

·MINUTES OF BOARD OF COUNTY COMMISSIONERS
MILLARD COUNTY THE 16th DAY OF DECEMBER 2008
AT THE COURTHOUSE, FILLMORE, UTAH

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

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

ALSO PRESENT: Forrest Roper Sheriff Office
Terri Cummings East Millard Swimming Pool
Bart Whatcott Commissioner Elect
Jolene Johnson USU Extension
Robert Dekker Millard County Sheriff
Brandy Grace Millard County Auditor
John Pelczar First Wind
Paul Crossland First Wind
Dean Draper Millard Chronicle and Progress
Marreen Casper Senator Orrin Hatch Office

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

COORDINATION SESSION

The Commissioners scheduled events for the month of January 2009.

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 asked if anyone had an opening statement to give. Commissioner Smith quoted, "Here and there, now and again, God makes a giant among men." He said Commissioner Cooper gave his heart and soul while serving the past eight years as a County Commissioner and thanked him for his service. Commissioner Smith presented Commissioner Cooper a bronze statue of a cowboy with his horse and a gift certificate for Morgan Valley Lamb which is locally owned. Commissioner Walker expressed their appreciation for the opportunity of working with Commissioner Cooper and wished him good luck in the future. Commissioner Cooper said it had been a great pleasure to serve with Commissioner Smith and Commissioner Walker. He also enjoyed working with past County Commissioners Cox, Draper, and Greathouse, Attorney LeRay Jackson, Attorney Waddingham and Sheriff Dekker. He considered it a privilege to have represented Millard County as a Commissioner. Commissioner Cooper then said the invocation. Everyone stood and said the Pledge of Allegiance to the Flag.

FOLLOW UP ACTION ITEMS FROM MINUTES OF DECEMBER 2, 2008

There were none.

APPROVAL OF NOVEMBER 5, 2008 COMMISSION MINUTES

The proposed minutes of a special County Commission meeting held November 5, 2008 in Delta were presented for consideration and approval. Following review and consideration of minor corrections Commissioner Smith made a motion to approve the minutes of November 5, 2008, as corrected. Commissioner Walker SECONDED the motion. The voting was unanimous and the motion carried.

APPROVAL OF DECEMBER 2, 2008 COMMISSION MINUTES

The proposed minutes of a regular County Commission meeting held December 2, 2008 were presented for consideration and approval. Following review and consideration of minor corrections Commissioner Smith made a motion to approve the minutes of December 2, 2008, as corrected. Commissioner Walker SECONDED the motion. The voting was unanimous and the motion carried.

APPROVAL OF BUDGET HEARING HELD DECEMBER 2, 2008

The proposed minutes of the Budget Hearing held December 2, 2008, were presented for consideration and approval. Following review and consideration of minor corrections Commissioner Walker made a motion to approve the budget hearing minutes of December 2, 2008, as corrected. Commissioner Smith SECONDED the motion. The voting was unanimous and the motion carried.

AUDITORS REPORT

Auditor Grace gave the Commissioners the Check Edit Report dated December 12, 2008 to review and sign. She then gave them each a copy of the Pay Roll Report dated December 9, 2008.

An invoice in the amount of four hundred dollars, (\$400.00) was received from the National Association of Counties for the 2009 fee assessment.

Auditor Grace said that she has received additional information regarding the 3 percent servicing fee that would go to the county's insurance broker. At the last meeting the Commissioners had voted not to go with Utah Counties Insurance Pool ("UCIP") as its representative for 2009 and to deal directly with PEHP. UCIP sent a letter asking that the County reconsider its decision based on the fact that the County would still be charged the 3 percent servicing fee whether or not it chose a broker. If the County chooses to work directly with PEHP without the assistance of a broker, agent or authorized representative, the 3 percent service fee will be retained by PEHP to cover the cost of servicing the account internally. A letter was enclosed for approval to retain UCIP as Millard County's representative.

Commissioner Smith made a motion to authorize UCIP to act as Millard County's representative for PEHP Insurance which would entitle UCIP to the 3 percent servicing fee.

