

COMMISSION MEETING MINUTES  
MAY 3, 2022

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

MAY 3, 2022

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.

Warrant Check Edit List # 260154 through # 260278 was presented for payment.

Requisitions were presented as follow:

<u>REQUISITION</u>	<u>DESCRIPTION</u>	<u>AMOUNT</u>
30-22	100 Gallon tank for Patrol/Rescue Fuel Sheriff	\$ 725.00
31-22	Radio Interoperability gateway Sheriff/Communication	\$1,550.00

(2)

APPROVAL OF THE APRIL 19, 2022 COMMISSION MEETING MINUTES.

(3)

NOTIFICATION: SELECTED SHAUNNIE PRICE AS A PART TIME ASSISTANT LIBRARIAN  
HUNTINGTON, WORKING 19 HOURS PER WEEK. WAGE GRADE 7.

(4)

NOTIFICATION SELECTED MARCY VETERE AS A PART TIME ASSISTANT LIBRARIAN IN  
GREEN RIVER, WORKING 19 HOURS PER WEEK. WAGE GRADE 7.

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(5)

APPROVAL TO START THE RECRUITMENT EFFORT FOR A  $\frac{3}{4}$  TIME JUSTICE COURT CLERK I WORKING 29 HOURS PER WEEK WITH PRORATED VACATION, SICK, HOLIDAY AND RETIREMENT BENEFITS. THE EXISTING PART TIME POSITION WORKING 19  $\frac{3}{4}$  HOURS PER WEEK WILL BE DISSOLVED.

(6)

APPROVAL TO REHIRE DEEGAN MINCHEY AS A SEASONAL HEAD LIFEGUARD WORKING 29 HOURS PER WEEK. WAGE GRADE 5.

(7)

APPROVAL TO HIRE LILLI TUTTLE AND SHANNON JOHNSON AS SEASONAL LIFEGUARDS WORKING 29 HOURS PER WEEK. WAGE GRADE 3.

(8)

APPROVAL TO HIRE KAGAN HIATT AS A SEASONAL LAWN CARE LABORER WORKING 29 HOURS PER WEEK. \$14.00 PER HOUR.

(9)

APPROVAL TO APPOINT DALE CURTIS TO THE ECSSD#1 BOARD.

Motion to approve the Consent Agenda was made by Commissioner Gil Conover, seconded by Commissioner Kent Wilson, and the motion passed.

AYE votes: Commissioner Gil Conover  
Commissioner Kent Wilson  
Commissioner Lynn Sitterud

NAY votes: none

## DISCUSSION AGENDA

(1)

ITEMS PULLED FROM THE CONSENT AGENDA.

(2)

RATIFICATION OF NON-DISCLOSURE AGREEMENT BETWEEN EMERY COUNTY AND ZIONS BANK.

Emery County Travel Bureau recently hired a company to track sales and create reports for TRT sales in the County. The Non-Disclosure Agreement between Emery County and Zions Bank will allow for the release of this information to the company doing the sales tracking for the Travel Bureau. The Agreement has been signed and that action needs to be ratified. Commissioner Kent Wilson made a motion to ratify approval of a Non-Disclosure Agreement

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between Emery County and Zions Bank. The motion was seconded by Commissioner Gil Conover. The motion passed.

AYE: Commissioner Kent Wilson  
Commissioner Gil Conover  
Commissioner Lynn Sitterud

NAY: None

(3)

DISCUSS/APPROVE/DENY THE COUNTY'S MEDICAL, DENTAL, AND VISION INSURANCE RENEWAL FOR PLAN YEAR JULY 1, 2022 TO JUNE 30, 2023.

Jeff Kelsey shared information packets with the Commissioners outlining aggregate information on claims vs premiums from the 2021-2022 service period. He reported on renewal information. There will be a decrease in dental rates. No rate increase for vision or life insurance. However, there will be a 12% increase in medical premiums for the 2022-2023 service period.

Commissioner Wilson commented that inflation has put a lot of pressure on the County's budget as well as each of us individually out in the real world. A good benefit package is what entices individuals to want to work for the county. Commissioner Gil Conover made a motion to approve the County's medical, dental, and vision insurance renewal plan for July 1, 2022 to June 30, 2023. The motion was seconded by Commissioner Kent Wilson. The motion passed.

