

MINUTES OF THE REGULAR MEETING OF THE  
BOARD OF EMERY COUNTY COMMISSIONERS  
HELD IN THE EMERY COUNTY COURTHOUSE

JANUARY 3, 2023

Present at the meeting was Chairman Lynn Sitterud, Commissioner Jordan Leonard, Commissioner Keven Jensen, Attorney Mike Olsen, Sheriff Tyson Huntington, Deputy Clerk/Auditor Carol Cox, elected officials and citizens.

CONSENT AGENDA

(1)

APPROVAL OF CHECK EDIT LIST, REQUISITIONS, AND DISPOSITIONS.

The Warrant Check Edit List # 261744 through and including # 261840 was presented for payment.

Requisitions were presented for the following:

<u>REQUISITION</u>	<u>DESCRIPTION</u>	<u>AMOUNT</u>
1-23	ProReck Club 4000 audio system Aquatic Center	\$680.63

No dispositions

(2)

APPROVAL OF THE DECEMBER 13, 2022 COMMISSION MEETING MINUTES.

(3)

APPROVAL OF CREDIT CARDS FOR SHERIFF TYSON HUNTINGTON, COMMISSIONER KEVEN JENSEN AND COMMISSIONER JORDAN LEONARD.

(4)

APPROVAL TO RE-APPOINT JEFF TUTTLE TO THE CASTLE VALLEY SPECIAL SERVICE DISTRICT BOARD TO SERVE A FOUR (4) YEAR TERM.

(5)

NOTIFICATION: NATALIE OLSEN APPOINTED AS COMMISSIONER JORDAN LEONARD 'S EXECUTIVE CONFIDENTIAL SECRETARY. SHE WILL BE A VARIABLE PART TIME

EMPLOYEE WORKING 20-29 HOURS PER WEEK WITH PRORATED RETIREMENT. WAGE GRADE 14. EFFECTIVE 1-9-23

(6)

NOTIFICATION: JAN OLSEN APPOINTED AS COMMISSIONER KEVEN JENSEN'S EXECUTIVE CONFIDENTIAL SECRETARY. SHE WILL BE A VARIABLE PART TIME EMPLOYEE WORKING 20-29 HOURS PER WEEK WITH PRORATED RETIREMENT. WAGE GRADE 14. EFFECTIVE 1-3-23

(7)

NOTIFICATION: SELECTED PARKER JENSEN AS A PART TIME LIFEGUARD WORKING 19.75 HOURS PER WEEK. WAGE GRADE 3.

(8)

APPROVAL TO PROMOTE JOSH JOHNSON TO A MECHANIC II. MOVE FROM GRADE 18 TO GRADE 19. EFFECTIVE 1-9-23.

Commissioner Keven Jensen made a motion to approve the Consent Agenda. The motion was seconded by Commissioner Jordan Leonard. The motion passed.

AYE: Keven Jensen  
Jordan Leonard  
Lynn Sitterud

NAY: none

#### DISCUSSION AGENDA

(1)

#### INTRODUCTION OF NEW ELECTED OFFICIALS

Newly elected officials Commissioner Jordan Leonard, Keven Jensen, Sheriff Tyson Huntington. Newly re-elected officials Attorney Mike Olsen, and Clerk/Auditor Brenda Tuttle.

(2)

#### PRESENTATION OF YEARS OF SERVICE AWARDS

Years of Service awards were presented to the following:

25 years: Travis Winn and Terry Seager

10 years: Selina Hardman

5 years: Cory Cloward, Dinah Hayward, Dallon Cologie

(3)

#### ITEMS PULLED FROM THE CONSENT AGENDA

Commissioner Keven Jensen made a motion to approve the Consent Agenda. The motion was seconded by Commissioner Jordan Leonard. The motion passed.

