



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 E CENTER ST, PROVO, UT 84606
December 22nd, 2021 - 2:00 pm

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

The public may participate electronically by joining via zoom at the following link <https://zoom.us/j/99812064248> or calling (346) 248-7799 or (669)900-6833, Meeting ID: 998 1206 4248. Comments will be limited to two (2) minutes per individual unless otherwise approved by the Board. Please state your name at the beginning of the comment. Please no foul or abusive language.

Or you may watch the meeting live on YouTube under the heading UTAH COUNTY GOVERNMENT or by going to the link:
<https://www.youtube.com/channel/UCkRYDnXVDLGv9792bhWn9Wg/videos>

~COMMISSION MEETING MINUTES~

Commissioner Lee (Chair), Commissioner Sakievich and Commissioner Gardner in Attendance
Others in Attendance: See attached Attendance Sheet and Zoom List

(Meeting Called to Order: 2:08 P.M.)

PRAYER/READING/THOUGHT: **Burt Garfield**
PLEDGE OF ALLEGIANCE: **Ezra Nair**

COMMISSIONER SAKIEVICH: MOTION TO OPEN PUBLIC HEARING
COMMISSIONER GARDNER: SECOND
AYE: ALL IN FAVOR
PASSED: 3/0

PUBLIC HEARING

1. PUBLIC HEARING TO DISCUSS AMENDING THE 2021 BUDGETS IN THE COUNTY'S GENERAL FUND AND VARIOUS OTHER BUDGETARY FUNDS; REVISING THE COUNTY'S ESTIMATES OF REVENUES; REDUCING THE BUDGET APPROPRIATIONS OF COUNTY

DEPARTMENTS; AND/OR TRANSFERRING UNENCUMBERED OR UNEXPENDED APPROPRIATION BALANCES FROM ONE DEPARTMENT IN A FUND TO ANOTHER DEPARTMENT IN THE SAME FUND.

-Commissioner Lee, Commission

(Opened for Public Comments)

NONE

COMMISSIONER SAKIEVICH: MOTION TO CLOSE PUBLIC HEARING

COMMISSIONER GARDNER: SECOND

AYE: ALL IN FAVOR

PASSED: 3/0

CONSENT AGENDA

REGULAR AGENDA

1. APPROVE AND ADOPT A RESOLUTION AMENDING THE 2021 BUDGET

-Dave Shawcroft, Attorney

(Timestamp: 8:52)

COMMISSIONER LEE – THIS IS TO GO THROUGH TO MAKE SURE EVERYTHING IS IN LINE AND IN THEIR PROPER PLACE.

RUDY LIVINGSTON, BUDGET MANAGER – WE HAVE APPROPRIATIONS THAT ARE GOVERNED BY LAW. WE CAN'T EXCEED THOSE APPROPRIATIONS AND IT'S AT THE DEPARTMENT LEVEL. SO THROUGHOUT THE YEAR THINGS CHANGE AND RATHER THAN MAKING MODIFICATIONS THROUGHOUT THE YEAR ALL THE TIME TO MOVE SOME OF THESE THINGS, WE LOOKED AT THE ITEMS THAT WE BELIEVE NEED AN ADJUSTMENT TO MAKE SURE THAT WE'RE IN STRICT COMPLIANCE AND BY DOING THIS, WE ARE NOT ADDING ONE PENNY OF SPENDABLE BUDGET TO ANY DEPARTMENT BECAUSE WE WILL NOT EVEN RECORD THIS JOURNAL ENTRY FOR THIS AMENDMENT UNTIL JANUARY SO IT'S JUST A TECHNICAL THING SO THAT WE'RE IN THE LEGAL REQUIREMENT.

COMMISSIONERS, RUDY LIVINGSTON DISCUSSED SOME LINE ITEMS, GRANTS, CAPITAL IMPROVEMENT FUNDS, RECAPITALIZATIONS, ETC.

COMMISSIONER SAKIEVICH: MOTION TO APPROVE WITH CHANGES DISCUSSED BY COMMISSION

COMMISSIONER GARDNER: SECOND

AYE: ALL IN FAVOR

PASSED: 3/0

2. RATIFICATION OF WARRANT REGISTER FOR DECEMBER 22, 2021 INCLUDING NOTES AND COMMENTS FROM THE COMMISSIONERS AS RECORDED ON THE INTERNAL SYSTEM

-Alice Black, Clerk/Auditor

APPROVED ON CONSENT

3. APPROVAL OF THE PAYROLL WARRANT SUMMARY FOR PAY PERIOD 25 - 2021

-Alice Black, Clerk/Auditor

APPROVED ON CONSENT

4. APPROVE TAX CREDITS AND REFUNDS RECOMMENDED BY THE COUNTY ASSESSOR'S OFFICE IN CANCELLATION AND CORRECTION LETTER 60445 DATED 12/16/2021

-Jim Stevens, Assessor

APPROVED ON CONSENT

5. APPROVE AND AUTHORIZE THE SIGNATURE OF THE COMMISSION CHAIR ON AN AGREEMENT WITH UTAH VALLEY CONVENTION AND VISITORS BUREAU, INC. (ALSO KNOWN AS EXPLORE UTAH VALLEY)

-Ezra Nair, Commission

APPROVED ON CONSENT

(Timestamp: 20:40)

DAVE SHAWCROFT, DEPUTY COUNTY ATTORNEY – I KNOW THIS WAS APPROVED ON CONSENT, BUT IT DOES NEED TO HAVE THE DATES CORRECTED EVERYWHERE TO 2022. CURRENTLY IT SAYS 2021.

