

MINUTES OF BOARD OF COUNTY COMMISSIONERS
MILLARD COUNTY THE 3rd DAY OF SEPTEMBER, 2024
AT THE COURTHOUSE, FILLMORE, UTAH

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

Denton Peterson..... Deputy County Attorney
Marki Rowley..... County Clerk
Kayla Freeman..... Deputy County Clerk

EXCUSED: Pat Finlinson..... County Attorney

ALSO PRESENT: Kristine Camp..... Interim County Treasurer
Bonnie Smith..... County Auditor
Sierra Dickens..... County Recorder
Lora Fitch and Hollie Miller..... County Assessor’s Office
Jacob Nielson..... County HR Director
Richard Jacobson, Patrick Bennett, and Jerid Bennett... County Sheriff’s Office
Adam Richins..... County Planner
Carl Camp and Woody Johnson..... Territorial State Park
Kevin Morris..... County Tourism
Eva Timothy and Courtney Stephenson..... USU Extension
Dennis Alldredge, John Blaser, Todd Griffin, Bart Whatcott,
Tan Koyle, Josh Whitaker, and Abe Johnson..... 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 Wright said the invocation. Everyone stood and said the Pledge of Allegiance to the Flag. Commissioner Lyman excused Attorney Finlinson from the meeting.

APPROVAL OF AUGUST 20, 2024 COMMISSION MINUTES

The proposed minutes of a regular County Commission meeting held August 20, 2024 were presented for consideration and approval. Following review and consideration of minor corrections, Commissioner Johnson made a motion to approve the minutes of August 20, 2024, as corrected.

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

FOLLOW UP ACTION ITEMS FROM AUGUST 20, 2024

There were none.

IGP WAIVERS

One IGP waiver in the amount of \$40.00 for flag football was presented for approval.

Commissioner Wright made a motion to approve the IGP waiver in the amount of \$40.00. Commissioner Johnson SECONDED the motion. The voting was unanimous and the motion carried.

MONTHLY FINANCIAL REVIEW

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

Auditor Smith reported that the Budget Hearing for 2025 has been scheduled December 3, 2024 at 6:00 p.m.

AWARDING OF THE SEALED PROPOSALS FOR COMMERCIAL VALUATION SERVICES

Interim Assessor Fitch explained the evaluation of the bids, the reasons why she is searching for commercial valuation services, and then presented her recommendation.

Commissioner Johnson made a motion to approve awarding of the commercial valuation services proposal to Johnson Appraisal.

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

DISCUSSION AND POSSIBLE ADOPTION OF ORDINANCE 24-09-03, AN ORDINANCE OF THE MILLARD COUNTY COMMISSION, AMENDING AND ADOPTING THE MILLARD COUNTY MASTER TRANSPORTATION PLAN

This item was rescheduled for discussion on September 17, 2024.

DISCUSSION AND POSSIBLE APPROVAL ON A PARTIAL REMODEL AND UPGRADE OF THE GARRISON HOUSE

Commissioner Lyman explained that a county employee will be moving into the County owned house located in Garrison, Utah. However, the house requires some remodeling in order to be livable. She provided a list of projected updates and their individual costs and said that it is estimated to cost around \$15,000.00.

Auditor Smith explained that her office has already received some invoices for this project that are not included in that estimate of \$15,000.00. She recommended that the total project budget be set at \$25,000.00 to include outstanding invoices. She also suggested that it would be easiest to pay for the updates using funds from the Road Department's budget, since it is a Road Department employee who will be occupying the house. She said that any rent collected from the house will be deposited back into the Road Department fund.

Commissioner Wright made a motion to approve the partial remodel and upgrades to the Garrison house; not to exceed \$25,000.00 within the Road Department fund, as discussed.

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

DISCUSSION AND POSSIBLE APPROVAL OF RESOLUTION 24-09-03, A RESOLUTION OF THE MILLARD COUNTY COMMISSION, AUTHORIZING THE FILING OF CROSS-APPEALS FILED BY TAXPAYERS SUBJECT TO CENTRAL ASSESSMENT

This item was rescheduled for discussion on September 17, 2024.

DISCUSSION ON PARCEL BOUNDARIES IN KANOSH- BART WHATCOTT

Mr. Whatcott briefly explained the situation concerning the two block parcels that have inconsistent boundaries after Kanosh Town vacated a road. He explained that this affects their property taxes and that they are requesting the County to fund a survey to properly map the boundaries.

Attorney Peterson explained that the boundaries were established using "dedication by public use" which is why there is no specific legal description and that it falls upon the private landowners to pay for a survey and to provide any new information for the County to utilize.

Recorder Dickens summarized the situation stating that their legal title does not match the recorded title with the County and in order for it to match a written documentation would be required. She explained that she is limited based on the documentation she has access to.

PRESENTATION BY THE GREAT BASIN HERITAGE AREA PARTNERSHIP - KEVIN MORRIS

Kevin Morris reported that the Great Basin Heritage Area would like to place signs on the interstate informing drivers that they are entering into a heritage area. He presented a few visual options of what the signs would look like. He reported that UDOT will not allow them to place signs on the interstates. He asked the Commission to draft a letter in support of the signs and said that if approved, the Great Basin Heritage Area will pay for them.

Commissioner Wright made a motion to approve drafting a letter of support.

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

DISCUSSION AND POSSIBLE APPROVAL OF MOVING THE 4-H ROOM TO THE ARMORY - EVA TIMOTHY AND COURTNEY STEPHENSON

Eva Timothy and Courtney Stephenson explained that there are health issues associated with holding 4-H classes in the horse arena. They would like to swap rooms with the local Alcoholics Anonymous (AA) program and move to the Armory. This would allow them to have a secure location where they could better utilize their technology and equipment in one central location in order to provide more STEM classes to the communities and negate any health concerns.

