

MINUTES OF BOARD OF COUNTY COMMISSIONERS
MILLARD COUNTY THE 14th DAY OF MAY, 2024
AT THE COURTHOUSE, FILLMORE, UTAH

- PRESENT: Vicki Lyman..... Chairperson
Trevor Johnson..... Commissioner
- Pat Finlinson..... County Attorney
Marki Rowley..... County Clerk
Kayla Freeman..... Deputy County Clerk
- EXCUSED: Bill Wright..... Commissioner
- ALSO PRESENT: Kristine Camp..... Interim County Treasurer
Bonnie Smith..... County Auditor
Sierra Dickens..... County Recorder
Jacob Nielson..... County HR Director
Richard Jacobson, Patrick Bennett, Jerid Bennett, and
Lindsay Mitchell..... County Sheriff’s Office
Cyndee Probert..... Justice Court Judge
Dennis Alldredge and Jane Nielson..... Citizens

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 APRIL 16, 2024 COMMISSION MINUTES

The proposed minutes of a regular County Commission meeting held April 16, 2024, were presented for consideration and approval. Following review and consideration of minor corrections, Commissioner Johnson made a motion to approve the minutes of April 16, 2024, as corrected.

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

FOLLOW UP ACTION ITEMS FROM APRIL 16, 2024

Attorney Finlinson reported that Dale Eyer is not able to be the County land appeal attorney and they will need to keep looking.

Clerk Rowley informed the Commission that the business license approved during the last meeting was presented with the name spelled wrong. It is correctly spelled Massage Me-A-Gan.

DISCUSSION AND POSSIBLE APPROVAL OF IGP WAIVERS

Clerk Rowley presented three IGP applications for volleyball, in the amount of \$40.00 each.

Commissioner Johnson made a motion to approve the IGP waivers, in the total amount of \$120.00.

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

DISCUSSION AND POSSIBLE APPROVAL OF THE FY24-25 COURT CONTRACT

Clerk Rowley presented the FY24-25 Court Contract for approval. She explained that it increased in the County's favor by \$3,425.05 from the FY23-24 Court Contract.

Commissioner Johnson made a motion to approve the FY24-25 Court Contract.

Commissioner Lyman stepped from the chair and SECONDED the motion. The voting was unanimous, and the motion carried.

DISCUSSION AND POSSIBLE APPROVAL OF 2024-2025 FISCAL YEAR SECURITY AND BAILIFF CONTRACT

Clerk Rowley presented the 2024-2025 fiscal year security and bailiff contract for renewal.

Commissioner Johnson made a motion to approve the 2024-2025 fiscal year security and bailiff contract.

Commissioner Lyman stepped from the chair and SECONDED the motion. The voting

was unanimous and the motion carried.

DISCUSSION AND POSSIBLE APPROVAL OF A BUSINESS LICENSE FOR THE GINGERSNAP COTTAGE, OWNER - KATHERINE ESPLIN

A business license application was presented for Gingersnap Cottage, Owner - Katherine Esplin, a craft making business. After reviewing the application and finding all signatures in order, Commissioner Johnson made a motion to approve a business license for Gingersnap Cottage, Owner - Katherine Esplin.

Commissioner Lyman stepped from the chair and SECONDED the motion. The voting was unanimous, and the motion carried. Later, it was discovered that the sales and use tax ID # was for the wrong county. Once that is updated the license will be sent.

DISCUSSION AND POSSIBLE APPROVAL OF MULTI YEAR MEMORANDUM OF UNDERSTANDING (MOU) WITH UTAH ADMINISTRATIVE OFFICE OF THE COURTS FOR DELEGATED EMAIL ACCESS

Attorney Finlinson explained that new legislation requires that the Justice Court use the “utcourts.gov” email domain and that the County will be required to pay for this mandatory access. He said that the cost will be \$120.00 for the first year and \$100.00 thereafter.

Judge Probert further explained the cost.

Commissioner Johnson made a motion to approve the MOU with the Utah Administrative Office of the Courts for delegated email access for Justice Court use.

Commissioner Lyman stepped from the chair and SECONDED the motion. The voting was unanimous, and the motion carried.

DISCUSSION AND POSSIBLE APPROVAL OF RESOLUTION 24-05-14, A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF MILLARD COUNTY, UTAH APPROVING THE FILING OF CROSS-APPEALS TO 2024 APPEALS FILED BY TAXPAYERS SUBJECT TO CENTRAL ASSESSMENT (GRAYMONT WESTERN US INC., INTERMOUNTAIN POWER AGENCY, AND KERN RIVER GAS COMPANY)

Attorney Finlinson presented the resolution and explained that it is a yearly occurrence that grants the County the ability to pursue cross-appeals and that it is only for Graymont Western US INC.

Commissioner Johnson made a motion to approve Resolution 24-05-14, a resolution of the Board of County Commissioners of Millard County, Utah, approving the filing of cross-appeals to 2024 appeals filed by taxpayers subject to central assessment.

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

DISCUSSION AND POSSIBLE APPROVAL OF RESOLUTION 24-05-14A, A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF MILLARD COUNTY, UTAH AMENDING THE MILLARD COUNTY CREDIT CARD POLICY

Auditor Smith explained the amendments that were made to the policy; mostly adding clarifications to specific sections of the policy, and renaming it to “purchasing card policy.”