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

In Millard County there were five property tax appeals from the Board of Equalization that went to the State Tax Commission. The State Tax Commission would like to come to Millard County on January 20, 2009 to hear the appeals. The Commissioners agreed that the appeals could be heard in the afternoon of January 20, 2009.

A letter was received from Russell, Olsen, Larson and Rosenberg, Independent Auditors, reminding the County that 2007 was the last year of its current contract with their company. A proposal was sent for consideration that

included a slight increase built in for the next three years.

Commissioner Smith made a motion to approve the proposal from Russell, Olson, Larson and Rosenberg at the cost of \$19,400 for 2008, \$20,300 for 2009 and \$21,300 for 2010 and if a single audit was necessary, the cost would be \$3,000.

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

POSSIBLE CONSIDERATION AND ADOPTION OF THE MILLARD COUNTY STEP AND GRADE POLICY

Commissioner Smith recommended the Millard County Step and Grade Policy for consideration. The County paid \$20,000 to Mike Swallow for an evaluation and research study based on job descriptions provided by each employee and from personal interviews. The descriptions were compared with other similar counties that were chosen by the Commissioners. Mr. Swallow recommended a 25 grade program and it was adjusted to a 20 step and grade plan. A spread sheet was made comparing Millard County with the other counties. The new step and grade policy will give the County some structure and organization to its pay schedule. The plan can be adjusted to the COLA that is given each year. The elected officials were given a copy to review. A work meeting will be held after the first of the year to discuss the plan.

Commissioner Smith made a motion to tentatively adopt the proposed Millard County Step and Grade Plan which is a 20 step/20 grade plan.

Commissioner Walker SECONDED the motion and added a clarification that the tentative step and grade policy will be implemented after a work meeting is held with the elected officials and when possible adjustments are made.

Commissioner Smith proposed that the work meeting be held after the January 6, 2009 Commission meeting and that the policy be adopted at the meeting on January 20, 2009. The voting was unanimous and the motion carried. Further clarification came from Commissioner Smith who said that the information from Mr. Swallow was based on 2008 figures and the proposed step and grade plan has been adjusted with a 3 percent increase. A 3 percent COLA had been estimated to the plan as well as a 4 percent or a 5 percent COLA.

Commissioner Cooper agreed that the step and grade plan is a good thing for Millard County. The Chief Deputy positions were not included in the plan as it is proposed that their salaries be based on a percentage of the elected official's salary.

JOLENE JOHNSON, FAMILY AND CONSUMER SCIENCE AGENT, POSSIBLE APPROVAL OF THE AGREEMENT BETWEEN MILLARD

COUNTY AND USU

Jolene Johnson presented the Commissioners the annual Cooperative Agreement between Millard County and Utah State University, (“USU”) along with a budget adjustment.

Commissioner Walker questioned many of the line items in the budget especially the general categories and the salaries for the 4-H assistants. Commissioner Smith and Jolene Johnson explained why the increases were made. Commissioner Smith said that he thought the increases had been explained well enough as some flexibility is needed and we do not want to micro manage.

Commissioner Walker made a motion to table the adoption of the agreement until further clarification on the budget is given especially in the General Categories.

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

After lunch Jolene Johnson returned to report what the General Categories include:

211-400 Office, books, supplies

231- 400 Extension, trade fair judging, volunteers

241-400 Main Office, office supplies

621-400 News letters, guest speakers, etc

741-400 Technical equipment, unforeseen expenses

In the future, instead of the word “general”, the specific items will be listed to clarify where the money will be spent.

Commissioner Smith made a motion to approve the Cooperative Agreement between Millard County and USU and to approve the budget of \$126,900 as presented.

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

PUBLIC HEARING AND POSSIBLE APPOINTMENT OF TRUSTEES TO THE MILLARD COUNTY DRAINAGE DISTRICTS NOS. 1-4

Commissioner Smith made a motion to enter into a public hearing to discuss appointments of the Trustees to the Millard County Drainage Districts Nos. 1-4.

Commissioner Walker **SECONDED** the motion. The voting was unanimous and the motion carried. The hearing began at 11:17 a.m..