AYE: Keven Jensen  
Jordan Leonard  
Lynn Sitterud

NAY: none

(4)

#### RATIFICATION OF ISSUING AN RFP FOR PUBLIC DEFENSE SERVICES.

Attorney Mike Olsen explained that he received notice from the current Public Defense Attorney contractor Oliver and Sitterud. He thanked them for their service to Emery County. It was necessary to issue an RFP for Public Defense Services in order to have someone in place by the first of the year. He requested ratification of that action at this time. Commissioner Jordan Leonard made a motion to ratify the issuing of an RFP for Public Defense Services for Emery County. The motion was seconded by Commissioner Keven Jensen. The motion passed.

AYE: Jordan Leonard  
Keven Jensen  
Lynn Sitterud

NAY: none

(5)

OPENING OF BIDS FOR PUBLIC DEFENSE SERVICES.

One bid was received for Public Defense Service. The bid was from Aaron P. Wise. Commissioner Keven Jensen made a motion to accept the bid from Aaron P. Wise for Public Defender Services upon meeting the qualifications. The motion was seconded by Commissioner Jordan Leonard. The motion passed.

AYE: Keven Jensen  
Jordan Leonard  
Lynn Sitterud

NAY: none

(6)

ACCEPTANCE OF AWARD OF \$10,000 FROM ALCOHOL AND DRUG FREE COMMITTEE (ADF) FOR THE PURCHASE OF TWO IN-CAR CAMERA SYSTEMS.

Jan Luke requested acceptance of an award of \$10,000 from Alcohol and Drug Free Committee (ADF) for the purchase of two in-car camera systems. Jan indicated that this is the fifth time the SO has been eligible for the award. The in-car camera systems are \$5,000 a piece. There

is no match requirement. The SO hopes to lock the price in quickly before the cost goes up.

Commissioner Jordan Leonard made a motion to accept the award of \$10,000 for Alcohol and Drug Free Committee (ADF) for the purchase of two in-car camera systems. The motion was seconded by Commissioner Keven Jensen. The motion passed.

AYE: Jordan Leonard  
Keven Jensen  
Lynn Sitterud

NAY: none

(7)

DISCUSS/APPROVE/DENY COUNTY BUSINESS LICENSE FOR ELEMENTS TRAVERSE.

Jim Jennings explained that there are two parts to the Traverse business. The adolescent (13-18 years olds) is in the Elements Wilderness Program . Elements Traverse is for adults. Elements Traverse was previously located in Huntington City and has moved into the building with EWP which is in the county. Elements Traverse has requested a county business license.

Commissioner Keven Jensen made a motion to approve a county business license for Elements Traverse. The motion was seconded by Commissioner Jordan Leonard. The motion passed.

AYE: Keven Jensen  
Jordan Leonard  
Lynn Sitterud

NAY: none

(8)

DISCUSS/APPROVE/DENY LEASE AGREEMENT BETWEEN EMERY COUNTY AND TRADITIONS HEALTH CARE INC.

Commissioner Jordan Leonard made a motion to table until the next Commission Meeting. The motion was seconded by Commissioner Keven Jensen. The motion passed.

AYE: Jordan Leonard  
Keven Jensen  
Lynn Sitterud

NAY: none

(9)

DISCUSS/APPROVE/DENY AWARDING AND APPROVAL OF CONTRACT FOR PUBLIC DEFENSE SERVICES.

Attorney Mike Olsen requested approval to award a contract to Aaron P. Wise for Public Defense Services. He indicated there is a stipulation in the contract for a COLA adjustment when the county gives employees COLA adjustments. The contract amount is \$9,400 per month. Commissioner Jordan Leonard made a motion to approve of a contract for Public

Defense Services to Aaron P. Wise provided he meets the RFP requirements. The motion was seconded by Commissioner Keven Jensen. The motion passed.

AYE: Jordan Leonard  
Keven Jensen  
Lynn Sitterud

NAY: none

(10)

DISCUSS/APPROVE/DENY WAIVING THE USAGE FEE FOR THE REC CENTER AND ICE SKATING RINK FOR THE ACCELERATED READER PARTY HOSTED BY SAN RAFAEL MIDDLE SCHOOL.