COMMISSIONER GARDNER: MOTION TO APPROVED WITH ALL THE YEAR DATES OF 2021 CHANGED TO 2022

COMMISSIONER SAKIEVICH: SECOND

AYE: ALL IN FAVOR

PASSED: 3/0

6. APPROVE AND AUTHORIZE THE SIGNATURE OF THE COMMISSION CHAIR ON AN AGREEMENT WITH THE NATIONAL ASSOCIATION OF COUNTIES FOR 2022 FUNDING

-Ezra Nair, Commission

APPROVED ON CONSENT

7. APPROVE AND AUTHORIZE THE SIGNATURE OF THE COMMISSION CHAIR ON A TRCC FUNDING AGREEMENT WITH THE SPRINGVILLE MUSEUM OF ART FOR THE 2022 SPIRITUAL AND RELIGIOUS EXPO

-Ezra Nair, Commission

APPROVED ON CONSENT

8. ADOPT RESOLUTION ENACTING PART 3, SUBPART 3-304, "UTAH COUNTY EVENT, ENTERTAINMENT AND ATTRACTIONS" OF THE UTAH COUNTY PROCUREMENT RULES AND REGULATIONS

-Tom Sakievich, Commission

(Timestamp: 21:42)

ROBERT BAXTER, PURCHASING MANAGER – I DIDN'T FEEL LIKE IT WAS QUITE READY TO GO FORWARD. IN TALKING WITH CORT (GRIFFIN-COUNTY ATTORNEY), WE WERE THINKING THAT THE SECOND PARAGRAPH COULD BE ELIMINATED. IT IS JUST CONFUSING AND NOT NECESSARY. IT ALSO FITS BETTER IN PART 5 RATHER THAN PART 3 OF THE PURCHASING RULES. THE BOTTOM LINE IS I DON'T THINK THIS IS READY TO GO FORWARD YET. I'D LIKE TO HAVE A LITTLE MORE TIME TO MAKE SURE IT'S RIGHT AND CLEAR.

COMMISSIONERS, CORT GRIFFIN (COUNTY DEPUTY ATTORNEY) AND ROBERT BAXTER DISCUSS THE RESOLUTION INCLUDING, SPECIFICNESS, EXEMPTIONS, EXCLUSIONS, DEFINITIONS, CONTRACT FORMATION, ETC.

COMMISSIONER SAKIEVICH: MOTION TO CONTINUE TO JANUARY 12, 2022 MEETING

COMMISSIONER GARDNER: SECOND

AYE: ALL IN FAVOR

PASSED: 3/0

9. ADOPT A RESOLUTION APPROVING REVISIONS TO HUMAN RESOURCE MANAGEMENT POLICY 2-1500: OVERTIME POLICY

-PJ Maughan, Human Resources

(Timestamp: 34:13)

(Discussed Regular Agenda Items #9 and #22 together)

RALF BARNES, DIRECTOR OF HUMAN RESOURCES – IN SUMMARY, WE UPDATED THE VERBIAGE TO INDICATE THAT THE DEPUTIES WOULD BE EMPLOYED BY THE COUNTY FOR THESE CONTRACT ASSIGNMENTS. THEY WOULD NOT BE EMPLOYED BY THE THIRD-PARTY. THAT WAS THE MOST IMPORTANT CLARIFICATION BECAUSE OF IMMUNITY AND LIABILITY ISSUES. THESE HOURS WILL COUNT TOWARDS HOURS WORKED WITH THE COUNTY.

COMMISSIONER LEE – AND IF THEY GO OVER THEN WE WILL BE PAYING OVERTIME.

COMMISSIONERS, RALF BARNES AND DAVE SHAWCROFT (DEPUTY COUNTY ATTORNEY) DISCUSS THE CHANGES IN MORE DETAIL REGARDING THIRD-PARTIES, SERGEANT LEVEL PRIMARILY AS THE BASE RATE, ETC.

COMMISSIONER SAKIEVICH: MOTION TO APPROVE (MOTION TO APPROVE BOTH REGULAR AGENDA ITEMS #9 AND #22)

COMMISSIONER GARDNER: SECOND

AYE: ALL IN FAVOR

PASSED: 3/0

10. APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO SIGN (2) CHANGE ORDERS WITH ACCENTURE FOR WORKDAY AMS SERVICES IN 2022.