Present were: Forrest Roper, Terri Cummings, Bart Whatcott, Brandy Grace,

John Pelczar, Dean Draper, Paul Crossland and Robert Dekker.

Commissioner Smith said that the following people names be proposed as Trustees in the Millard County Drainage Districts:

#1. Dallas Anderson

#2. Clayton Jeffery

#3. Robert Prince

#4. No new appointment to replace Dennis Stefanoff was proposed

Commissioner Smith said that Millard County Drainage Districts' budgets are very minimal. The people who serve on the boards have done a very good job.

There were no public comments.

Commissioner Smith made a motion to close the public hearing.

Commissioner Walker SECONDED the motion. The voting was unanimous and the motion carried. The public hearing ended at 11:22 a.m..

Commissioner Smith made a motion to re-appoint Dallas Anderson as Trustee of Millard County Drainage District No. 1., Clayton Jeffery as Trustee of Millard County Drainage District No. 2. , Robert Prince as the Trustee of Millard County Drainage District No. 3 with Richard Young as a board member. No action will be taken on Millard County Drainage District 4 until a replacement is found for Dennis Stefanoff.

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

PUBLIC HEARING FOR THE PURPOSE OF OPENING THE COUNTY GENERAL FUND BUDGET FOR THE YEAR 2008

Commissioner Smith made a motion to enter into a public hearing to take public comment on opening the County General Fund Budget for the Year 2008.

Commissioner Walker SECONDED the motion. The voting was unanimous and the motion carried. The hearing began at 11:22 a.m..

Present were: Forrest Roper, Terri Cummings, Bart Whatcott, Robert Dekker, Brandy Grace, John Pelczar, Paul Crossland, Jack McBride and Dean Draper.

Auditor Brandy Grace said the public hearing for the purpose of taking comment on opening the budget for the year 2008 was advertised in the newspaper on December 10, 2008 according to Utah Code Annotated Section 17-36-26. Auditor Grace said that the Millard County General Fund includes Fund 10, Fund 22 and Fund 75. She recommends that the Commissioners

increase the General Fund Budget by \$500,000. To date there is 1.3 million dollars left in the budget and the additional funds may or may not be needed. The approval of the increase needed to be done today because it is the last Commission meeting of the year. A \$200,000 loan to the West Millard Mosquito Abatement District, which had not been previously budgeted for, attributed to the possible need for more funds.

There were no public comments.

Commissioner Walker made a motion to go out of the public hearing. Commissioner Smith SECONDED the motion. The voting was unanimous and the motion carried. The public hearing ended at 11:26 a.m..

POSSIBLE ADOPTION OF RESOLUTION NO. 08-12-16, A RESOLUTION OF THE BOARD OF COMMISSIONERS OF MILLARD COUNTY, STATE OF UTAH, OPENING AND INCREASING THE 2008 GENERAL FUND BUDGET BY AMENDMENT

Commissioner Smith made a motion to adopt Resolution No. 08-12-16, A Resolution of the Board of Commissioners of Millard County, State of Utah, Opening and Increasing the 2008 General Fund Budget by Amendment. The budget will be increased by \$500,000.

Commissioner Walker SECONDED the motion. Clerk Norma Brunson called for a roll call vote. Commissioner Smith voted YES. Commissioner Walker voted YES. Commissioner Cooper voted YES. The voting was unanimous and the motion carried.

Commissioner Smith said the public hearing was to amend the General Fund Budget. Other departments are over budget as well.

Auditor Grace proposed that the 2008 budgets be increased for the following departments:

Class B Roads \$500,000

Central Utah Narcotic Task Force \$50,000

Central Utah Narcotic Task Force Forfeiture \$50,000

E911 \$100,000

Capital Projects \$200,000

Commissioner Smith reported that:

Fund 21 - Road Department is currently \$ 339,000 over budget.

The Fuel line item in the budget was \$400,000 and is over budget approximately \$124,000 mainly because Special District Number 8 was not able to continue to help pay for the fuel.

Equipment and supplies are over budget \$250,000 (motors in the Cat Bull Dozer and the loader went out costing \$100,000).

Some revenue was under estimated

More Class B Road funds may be received than were expected.