AYE: Commissioner Gil Conover  
Commissioner Kent Wilson  
Commissioner Lynn Sitterud

NAY: None

(4)

DISCUSS/APPROVE/DENY AWARD OF BID, AND APPROVAL OF CONTRACT FOR WEED CONTROL AND FERTILIZATION TREATMENTS BETWEEN EMERY COUNTY AND LAWN TECH.

Advertising went out for bids to provide weed control and fertilization treatments. Bids were opened in the last Commission Meeting. Bids have been reviewed. The apparent low bidder is Lawn Tech. Commissioner Gil Conover made a motion to award a bid and approve of a contract for weed control and fertilization treatments between Emery County and Lawn Tech. The motion was seconded by Commissioner Kent Wilson. The motion passed.

AYE: Commissioner Gil Conover  
Commissioner Kent Wilson  
Commissioner Lynn Sitterud

NAY: None

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(5)

DISCUSS/APPROVE/DENY DEFERRAL AGREEMENTS FOR SHANONDOA (COCHISE) MURRAY FOR AND IN BEHALF OF PHILLIP J. ZWAHLEN (01-0159-0025) AND FOR AND IN BEHALF OF CAROL CLINE (01-0159-0026 FOR THE PAYMENT OF REAL PROPERTY TAXES THAT ARE FIVE (5) YEARS PAST DUE.

Deputy Treasurer Virginia Rowley requested approval for deferral agreements for Shanondoa (Cochise) Murray for in in behalf of Phillip J. Zwahlen (01-0159-0025) and for and on behalf of Carol Cline (01-0159-0026) for the payment of real property taxes that are five (5) years past due. She explained that Mr. Murray proposedly purchased the properties, but the title recording was never done. Mr. Murray paid the taxes from 2007 to 2017. He ran into some difficulties and fell into arrears with the taxes. Mr. Murray has vested interest in the property, has proposed a payment plan and has requested a deferral agreement to pay the taxes that are in arrears. He would have until November 30, 2022 to bring the taxes current. Commissioner Gil Conover made a motion to approve deferral agreements for Shanondoa (Cochise) Murray on properties 01-0159-0025 and 01-0159-0026 for the payment of real property taxes that are five (5) years past due. The Motion was seconded by Commissioner Kent Wilson. The motion passed.

AYE: Commissioner Gil Conover  
Commissioner Kent Wilson  
Commissioner Lynn Sitterud

NAY: none

(6)

DISCUSS/APPROVE/DENY REQUEST FOR DONATION TO THE CASTLE COUNTRY FULLER CENTER GOLF TOURNAMENT FUNDRAISER.

Castle Country Fuller Center was previously Habitat for Humanity. The golf tournament is their annual fundraising event. Emery County has donated to this event in the past. Commissioner Kent Wilson made a motion to donate \$250.00 to Castle Country Fuller Center Golf Tournament Fundraiser. The motion was seconded by Commissioner Gil Conover. The motion passed.

AYE: Commissioner Kent Wilson  
Commissioner Gil Conover  
Commissioner Lynn Sitterud

NAY: None

(7)

DISCUSS/APPROVE/DENY ACCEPTANCE OF NOTICE OF AWARD FROM THE NRCS ON THE PL566 EMERY COUNTY-COTTONWOOD CREEK-JOE'S VALLEY WATERSHED PROJECT.

Sheriff Funk explained that the notice of award adds an additional \$63,000 to the current project. Commissioner Gil Conover made a motion to accept the notice of award from the NRCS on the PL566 Emery County-Cottonwood Creek-Joe's Valley Watershed Project.

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The motion was seconded by Commissioner Kent Wilson. The motion passed.

AYE: Commissioner Gil Conover  
Commissioner Kent Wilson  
Commissioner Lynn Sitterud

NAY: none

(8)

DISCUSS/APPROVE/DENY ACCEPTANCE OF NOTICE OF AWARD FROM THE NRCS ON THE EWP PROJECT 5137, UT, EMERY COUNTY, SUMMER MONSOON FLASH FLOODING.

Sheriff Funk explained that the notice of award adds an additional \$1,310,799 to the current project. Commissioner Kent Wilson made a motion to accept the notice of award from NRCS on the EWP Project 5137, UT, Emery County, Summer Monsoon Flash Flooding. The motion was seconded by Commissioner Gil Conover. The motion passed.

