

BOARD OF COUNTY COMMISSIONERS, UTAH COUNTY, UTAH  
**MINUTES OF PUBLIC MEETING**  
COMMISSION CHAMBERS, ROOM 1400  
OF THE UTAH COUNTY ADMINISTRATION BUILDING  
**November 12, 2013 - 9:00 A.M.**

**PRESENT:** COMMISSIONER DOUG WITNEY, CHAIR  
COMMISSIONER GARY J. ANDERSON, VICE-CHAIR  
COMMISSIONER LARRY A. ELLERTSON

**ALSO PRESENT:**

|  |   |
|--|---|
| E. Kent Sundberg, Civil Division Chief Attorney    | Dr. Joseph K. Miner, Health Department Exec. Director |
| Robert J. Moore, Utah County Deputy Attorney       | Lana Jensen, Utah County Personnel Director           |
| Paul Jones, Utah County Deputy Attorney            | Richard Nielson, Utah County Public Works Director    |
| Scott C. Hogensen, Chief Deputy Clerk/Auditor      | Jeff Smith, Utah County Recorder                      |
| Sandy Nielson, Clerk/Auditor's Office - Tax Admin. | Dalene Higgins, Utah County Sheriff's Office          |
| Julie Rollins, Utah County Purchasing Agent        | Lieutenant Yvette Rice, Utah County Sheriff's Office  |
| Kris Poulson, Utah County Assessor                 | Gary Ratcliffe, Utah County Surveyor                  |
| Keven Ewell, Utah County Assessor's Office         | Robert C. Kirk, Utah County Treasurer                 |
| Peter A. Jepps, Utah County Assessor's Office      | Mike Stansfield, Fairways Media                       |
| Autumn Jones, Children's Justice Center            | Renée Huggins-Caron, Clerk/Auditor Admin. Assist.     |

Commissioner Witney called the meeting to order at 9:03 A.M. and welcomed those present. The following matters were discussed:

**PRAYER/READING/THOUGHT:** Larry A. Ellertson, Utah County Commissioner

**PLEDGE OF ALLEGIANCE:** Gary J. Anderson, Utah County Commissioner

The Board momentarily recessed to assemble as The Board of Equalization of Utah County from 9:05 A.M. to 9:06 A.M. The Utah County Board of Commissioners reconvened at 9:06 A.M.

**CONSENT AGENDA**

**1. DECLARE THE SPECIFIED SMITH & WESSON FIREARMS AS SURPLUS AND AUTHORIZE THE TRADE THEREOF TO A FEDERALLY LICENSED FIREARMS DEALER (MANUFACTURER) AS REQUIRED BY FEDERAL LAW FOR NEW FIREARMS OR EQUIPMENT**

Lieutenant Yvette Rice of the Utah County Sheriff's Office came forward to respond to Commissioner Ellertson's questions regarding the partial purchase of rails for the firearms.

**2. APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO SIGN THE ELECTRONIC COMMERCE AGREEMENT, AND NOTICE OF DELEGATION, WITH UTAH HEALTH INFORMATION NETWORK TO PROVIDE THE CHILDREN'S JUSTICE CENTER'S MEDICAL PROGRAM WITH CLEARINGHOUSE SERVICES**

**3. APPROVE REDUCING THE PENALTY IN THE AMOUNTS LISTED FOR THE ATTACHED PERSONAL PROPERTY ACCOUNTS, HAVING BEEN IDENTIFIED AS MEETING THE QUALIFICATIONS UNDER ORDINANCE NO. 2010-4 AND RESOLUTION NO. 2011-64 OF THE UTAH COUNTY CODE**