Commissioner Johnson made a motion to approve Resolution 24-05-14A, a resolution of the Board of County Commissioners of Millard County, Utah, amending the Millard County Credit Card Policy.

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

DISCUSSION AND POSSIBLE APPROVAL OF TRANSFERRING A SURPLUS SHERIFF’S OFFICE TRUCK TO TOURISM

Commissioner Johnson explained that Kevin Morris needs a truck for his position with Tourism.

Auditor Smith said that he also asked for a purchasing card and that his supervisor has approved his request. Approval of the purchasing card will be added to the next agenda.

Commissioner Johnson made a motion to approve transferring a surplus Sheriff’s Office truck to Tourism.

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

DISCUSSION AND POSSIBLE APPROVAL OF A SOLE SOURCE PROCUREMENT FROM AXON FOR TASER 10

Captain Bennett explained that Axon is the only company that sells the Taser 10 and that this will be a complete system update. He also explained the many benefits that come with the new system.

Commissioner Johnson suggested that they wait until Commissioner Wright is present next week before approving this as it will require securing future funds.

OPENING OF SEALED BIDS FOR THE SHERIFF'S OFFICE PATROL VEHICLES

Auditor Smith opened the following bids:

- Sahara Motors at \$42,782.50 per vehicle
- Legacy Brothers at \$373,630.00 for five vehicles

Commissioner Johnson made a motion to accept the bids, as presented, and review the specifications of the bids, before making a decision.

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

OPENING AND POSSIBLE AWARDING OF ROAD OIL BIDS AND FREIGHT - ROAD DEPARTMENT

Auditor Smith opened the following bid:

- NU Rock Asphalt Coatings at \$554.00 per ton

Auditor Smith said that this is the same company that the bid was awarded to last year.

Commissioner Johnson made a motion to accept the bid, as presented, and award the bid to NU Rock Asphalt Coatings.

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

DISCUSSION AND POSSIBLE APPROVAL OF A SOLE SOURCE PROCUREMENT OF A TRAILER FOR THE ROAD DEPARTMENT

Commissioner Lyman explained that this trailer is specifically for fixing potholes. She explained the benefits that this trailer provides. She said that it would cost \$75,000.00 and would come out of the current equipment budget.

Attorney Finlinson explained that there is a form that will need to be filled out and returned to the Auditor's Office.

Commissioner Johnson made a motion to approve the sole source procurement of a trailer for the Road Department.

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

DISCUSSION AND POSSIBLE APPROVAL OF THE MILLARD CARE AND REHABILITATION (MC&R) BOARD MEMBERS

Attorney Finlinson said that he researched the bylaws of the MC&R Board and the proper process for appointing members. He explained that the Commission would just approve the Board's recommendations.

PUBLIC INPUT

Jane Nielson explained that the restriction on living within five minutes of the EMT station prohibits her from volunteering. She explained that this restricts a lot of willing, qualified

EMT volunteers from helping the County.

Sheriff Jacobson explained that there has been discussion about extending the response perimeter depending on the situation, but it does require the hospitals to approve any changes.

Attorney Finlinson said that a discussion needs to be started about an email retention policy and that the email server should not be used as a storage system. He suggested that a resolution for a retention policy be added for next week's Commission meeting.

OTHER BUSINESS

HR Director Nielson explained that multiple options have been explored to find the most viable way to create a sustainable EMT program for the present and future; including long-term and short-term options. He said that there have been a couple of incidents in the past where there have been no EMT volunteers available to respond to an incident.

Sheriff Jacobson explained that there are multiple models that they are looking at and that the County has a lot of unique circumstances that need to be catered to. The only "solved" model is the one implemented in big cities with full-time paid EMTs, stationed out of the fire stations, which is something the County cannot implement. He explained that the County program will still be dependent upon paid volunteers. Compensation, funding, and training are also something that is being considered.

Commissioner Johnson said that the biggest issue to him seems to be the on-call duty.

HR Director Nielson said that it all comes down to the value exchange, where the compromise falls, and where the funding will come from once it has been decided. He explained that there are legislative options. One option is a sales tax on everything sold within the County, an action which would have to be added onto a General or a Special Election ballot.

Commissioner Lyman also suggested end of the year bonuses for the EMTs who volunteer their time more.

Sheriff Jacobson also explained that there is a ride along program that is available to those who are interested in learning more about the program, as well as positions for those who just want to be an ambulance driver. He commended all those who are already a part of the program. He also explained that the Sheriff's Office will reimburse costs to those who are willing to be trained as an EMT and then serve for at least a year.

Commissioner Johnson asked if there were any recommendations.

HR Director Nielson said that they could come back next week with a few recommendations, as it will give them time to collect feedback from the current EMTs.

DISCUSSION AND POSSIBLE APPOINTMENTS TO VARIOUS COUNTY BOARDS

Clerk Rowley informed the Commission that the Deseret Oasis Special District Board has

some vacancies, but she did not receive names of any interested in service, so she has reached out to the secretary for information and will report back at the next 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

There was none.

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 Johnson made a motion to adjourn the meeting.

Commissioner Lyman stepped from the chair and SECONDED the motion. The voting was unanimous and the meeting closed at 11:27 a.m.

Attest: _____

Approved: _____