

MINUTES OF BOARD OF COUNTY COMMISSIONERS  
MILLARD COUNTY THE 19TH DAY OF MAY 2009  
AT THE COURTHOUSE, FILLMORE, UTAH

|               |                    |                                  |
|---------------|--------------------|----------------------------------|
| PRESENT:      | Kathy Y. Walker    | Chairperson                      |
|               | Daron P. Smith     | Commissioner                     |
|               | Bart A. Whatcott   | Commissioner                     |
|               | Richard Waddingham | County Attorney                  |
|               | Norma Brunson      | County Clerk                     |
|               | Marki Rowley       | Deputy County Clerk              |
| ALSO PRESENT: | John Pelczar       | First Wind                       |
|               | Shelly Teuscher    | First Wind                       |
|               | Brian Whipple      | Central Utah Mental Health       |
|               | Farrel Marx        | Central Utah Mental Health       |
|               | Annamaria LaDamus  | Central Utah Mental Health       |
|               | Scott Corry        | Fire District/Kanosh Town        |
| Council       | Ron Hare           | East Millard Justice Court       |
|               | Molly Stevens      | Signature Real Estate            |
|               | Lauri Mathews      | Signature Real Estate            |
|               | Todd Mathews       | Signature Real Estate            |
|               | Sheryl Dekker      | Millard County Planner           |
|               | Anthony Fuller     | ADF Holdings, LLC                |
|               | Wayne Jackson      | American Legion                  |
|               | Rex Stansworth     | Van's Hall                       |
|               | Jerry Blanch       | Van's Hall                       |
|               | Mark Maxfield      | State Tax Commission             |
|               | John Hansen        | Millard County Treasurer         |
|               | Brandy Grace       | Millard County Auditor           |
|               | Jetta Swalberg     | Millard County Attorney's Office |

NOTE: Not all agenda items were followed in order.

PURSUANT TO AN AGENDA WHICH HERETOFORE HAD BEEN PROVIDED TO each member of the governing body, posted at the principal office of the Millard County Commission, posted on the Utah Public Notice Website, and

provided to the Millard County Chronicle Progress, a newspaper of general circulation within Millard County, as required by law, the following proceedings were had:

#### COORDINATION SESSION

The Commissioners scheduled events for the months of June and July 2009.

#### PUBLIC WAS WELCOMED

The meeting began at 10:00 a.m. after a brief welcome by Commissioner Walker to the public and Commission members.

#### OPENING STATEMENTS

Commissioner Walker asked if anyone had an opening statement to give. Commissioner Smith said the invocation. Everyone stood and said the Pledge of Allegiance to the Flag.

#### POSSIBLE RESOLUTION SUPPORTING DELTA CITY MUSEUMS AND COMMUNITY CENTER, DELTA CITY MAYOR GAYLE BUNKER

Commissioner Walker presented the Resolution for Delta Museum and Community Center, which expresses support for the construction of a museum complex and community center to be built in Delta City for the purpose of educating people and preserving the unique history of Delta and the Topaz Japanese American Internment Camp. This facility will provide a place for community events and will refresh Delta's Main Street. This resolution is not a financial obligation to Millard County, it is an expression of support

Commissioner Whatcott made a motion to accept the Resolution and to express their support as a legislative body for the construction of the Delta City Museum and Community Center.

Commissioner Smith **SECONDED** the motion. The voting was unanimous and the motion carried.

John Pelczar, First Wind Construction Manager for Milford Wind Corridor, LLC. He gave the project's progress and construction report. He reported the following information:

- Things are still going extremely well
- 78 foundations are excavated

- 25 foundations are completely poured and 10 foundations are backfilled
- Once they have completely backfilled 25 foundations, they will start putting up towers
- Transmission lines are going up well
- Should finish up all the work at IPP facility this week
- Should start stringing wire next week
- The substation is about 50 percent complete
- They still have 200 employees, 25 percent are local, not counting local contractors or subcontractors.
- He gave an example of what the 45 man foundation crew does on a daily basis
- The company may still hire 10 to 15 more employees
- To apply for a position go to the website [www.rmtinc.com](http://www.rmtinc.com)
- Phase 2 is still planned to begin this fall
- Phase 1 is full steam ahead
- The project received 100 percent financing as of last month
- Darrel Owens, County Building Inspector, passed the inspection on the three finished foundations