**4. APPROVE THE MINUTES OF THE NOVEMBER 5, 2013 COMMISSION MEETING**

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**5. RATIFICATION OF WARRANT REGISTER SUMMARY**

|                    |                  |                            |                  |                             |
|--------------------|------------------|----------------------------|------------------|-----------------------------|
| Register No. 1,013 | November 4, 2013 | Purchasing Cards 964-964   | Total: \$        | 39,473.83                   |
| Register No. 1,014 | November 4, 2013 | Direct Deposit:18146-18149 | Total: \$        | 974.50                      |
| Register No. 1,015 | November 4, 2013 | Check Nos. 187159-187215   | Total: \$        | 99,094.41                   |
| Register No. 1,016 | November 4, 2013 | Direct Deposit:18150-18152 | Total: \$        | 10,752.72                   |
| Register No. 1,017 | November 4, 2013 | Check Nos. 187216-187237   | Total: \$        | 168,499.49                  |
| Register No. 1,018 | November 5, 2013 | Direct Deposit:18153-18153 | Total: \$        | 3,916.67                    |
| Register No. 1,019 | November 5, 2013 | Check Nos. 187237-187269   | Total: \$        | 34,100.62                   |
| Register No. 1,020 | November 6, 2013 | Purchasing Cards 965-965   | Total: \$        | 22,471.26                   |
| Register No. 1,021 | November 6, 2013 | Check Nos. 187270-187314   | Total: \$        | 119,424.57                  |
| Register No. 1,022 | November 7, 2013 | Direct Deposit:18154-18163 | Total: \$        | 6,160.92                    |
| Register No. 1,023 | November 7, 2013 | Check Nos. 187315-187325   | Total: \$        | 5,844.97                    |
| Register No. 1,024 | November 7, 2013 | Check Nos. 187326-187326   | Total: \$        | 247.15                      |
| Register No. 1,025 | November 8, 2013 | Direct Deposit:18164-18179 | Total: \$        | 12,907.61                   |
| Register No. 1,026 | November 8, 2013 | Check Nos. 187327-187365   | Total: \$        | 55,375.91                   |
| Register No. 1,027 | November 8, 2013 | Bond Wires:176-190         | Total: \$        | 9,204,545.52                |
| Register No. 1,028 | November 8, 2013 | Bond Wires:191-191         | Total: \$        | 3,720.24                    |
| Register No. 1,029 | November 8, 2013 | Bond Wires:192-192         | Total: \$        | 2,916.89                    |
| Register No. 1,030 | November 8, 2013 | Direct Deposit:18180-18180 | Total: \$        | 59,185.94                   |
| Register No. 1,031 | November 8, 2013 | Check Nos. 187366-187382   | Total: \$        | 218,420.59                  |
|                    |                  |                            | <b>Total: \$</b> | <b><u>10,068,033.81</u></b> |

Consent Agenda Item Nos. 1 through 5 were approved as written. Commissioner Witney recommended the following Regular Agenda items be moved to Consent:

1. **APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO SIGN A MAINTENANCE AGREEMENT WITH CANON SOLUTIONS AMERICA FOR TWO IR6570 COPIERS, SERIAL NOS. DLP01992 AND SLP02097, BOTH OF WHICH ARE LOCATED IN THE ATTORNEYS' OFFICE**
2. **APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO SIGN A MAINTENANCE AGREEMENT WITH CANON SOLUTIONS AMERICA FOR THE IR1023 COPIER, SERIAL NO. TJE06325, LOCATED IN THE EXTENSION OFFICE**
3. **APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO SIGN A MAINTENANCE AGREEMENT WITH CANON SOLUTIONS AMERICA FOR THE IR3530 COPIER, SERIAL NO. KJG03462, LOCATED IN THE RECORDER'S OFFICE**
4. **APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO SIGN AMENDMENT NO. 1 TO AGREEMENT NO. 2013-596 WITH THE UTAH DEPARTMENT OF HEALTH FOR ADDITIONAL FUNDING FOR THE WIC PROGRAM**
5. **APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO SIGN AN AGREEMENT WITH DAN NEWELL FOR MUSIC FOR ENTERTAINMENT AND DANCING AT THE UTAH COUNTY 2013 HOLIDAY/EMPLOYEE APPRECIATION DINNER**
6. **ADOPT A RESOLUTION NOMINATING INDIVIDUALS TO BE PRESENTED TO THE GOVERNOR FOR APPOINTMENT TO REPRESENT UTAH COUNTY ON THE BOARD OF TRUSTEES OF THE CENTRAL UTAH WATER CONSERVANCY DISTRICT** *(Continued from the November 5, 2013 Commission meeting)*