-Brandon Chambers, Human Resources

APPROVED ON CONSENT

11. AUTHORIZE A CHANGE TO THE STAFFING PLAN IN THE HEALTH DEPARTMENT. ADD ONE (1) PART-TIME, CAREER SERVICE, GRANT FUNDED, PUBLIC HEALTH NURSE II - NON-EXEMPT - COVID POSITION. [ACCOUNT 230-43120; SUPERVISORY ORG: NURSING BUREAU DIRECTOR; ADD ONE (1) CAREER SERVICE, GRANT FUNDED, PART-TIME POSITION OF JOB CODE 20228819, GRADE 512]

-Elicia Edwards, Human Resources

APPROVED ON CONSENT

12. AUTHORIZE A CHANGE TO THE STAFFING PLAN IN THE HEALTH DEPARTMENT. ADD TWO (2) FULL-TIME, CAREER SERVICE, GRANT FUNDED, PUBLIC HEALTH NURSE II - COVID POSITIONS. [ACCOUNT 230-43120; SUPERVISORY ORG: NURSING BUREAU DIRECTOR; ADD TWO (2) CAREER SERVICE, GRANT FUNDED, FULL-TIME POSITIONS OF JOB CODE 202219, GRADE 512]

-Elicia Edwards, Human Resources

APPROVED ON CONSENT

13. AUTHORIZE A CHANGE TO THE STAFFING PLAN IN THE HEALTH DEPARTMENT. ADD TWO (2) FULL-TIME, CAREER SERVICE, GRANT FUNDED, PUBLIC HEALTH NURSE II - COVID POSITIONS. [ACCOUNT 230-43120; SUPERVISORY ORG: NURSING BUREAU DIRECTOR; ADD TWO (2) CAREER SERVICE, GRANT FUNDED, FULL-TIME POSITIONS OF JOB CODE 202219, GRADE 512]

-Elicia Edwards, Human Resources

APPROVED ON CONSENT

14. APPROVE AND AUTHORIZE COMMISSION SIGNATURE ON SUBDIVISION DISTRIBUTOR SETTLEMENT PARTICIPATION FORM RELATED TO OPIOID LITIGATION SETTLEMENT

-Ben VanNoy, Attorney

TABLED ON CONSENT

(Timestamp: 57:10)

(After Tabled Items Meeting – Reopened Public Meeting)

COMMISSIONER GARDNER: MOTION TO UNTABLE

COMMISSIONER SAKIEVICH: SECOND

AYE: ALL IN FAVOR

PASSED: 3/0

(Regular Agenda Items #14, #15 and #16 discussed together)

DAVE SHAWCROFT, COUNTY DEPUTY ATTORNEY – JUST WANT TO NOTE THAT #14 AND #16 ARE PARTICIPATION AGREEMENTS AND #15 IS THE AGREEMENT WITH THE STATE.

COMMISSIONERS, DAVE SHAWCROFT (DEPUTY COUNTY ATTORNEY) AND BEN VAN NOY (DEPUTY COUNTY ATTORNEY) DISCUSS THE DOCUMENTS.

COMMISSIONER LEE: THIS IS NOT IMPOSSIBLE TO PROVE. I STILL THINK WE HAVE SOME TIME FOR NEGOTIATION. IT APPALLS ME THAT WE THAT WE MIGHT BE WILLING TO SETTLE ON BEHALF OF INDIVIDUALS WHO HAVE LOST EVERYTHING WITHOUT FIGHTING THIS ALL THE WAY THROUGH.

COMMISSIONER SAKIEVICH: MOTION TO APPROVE REGULAR AGENDA ITEMS #14, #15 AND #16

COMMISSIONER GARDNER: SECOND

AYE: THOSE IN FAVOR (COMMISSIONER SAKIEVICH AND COMMISSIONER GARDNER

NAY: THOSE OPPOSED (COMMISSIONER LEE)

PASSED: 2/1

15. APPROVE AND AUTHORIZE COMMISSION SIGNATURE ON OPIOID SETTLEMENT MEMORANDUM OF UNDERSTANDING WITH ONE UTAH FOR THE ALLOCATION OF ANY SETTLEMENT FUNDS.

-Ben VanNoy, Attorney

TABLED ON CONSENT

(Timestamp: 57:10)

(After Tabled Items Meeting – Reopened Public Meeting)

COMMISSIONER GARDNER: MOTION TO UNTABLE

COMMISSIONER SAKIEVICH: SECOND

AYE: ALL IN FAVOR

PASSED: 3/0

(Regular Agenda Items #14, #15 and #16 discussed together – written details under Regular Agenda Item #14)

COMMISSIONER SAKIEVICH: MOTION TO APPROVE REGULAR AGENDA ITEMS #14, #15 AND #16

COMMISSIONER GARDNER: SECOND

AYE: THOSE IN FAVOR (COMMISSIONER SAKIEVICH AND COMMISSIONER GARDNER

NAY: THOSE OPPOSED (COMMISSIONER LEE)

PASSED: 2/1

NOTED BY DAVE SHAWCROFT AND COMMISSIONERS THAT REGULAR AGENDA ITEM #15 WOULDN'T BE SIGNED UNTIL CONDITIONS AND DOCUMENT FINALIZED BY THE COUNTY ATTORNEY'S OFFICE.