**POSSIBLE ADOPTION OF RESOLUTION NO. 09-05-19 A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF MILLARD COUNTY, UTAH, ADOPTING AN INTERLOCAL COOPERATION ACT AGREEMENT BETWEEN UTAH STATE PARKS AND RECREATION, YUBA STATE PARK, AND MILLARD COUNTY, A BODY CORPORATE AND POLITIC OF THE STATE OF UTAH, PROVIDING FOR INCREASED PATROL OF GUNNISON BEND PARK BY DEPUTY PARK RANGER.**

Commissioner Smith made a motion to adopt Resolution No. 09-05-19, a Resolution of the Board of County Commissioners of Millard County, Utah, to Adopt an Interlocal Cooperation Act Agreement Between Utah State Parks and Recreation, Yuba State Park, and Millard County, a Body Corporate a Politic of the State of Utah, Providing for Increased Patrol of Gunnison Bend Park by Deputy Park Ranger. The cost for Millard County would be \$2000.00 for the 2009 year.

Commissioner Whatcott **SECONDED** the motion. Clerk Norma Brunson called for a roll call vote. Commissioner Whatcott voted YES. Commissioner Walker voted YES. Commissioner Smith voted YES. The voting was unanimous and the motion carried.

**DISCUSSION AND POSSIBLE APPROVAL OF APPOINTMENT OF MIKE**

## JEFFERY TO MILLARD COUNTY TOURISM COMMITTEE

Commissioner Whatcott made a motion to approve the appointment of Mike Jeffery to the Millard County Tourism Committee.

Commissioner Smith SECONDED the motion. The voting was unanimous and the motion carried.

## DISCUSSION AND POSSIBLE APPROVAL OF APPOINTMENT OF MOLLY STEVENS TO MEDA BOARD

Commissioner Smith made a motion to approve the appointment of Molly Stevens to the Millard Economic Development Association (MEDA) Board.

Commissioner Whatcott SECONDED the motion. The voting was unanimous and the motion carried.

## DISCUSSION AND POSSIBLE APPROVAL OF APPOINTMENT OF STEVE ROBISON TO MEDA BOARD

Commissioner Whatcott made a motion to approve the appointment of Steve Robison to the MEDA Board.

Commissioner Smith SECONDED the motion. The voting was unanimous and the motion carried.

## RATIFY THE MOTION TO NOT PARTICIPATE IN THE CONTRIBUTION OF \$100.00 TO PANORAMALAND RC&D

Commissioner Whatcott made a motion to ratify the non participation in the contribution of \$100.00 to Panoramaland RC&D.

Commissioner Smith SECONDED the motion. The voting was unanimous and the motion carried.

## RATIFY THE APPROVAL OF THE PAYMENT FOR OUT OF STATE COUNSEL IN THE AMOUNT OF \$500.00

Commissioner Whatcott made a motion to ratify the approval of the payment for out of state counsel in the amount of \$500.00 to participate in the Nevada State Engineer's administrative hearing on the West Desert water issue.

Commissioner Smith SECONDED the motion. The voting was unanimous and the motion carried.

## CENTRAL UTAH COUNSELING CENTER-INDEPENDENT AUDIT

Farrel Marx and Brian Whipple, from Central Utah Mental Health, presented the Commissioners with Financial Statements for Central Utah Mental Health and Substance Abuse Center.

Mr. Marx went over the independent audit report. He explained that the audit was done in conformance of how the audit should have been done. He discussed page 8 which covered the center's net assets; the net of related debt, restricted, and unrestricted financial figures. He explained that the restricted amount is the amount that medicaid requires them to keep on hand as working capital. It is very important to maintain the working capital balance so the county, who is the mental health substance abuse authority, would not have to produce the required funds. Unrestricted is a contingency fund that is used in case something goes wrong which would allow them to take the funds from the unrestricted account and put it in the restricted account to maintain that balance.

He then discussed page 37 which covers the combining statement of revenues, expenditures, and change in fund balances general fund by department. He explained the financial figures on the revenues and expenditures. They overspent their budget last year and the overage would come out of the contingency fund. They knew that they would overspend due to changes that medicaid made and they hope to replenish the funds this year. He mentioned that the Commissioners should be proud of the contribution that the county has matched in order to draw down the state dollars. Without the county's contributions there would be no funds.