Mrs. Timothy said that they have received grant money from IPP for a new stove and an ADA chair lift. She said that the money has been received by the Auditor's Office according to policy, but that if it is not used to purchase the stove and the lift it will need to be returned to IPP.

Commissioner Lyman said that where this switch would impact AA, she wants to make sure that AA is ok with this swap.

Mrs. Timothy reported that they have talked to Brendan Turner, who manages the Armory and who has talked to AA, and he said that he does not foresee a problem with AA moving to the arena.

Deputy Attorney Peterson said that where the Armory is owned by Fillmore City, they would need to talk to them concerning building permits to install the ADA lift.

Commissioner Wright made a motion to approve moving the 4-H room into the Armory.

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

It was decided that Mrs. Timothy and Mrs. Stephenson would report back on their conversations with Fillmore City and with AA.

PUBLIC INPUT

Abe Johnson thanked the County for all its support concerning the Millard County Fall Fair and that it is an immense success.

OTHER BUSINESS

Commissioner Wright said that the County budgeted \$14,000.00 to replace the pump and motor on the well located in Garrison, Utah. However, when the work was complete the cost ended up being \$19,000.00.

Auditor Smith explained that policy was not followed which required commission approval once it was discovered that the cost was more than what was budgeted. However, the work has been done, so the invoices need to be paid.

Commissioner Wright reported that he received two bids to install the scales at the Landfill which in accordance to an MOU will be paid for by Fillmore City. He also reported that they are still having problems with what people are dumping at the landfills. He created a flyer and would like to put copies up in the County buildings and he would also like to put up more signage at the landfill to bring more public awareness to the problem. Commissioner Wright also explained that they are cutting back on the hours that the landfills will be open.

Deputy Attorney Peterson asked if anybody has been fined for disobeying the rules of the landfill and Sheriff Jacobson responded that they have utilized the cameras at the Delta landfill to send out citations, but they are still having problems with people dumping outside of the landfills.

Commissioner Wright explained that by extending the hours that the landfills were open they were hopeful it would have solved that problem, but they found that statistically it has not solved anything as the landfills are not utilized during the extended hours enough to justify it. He explained that is why they are going to switch tactics and focus on public relations.

Commissioner Lyman said that the Road Department has some equipment that needs to be fixed. She said that they put out a request for bids and received three and she approved the lowest bid at \$26,795.17.

Commissioner Lyman also reported that when cleaning out the riverbed, the Road Department damaged some golf cart paths and the Golf Course would like the Road Department to fix them. It was decided that the Road Department would fix the paths.

Commissioner Lyman reported that Red Dome would like to pay to use the County gravel pit and is willing to trade for it.

Commissioner Wright responded that it has always been the stance of the Commission that the County would not compete with local businesses.

Commissioner Johnson said that if they want to buy the gravel, the County will have to be fair and put gravel up for public sale to give others the same opportunity.

Deputy Attorney Peterson confirmed there is no legal reason the County could not sell the gravel.

The Commission decided to deny their request

Commissioner Lyman reported that Brooks Jackson is willing to take over management of the youth soccer program as the current manager is no longer going to be able to do it.

Commissioner Lyman requested approval for the County to paint lines in the County fair building for pickleball usage. It was decided that the Commission would send out a request for bids.

Commissioner Lyman said that Clayton Anderson contacted her concerning Centracom utilizing the Leamington tower. He said that they would need to work together to make sure there is no interference with frequencies between Fullcreek Internet and Centracom. It was later decided that Commissioner Johnson would talk with Centracom and return with a recommendation.

Auditor Smith asked for confirmation that the County will need to budget for soccer starting with the 2025 budget.

Commissioner Johnson said that the County will start managing it next year which will affect the 2025 budget.

Auditor Smith reported that she received a letter informing the County that the rental fees for the storage unit the county uses to store its TV equipment has increased. She will give the letter to Commissioner Johnson.

DISCUSSION AND POSSIBLE APPOINTMENTS TO VARIOUS COUNTY BOARDS

There were none.

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

There were none.

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

There was none.

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

Commissioner Wright made a motion to enter into a BOE.

Commissioner Johnson SECONDED the motion. The voting was unanimous and the motion carried. The BOE began at 12:12 p.m.

Auditor Smith and Interim Assessor Fitch reported that they received an appeal from Curtis Hare on Parcel # F-269-1, Account # 81845. Interim Assessor Fitch explained that it was recently purchased but that no assessment was done at the time of the sale, so the Assessor's Office did their own assessment and appraised it higher.

Commissioner Johnson made a motion to approve the Assessor's assessed value.

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

Auditor Smith said that they have also received an appeal application from Lodgepole

Development LLC, Parcel # FR-6, Account # 95399. Interim Assessor Fitch explained that they are claiming that comparable properties are valued less than what the County appraised their property but said that they did not include any comparables as evidence. Auditor Smith said that the Commission can dismiss the application and send a letter to the applicant requesting they provide evidence within ten days.

Commissioner Johnson made a motion to dismiss the application and have the Assessor's Office send a letter requesting evidence.

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

Auditor Smith said that the rest of the applications are simply assessor adjustments.

Commissioner Johnson made a motion to approve the list of assessor adjustments.

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

Commissioner Johnson made motion to close the BOE.

Commissioner Wright SECONDED the motion. The voting was unanimous and the motion carried. The BOE closed at 12:29 p.m.

POSSIBLE REVIEW OF COUNTY POLICIES AND CONTRACTS

There were none.

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

There were none.

WHERE UPON THE MEETING ADJOURNED

Commissioner Wright made a motion to adjourn the meeting.

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

The meeting adjourned at 12:30 p.m..

Attest: _____

Approved: _____