16. APPROVE AND AUTHORIZE COMMISSION SIGNATURE ON SUBDIVISION JANSSEN SETTLEMENT PARTICIPATION FORM RELATED TO OPIOID LITIGATION SETTLEMENT
-Ben VanNoy, Attorney

TABLED ON CONSENT

(Timestamp: 57:10)

(After Tabled Items Meeting – Reopened Public Meeting)

**COMMISSIONER GARDNER: MOTION TO UNTABLE
COMMISSIONER SAKIEVICH: SECOND
AYE: ALL IN FAVOR
PASSED: 3/0**

(Regular Agenda Items #14, #15 and #16 discussed together – written details under Regular Agenda Item #14)

**COMMISSIONER SAKIEVICH: MOTION TO APPROVE REGULAR AGENDA ITEMS #14, #15 AND #16
COMMISSIONER GARDNER: SECOND
AYE: THOSE IN FAVOR (COMMISSIONER SAKIEVICH AND COMMISSIONER GARDNER
NAY: THOSE OPPOSED (COMMISSIONER LEE)
PASSED: 2/1**

17. APPROVE AND AUTHORIZE THE SIGNING OF THE FIRST AMENDMENT TO AGREEMENT NO. 2020-1089 BETWEEN UTAH COUNTY AND THE UTAH COUNTY PUBLIC DEFENDER ASSOCIATION FOR THE PROVISION OF LEGAL DEFENSE FOR THE YEAR 2022.

-BEN VAN NOY, Attorney

APPROVED ON CONSENT

18. APPROVE AND AUTHORIZE COMMISSION SIGNATURE ON ENVIRONMENTAL REVIEW RECORD PERTAINING TO AMERICAN FORK CITY CULINARY WATER IMPROVEMENTS.

-Paul Jones, Attorney

APPROVED ON CONSENT

19. APPROVE AND AUTHORIZE COMMISSION SIGNATURE ON ENVIRONMENTAL REVIEW RECORD PERTAINING TO SPANISH FORK CITY WATER AND SEWER REPLACEMENT LINES.

-Paul Jones, Attorney

APPROVED ON CONSENT

20. APPROVE AND ADOPT AN ORDINANCE ENACTING ARTICLE 2-13 OF THE UTAH COUNTY CODE RELATING TO CONSENT TO APPOINTMENT OF DEPUTIES AND EMPLOYEES (TO REPLACE ORDINANCE 2021-624).

-DAVE SHAWCROFT, Attorney

APPROVED ON CONSENT

21. AUTHORIZE THE SIGNING OF A LETTER TO PRUDENTIAL RETIREMENT INSURANCE AND ANNUITY COMPANY AND PRUDENTIAL BANK AND TRUST REGARDING TRANSITION OF RETIREMENT ACCOUNTS TO VOYA.

-Dave Shawcroft, Attorney

APPROVED ON CONSENT

22. APPROVE AND AUTHORIZE COMMISSION SIGNATURE ON AGREEMENT WITH OFF DUTY MANAGEMENT TO COORDINATE AND MANAGE REQUESTS FOR OFF DUTY LAW ENFORCEMENT SERVICES

-Chief Deputy Shaun Chipman, Sheriff

(Timestamp: 34:13)

(Discussed Regular Agenda Items #9 and #22 together – written details with #9)

COMMISSIONER SAKIEVICH: MOTION TO APPROVE (MOTION TO APPROVE BOTH REGULAR AGENDA ITEMS #9 AND #22)

COMMISSIONER GARDNER: SECOND

AYE: ALL IN FAVOR

PASSED: 3/0

23. APPROVE AND AUTHORIZE COMMISSION SIGNATURE ON AGREEMENT WITH WASATCH BEHAVIORAL HEALTH SPECIAL SERVICE DISTRICT FOR MENTAL HEALTH SERVICES FOR INMATES HOUSED AT THE UTAH COUNTY JAIL

-Matt Higley, Sheriff

APPROVED ON CONSENT

24. APPROVE AND AUTHORIZE COMMISSION SIGNATURE ON AGREEMENT WITH DR. KENNON TUBBS, MD FOR MEDICAL CARE, TREATMENT AND SERVICES FOR INMATES HOUSED AT THE UTAH COUNTY JAIL

-Dale Bench, Sheriff

APPROVED ON CONSENT

25. ADOPT A RESOLUTION APPROVING THE 2022 MILEAGE REIMBURSEMENT RATE FOR UTAH COUNTY EMPLOYEES FOR COUNTY BUSINESS TRAVEL

-Danene Jackson, Clerk/Auditor

APPROVED ON CONSENT

26. APPROVE AND AUTHORIZE A CONTRACT BETWEEN THE STATE OF UTAH AND UTAH COUNTY, UTAH, FOR PREDATOR DAMAGE CONTROL

-Josh Daniels, Clerk/Auditor

APPROVED ON CONSENT

27. APPROVE THE VOTING PRECINCTS IN UTAH COUNTY AS A RESULT OF REDISTRICTING AND THE 2020 U.S. CENSUS.

-Rozan Mitchell, Clerk/Auditor

(Timestamp: 37:27)

(Discussed Regular Agenda Items #27, #28 and #29 together)

COMMISSIONER LEE – JUST FOR NOTE, WHEN I CAME IN AS COMMISSIONER AND THE LAW HAS NOT CHANGED SINCE I CAME IN, WE NEVER PUT ANY BACKUP DOCUMENTS ON OUR AGENDAS AND WE WENT THROUGH THIS PROCESS AND AS YOU SAW DURING OUR PROCESS THAT OFTEN WE WILL MODIFY AND CHANGE DOCUMENTS WHICH DOESN'T NECESSARILY TRIGGER THAT WE GO TO ANOTHER COMMISSION MEETINGS JUST BECAUSE OF THAT CHANGE/MODIFICATION OF DOCUMENTS. WE PUT THESE DOCUMENTS ON HERE AS MUCH AS POSSIBLE UNLESS THEY'RE PROTECTED FOR SOME REASON OR ANOTHER, OUT OF COURTESY TO THE CITIZENS AND TO EVERYONE SO THAT THEY CAN SEE THEM ON A TRANSPARENCY BASIS. NEVERTHELESS, THERE WAS SOME QUESTIONS RAISED ABOUT THERE NOT BEING DOCUMENTS IN THE FULL 24-HOUR NOTICE BEFOREHAND. IF THERE'S SOME PUBLIC CONCERN, I'D SURE LOVE TO HEAR IT IF THEY WOULD LIKE TO TALK AS WELL AS THE COMMISSIONERS.