Commissioner Smith asked about the management letter. There were a few things mentioned in the letter, but were explained.

Mr. Marx also went over the budget cuts for the state of Utah, for the whole system. They received a 6 million dollar cut for the 2009 year. Then for the 2010 year they received an additional 7 million dollar cut, which amounts to a combined 13 million dollar cut. Due to these cuts they have offered early retirements. These positions will not be refilled. There is also a possibility of additional staff loss. They are hoping to put money back into the contingency fund to help cushion the loss.

Mr. Marx mentioned that the building in Fillmore they are operating out of isn't meeting the ADA standards. The suggestion was made to apply for CIB funds, and maybe tying Public Health and Mental Health offices into one building. The decision was made to put together the requirements that they are needing and to get back to the Commissioners for review.

## DISCUSSION AND POSSIBLE AMENDMENT TO THE INTERLOCAL AGREEMENT WITH THE MOSQUITO ABATEMENT

Commissioner Smith reported that a few weeks ago the Commission passed an agreement with the West Millard Mosquito Abatement District. After doing so, the Mosquito Abatement District reconfigured their budget and found that they needed an additional \$25,000 to the already granted \$150,000. They would need at least the \$150,000 by the end of June as they will be out of money by then. The borrowed \$175,000 will get them through until they receive their tax revenue. This will allow them to operate with their own funds and to be able to pay the county back the borrowed money, with interest. Commissioner Whatcott requested to have this in writing.

Commissioner Smith recommended changing the agreement from a grant to a loan that they would pay back at a minimum fixed amount of \$50,000 a year with no required interest. If they run into a problem with paying that amount they may bring the issue back to the Commission for review. The Commissioners will bring the amended language back for next Commission meeting.

## DISCUSSION WITH JUDGE HARE ON AN EMPLOYEE'S RETIREMENT

Judge Ronald Hare, East Millard Justice Court, discussed needing a replacement for Betty Bartholomew who is retiring as of June 15, 2009. Due to the loss of the Highway Patrol contract there is now a lighter case load for Judge Hare's office so the Commissioners questioned the need of an additional employee. Judge Hare stated that he would be willing to try to make it work with only two employees for a couple of weeks.

He then informed the Commissioners that another employee will be taking maternity leave at the end of the year. The position will take some time to learn and will need to be filled right away. The new employee will be hired with the understanding that the position will be part time with the possibility of becoming full time for a short while. This will not effect the budget in anyway, since it has already been budgeted with three employees until the end of the year.

REVIEW AND POSSIBLE APPROVAL OF NON PLAT SUBDIVISION APPLICATION #Z-2009-003 BY ADF HOLDINGS, LC-ANTHONY P. FULLER AND DONALD S. FULLER-FOR PROPERTY LOCATED APPROXIMATELY ONE AND ONE-HALF MILES WEST OF FILLMORE ON SR-100, AND MORE PARTICULARLY DESCRIBED AS SW 1/4 NE 1/4 SEC 24,T21S, R5W SLBM. TAX ID #7338-1. 40 ACRES.

County Planner Sheryl Dekker said on May 6, 2009 the Millard County Planning Commission had given a favorable recommendation after hearing the application for Mr. Fuller to divide his 40 acres into two 20 acres with the possibility to sell it and to allow for development.

Commissioner Smith made a motion to approve the Non Plat Subdivision, Application #Z-2009-003, by ADF Holdings, LC Owner Anthony P. Fuller and Donald S. Fuller.

Commissioner Whatcott SECONDED the motion. The voting was unanimous and the motion carried.

## OTHER BUSINESS

Jetta Swalberg from County Attorney Waddingham's office stated that the Utah Counties Insurance Pool (UCIP) is going through a reappraisal process, reevaluating the properties owned by the county. When they started going through the property list process for insurance purposes she received telephone calls from Eldon Rowley, manager of West Millard Mosquito Abatement District, and from the Lynndyl fire Department asking why the properties are being evaluated when they are already insured. After looking further into the insurance on the properties she discovered that a lot of these properties have been doubled insured for years. She and Phil Morrison, Insurance Broker for the Special Service District, went through the list and found that they were over insured on all the properties except Garrison. Jetta wanted to get approval from the Commissioners to strike the properties from the county's insurance plan which has to be renewed by June 30, 2009.

