

MINUTES OF BOARD OF COUNTY COMMISSIONERS  
MILLARD COUNTY THE 20th DAY OF FEBRUARY, 2024  
AT THE COURTHOUSE, FILLMORE, UTAH

PRESENT: Vicki Lyman..... Chairperson  
Bill Wright..... Commissioner  
Trevor Johnson..... Commissioner

Marki Rowley..... County Clerk  
Kayla Freeman..... Deputy County Clerk

EXCUSED: Pat Finlinson..... County Attorney

ALSO PRESENT: Elise Harris..... Deputy County Attorney  
Kristine Camp..... Interim County Treasurer  
Bonnie Smith..... County Auditor  
Lora Fitch..... Interim County Assessor  
Jacob Nielson..... County HR Director  
Richard Jacobson, Patrick Bennett, and Jerid Bennett... County Sheriff's Office  
Klint Penny..... County Maintenance Supervisor  
Dennis Alldredge..... Citizen  
Nathan Strait and Richard Anderson . . . Central Utah Counseling Center (CUCC)  
Lynn Zubeck and Kevin Bunnell..... Utah Division of Wildlife  
William Lister..... County Recreation Department  
Susan Fernandez and Bill Myers..... ACES 1  
Tyson Barber..... Rocky Mountain Power  
Brandon Wingett..... County Road Department Supervisor

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, Utah, as required by law, the following proceedings were had:

PUBLIC WAS WELCOMED

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

OPENING STATEMENTS

Commissioner Johnson said the invocation. Everyone stood and said the Pledge of

Allegiance to the Flag.

#### APPROVAL OF FEBRUARY 6, 2024 COMMISSION MINUTES

The proposed minutes of a regular County Commission meeting held February 6, 2024 were presented for consideration and approval. Following review and consideration of minor corrections, Commissioner Wright made a motion to approve the minutes of February 6, 2024, as corrected.

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

#### FOLLOW UP ACTION ITEMS

There were none.

#### RATIFICATION OF ARENA FEE WAIVER FOR POULSON FAMILY FUNDRAISER

Commissioner Wright made a motion to ratify the arena fee waiver for the Poulson family fundraiser.

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

#### OPENING OF THE RFP'S FOR DENTAL SERVICES AT THE JAIL

Auditor Smith reported that no RFP's were received.

Sheriff Jacobson explained that they are still working with local services for emergencies on a case by case basis. He suggested some research into direct dialog and incentives in order to entice local services into a more permanent situation.

#### DISCUSSION AND POSSIBLE APPROVAL OF IGP WAIVERS

Commissioner Wright presented an IGP waiver application for soccer and for volleyball in the total amount of \$90.00 and an application for volleyball in the amount of \$40.00.

Commissioner Wright made a motion to approve the IGP waivers as presented.

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

#### DISCUSSION AND POSSIBLE APPOINTMENT OF INTERIM TREASURER

Commissioner Johnson made a motion to approve the appointment of Kristine Camp as Interim Treasurer.

Commissioner Wright SECONDED the motion. The voting was unanimous and the motion

carried.

DISCUSSION AND POSSIBLE APPROVAL OF RESOLUTION 24-02-20, A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF MILLARD COUNTY, UTAH AUTHORIZING THE MILLARD COUNTY INTERIM TREASURER TO MANAGE AND ADMINISTER INVESTMENTS IN THE UTAH PUBLIC TREASURERS INVESTMENT FUND

Commissioner Wright made a motion to approve Resolution 24-02-20, a resolution of the Board of County Commissioners of Millard County, Utah, authorizing Interim Treasurer Camp to manage and administer investments in the Utah Public Treasurers Investment Fund.

Commissioner Johnson SECONDED the motion. Clerk Rowley called for a roll call vote. Commissioner Johnson voted YES. Commissioner Wright voted YES. Commissioner Lyman voted YES. The voting was unanimous and the motion carried.

OPENING AND POSSIBLE SELECTION OF PROPOSALS FOR COMMERCIAL APPRAISER IN ASSESSOR'S OFFICE

Auditor Smith opened the following RFP:

- Lixy Evaluation in the amount of \$77,950.00 for the first year, plus other fees for certain services

Commissioner Wright asked Interim Assessor Fitch how she envisioned using these services and what she thought about the proposal.

Interim Assessor Fitch explained that these rates do seem reasonable and they are qualified but that she would like to talk to them in person to further explore their services and their abilities to meet County deadlines. She explained that for some cases she would need their assessments of complex properties and in others she could use her office's assessments of the properties. She said that she is comfortable accepting their proposal, providing that she can continue discussions with them.

Commissioner Wright made a motion to accept the proposal from Lixy Evaluation, contingent upon further discussions concerning their services.

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

DISCUSSION AND POSSIBLE APPROVAL OF INTERLOCAL AGREEMENT WITH SEVIER COUNTY FOR MAINTENANCE OF MOUNTAIN ROADS NEAR COUNTY LINE

Deputy Attorney Harris explained the proposed separation of maintenance duties for the mountain roads near the Millard/Sevier County line.

Commissioner Wright made a motion to approve the Interlocal Agreement with Sevier County for maintenance of mountain roads near the County line.

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

#### DISCUSSION AND POSSIBLE AUTHORIZATION FOR MILLARD COUNTY SHERIFF TO ENTER INTO CONTRACT WITH L3HARRIS FOR PUBLIC SAFETY RADIO TESTING

Sheriff Jacobson briefly explained the history of the State's efforts to have all public safety radios on the same tower system. He explained that the State needs assistance with this endeavor and is reaching out to local sheriff offices to test the radio system in the more remote rural areas. He explained that there are five radio towers within Millard County.