COMMISSIONER GARDNER - AND JOSH (DANIELS, COUNTY CLERK/AUDITOR) MAYBE YOU COULD GIVE US AN OVERVIEW OF THIS PROCESS AND WHY THE TIMING IS THE WAY IT IS.

JOSH DANIELS, COUNTY CLERK/AUDITOR – THE UNITED STATES CENSUS BUREAU DID NOT DELIVER THE REQUIRED CENSUS DATA FOR REDISTRICTING UNTIL 6 MONTHS AFTER THEIR TYPICAL TIMELINE SO STATES ALL ACROSS THE COUNTY HAD TO TURN AROUND REDISTRICTING PROCESSES TO REDRAW LOCAL AND STATEWIDE AND FEDERAL DISTRICTS AND NOW LOCAL PRECINCTS ON A MUCH-ABBREVIATED TIMELINE. WE HAD A LOT OF PEOPLE IN OUR OFFICE AND KRISTEN SWENSON LED THEM ALL TO GET THESE PRECINCT BOUNDARIES DRAWN ON A VERY, VERY ABBREVIATED TIMELINE. THE CODE REQUIRES YOU TO ADOPT PRECINCTS, IF YOU'RE GOING TO MAKE CHANGES, BY THE END OF THE YEAR. WITH REDISTRICTING, YOU CAN GET A LITTLE BIT OF EXTRA TIME IF YOU NEED IT BUT THE REASON IT'S IMPORTANT THAT WE GET THESE DISTRICTS OUT

IS SO THAT POLITICAL PARTIES AND OTHERS ARE ABLE TO KNOW WHAT THOSE BOUNDARIES LOOK LIKE, BUT I THINK IT'S IMPORTANT THAT YOU MOVE FORWARD WITH THESE RIGHT NOW.

COMMISSIONERS AND JOSH DANIELS DISCUSS PRECINCTS INCREASES, CODE, MUNICIPAL BOUNDARIES, SCHOOL DISTRICTS, VOTER PARTICIPATION AREAS, POPULATION GROWTH, HOUSE AND SENATE SEATS, ETC.

COMMISSIONER LEE – COULD WE WAIT A WEEK TO APPROVE TO GIVE THE PUBLIC A CHANCE TO LOOK AT THIS INFORMATION?

JOSH DANIELS – I DON'T THINK ANYTHING MATERIALLY WOULD CHANGE BECAUSE THE PRECINCTS MAKE A LOT OF SENSE. SOONER THAN LATER IS BETTER BECAUSE IN THIS EVENT, THE NEXT STEP IN JANUARY, YOU'LL START TO HAVE CANDIDATES WHO WILL WANT TO START PETITIONING FOR SIGNATURES FOR RUNNING FOR OFFICE. WE NEED TO HAVE PRECINCT DESIGNATIONS MADE SO THAT AS THEY GO AND COLLECT THOSE SIGNATURES, THEY CAN HAVE THEIR PACKETS AND ALL THE PRECINCT DESIGNATIONS MADE AND THAT'S IMPORTANT. THERE'S A CASCADE OF ADDITIONAL WORK THAT HAS TO BE DONE ONCE YOU'VE SET THE PRECINCTS.

THE OTHER THING IS THAT THE CITY OF PROVO WILL SET THE DISTRICTS FOR THE PROVO SCHOOL DISTRICT AND SO THEY NEED TO KNOW THE PRECINCT SO THEY CAN THEN PICK WHICH PRECINCTS GO WITH WHICH BOARD. SO, I DON'T KNOW THAT DELAYING REALLY MAKES ANY SENSE. IF THERE WAS A MAJOR PROBLEM THAT WAS BROUGHT TO OUR ATTENTION, WE WOULD HAVE TIME TO AMEND OR CHANGE IT IF NEEDED.

COMMISSIONERS, JOSH DANIEL DISCUSS THE INTERACTIVE ONLINE MAP, ETC.

ROZAN MITCHELL, ELECTION DIRECTOR – ONE THING TO ADD TO THAT IS THAT IT WILL CAUSE A LOT OF CONFUSION IF WE HAVE A PRECINCT LINK THERE FOR THEM TO LOOK AT BUT IF THEY GO TO VOTE.UTAH.GOV TO LOOK UP THEIR PRECINCT, IT'S GOING TO SHOW THEIR OLD PRECINCT AND NOT THEIR NEW. WE NEED THE PRECINCTS FINALIZED SO THAT WE CAN GET THOSE INTO THE STATEWIDE VOTER REGISTRATION DATABASE SO THAT EVERYTHING MATCHES UP. THAT IS A COUPLE WEEKS OF WORK.