Scott Corry, Millard County Fire District, stated that the county owns the Garrison Building, but it is insured under the Fire District's policy.

Commissioner Walker said that the County will drop insurance on the properties that are being double insured, but will carry the insurance on the Garrison Building for one more year.

Scott Corry, Kanosh town council person, gave information on Kanosh's road damage due to heavy truck traffic on First North. Wall Engineering gave an estimate of just under \$1,000,000 to engineer and repair 5 ½ blocks. They were hoping to have Community Impact Board (CIB) fund the money, but they were denied. They then went back to Wall Engineering and cut the project almost in half, then presented the new proposal to CIB with an estimate of about \$140,000. CIB directed them to several different funding entities. This helped Kanosh with receiving a grant of \$70,000 through CIB and a \$50,000 grant

through Rural Development. They will have to come up with the remaining \$20,000. Kanosh Town is limited in their options so they are asking the Commissioners to help with the \$20,000 so they can fix their road. After much discussion the Commissioners decided to continue this on the June 2, 2009 Commission Meeting.

Wayne Jackson, American Legion, gave information on the Veterans Memorial Wall project. Steve Robison was very helpful on finding paint that would not peel under the sun. The plaques have already been put back in place. The total project came to just under \$1,500 out of the \$8,000 the Commissioners granted.

Commissioner Whatcott stated that many county programs depend on volunteers. He personally thanked Wayne Jackson for all the volunteer work he has done to help the county. Commissioner Walker thanked him and told him he was very appreciated throughout the county.

The Multi County Appraisal Trust (MCAT) committee is needing to find a representative before the May 29, 2009 meeting. Suggestions were made to appoint Susan Duncan for this committee.

Commissioner Whatcott made a motion to appoint Susan Duncan to the MCAT committee.

Commissioner Smith **SECONDED** the motion. After comment from Auditor Grace the Commissioners decided to have further discussion on this matter.

After further discussion Commissioner Whatcott rescinded his motion and Commissioner Smith rescinded his second. The Commissioners decided that Auditor Grace would be a more appropriate representative for what the committee is looking for. They decided that Susan Duncan would be the alternate.

Commissioner Whatcott made a motion to appoint Auditor Brandy Grace as the MCAT county representative.

Commissioner Smith **SECONDED** the motion. The voting was unanimous and the motion carried.

Laurie and Todd Mathews, Signature Real Estate, stated that they have briefly spoken with Commissioner Whatcott about a problem with lots that are outside the city limits in Millard County. Laurie spoke with Sheryl Dekker about people wanting to build recreational cabins. She said that before anyone can get a building permit to build recreational cabins they need

to have an approved water source.

Laurie reported that they have lost a lot of potential buyers due to things being said that are not true.

Commissioner Whatcott said he has contacted Attorney Waddingham about hauling water in a stainless steel container to be used for an approved water system. He is waiting for a reply. Commissioner Smith said that for development there is certain criteria that has to be met with the power source, water supply and septic system. The only approved water supply is a city water system or a water well. He questioned if they were to put in their own water supply if it would meet all the criteria that the city water would have to meet. Laurie stated that she would like to have more clarification as to what are the requirements for an approved water system. She said that there are a lot of cabins in Millard County that do not have water to them. Commissioner Walker suggested that she speak with Sherryl Dekker, Planning and Zoning, to find out the ordinance. Commissioner Smith said that in order to get a building permit you need to follow the ordinance for that property. If you were to drill your own well the health department would have to inspect the water to determine whether it would be safe or not. Commissioner Smith said they will check with Wade Tolbert with the Public Health Department. The Commissioners stated that they will clarify what an approved water source is and will let Laurie know by the end of the week.

Commissioner Smith made a motion to recess for lunch.

Commissioner Whatcott **SECONDED** the motion. The voting was unanimous and the motion carried.

#### NOON LUNCH BREAK

Commissioner Whatcott made a motion to reconvene the meeting.

Commissioner Smith **SECONDED** the motion. The voting was unanimous and the motion carried. The meeting reconvened at 1:45 p.m.

#### PUBLIC INPUT

There was none.

#### UPDATE ON LAND VALUE GUIDELINES

Mark Maxfield, Utah State Tax Commission, gave the Commissioners an update on the land value guidelines. He stated that the county has asked for a one week extension to be able to get all the evaluations on the properties done.

