

MINUTES OF BOARD OF COUNTY COMMISSIONERS
MILLARD COUNTY THE 15th DAY OF JANUARY 2008
AT THE COURTHOUSE, FILLMORE, UTAH

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

Richard Waddingham County Attorney
Norma Brunson County Clerk
Janice Robins. Deputy County Clerk

ALSO PRESENT: Kate Bradshaw and Shelly Teuscher UPC Wind
John Hansen Millard County Treasurer
Brandy Grace Millard County Auditor

PURSUANT TO AN AGENDA WHICH HERETOFORE HAD BEEN PROVIDED TO each member of the governing body, the local news media and posted in three public places or on the Millard County website, 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 Cooper to the public and Commission members.

OPENING STATEMENTS

Commissioner Cooper read a thought from the Prime Minister of Australia. Commissioner Smith said the invocation. Everyone stood and said the Pledge of Allegiance to the Flag.

FOLLOW UP ACTION ITEMS FROM MINUTES OF JANUARY 8, 2008

There were none.

APPROVAL OF JANUARY 8, 2008 COMMISSION MINUTES

The proposed minutes of a regular County Commission meeting held January 8, 2008 were presented for consideration and approval. Following review and consideration of minor corrections Commissioner Walker made a motion to approve the minutes of January 8, 2008, as corrected.

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

AUDITORS REPORT

Auditor Brandy Grace gave the Commissioners various invoices to review and approve for payment through the Auditor's Office.

Auditor Grace gave the Commissioners the Check Edit Report of January 11, 2008 to review and sign.

The Commissioners' meeting with Mike Sharp to discuss insurance issues will be rescheduled to mid March. Auditor Grace said there are some IRS regulatory changes regarding the way 401K Plans are managed that need to be discussed with Dean Johnson. The Commissioners and Auditor scheduled a meeting on January 22, 2008 in Delta, at 9:00 a.m..

Auditor Grace wanted a clarification on why the deed was executed for a .11 acre parcel during the last meeting. Commissioner Cooper explained that Millard County owns the .11 acre parcel of property that is landlocked and surrounded on three sides by the owner's property. Attorney Waddingham said that because the property is landlocked and not accessible to anyone else, it has no value to anyone else.

Commissioner Walker made a motion to amend the minutes of January 8 to include a clarification on why the decision was made to sign the deed transferring title to Troy Watts Crosland.

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

SCOTT CORRY-MILLARD COUNTY FIRE DISTRICT

Mr. Corry was not present.

POSSIBLE APPROVAL OF A BUSINESS LICENSE FOR MIKE'S CUSTOM SPRAYING LLC, OWNER DEBRA BETTIS

The Commissioners reviewed the application for a business license for Mike's Custom Spraying LLC.

Commissioner Smith made a motion to approve the business license for Mike's Custom Spraying LLC, Owner Debra Bettis.

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

RATIFY THE APPOINTMENT OF DAVID STURLIN AND GREG GREATHOUSE TO THE MILLARD COUNTY PLANNING AND ZONING BOARD

Commissioner Smith made a motion to ratify the appointment of David Sturlin and Greg Greathouse to the Millard County Planning and Zoning Board.

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

carried.

POSSIBLE APPOINTMENT OF BOARD MEMBERS TO SERVE ON THE MILLARD COUNTY PLANNING AND ZONING BOARD

Commissioner Smith made a motion to reappoint Paula Christensen to serve another term Millard County Planning and Zoning Board.

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

RATIFY THE REAPPOINTMENT OF ROB DROUBAY TO THE MILLARD ECONOMIC DEVELOPMENT ASSOCIATION (MEDA) BOARD

Commissioner Walker made a motion to ratify the reappointment of Rob Droubay to the MEDA Board where he will serve as the chairperson.

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

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

Commissioner Smith reported that the Millard County Junior Livestock Committee met on January 8, 2008. Millard Eagle FFA has completed sixty (60) sheep panels, five (5) walk through panels and five (5) 10 foot hog/sheep panels. Millard County had funded the building of the seventy (70) panels. FFA Advisor Ben Hunter will be painting the panels in the FFA's shop and will deliver the panels to the fair building. The project is now finished and no additional money for the panels was budgeted.