(Opened for Public Comment)

NONE

COMMISSIONER SAKIEVICH: MOTION TO APPROVE REGULAR AGENDA ITEMS #27, #28 AND #29

COMMISSIONER GARDNER: SECOND

AYE: ALL IN FAVOR

PASSED: 3/0

28. APPROVE THE BOUNDARIES OF ALPINE SCHOOL DISTRICT AND NEBO SCHOOL DISTRICT AS A RESULT OF REDISTRICTING AND THE 2020 U.S. CENSUS.

-Rozan Mitchell, Clerk/Auditor

(Timestamp: 37:27)

(Discussed Regular Agenda Items #27, #28 and #29 together – written details under Regular Agenda Item #27)

COMMISSIONER SAKIEVICH: MOTION TO APPROVE REGULAR AGENDA ITEMS #27, #28 AND #29

COMMISSIONER GARDNER: SECOND

AYE: ALL IN FAVOR

PASSED: 3/0

29. APPROVE THE VOTER PARTICIPATION BOUNDARIES OF UTAH COUNTY AS A RESULT OF REDISTRICTING AND THE 2020 U.S. CENSUS.

-Rozan Mitchell, Clerk/Auditor

(Timestamp: 37:27)

(Discussed Regular Agenda Items #27, #28 and #29 together – written details under Regular Agenda Item #27)

COMMISSIONER SAKIEVICH: MOTION TO APPROVE REGULAR AGENDA ITEMS #27, #28 AND #29

COMMISSIONER GARDNER: SECOND

AYE: ALL IN FAVOR

PASSED: 3/0

30. APPROVE AND AUTHORIZE THE SIGNING OF THE RENEWAL CLASS B RETAIL BEER LICENSE (ON-PREMISE CONSUMPTION) APPLICATION FOR STORYTELLER CANYON OPERATING COMPANY, LLC, TREE ROOM/FOUNDRY GRILL LOCATED AT 8841 N ALPINE LOOP RD IN THE PROVO CANYON AREA OF UNINCORPORATED UTAH COUNTY.

-Peggy Kelsey, Community Development

APPROVED ON CONSENT

31. APPROVE AND AUTHORIZE THE SIGNING OF THE RENEWAL CLASS B RETAIL BEER LICENSE (ON-PREMISE CONSUMPTION) APPLICATION FOR STORYTELLER CANYON OPERATING COMPANY, LLC, GROCERY DELI LOCATED AT 8841 N ALPINE LOOP RD IN THE PROVO CANYON AREA OF UNINCORPORATED UTAH COUNTY.

-Peggy Kelsey, Community Development

APPROVED ON CONSENT

32. APPROVE AND AUTHORIZE THE SIGNING OF THE RENEWAL CLASS B RETAIL BEER LICENSE (ON-PREMISE CONSUMPTION) APPLICATION FOR STORYTELLER CANYON OPERATING COMPANY, LLC, CREEKSIDE CAFÉ LOCATED AT 8841 N ALPINE LOOP RD IN THE PROVO CANYON AREA OF UNINCORPORATED UTAH COUNTY.

-Peggy Kelsey, Community Development

APPROVED ON CONSENT

33. APPROVE AND AUTHORIZE THE SIGNING OF THE RENEWAL CLASS B RETAIL BEER LICENSE (ON-PREMISE CONSUMPTION) APPLICATION FOR STORYTELLER CANYON OPERATING COMPANY, LLC, BEAR CLAW CABIN LOCATED AT 8841 N ALPINE LOOP RD IN THE PROVO CANYON AREA OF UNINCORPORATED UTAH COUNTY.

-Peggy Kelsey, Community Development

APPROVED ON CONSENT

34. APPROVE AND AUTHORIZE THE SIGNING OF THE RENEWAL CLASS B RETAIL BEER LICENSE (ON-PREMISE CONSUMPTION) APPLICATION FOR STORYTELLER CANYON OPERATING COMPANY, LLC, OUTDOOR THEATER-REHEARSAL HALL-SCREENING ROOM-CATERING-CONFERENCE CENTER LOCATED AT 8841 N ALPINE LOOP RD IN THE PROVO CANYON AREA OF UNINCORPORATED UTAH COUNTY.

-Peggy Kelsey, Community Development

APPROVED ON CONSENT

35. APPROVE AND AUTHORIZE THE SIGNING OF THE RENEWAL CLASS B RETAIL BEER LICENSE (ON-PREMISE CONSUMPTION) APPLICATION FOR STORYTELLER CANYON OPERATING COMPANY, LLC, OWL BAR LOCATED AT 8841 N ALPINE LOOP RD IN THE PROVO CANYON AREA OF UNINCORPORATED UTAH.

-Peggy Kelsey, Community Development

APPROVED ON CONSENT

36. ADOPT A RESOLUTION TO APPROVE UTAH COUNTY'S 2021 ANNUAL MODERATE INCOME HOUSING REPORT FOR THE UNINCORPORATED AREAS OF UTAH COUNTY PURSUANT TO UTAH STATE CODE 17-27A-408.