Millard County is not the only county that has needed the extension. He suggested that the county get identification to place on the vehicles they are driving while taking pictures of the properties. He said they are getting a lot of strange looks and questions as to what they are doing. Commissioner Walker said she thinks that it is a law to do so. They will look into this and provide the appropriate identification needed.

Commissioner Whatcott questioned that with the one week extension should the county run the appropriate reports to make sure there are no problems with the new system. The answer was yes, that would be a good idea. Assessor Jim Talbot said that running the report early was the cause of Sevier County's and Iron County's program being down. Commissioner Whatcott said he would rather run the reports now while they have the help of the State to fix any potential problems that may occur with the program. Auditor Grace also suggested to run the reports so they can move forward with the program.

#### FOLLOW UP ACTION ITEMS FROM MINUTES OF MAY 05, 2009

Commissioner Walker reported that she talked to Andrade Dairy regarding the bid they placed on May 5, 2009 Commission Meeting. They confirmed that they did bid \$3,155 per truck.

#### POSSIBLE CLOSED MEETING PURSUANT TO UTAH CODE ANNOTATED SECTION 52-4-4&5

There was none.

#### AUDITOR'S REPORT

Auditor Grace presented the Commissioners with a copy of the Check Edit of May 14, 2009 for their review and signing.

Auditor Grace also had a note to release payment for the West Millard Mosquito Abatement District, but after discussion the Commissioners decided not to release payment until after the June 2, 2009 Commission meeting. This will give them time to get the new agreement in place.

Auditor Grace reminded Commissioner Whatcott of the Tax Sale next Thursday at 10:00 a.m.

Commissioner Walker asked for permission to move to discussion on Van's Hall with Rex Stanworth and Jerry Blanch before completing the Auditors

Report.

Auditor Grace presented the Commissioners with the file for Van's Hall request. Commissioner Walker asked if the appraisal presented was for the entire building. Treasurer Hansen stated that the property was appraised based on the entire building and land value. Commissioner Walker read that the unattached improvements building was \$46,914 and the land value was \$46,150 with a total of \$93,064. This appraisal was for the year 2009.

About 40 percent of the bottom floor is being used by The Griffiths as a reception center. The Griffiths have donated about \$25,000 worth of improvements to the building. Doing this they will not be charged rent until the amount of the donation is reached.

Commissioner Walker asked Rex and Jerry what they will be using the building for that would qualify it as tax exempt. Rex explained that they are currently conducting tours through the top floor of the building. They would like to use the building as a show place with historical artifact, where people can hold meetings and or gatherings. They really would like to do a complete restoration of the building, but they cannot apply for grants to do this until they have a plan set in motion. Auditor Grace said that the use of the building would qualify under nonprofit for educational use. After much more discussion the Commissioners decided that 80 percent of the building use does qualify for tax exempt purposes. Van's Hall would need to reapply every year for the exemption. As long as the building is used exclusively for tax exempt purposes they would be granted the exemption. The Commissioners waived the tax penalties and interest for 2008 and included 80 percent of the total value of the building and land as tax exempt for the remainder of 2009.

Auditor Grace reported that there are only 10 parcels left on the tax sale all of which are advertised in the paper. Several notices of tax delinquencies were sent out by regular mail to the property owners, as well as a certified letter.

Commissioner Smith made a motion to appoint Commissioner Whatcott to represent the Millard County Commission at the tax sale.

Commissioner Walker stepped from the chair and **SECONDED** the motion. The voting was unanimous and the motion carried.

Commissioner Smith made a motion to enter into the Board of Equalization, ("BOE").

Commissioner Whatcott **SECONDED** the motion. The voting was unanimous and the motion carried. The BOE began at 3:26 p.m..

Auditor Grace presented to the Commissioners the annual statements for continued property tax exemption applications. These properties have received the exemption in the past and are still using the property for tax exempt purposes.