Commissioner Johnson made a motion to authorize the Millard County Sheriff's Office to enter in a contract with L3Harris for the public safety radio testing.

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

#### FINANCIAL REVIEW

Auditor Smith and Interim Treasurer Camp presented the January 2024 financial report for review.

#### PRESENTATION OF THE PILT PAYMENT FROM THE DIVISION OF WILDLIFE - KEVIN BUNNELL

Kevin Bunnell and Lynn Zubeck gave a presentation on the Payment in Lieu of Taxes (PILT) payment, in the amount of \$9,470.00, from the Division of Wildlife. Mr. Bunnell expressed his appreciation for the cooperation that he has received from the County and the partnership with the County with the Watershed Restoration Initiative. He said that there are concerns over the wetlands out at Clear Lake. He explained that the lack of water has directly negatively affected the wildlife that reside there.

Mr. Zubeck further expressed the concerns regarding Clear Lake and the fact there is no water.

Commissioner Wright asked what the County can actually do to help alleviate the problem.

Mr. Bunnell said that they are in the information gathering stage and, hopefully, a maintenance plan will be put in place.

Mr. Zubeck said that it is important that everybody within the county lives within their own water rights so that water can make it to Clear Lake.

Mr. Bunnell said that they are hopeful that the recent snow fall will help replenish Clear Lake in the coming years.

Commissioner Wright asked where the dollar amount for the PILT payment comes from.

Mr. Bunnell explained that it is based on an amount per acre.

## INDEPENDENT AUDIT, CENTRAL UTAH COUNSELING CENTER (CUCC) - CEO NATHAN STRAIT AND CFO RICHARD ANDERSON

The independent audit by the CUCC was presented by Nathan Strait and Richard Anderson. Mr. Anderson explained that Medicaid in Utah changed their system, which has caused a lot of unknowns regarding Medicaid funding. He read the opinion statement on page three of the audit report, stating that the Millard County and CUCC is in good standing and has a clean audit. He further read from page forty three concerning the County's contributions, explaining that those contributions are the starting point for further CUCC funding.

## DISCUSSION AND POSSIBLE APPROVAL OF ACCEPTING A HIGHER BID FOR A COMPRESSOR - MAINTENANCE SUPERVISOR KLINT PENNY AND BILL LISTER

Supervisor Penny and Bill Lister explained the need for a new compressor and that they had received three bids. He stated that to meet their needs, they would like to go with the highest bid, which was from Vermier, for a Atlas air compressor, in the amount of \$27,200.00.

Mr. Lister explained the specifications of the Vermier compressor and why the more costly features are worth the extra cost. He said that it does come with a warranty.

Commissioner Johnson made a motion to approve the higher bid from Vermier for the Atlas air compressor for the East Maintenance Department.

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

Auditor Smith said that the amount was within the budget.

## OPENING AND POSSIBLE AWARDED OF MAGNESIUM CHLORIDE BIDS FOR ROAD DEPARTMENT

Auditor Smith opened the following bids:

- Envirotech in the amount of \$105.00 per ton
- Dustbusters in the amount of \$111.00 per ton

Supervisor Wingett explained that the County has used both companies in the past and they offer the same product. He suggested Envirotech based off of price.

Commissioner Wright made a motion to accept the bids, as presented, and award the bid to Envirotech in the amount of \$105.00 per ton.

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

## ACES PROJECT REPORT - SUSAN FERNANDEZ AND BILL MYERS

Susan Fernandez and Bill Myers presented their report on the Aces project. Mrs.

Fernandez gave a brief history on the project and a report on their conditional use permit requirements. She explained that they are in the Aces 1 phase of the project.

Mr. Myers presented on the construction aspects of the project and the construction plan for Aces 1, along with the projected time-line for hydrogen production.

Commissioner Wright asked how many employees are currently working on the project.

Mr. Myers explained that most of them are local and there are twenty to twentyfive employees.

Commissioner Wright asked if they are in communication with any technology training colleges and programs.

Mr. Myers said that they have been in communication with Snow College and will further their communications once the plant is operational.

#### PUBLIC INPUT

There was none.

#### OTHER BUSINESS

There was none.

#### DISCUSSION AND POSSIBLE APPOINTMENTS TO VARIOUS COUNTY BOARDS

These items were tabled until the March 12, 2014 meeting.

#### POSSIBLE APPROVAL OF APPLICATION(S) FOR SETTLEMENT OR DEFERRAL OF DELINQUENT PROPERTY TAX

There was none.

#### DISCUSSION BY EACH COMMISSIONER, COUNTY ATTORNEY, ELECTED OFFICIAL AND SECRETARY

Clerk Rowley reminded everybody that March 5, 2024 is the Democratic Primary Election and the Republican Party is holding their Presidential Preference poll for in conjunction with their caucus, which will be managed by the Republican Party.

Commissioner Lyman brought up the issue of the temperature of the pool on the west side. Supervisor Penny said that he would address the issue.

#### POSSIBLE BOARD OF EQUALIZATION (BOE) DISCUSSION AND/OR ACTION

There was none.

POSSIBLE REVIEW OF COUNTY POLICIES AND CONTRACTS

There was none.

POSSIBLE CLOSED MEETING PURSUANT TO UTAH CODE ANNOTATED SECTION 52-4-204 & 205

There was none.

WHERE UPON THE MEETING ADJOURNED

Commissioner Lyman adjourned the meeting at 11:44 a.m..

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

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