-Bryce Armstrong, Community Development

APPROVED ON CONSENT

37. APPROVE AND AUTHORIZE THE SIGNING OF AN AGREEMENT WITH CYTOCHECK LABORATORIES.

-Julie Dey, Health

CONTINUED ON CONSENT (TO JANUARY 5, 2021)

38. APPROVE AND AUTHORIZE THE SIGNING OF A MASTER INTERNSHIP AGREEMENT WITH UTAH VALLEY UNIVERSITY FOR UTAH COUNTY HEALTH DEPARTMENT HEALTH PROMOTION DIVISION.

-Julie Dey, Health

APPROVED ON CONSENT

39. APPROVE AND AUTHORIZE THE SIGNING OF AMENDMENT 2 TO UTAH COUNTY AGREEMENT #2019-878 WITH UTAH DEPARTMENT OF HEALTH FOR DISEASE RESPONSE, EVALUATION, ANALYSIS AND MONITORING.

-Julie Dey, Health

APPROVED ON CONSENT

40. APPROVE AND AUTHORIZE THE SIGNING OF AN AGREEMENT WITH EASTERN MICHIGAN UNIVERSITY FOR DIETETIC INTERSHIPS FOR THE WIC PROGRAM AT UTAH COUNTY HEALTH DEPARTMENT.

-Julie Dey, Health

APPROVED ON CONSENT

41. APPROVE AND AUTHORIZE THE SIGNING OF A QUIT CLAIM DEED FOR TAX PARCEL #30:026:0100 TO GLORYB, LLC

-Richard Nielson, Public Works

APPROVED ON CONSENT

42. APPROVE AND AUTHORIZE THE SIGNING OF A GENERAL SERVICE CONTRACT WITH ROCKY MOUNTAIN POWER FOR ELECTRICAL SERVICE AT THE INTERSECTION OF 1800 NORTH AND 100 EAST (PG CANYON ROAD) IN THE AMOUNT OF \$1980.

-RICHARD NIELSON, Public Works

APPROVED ON CONSENT

43. APPROVE AND AUTHORIZE THE SIGNING OF A CONTRACT WITH C&R TRAILER SALES FOR A 20 FT TRAILS WEST STOCK TRAILER AT A COST OF \$19,705.

-RICHARD NIELSON, Public Works

APPROVED ON CONSENT

44. APPROVE AND AUTHORIZED THE SIGNING OF TWO MEMOS TO DECLARE VEHICLES AS SURPLUS TO BE SOLD THROUGH PUBLIC AUCTION OR TRADED INTO A DEALERSHIP TOWARD THE PURCHASE OF A NEW VEHICLE.

-RICHARD NIELSON, Public Works

APPROVED ON CONSENT

45. APPROVE AND AUTHORIZE THE SIGNING OF AN AGREEMENT WITH THE UTAH VALLEY CONVENTION CENTER TO HOST AND CATER THE 2022 ANNUAL STORMWATER TRAINING FOR FEBRUARY 1, 2022 AT A COST OF \$3,664.80 FOR 130 PARTICIPANTS.

-RICHARD NIELSON, Public Works

APPROVED ON CONSENT

46. APPROVE AND AUTHORIZE THE SIGNING OF A MEMO FOR JS ACRES RECOGNIZING JS ACRES COMPLETION OF THE IMPROVEMENTS AND COMMENCE THE ONE YEAR WARRANTY PERIOD WITH A RELEASE OF \$4,600 FROM THE ORIGINAL BOND AMOUNT AS PART OF AGREEMENT #2021-763.

-RICHARD NIELSON, Public Works

APPROVED ON CONSENT

47. APPROVE NOTICE OF CANCELLATION OF MEETING OF THE BOARD OF COUNTY COMMISSIONERS OF UTAH COUNTY, UTAH

-Dave Shawcroft, Attorney

TABLED ON CONSENT

(Timestamp: 57:10)

(After Tabled Items Meeting – Reopened Public Meeting)

COMMISSIONER GARDNER: MOTION TO UNTABLE

COMMISSIONER SAKIEVICH: SECOND

AYE: ALL IN FAVOR

PASSED: 3/0

(Timestamp: 1:03:03)

COMMISSIONER GARDNER: MOTION TO APPROVE

COMMISSIONER SAKIEVICH: SECOND

AYE: ALL IN FAVOR

PASSED: 3/0

48. 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, FOR TODAY'S DATE, AT THIS LOCATION, FOLLOWING THE COMPLETION OF THE REGULAR AGENDA (IF THIS ITEM IS NOT MOVED TO THE CONSENT AGENDA, ANNOUNCE THE VOTE OF EACH COMMISSIONER)

-Alice Black, Clerk/Auditor

STRICKEN ON CONSENT

49. 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, FOR TODAY'S DATE, AT THIS LOCATION, FOLLOWING THE COMPLETION OF THE REGULAR AGENDA (IF THIS ITEM IS NOT MOVED TO THE CONSENT AGENDA, ANNOUNCE THE VOTE OF EACH COMMISSIONER)

-Alice Black, Clerk/Auditor

STRICKEN ON CONSENT

50. 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, FOR TODAY'S DATE, AT THIS LOCATION, FOLLOWING THE COMPLETION OF THE REGULAR AGENDA (IF THIS ITEM IS NOT MOVED TO THE CONSENT AGENDA, ANNOUNCE THE VOTE OF EACH COMMISSIONER)

