

MINUTES OF BOARD OF COUNTY COMMISSIONERS
MILLARD COUNTY THE 23rd DAY OF OCTOBER 2006
AT THE COURTHOUSE, FILLMORE, UTAH

PRESENT: Kathy Y. Walker Chairman
Daron P. Smith..... Commissioner
John C. Cooper. Commissioner

LeRay Jackson County Attorney
Norma Brunson County Clerk
Janice Robins..... Deputy County Clerk

ALSO PRESENT: Sheri Dearden, Bryant Anderson, Connie Hansen, Chronicle Progress Dean Draper and Auditor Brandy Grace

PURSUANT TO AN AGENDA WHICH HERETOFORE HAD BEEN PROVIDED TO each member of the governing body, the local news and located on the front and back doors of the County Courthouse as required by law the following proceedings were had.

COORDINATION SESSION

The Commissioners scheduled events for the months of October and November 2006.

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 Cooper read quotes from Ghandi and others. Commissioner Smith said the invocation. Everyone stood and said the Pledge of Allegiance to the Flag.

FOLLOW UP ACTION ITEMS FROM MINUTES OF OCTOBER 16, 2006

There were none.

APPROVAL OF THE AMENDED MINUTES OF OCTOBER 16, 2006

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There were no minutes to approve.

AUDITORS REPORT

Auditor Brandy Grace gave the Commissioners various invoices to review and approve for payment through the Auditor's Office. The September billing from IHC was approved for payment by the Commissioners.

Auditor Grace gave the Commissioners the Check Edit Report of October 20, 2006 to review and sign.

Auditor Grace gave the Commissioners a payroll change notice for Judy Kiley who will be filling in at Great Basin Museum in a temporary position at \$5.15 an hour.

REVIEW AND POSSIBLE APPROVAL OF THE 2007 TENTATIVE BUDGET

Millard County Auditor Brandy Grace gave copies of the 2007 Tentative Budget to the Commissioners to review. There will be copies of the tentative budget in the Auditor's Office for the public to review. A budget hearing will be held at Commission Chambers on December 11, 7:00 p.m.

Commissioner Smith made a motion to approve the 2007 Tentative Budget and stated it is not balanced.

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

REVIEW OF MILLARD COUNTY COMMERCIAL BUSINESS RADIO LLC EQUIPMENT MAINTENANCE AGREEMENT WITH COMMERCIAL BUSINESS RADIO LLC

Bryant Anderson appeared to explain any questions the Commissioner might have about the 2007 contract with Commercial Business Radio LLC for radio equipment maintenance. He said road department expenses went down, some of the departments stayed the same, the sheriff's office went up mainly because some of the radios are no longer under warranty and will be picked up under the maintenance contract and there has been additional equipment added. He explained there was some electrical storm damage to equipment at the Cricket Mountain site. He went through some of the repairs that have been done there and other areas to be done in the future. Commercial Business Radio Equipment does an annual checkup on the radios that are made available to them. The contract for 2006 was \$36,400 and for 2007 will be \$44,504, which is an increase of \$8,104.00.

Commissioner Smith made a motion to sign the 2007 maintenance contract with

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Commercial Business Radio LLC .

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

EXECUTION OF AGREEMENT OF MILLARD COUNTY AND FIRST AMERICAN TITLE INSURANCE AGENCY ON ACCESS OF PUBLIC RECORD SEARCH

Millard County Recorder Connie Hansen said the agreement is to allow four more hookups for First American Title Company to have access to do public record searches. The hookups are for Millard County only.

Commissioner Smith made a motion to execute an agreement between Millard County and First American Title Insurance Agency for four more hookups to have access to do public record searches.

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

POSSIBLE APPOINTMENT OF ANN ASHBY TO THE MILLARD COUNTY MOSQUITO ABATEMENT BOARD

Commissioner Smith made a motion to appoint Ann Ashby to serve on the Millard County Mosquito Abatement Board to fill Karen Shurtz's term. Ms. Shurtz will continue as secretary to the end of the 2006.

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

DISCUSSIONS FROM EACH COMMISSIONER, COUNTY ATTORNEY, AND ELECTED OFFICIALS, AND SECRETARY

Commissioner Smith received a letter from the State AGRC notifying the county that grant money for cadastral mapping is available. Commissioner Smith will meet with Recorder Hansen and Adam Britt to discuss the grant.

Commissioner Smith reported that Bureau of Land Management held EIS technical committee meetings in Las Vegas, Nevada November 18-19. Millard County has submitted some comments to the committee. The technical committees will review the biology, hydrology and social economics of the project. The Commissioners did not feel like they needed to attend the meeting and had been in contact with Penny Woods. They will attend the technical meetings when they are held.