AYE: Commissioner Kent Wilson  
Commissioner Gil Conover  
Commissioner Lynn Sitterud

NAY: none

(9)

DISCUSS/APPROVE/DENY RESOLUTION AMENDING THE EMERY COUNTY PERSONNEL POLICIES AND PROCEDURES MANUAL ADOPTING JUNETEENTH AS A RECOGNIZED HOLIDAY AND A BEREAVEMENT POLICY.

Personnel Director Mary Huntington requested approval for a Resolution amending the Emery County Personnel Policies and Procedures Manual adopting Juneteenth as a recognized holiday and also a bereavement policy. She explained that on March 24, 2022 Governor Spencer Cox signed a law officially recognizing June 19th (Juneteenth) as a Utah state holiday. Juneteenth, National Freedom Day represents the end of slavery in the U.S. If June 19th falls on a Tuesday, Wednesday, Thursday or Friday it is recognized on the preceding Monday. If it falls on Saturday or Sunday then it is recognized on the following Monday.

Also, effective May 4, 2022 the State of Utah passed HB 449 making changes to bereavement leave. Bereavement leave with pay is available to all benefits eligible employees even if in their 6 month probationary period who suffer the loss of an immediate family member. This leave may be granted to make funeral arrangements, settle family affairs, attend the funeral or memorial service and for bereavement. With the exception of the bereavement leave described in title 7, Benefits & Compensation, the amount of leave granted is at the discretion of the elected official/department head based upon the employee's individual circumstances and the needs of the department. An employee may take up to 32 hours for immediate family members. If additional time is needed, an employee may request to use vacation leave (if 6 month probationary period is up. In the event of a family member's death while the employee is on vacation or sick leave, the employee's time off may be extended by the amount of funeral leave permitted by this policy. In accordance with State Law, an employee may take up to 3

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work days of paid bereavement leave in circumstances regarding the end of employee's pregnancy by way of miscarriage of stillbirth. Also other conditions as explained in Title 7, Chapter E, Section 8, (f) (g). Commissioner Gil Conover made a motion to adopt Resolution 5-3-22 a resolution amending Title 7, Chapter E, Section 8 of the Emery County Personnel Policies and Procedures Manual. The motion was seconded by Commissioner Kent Wilson. The motion passed.

AYE: Commissioner Gil Conover  
Commissioner Kent Wilson  
Commissioner Lynn Sitterud

NAY: None

(10)

DISCUSS/APPROVE/DENY SELLING THE 2006 SILVER CHEVY IMPALA TO THE LIBRARY SYSTEM, AS IS, FOR \$3,000.

Commissioner Gil Conover made a motion to sell the 2006 Silver Chevy Impala to the Library System, as is, for \$3,000 to use as the director sees it need to be used. The motion was seconded by Commissioner Kent Wilson. The motion passed.

AYE: Commissioner Gil Conover  
Commissioner Kent Wilson  
Commissioner Lynn Sitterud

NAY: None

(11)

DISCUSS/APPROVE/DENY 2023 CIB PRIORITIZATION/PROJECTS LIST.

The CIB list is a list of prioritized projects in the county as identified by the County, Cities, and SSD with the help of the AOG. Commissioner Kent Wilson made a motion to approve the 2023 CIB Prioritization/Projects list. The motion was seconded by Commissioner Gil Conover. The motion passed.

AYE: Commissioner Kent Wilson  
Commissioner Gil Conover  
Commissioner Lynn Sitterud

NAY: None

(12)

COMMISSION/ELECTED OFFICIALS REPORTS.

Sheriff Funk reported on the efforts of the Sheriff Deputies, Search and Rescue and BLM To respond to calls in the desert over the Easter Weekend. Sheriff talked about the shift to respond to mental health cases and how the state legislature is mandating regulations regarding mental health issues in the state.

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Commissioner Wilson talked about mental health issues and searching for solutions to help our residents with these issues.

(13)

ADJOURN

Commissioner Gil Conover made a motion to adjourn the meeting. The motion was seconded by Commissioner Kent Wilson. The motion passed.

AYE: Commissioner Gil Conover

Commissioner Kent Wilson

Commissioner Lynn Sitterud

NAY: none

ATTEST:\_\_\_\_\_ COMMISSIONER:\_\_\_\_\_