-Alice Black, Clerk/Auditor

STRICKEN ON CONSENT

51. APPROVE AND SET A DATE, TIME AND LOCATION FOR A CLOSED MEETING FOR A STRATEGY SESSION TO DISCUSS PENDING OR REASONABLY IMMINENT LITIGATION, FOR TODAY'S DATE, AT THIS LOCATION, FOLLOWING THE COMPLETION OF THE REGULAR AGENDA (IF THIS ITEM IS NOT MOVED TO THE CONSENT AGENDA, ANNOUNCE THE VOTE OF EACH COMMISSIONER)

-Alice Black, Clerk/Auditor

APPROVED ON CONSENT

PUBLIC COMMENTS

(Timestamp: 49:33)

ROBERT STEVENS – I'M CONCERNED THAT EVEN THOUGH UTAH REMAINS IN AN EXTREME DROUGHT, IN THE COUNTY TO GET SUBDIVISION APPROVAL, YOU MUST HAVE 6 TIMES MORE WATER THAN IS REQUIRED. ALSO, TO GET SUBDIVISION APPROVAL YOU HAVE TO HAVE YOUR WATER TESTED. IF THERE'S AN ISSUE, YOU HAVE TO INSTALL A WHOLE HOUSE FILTRATION SYSTEM BUT IF YOU DIG A WELL AND YOU RUN YOUR WATER FOR BETWEEN 3 DAYS TO 2 WEEKS, YOU CAN AVOID HAVING AN ISSUE WITH YOUR WATER, SO I THINK THAT OUR REGULATIONS NEED TO BE REVISITED. YOU CAN USE A DISTILLER, PURIFY YOUR WATER BUT YET IN THE COUNTY A DISTILLER IS NOT ALLOWED. I THINK IT SHOULD BE ALLOWED.

JEREMY WALKER, DIRECTOR OF FINANCIAL SERVICES – SINCE IT SOUNDS LIKE THERE WILL NOT BE ANOTHER MEETING BEFORE THE END OF THIS YEAR, I JUST WANTED TO RECOMMEND JUST AN ACKNOWLEDGEMENT THAT THE COMMISSION HAS BEEN PRESENTED WITH THE ANNUAL FRAUD RISK ASSESSMENT. THIS ASSESSMENT WAS PERFORMED BY THE INTERNAL AUDIT

DIVISION. THEY WERE NOT ABLE TO BE HERE FOR A COUPLE OF DIFFERENT REASONS, SO I JUST WANTED TO MAKE SURE YOU HAD A COPY OF THAT. THIS WILL I BELIEVE, GET US TO BE IN COMPLIANCE WITH THE STATE AUDITOR'S REQUEST.

COMMISSIONER GARDNER – I ACKNOWLEDGE RECEIPT. THANK YOU JEREMY.

JOSH DANIELS – THIS IS KIND OF A NEW TOOL THE STATE AUDITOR'S OFFICE USES FOR LOCAL GOVERNMENT SO BASICALLY IT'S LIKE A CHECKLIST OF HOW YOU AVOID THE RISK OF FRAUD. I THINK THIS IS THE SECOND YEAR THAT THIS HAS BEEN IN EFFECT. WE'RE IN THE LOW-RISK CATEGORY WHICH IS GOOD.

*(Moved to Closed Meetings: 3:06 P.M.)
(Reopened Public Meeting: 4:58 P.M.)*

COMMISSIONER GARDNER: MOTION TO ADJOURN

COMMISSIONER SAKIEVICH: SECOND

AYE: ALL IN FAVOR

PASSED: 3/0

MEETING ADJOURNED

(Meeting Adjourned: 5:04 P.M.)

NOTICE OF SPECIAL ACCOMMODATION DURING PUBLIC MEETINGS In compliance with the Americans with Disabilities Act, individuals needing special accommodations (including auxiliary communicative aids and services) during this meeting should notify Alice Black at 801-851-8111. Handicap parking is available, as well as a level entrance to the building. Interpretation services are available with prior notice for the hearing disabled.

Those in Attendance Via Zoom:

Bryan Kindred
Elicia Edwards
Brian Voeks

Benjamin Young
Ralf Barnes
Ben Stanley

Heather Thomas
Larry K
Robert Stevens

BOARD OF COMMISSIONERS FOR UTAH COUNTY
PUBLIC MEETING ATTENDANCE SHEET
December 22, 2021 - 2:00 p.m.

PRINT CLEARLY

| Name: | Agency: |
|----------------------|----------------------------|
| <u>Elton Niles</u> | <u>CRN</u> |
| <u>Rich Niles</u> | <u>UCPW</u> |
| <u>Lee Adamson</u> | <u>Explore Utah Valley</u> |
| <u>Anthony Canto</u> | <u>SURVEYOR</u> |
| <u>Andrea Allen</u> | <u>Recorder's</u> |
| <u>Burt Garfield</u> | <u>Assessor's</u> |
| <u>Mike Lemmon</u> | <u>UCHD</u> |
| <u>Robert Baxter</u> | <u>Produce, Inc.</u> |
| <u>Tyler Plawe</u> | <u>UCHD</u> |
| <u>RUDY WINSTON</u> | <u>CLERK AUDITOR</u> |
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Minutes approved at January 5, 2022 Commission Meeting.



William C. Lee, Commission Chair

ATTEST:


Deputy Clerk/Auditor

