because there was fraud committed in the election. She asks that we keep Utah constitutionally sound.

APPROVAL OF MINUTES

Motion is made by Commissioner Sunderland to approve the minutes from April 20, 2021 with minor corrections. The motion is seconded by Commissioner Hatch, and the motion passes.

Motion is made by Commissioner Hatch to go into closed session to discuss the character, professional competence, or physical or mental health of an individual. The motion is seconded by Commissioner Sunderland, and the motion passes. Roll call vote is taken: Commissioner Bartholomew votes aye, Commissioner Hatch votes aye, and Commissioner Sunderland votes aye. The vote is unanimous.

CLOSED SESSION

Motion is made by Commissioner Hatch to go out of closed session. The motion is seconded by Commissioner Sunderland, and the motion passes.

The following action is taken as a result of the closed session. Motion is made by Commissioner Sunderland to move forward with policy to remove individuals from the Planning Commission. The motion is seconded by Commissioner Hatch, and the motion passes. Motion is made by Commissioner Hatch to proceed with the employment disciplinary process of a County employee. The motion is seconded by Commissioner Sunderland, and the motion passes.

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

The meeting is adjourned at 2:55 P.M.

ATTEST: 
Sandy Neill
Sanpete County Clerk

APPROVED: 
Scott Bartholomew
Commission Chair

RESOLUTION OF THE SANPETE COUNTY BOARD OF
COMMISSIONERS DECLARING SANPETE COUNTY, UTAH AS A SUPPORTER OF
THE CONSTITUTION OF THE UNITED STATES AND CONSTITUTION OF THE
STATE OF UTAH

WHEREAS, the First Amendment to the United States Constitution declares: Congress shall make no law respecting an establishment of religion, or prohibiting the free exercise thereof, or abridging the freedom of speech, or of the press, or the right of the people peaceably to assemble, and to petition the Government for a redress of grievances, and

WHEREAS, the Second Amendment to the United States Constitution declares: A well regulated Militia, being necessary to the security of a free State, the right of the people to keep and bear Arms, shall not be infringed, and

WHEREAS, Article I, Section 1 of the Utah State Constitution declares: All men have the inherent and inalienable right to enjoy and defend their lives and liberties; to acquire, possess and protect property; to worship according to the dictates of their consciences; to assemble peaceably, protest against wrongs, and petition for redress of grievances; to communicate freely their thoughts and opinions, being responsible for the abuse of that right, and

WHEREAS, Article I, Section 6 of the Utah State Constitution declares:
The individual right of the people to keep and bear arms for security and defense of self, family, others, property, or the state, as well as for other lawful purposes shall not be infringed, and

WHEREAS, certain legislation that has or may be introduced in the United States Congress, and in the legislatures of several States, including the State of Utah, could have the effect of infringing on the rights of law abiding citizens as guaranteed by the Constitution of the United States and Constitution of the State of Utah, and

WHEREAS, the Sanpete County Board of Commissioners is concerned about the passage of any bill containing language which could be interpreted as infringing the rights of the citizens of Sanpete County, Utah, and

WHEREAS, the Sanpete County Board of Commissioners wishes to express and reaffirm its deep commitment to the rights of all citizens of Sanpete County, and

WHEREAS, the Sanpete County Board of Commissioners wishes to express opposition to any law that would unconstitutionally restrict the rights of the citizens of Sanpete County, Utah, and

WHEREAS, the Sanpete County Board of Commissioners wishes to express its intent to defend the rights contained in both the Constitution of the United States and the Constitution of the State of Utah and to oppose, within the limits of the Constitution of the United States and the State of Utah, any efforts to unconstitutionally restrict such rights, and to use such legal means at its disposal to protect the rights of the citizens of Sanpete County, Utah, including through legal

action, the power to appropriate public funds, the right to petition for redress of grievances, and the power to direct the employees of Sanpete County to not enforce any unconstitutional law.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of Sanpete County, Utah:

That the Sanpete County Board of Commissioners hereby declares Sanpete County, Utah, as a "Defender of the Constitution (or: Constitutional Zone)", and

That the Sanpete County Board of Commissioners hereby expresses its intent to uphold all constitutional rights, including the right to bear arms, of the citizens of Sanpete County, Utah and

That the Sanpete County Board of Commissioners hereby declares its opposition to the use of public funds of the county to restrict the rights of the citizens of Sanpete County, or to aid federal or state agencies in the restriction of said rights, and

The Sanpete County Board of Commissioners hereby declares its opposition to any infringement on the rights of law-abiding citizens.

APPROVED BY THE SANPETE COUNTY BOARD OF COMMISSIONER on the 4 day of May, 2021.



Attest:

Sandy Nail
Sanpete County Clerk

Scott Bartholomew
Chair, Sanpete County Board of Commissioners

Approved as to Form:

Kevin Daniels
Sanpete County Attorney

Voting History:

Commissioner Bartholomew - Scott Bartholomew

Commissioner Hatch - [Signature]

Commissioner Sunderland - [Signature]

Sheriff Scott B. [Signature]