Quality for Animal Life,  
3973-2, 3974, 4048, 4050, 4051, 4052, 4053, 4054, 4055

Roman Catholic Bishop of Salt Lake  
D801-3, D801-4 Delta Church  
F-586-A-2 Fillmore Church

Church of Jesus Christ of Latter Day Saints  
L-2308 Leamington  
HOS-5290, HOS-5292, 5288-1, 5289, 5307-2, 5308, 5311, 5311-2, 5312, 6687,  
6689 McCornick Farms  
8646-1, 8656-1, 8656-2 8656-A-5-3 Cove Fort  
D-926 Delta  
O-1391, O-1392 Oak City  
S-1198-1, S-1199 Scipio  
F-299, F-300-1, F-300-3 Fillmore  
7281, 7282 Flowell  
R-1594, R-1595 Holden  
K-1857, K-1855, K-1856 Kanosh  
M-1512 Meadow  
F-312 Fillmore  
L-2307-1, L-2306, L-2307, L-2309, HOS-7946-4 Delta  
5282, 5282-1, 5282-2, 5282-3, 5284-1, 5287 McCornick Farms  
HD-5393-1-1 Deseret-Oasis  
H-2215 Hinkley  
D-1068, D-736, D-1056, D-924-1 Delta  
DO-C-3352-1, DO-C-3352-2, DO-C-3352-4, DO-C-3353, DO-C-3354-5  
Sutherland  
D-919, D-919-1 Delta  
H-2010-3, H-2011, H-2012, H-2013, H-2014, H-2015, H-2026-2 Hinkley  
DO-C-3357, DO-C-3362, D-NC-2 Delta  
F-7038 Fillmore  
8657-4 Cove Fort  
Utah Vehicles 2009  
508-9212 Fillmore  
522-9804, 52-9804 McCornick

535-1731 Cove Fort

Intermountain Health Care

D3872-5-1, D3872-5-2 Delta property

F7060-2, F7067 Fillmore property

The Commissioners requested a copy of the charity plan for Intermountain Health Care.

Utah Housing Corporation

DPRATT-4

This is vacant property that was purchased in 2008 with the intent to develop affordable housing under the Utah Housing Corporation REACH program. The property location is Lot PRATT 4 Estates Subdivision Plat A in Delta Utah. They hope to begin development later this year. Upon completion of the foundation and placement of the home, Utah Housing Corporation will make every effort to sale the home to an individual or family with a qualifying income. Once these homes have been sold the Utah Housing Corporation will no longer be the owner of the property, and consequently make no claim for future tax exemptions.

Van's Hall (Greater Delta Historical and Restoration Association)

D-846

Commissioner Smith made a motion to waive the penalties and interest on Van's Hall property for 2008, and qualify them for 80 percent exemption for 2009 for non profit usage leaving them to pay the remaining 20 percent on the buildings value.

Commissioner Whatcott **SECONDED** the motion. The voting was unanimous and the motion carried.

Commissioner Smith made a motion to approve all the applications that were reviewed for renewal of tax exemption status.

Commissioner Whatcott **SECONDED** the motion. The voting was unanimous and the motion carried.

Auditor Grace stated that the Utah Housing Authority had submitted a new application requesting tax exempt status.

Commissioner Smith made a motion to approve the new application for the Utah Housing Authority to qualify as exempt.

Commissioner Whatcott **Seconded** the motion. The voting was unanimous and

the motion carried.

Commissioner Whatcott made a motion to close the BOE.

Commissioner Smith SECONDED the motion. The voting was unanimous and the motion carried. The BOE ended at 3:43 p.m.

#### TREASURER'S REPORT

There was none.

#### OTHER

Commissioner Smith stated that he received a project agreement for road maintenance with the Forest Service roads. Every year the Forest Service submits a proposal to Millard County for the cost to maintain Corn Creek road, Willow Creek road, Chalk Creek road and Pioneer road, all of which are Forest Service roads.

Commissioner Whatcott made a motion to accept the project agreement with the US Forest Service in the amount of \$17,404.

Commissioner Smith SECONDED the motion. The voting was unanimous and the motion carried.

Commissioner Whatcott questioned what Forest Reserve Title III money is. The other Commissioners explained what it was.

Commissioner Walker received notice of Intent to Impound Unauthorized Livestock, stating that the notice of Intent to Impound Unauthorized Livestock will commence on May 13, 2009, and will continue until May 12, 2010. A copy of this notice will be on file in the County Clerks Office.

#### APPROVAL OF MAY 05, 2009 COMMISSION MINUTES

The proposed minutes of a regular County Commission meeting held May 05, 2009 were presented for consideration and approval. Following review and consideration of minor corrections

Commissioner Whatcott made a motion to approve the minutes of May 05, 2009, as corrected.