Delta City Mayor Bunker had reported that he had never received a copy of the law enforcement contract with the county. Attorney Waddingham confirmed that the contract had been sent to Delta City. The mayors from Fillmore City and Delta City will be invited to Commission meeting on January 29, 2008 to discuss the law enforcement contract with the Commissioners.

Commissioner Smith met with Bruce Parker, Randy Johnson, and Gary Walker to discuss the Washington County Land Use Bill and other land use issues. They also discussed how this will affect the Millard County Land Use Plan. Mr. Parker will be helping to revise Millard County's General Plan and Millard County's Land Use Plan.

On Tuesday, January 8 at 2:00 p.m., the Millard County Commissioners, Attorney Waddingham and County Planner Gary Walker met with representatives from UPC Wind, BLM, School Trust Lands, UNEV and Bruce Parker. They discussed the county's current moratorium and issues of correlating with the BLM on the west wide corridor and any other corridors going through Millard County.

Commissioner Walker reported that the West Millard Senior Citizens Center is getting a \$15,000 grant for the heating and cooling system for the ME Bird Senior Citizens Center. The cost of the project is approximately \$26,000. Millard County will match a portion of the grant and the Senior Citizens Center will match a portion of the grant.

The Commissioners met with Millard County sheep and cattle permittees to discuss improvement to grazing practices within the county. The Milford Flat Fire has shown that grazing practices need to be changed. A recommendation was made to create a Millard County Grazing Board to deal directly with the BLM, the Forest Service and the Division of Wildlife Resources on grazing practices. The board wants to make proposals to these organizations and help organize proper grazing practices that will help protect the land. Commissioner Walker made a list of people who are willing to serve on the board and she is working on the bylaws.

Commissioner Walker announced that a public meeting will be held in the county offices in Delta on Thursday, January 31, 2008 at 7:00 p.m. to hear public comment on establishing transportation and utility corridors.

Attorney Waddingham said the Disclosure Statements should be notarized before they are submitted to the county.

OTHER BUSINESS

Bill Wright, USDA Forest Service presented the Scipio Pass Communication Tower Lease Agreement between Millard County and the Forest Service to the Commissioners. The agreement will be reviewed by Attorney Waddingham and will be given Commissioners' consideration at Commission meeting on January 29. Mr. Wright said that if changes are made then an amendment will need to be done.

Commissioner Walker reported that the Commissioners have purchased a 2007 Chevrolet Trail Blazer from Droubay Chevrolet for \$20,319.00. The vehicle is a buy back with 8,142 miles. The paperwork was given to the Auditor for processing. Part of the payment will be taken out of the Commissioners' budget and part taken out of the Public Lands' Budget. The old van will be used by the County Offices in Delta, Economic Development and USU Extension.

Commissioner Walker made a motion to appoint Natalie Bennett from Hinckley, Tony Dearden from Fillmore and Rex Stanworth from Delta to the serve on the Millard County Care Center's Board of Directors. The board will have seven members.

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

Commissioner Smith proposed that the Commission meeting scheduled for March 4 be changed to March 11 because the Commissioner will be attending the NACCO Convention.

Commissioner Cooper received a letter from the Bear River Health Department expressing

its concern with an effort to press accreditation for members of the health departments. Commissioner Cooper stated that the accreditation policy has not served any good purpose in the past and it causes problems for rural areas.

The Radio Equipment Maintenance Agreement between Commercial Business Radio LLC and Millard County was signed by Commissioner Cooper and was attested to by Millard County Clerk Norma Brunson. A copy of the document will be on file in the Clerk's Office.

Commissioner Cooper gave a copy of a Memorandum of Understanding ("MOU"), between the Six County Association of Governments and the Federated Tribe of the Goshute Indians in regards to the Southern Nevada Water Association proposal, to the Commissioners to review and to red line any insignificant information. After the Commissioners have made their corrections, then it will be given to Mark Ward who will draft the MOU with Millard County, Juab County and Tooele County and the Federated Tribe of the Goshute Indians.

PUBLIC INPUT

Shelly Teuscher, UPC Wind, introduced Kate Bradshaw to the Commissioners. She invited the Commissioners and Attorney to lunch.

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

There was none.

WHERE UPON THE MEETING ADJOURNED

Commissioner Walker 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: _____