Commissioner Smith recommended that \$500,000 be transferred to the road department to cover these expenses.

The Capital Fund balance is over because:

The cost of the roof on the Public Safety Building was over the budget. There is a fund balance in the Capital Projects Fund that will be used to cover this expense.

Sheriff Robert Dekker explained that:

The County is the governing board of the task force and approved purchase of some vehicles. The money is being taken from the Forfeiture Account to cover the expenses and it won't effect the Millard County Budget's operating costs.

An E911 equipment grant was received and the budget has to be increased to meet that expenditure.

Commissioner Smith made a motion to open the 2008 Budget and increase:

Fund 21 Class B Roads by \$500,000

Fund 26 Central Utah Narcotic Task Force by \$50,000

Fund 46 Capital Fund by \$200,000

Fund 27 Central Utah Narcotic Task Force Forfeiture by \$50,000

Fund 57 E911 by \$100,000

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

**POSSIBLE ADOPTION OF RESOLUTION NO. 08-12-16A, A
RESOLUTION OF THE BOARD OF COMMISSIONERS OF MILLARD
COUNTY, STATE OF UTAH, TRANSFERRING UNENCUMBERED OR
UNEXPENDED APPROPRIATION BALANCES FROM ONE
DEPARTMENT IN A FUND TO ANOTHER DEPARTMENT WITHIN THE
SAME FUND**

Commissioner Smith made a motion to adopt Resolution No. 08-12-16A, A Resolution of the Board of Commissioners of Millard County, State of Utah,

Transferring Unencumbered or Unexpended Appropriation Balances From One Department in a Fund to another Department Within the Same Fund.

Commissioner Walker SECONDED the motion. Clerk Norma Brunson called for a roll call vote. Commissioner Smith voted YES. Commissioner Walker voted YES. Commissioner Cooper voted YES. The voting was unanimous and the motion carried.

REVIEW AND POSSIBLE APPROVAL OF A BUSINESS LICENSE FOR TINK R BELL PHOTO, OWNER J'AIME STIDD

The business license application for Tink R Bell Photo, Owner J'Aime Stidd was reviewed and all the signatures were in order. Commissioner Smith made a motion to approve a business license for Tink R Bell Photo, Owner J'Aime Stidd.

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

MILFORD WIND CORRIDOR, LLC-PROJECT PROGRESS AND CONSTRUCTION UPDATE

John Pelczar and Paul Crossland from First Wind were present. Mr. Pelczar gave a brief report on the progress of the project in accordance with the conditions of the CUP. First Wind is working on a proposal with the Bureau of Land Management to deal with eight Raptorens nests that are along the route. Actual construction has not began yet, but should start mid February 2009. Delivery of the turbine components is still being undertaken. By next week there will be 39 complete GE Turbines on site. After the first of the year delivery will be taken on the other components.

POSSIBLE ADOPTION OF RESOLUTION NO. 08-12-16C, A RESOLUTION OF THE BOARD OF COMMISSIONERS OF MILLARD COUNTY, STATE OF UTAH, ADOPTING A FINAL BUDGET FOR MILLARD COUNTY FOR FISCAL YEAR 2009 AND FIXING SALARIES FOR VARIOUS COUNTY OFFICERS

Commissioner Walker made a motion to adopt Resolution No. 08-12-16C, A Resolution of the Board of Commissioners of Millard County, State of Utah, Adopting a Final Budget for Millard County for Fiscal Year 2009 and Fixing Salaries for Various County Officers.

Commissioner Smith SECONDED the motion with discussion. Auditor Grace briefly explained the Prior Year Budget Comparison and the Summary by Fund.

Clerk Norma Brunson called for a roll call vote. Commissioner Smith voted YES. Commissioner Walker voted YES. Commissioner Cooper voted YES. The voting was unanimous and the motion carried.

PUBLIC INPUT

Jack McBride asked the Commissioners if they had reconsidered to not give the employees a COLA or participate in the 401K plan? The budget is still being reviewed.