Commissioner Smith SECONDED the motion. The voting was unanimous and the motion carried.

#### DISCUSSIONS FROM EACH COMMISSIONER, COUNTY ATTORNEY,

## ELECTED OFFICIALS AND SECRETARY

Commissioner Whatcott reported that on May 6, 2009 he attended a Recreation Meeting at the Millard County Sunset View Golf Course with Todd Mullins. They took a tour of the facility and then had a short recreation meeting with Max Wood.

On May 7, 2009, he attended the Weed Board meeting at the Delta USU office. They were looking at having a weed chemical give away day on June 13, 2009. They are going to mix up two 1,000 gallon tanks to be given out to Millard County residents who bring the correct container. There should be a notice in the paper of when this will occur.

On May 8, 2009, he had a phone conference with Dick Buehler regarding wild land fires.

On May 11, 2009, he met with Senator Stowell, Mayor David Christensen, the President of the DUP, Larry Gray (regional Manager for state parks), Mary Tullis and others regarding the Territorial State House Park. They are working towards how they can best manage the state park to best serve Fillmore, and to support tourism and the local economy.

On May 12 and May 13, he attended the Governors Safety Summit in Provo, Utah.

On May 14, Commissioners Whatcott and Smith took a group to the West Desert and toured the Amasa Basin ATV Trail. They showed the group areas that are being considered for closure to motorized vehicles.

On May 16 he attended the Millard County MOCK disaster which included the use of the Millard County Court House, several residences and John and Kevin's Service LLC.

On May 18 he attended a meeting with Joe Anderson regarding his ability to produce advertising manuals for tourism.

Commissioner Smith attended the Mosquito Abatement District meeting on Monday, May 18, 2009 to discuss the Interlocal Agreement between Millard County and the West Millard Mosquito Abatement District.

On May 14, 2009 he attended an ATV ride. Other attendees were Ralph

Okerland State Senator, Gordon Topham Sevier County Commissioner, Adam Trupp Utah Association of Counties' (UAC) Attorney, Farrel Marx, Brian Whipple, Ron Childs and other staff members of Central Utah Mental Health and Counseling Center.

Commissioner Smith reported that he receive a copy of the third quarterly report from Millard County Conservation District Technical planner that gives a list of the conservation projects that have been applied for and tracked.

Commissioner Walker reported that on May 7, 2009 she attended the Care Center Board Meeting. She reported that everything is on track. The board of directors have planned a barbeque for county residents for Thursday June 18, 2009 at 6:00 p.m. The barbeque will be an opportunity to acquaint county residents with the facility, residents, staff and the board of directors.

On May 11, 2009 Commissioner Walker and Economic Development Director Linda Gilmore, met with Utah School Institutional and Trust Lands Administration (SITLA) Director Kevin Carter, and SITLA Economic Development representative Roger Mitchell. SITLA is supportive of Magnum Gas Storage to run a proposed underground pipeline on the north end of the IPP block. The majority of the Magnum Gas Storage project will be sited on SITLA property.

On May 13, 2009 Commissioner Walker attended the Six County Association of Government (AOG) executives board meeting and natural resource meeting. Later that afternoon she attended the Central Utah Mental Health board meeting. The board approved the 2009 state action plan and was updated on cost study medical eligibles.

On May 14, 2009 Commissioner Walker met with Magnum Gas Storage representative Dave Denton and Dave Babcock. Also in attendance was Glenn Greenhalgh representing Juab County, Planning and Zoning Director Sheryl Dekker and Bruce Parker, Millard County Planning Consultant. BLM staff included Glen Carpenter BLM West Desert Regional Manager, Mickey Bailey Fillmore acting field office Director and Clara Stevens, BLM Realty Specialist.

Millard County and BLM strongly encouraged Magnum Gas Storage to place their proposed 36 inch diameter pipeline in the established west wide energy corridor in Millard County. Magnum Gas Storage agreed to pursue this option.

WHERE UPON THE MEETING ADJOURNED

Commissioner Whatcott made a motion to adjourn the meeting.  
Commissioner Smith SECONDED the motion. The voting was unanimous and  
the meeting adjourned at 4:31 p.m.

Attest: \_\_\_\_\_

Approved: \_\_\_\_\_