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

OCTOBER 18, 2022

Present at the meeting was Commission Chairman Lynn Sitterud, Commissioner Kent Wilson, Commissioner Gil Conover, 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 # 261599 through and including #261729 was presented for payment.

Requisitions were presented for the following:

REQUISITION	DESCRIPTION	AMOUNT
49-22	(3) Canon Imagerunner Copiers HR, Justice Court, IT	$12,285.63
50-22	(3) Radio Gateways IT-Communications	$4,650.00

There were no dispositions.

(2)
APPROVAL OF THE OCTOBER 4, 2022 COMMISSION MEETING MINUTES.

(3)
NOTIFICATION: SELECTED COLTON ALLRED AS A PART TIME RUSSIAN OLIVE TECHNICIAN WORKING 19.75 HOURS PER WEEK. WAGE GRADE 14.

(4)
APPROVAL OF BRENT LANGSTON TO SERVE ON THE CAREER SERVICE COUNCIL, EXPIRING 6-30-25.

Motion to approve the Consent Agenda was made by Commissioner Kent Wilson, seconded by Commissioner Gil Conover, and the motion passed.
AYE: Commissioner Kent Wilson
Commissioner Gil Conover
Commissioner Lynn Sitterud
NAY: none

DISCUSSION AGENDA

(1)
ITEMS PULLED FROM THE CONSENT AGENDA

Commissioner Gil Conover made a motion to move agenda item #7 to #1. The motion was seconded by Commissioner Kent Wilson. The motion passed.
AYE: Commissioner Gil Conover
Commissioner Kent Wilson
Commissioner Lynn Sitterud
NAY: none

(7)
DISCUSS/APPROVE/DENY 2023 TENTATIVE BUDGET FOR EMERY COUNTY.

Clerk/Auditor Brenda Tuttle reviewed the 2023 tentative budget for Emery County. Brenda discussed recent notification from the State Tax Commission that PacifiCorp has won their appeal of 2016-2021 taxes in the amount of $5,707,000. Emery County has been informed that this is a final and unappealable judgement or order to refund property taxes. As Emery County and its taxing entities : Emery County School District, Emery Water Conservancy District, Castle Valley Special Service District go through their budgeting process for 2023 they will be deciding how to pay their portion of the appealed tax. Typically Emery County has used the Tax Levy to pay back appealed taxes as doing so will shift a large percentage of the burden of repaying the tax onto PacifiCorp and not the homeowner. She commented that this is a no win situation for everyone. Budget meetings are being planned for the coming weeks and we will be discussing how we will participate. Brenda requested approval of the 2023 Tentative Budget for Emery County. Commissioner Kent Wilson made a motion to approve the 2023 Tentative Budget for Emery County. The motion was seconded by Commissioner Gil Conover. The motion passed.
AYE: Commissioner Kent Wilson
Commissioner Gil Conover
Commissioner Lynn Sitterud
NAY: none

(2)
SAFETY MINUTE PRESENTATION BY NADINE THOMPSON FROM THE ASSESSOR'S OFFICE.

Nadine provided safety information regarding prevention of choking toddlers.

(3)
AWARDING OF THE SAFETY VISA GIFT CARDS.

Full-time Employee: Jeff Guymon
Part-time Employee: Jan Olsen
Safety Sensitive Employees: Dylan Keele and Kyler Farley
EMT's: Stephanie Howes and Tracy Davis

(4)
RATIFICATION OF ACCEPTANCE OF THE DIVERSE PICTURE BOOK BUNDLES FROM UTAH STATE LIBRARY

Desiree Malley requested ratification for acceptance of the Diverse Picture Book Bundles from Utah State Library. The deadline was prior to this meeting. Commissioner Gil Conover made a motion to ratify the acceptance of the Diverse Picture Book Bundles from USL. The motion was seconded by Commissioner Kent Wilson. The motion passed.

(5)
RATIFICATION OF THE BEEHIVE CONSORTIUM MEMORANDUM OF AGREEMENT FOR OVERDRIVE SERVICES FOR 2023 (AGREEMENT #USL23-0103)

Commissioner Gil Conover made a motion to ratify approval of the Beehive Consortium of Agreement for OverDrive Services for 2023. The motion was seconded by Commissioner Kent Wilson. The motion passed.
Aye: Commissioner Gil Conover
Commissioner Kent Wilson
Commissioner Lynn Sitterud
NAY: none

(6)
RATIFICATION OF HOT TO TROT (SPOT) GRANT PROJECT CONTRACT BETWEEN EMERY COUNTY LIBRARY SYSTEM AND UTAH STATE LIBRARY (APP-021290)

Commissioner Gil Conover made a motion to ratify approval of a Contract between Emery county Library System and Utah State Library for the Hot to Trot(Spot) Grant. 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 2023 TENTATIVE BUDGET FOR CASTLE VALLEY SPECIAL SERVICE DISTRICT.

Jacob Sharp presented the 2023 Tentative Budget for CVSSD. He explained that the tentative budget includes $785,000 which is CVSSD's portion for the tax levy to PacifiCorp for refund of property taxes as ordered by the State Tax Commission. Commissioner Kent Wilson made a motion to accept the 2023 Tentative Budget for CVSSD as presented. 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 AMENDED BILLING SERVICE AGREEMENT BETWEEN EMERY COUNTY AND JCI BILLING SERVICES

The amendment to the billing service is to update the price per claim from $36.00 per claim to $40.00 per claim. This new pricing would be effective 1/1/23. Commissioner Kent Wilson made a motion to approve the Amended Billing Service Agreement between Emery County and JCI Billing Services. The motion was seconded by Commissioner Gil Conover. The motion passed.
AYE: Commissioner Kent Wilson
Commissioner Gil Conover
Commissioner Lynn Sitterud
NAY: none

(10)
COMMISSION/ELECTED OFFICIALS REPORTS

Commissioner Wilson commented on the proposed budget for 2023 and the possibility of a judgement levy to pay PacifiCorp. We have 60 days to determine if we are going to pay cash or do a judgement levy. We have a year to pay. Last year was brutal as far as taxing. PacifiCorp paid property taxes under protest so now we are a victim of the process. This will be a big financial burden on homeowners.
Commissioner Conover also commented on the tax levy. He commented that we have asked for multiple options but probably not going to work out in our favor.
Commissioner Sitterud commented that if we do a judgement levy PacifiCorp will pay 60% of the tax.

(11)
ADJOURN

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

AYE: Commissioner Gil Conover
Commissioner Kent Wilson
Commissioner Lynn Sitterud

NAY: none

ATTEST:_____ COMMISSIONER :_____