POSSIBLE ADOPTION OF A FEE INCREASE FOR WEST MILLARD SWIMMING POOL AND EAST MILLARD SWIMMING POOL

Terri Cummings, East Millard Swimming Pool Manager presented a 2009 proposed price increase for the swimming pools and reviewed each item with the Commissioners. She asked for a few modifications because there are some differences between the Fillmore and Delta pools in size and usages. The Commissioners will take the suggestions under review. Attorney Richard Waddingham said that fee increases should be done by Resolution.

Commissioner Walker made a motion to table the discussion and decision until the next Commission meeting.

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

Commissioner Walker made a motion to recess until after the Christmas Party. Commissioner Smith **SECONDED** the motion. The voting was unanimous and the motion carried. The meeting recessed at 12:04 p.m..

CHRISTMAS PARTY AT THE PARADISE INN RESTAURANT

Commissioner Walker made a motion to reconvene Commission meeting.

Commissioner Smith **SECONDED** the motion. The voting was unanimous and the meeting reconvened at: 1:34 p.m.. Commissioner Cooper was excused for other business.

Commissioner Smith made a motion to appoint Commissioner Walker to serve as Chairperson Pro Tempore for the rest of the meeting.

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

OTHER BUSINESS

Maureen Casper, Senator Orrin Hatch's Office, gave an update on the activities of Senator Hatch. The Senate is in a Pro Foma* Session which means they are called in for a ten minutes session every Monday and Thursday. There are very few attendees. This is being done to prevent the President from making any appointments or executive orders. The Committee meetings are still being held. Senator Hatch has fourth seniority in the Senate and he is hoping to continue with the Four A Committees he has served on in the past which are:

- Financial
- Judiciary
- Health, Education, and Labor
- Joint Intelligence

Highlights of her report:

Senator Hatch is against the new Detroit bailout bill.

Healthcare is going to be a big issue next year.

January 20, 2009 is the date for the Presidential inauguration.

The office is receiving positive feedback on the western land bills.

UPDATES ON THE MEDA BOARD MEMBERSHIP AND THE CHAIRPERSON

Commissioner Walker reported that Rob Droubay resigned as Chairperson of the Millard Economic Development Association Board ("MEDA") and the board needs to be reorganized.

Commissioner Smith made a motion to appoint Lori Roper as Chairperson of the MEDA Board and appoint Shirley Westenskow as a member of the MEDA Board.

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

POSSIBLE ADOPTION OF RESOLUTION NO. 08-12-16B, A RESOLUTION OF THE BOARD OF COMMISSIONERS OF MILLARD COUNTY, STATE OF UTAH, AMENDING THE MILLARD COUNTY SUNSET VIEW GOLF COURSE FEES

Commissioner Smith made a motion to strike Resolution No. 08-12-16B from the agenda, A Resolution of the Board of Commissioners of Millard County, State of Utah, Amending the Millard County Sunset View Golf Course Fees. Commissioner Walker stepped from the chair and **SECONDED** the motion. The voting was unanimous and the motion carried.

DISCUSSION OF THE PUBLIC DEFENDER'S CONTRACT

Commissioner Walker said that Millard County has offered James Slavens a three year contract with a budget of \$91,000 a year. The contract states, "During the first Commission meeting in August 2011, the County will review the Attorney's performance. If the County finds the review satisfactory, they will offer the Attorney the first right to negotiate a new public defender contract. Negotiations must be completed by December 1, 2011."

She would like to clarify several statements from the paragraph in the contract quoted above.

- The contract states "if the County finds the Attorney's performance satisfactory." She said that satisfactory performance means that it is the Commissioners' subjected opinion based on available information.
- First right to negotiate means the attorney is given the first right to negotiate a new public defender contract, but does not mean that we are making him an offer. We may send out bids as part of the negotiating process. There aren't any perimeters as was in the last contract that we would negotiate with him in good faith, it is an opportunity for the parties to discuss the possibility of a new contract for the public defender and that is all first right to negotiate means. Attorney Waddingham said the time between beginning the negotiations in August and completing them by December 1 is a long time for negotiations. Commissioner Walker said that the intent is that everything would be completed by December 1, 2011. The wording will state that negotiations with attorney must be completed by October 1, 2011.