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Commissioner Smith reported he attended the Millard County Farm Bureau Business meeting and had given a report on the county's status on the water issues in the west desert and the issues with IPP.

Commissioner Cooper received a letter from Mark Walsh, Western Counties Alliance requesting consideration for Millard County to join WCA another year. WCA contends they are very effective in the fights they are in and they have helped with RS2477 legislation that is being pushed. Commissioner Cooper expressed the county's concerns with Mr. Walsh about the revenues needed by being involved in the water fight. The county already funds our lobbyist Robert Weidner in Washington D.C. and also is a member of UAC. The Commissioners are opposed to having UAC having control of the lobbying effort. The Commissioners think our lobbyist and WCA need to remain independent in their decisions on public lands.

Commissioner Walker said the Commissioners had received a thank you card that had been signed by the citizens in Snake Valley thanking them for their help in the proposed water pipeline.

Commissioner Walker received a letter from the California interagency national incident management team thanking the county for helping with valuable assistance to the team during the fire suppress effort in the Devil's Den fire in Fishlake National Forest.

Commissioner Walker said a letter from the BLM and USDA Forest Service was received expressing sincere gratitude to the county commissioners for allowing the interagency serious accident investigation team to use the Commission Chambers to investigate the fire fatality in Millard County. They thanked them for the use of the fax and copy machine. They reported that everyone in the building was helpful and gracious.

Commissioner Walker received a letter from the NACO, National Association of Counties, to confirm her appointment to the Economic Development steering committee.

OTHER BUSINESS

Chief Deputy Treasurer Sheri Dearden read a request from Steven Miller on some property he owns in Holden, Utah, with serial number R 1623. (The property is in the ownership of Brian Miller.) Steve Miller is requesting some forgiveness or reduction of the property taxes. He sites some health problems and problems with some damage to the home. They are trying to make the home livable again. The Assessor had the home as the primary residence (which they shouldn't have) so they have received that reduction as he owns a home in Springville that received a primary residence status. There was no statement of assets liabilities or finances or medical expenses listed. Auditor Grace had told her that an indigent abatement might be applicable and that the owner must

102306MCC:jir

reside in the residence 10 months or more.

Commissioner Smith made a motion to reject Steven Miller's request for a tax abatement based on it doesn't qualify for an abatement.

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

Commissioner Smith received a letter from NACO, National Association of Counties, confirming his reappointment to the Agriculture and Rural Lands Affairs Committee.

Commissioner Cooper reported he to had received a letter from NACO, National Association of Counties stating he is on the Public Lands Steering Committee.

A letter was received from Reed Searle, IPP, that shows the property tax assessment for the years 2007 to 2009 based upon the new depreciation schedule IPA accounting officers have recently adopted. A copy was given to each Commissioner. This will be gone over with Auditor Grace and Treasurer Hansen.

Millard County Chronicle Progress reporter Dean Draper was thanked for attending the staging of Cosmic Array on Saturday. The Commissioners had other commitments that day.

Commissioner Walker received an email from the BLM Nevada wanting the commissioners to review the MOU between the Bureau of Land Management in Nevada and Millard County. The MOU had been signed by Commissioner Cooper on June 17, 2005. They want the point of contact to be reviewed. Millard County will identify a single point of contact responsible for coordinating all of Millard County's input and involvement in EIS process. The point of contact will provide consolidated comments and input representing Millard County. The point of contact will be responsible for identifying all of Millard County's issues, concerns, input and recommendations and comments. The point of contact is responsible for identifying Millard County technical staff who will participate in all of the resource sub-group discussions. Commissioner Cooper was appointed as the point of contact, however, Jerald Anderson has asked to be added to the list but BLM only wants one point of contact. The question was asked whether Commissioner Cooper wanted to remain as the point of contact or does the county want Jerald Anderson to be the point of contact. Commissioner Cooper will remain the point of contact.

Commissioner Smith made a motion to reject a payroll notice change from Sheriff Robert Dekker for the position vacated by Callie Peterson. The Commissioners will meet with Sheriff Dekker to discuss the pay scale.

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

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passed.

PUBLIC INPUT

There were none.

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

There were none.

WHERE UPON THE MEETING ADJOURNED

Commissioner Cooper made a motion to adjourn the meeting.

Commissioner Smith SECONDED the motion. The voting was unanimous and the meeting adjourned at 11:10 a.m.

Attest: _____

Approved: _____