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7. **ADOPT A RESOLUTION AND CERTIFICATE OF REAPPOINTMENT OF ANGIE MORRIS AND DAVID TUCKET AS COMMISSIONERS OF THE HOUSING AUTHORITY OF UTAH COUNTY**
8. **ADOPT A RESOLUTION OF REAPPOINTMENT OF MILLARD BALZLY TO THE BOARD OF TRUSTEES OF THE BENJAMIN DRAINAGE DISTRICT**
9. **ADOPT A RESOLUTION OF REAPPOINTMENT OF MILLARD BALZLY TO THE UTAH COUNTY AGRICULTURE PROTECTION AREA ADVISORY BOARD**
10. **ADOPT A RESOLUTION APPROVING APPOINTMENT OF AUSTIN B. ROWBERRY AS A DEPUTY COUNTY CONSTABLE**
11. **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**

The commissioners requested that this item be stricken from the agenda.  
STRICKEN

12. **SET A DATE, TIME AND LOCATION FOR A CLOSED MEETING FOR A STRATEGY SESSION TO DISCUSS PENDING OR REASONABLY IMMINENT LITIGATION**

The commissioners requested that this item be stricken from the agenda.  
STRICKEN

13. **SET A DATE, TIME AND LOCATION FOR A CLOSED MEETING FOR A STRATEGY SESSION TO DISCUSS THE PURCHASE, EXCHANGE, OR LEASE OF REAL PROPERTY**

The commissioners requested that this item be stricken from the agenda.  
STRICKEN

14. **SET A DATE, TIME AND LOCATION FOR A CLOSED MEETING FOR A STRATEGY SESSION TO DISCUSS THE SALE OF REAL PROPERTY**

The commissioners requested that this item be stricken from the agenda.  
STRICKEN

15. **SET A DATE, TIME AND LOCATION FOR A CLOSED MEETING TO DISCUSS COMMERCIAL INFORMATION AS DEFINED IN SECTION 59-1-404, U.C.A., AS AMENDED**

The commissioners requested that this item be stricken from the agenda.  
STRICKEN

**ACTIONS TAKEN**

**Consent Agenda Item No. 1** was **declared as surplus**; **No. 2** was **approved and authorized**; **Nos. 3 and 4** were **approved**; and **No. 5** was **ratified**. **Regular Agenda Item Nos. 1 through 6** were **approved and authorized**; **Nos. 6 through 10** were **adopted**; and **Nos. 11 through 15** were **stricken** from the agenda.

**AGREEMENT NOS.:** 2013-741, 2013-741, 2013-742, 2013-742(A), 2013-743, 2013-744, 2013-745, 2013-746, 2013-747 and 2013-748

**RESOLUTION NOS.:** 2013-148, 2013-149, 2013-150, 2013-151 and 2013-152

There were no remaining Regular Agenda items.

**WORK SESSION**

NO WORK SESSION ITEMS WERE SUBMITTED

**PUBLIC COMMENTS**

There were no public comments.

**Commissioner Anderson made the motion to adjourn the November 12, 2013 meeting of the Utah County Board of Commissioners. The motion was seconded by Commissioner Ellertson and carried with the following vote:**

**AYE: Doug Witney  
Gary J. Anderson  
Larry A. Ellertson  
NAY: None**

There being no further business nor public comment, the meeting adjourned at 9:10 A.M. The minutes of the November 12, 2013 Commission Meeting were approved as transcribed on November 19, 2013.

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DOUG WITNEY, Commission Chair

ATTEST:

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BRYAN E. THOMPSON  
Utah County Clerk/Auditor