POSSIBLE APPROVAL OF AN INTERLOCAL AGREEMENT BETWEEN THE CENTRAL UTAH NARCOTICS TASK FORCE AND CERTAIN PUBLIC AGENCIES, INCLUDING MILLARD COUNTY, FOR THE INVESTIGATION AND PROSECUTION OF THE ILLEGAL IMPORTATION, MANUFACTURE, USE, DISTRIBUTION, AND SALE OF CONTROLLED SUBSTANCES, ON A REGIONAL BASIS AND IN COOPERATIVE AGREEMENT, PURSUANT TO THE INTERLOCAL COOPERATION ACT

Commissioner Smith made a motion to table this item.

Commissioner Walker stepped from the chair and **SECONDED** the motion.

The voting was unanimous and the motion carried.

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

Commissioner Smith attended the West Millard Mosquito Abatement District meeting on December 15, 2008.

Commissioner Smith attended the GIS meeting this morning. There was discussion on identifying addresses in the county. A County assigned address is important and will be used in case of an emergency. There are still problems when the physical address and mailing address may not be the same. In March a new program will be started that will enable a cell phone caller to be located by their longitude and latitude. It was recommended that at the next Council of Governments meeting an emergency service presentation be given.

All the Commissioners have been working on the budget and the step and grade program.

Commissioner Smith attended a Department of Natural Resources meeting to discuss the fire suppression fund.

Commissioner Smith and Commissioner Elect Whatcott and Representative Brad Winn attended a meeting in Salt Lake at the Department of Natural Resources given by Mike Styler regarding the West Desert water issue. They met with a legislative aid who was writing some legislation for Representative Brad Winn. They visited with Lt. Governor Herbert to discuss the water and the fire suppression issues. A tentative meeting was set up with him for January 8, 2009 at 10:00 a.m.. Juab County and Sanpete County are also invited to attend that meeting.

Commissioner Smith reported the Wellness Committee for 2009 will be:

Todd Mullen-Chairperson

T.J. Taylor-Vice Chair

Deb Arnold

Cyndee Probert

Linda Beard

Bonnie Gehre

Paulette Staples

Commissioner Smith

The Wellness Committee will be coordinating the events for this year with the Apple Program.

Commissioner Walker attended the annual meeting of the members of Utah Counties Insurance Pool ("UCIP") in Provo. The election of trustees was

conducted among the other agenda items. Also a report by Attorney Peter Stirba was given regarding a US Supreme Court case involving Millard County. Mr. Stirba said he wouldn't be surprised to see a favorable ruling for the County.

Commissioner Walker attended the MEDA holiday party. Current Chairperson Rob Droubay was thanked for the service and time he gave to the board. Mr. Droubay will be resigning from the board due to other commitments. Commissioner Walker and Linda Gillmor, economic development director, met in Price with Delynn Fielding, Carbon County economic development director to discuss the Business Expansion and Retention (BEAR) program. The purpose was to see first-hand how Carbon and Emery Counties use the program to serve businesses to track money being brought into those counties. The BEAR software program enables economic development personnel to identify, track and help local businesses using appropriate and worthwhile referrals, including enterprise zones and the state's fast track program. Among the many benefits of BEAR is a lifeboat component to help businesses in crisis stay afloat. Linda Gillmor will explore this program further before adopting it in Millard County.

Commissioner Walker participated in the Apple physical assessment and the Commissioners were happy to see that 81 percent of the County employees participated.

Commissioner Walker attended a Christmas party hosted by Millard County Tourism. A delicious meal was served and the volunteers were thanked for their service.

Clerk Norma Brunson thanked Janice Robins for her efforts in arranging for the Christmas dinner at the Paradise Inn Restaurant today. She did a very good job coordinating the event with all the offices in both buildings.

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

Commissioner Smith made a motion to go into a closed executive session to discuss pending litigation.

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

After the executive session the regular meeting was reconvened.

WHERE UPON THE MEETING ADJOURNED

Commissioner Smith made a motion to adjourn the meeting.
Commissioner Walker stepped from the chair and **SECONDED** the motion.
The voting was unanimous and the meeting adjourned at 2:30 p.m..

Attest: _____

Approved: _____