San Rafael Middle School would like to use the Rec Center and Ice Skating Rink for the Accelerated Reader Party. They expect about 100 kids. They are asking to have the usage fee waived.

Commissioner Jordan Leonard made a motion to waive the usage fee for the Rec Center and Ice Skating Rink for Accelerated Reader Party hosted by San Rafael Middle School. The motion was seconded by Commissioner Keven Jensen. The motion passed.

AYE: Jordan Leonard  
Keven Jensen  
Lynn Sitterud

NAY: none

(11)

COMMISSION/ELECTED OFFICIALS REPORTS

Attorney Mike Olsen expressed his gratitude to the outgoing elected officials. He is looking forward to working with the new elected officials and the new year.

Jordan Leonard and Keven Jensen expressed appreciation for the support of the citizens of Emery County and look forward to serving the communities.

Jade Powell from AOG reported on an MOU for Economic Development Services for Emery County for another year. Patsy Stoddard reported on upcoming Emery County Business Chamber activities

(12)

ADJOURN

Commissioner Keven Jensen made a motion to adjourn the meeting. The motion was seconded by Commissioner Jordan Leonard. The motion passed.

AYE: Keven Jensen  
Jordan Leonard  
Lynn Sitterud

NAY: none

ATTEST: \_\_\_\_\_ COMMISSIONER: \_\_\_\_\_

MINUTES OF THE REGULAR MEETING OF THE  
BOARD OF EMERY COUNTY COMMISSIONERS  
HELD IN THE EMERY COUNTY COURTHOUSE

JANUARY 17, 2023

Present at the meeting was Chairman Lynn Sitterud, Commissioner Jordan Leonard, Commissioner Keven Jensen, Attorney Mike Olsen, Sheriff Tyson Huntington, Deputy Clerk/Auditor Carol Cox.

CONSENT AGENDA

(1)

APPROVAL OF CHECK EDIT LIST, REQUISITIONS, AND DISPOSITIONS.

The Warrant Check Edit List #262219 through and including #262337 was presented for payment.

Requisitions were presented for the following:

<u>REQUISITION</u>	<u>DESCRIPTION</u>	<u>AMOUNT</u>
2-23	Shredder, Kensington Office Assist A6000-HS Sheriff	\$1,500.00
3-23	(2) AED, Phillips HeartStart FRx Library	2,608.00

No Dispositions

(2)

APPROVAL OF THE JANUARY 3, 2023 COMMISSION MEETING MINUTES

(3)

APPROVAL TO APPOINT MICHAEL TUTTLE TO THE EMERY COUNTY FIRE PROTECTION  
SPECIAL SERVICE DISTRICT BOARD.

(4)

APPROVAL TO RE-APPOINT LES WILBERG AND BRUCE WILSON TO THE PUBLIC LANDS  
BOARD.

(5)

APPROVAL OF CELL PHONE STIPEND FOR COMMISSIONER JORDAN LEONARD AND  
COMMISSIONER KEVEN JENSEN.

(6)

APPROVAL OF 2023 COMMISSION RESPONSIBILITIES LIST.

(7)

APPROVAL FOR COMMISSIONER SITTERUD TO BE RE-APPOINTED AS COMMISSION CHAIRMAN.

(8)

APPROVAL TO APPOINT COMMISSIONER JORDAN LEONARD AS COMMISSION VICE CHAIRMAN.

(9)

APPROVAL OF THE ANNUAL CONFLICT OF INTEREST FORMS.

(10)

APPROVAL OF JUSTIN TRUMAN TO RECEIVE A 3% WAGE INCREASE FOR SUCCESSFUL COMPLETION OF HIS 6 MONTH ORIENTATION PERIOD AS THE ROAD SUPERVISOR AND 5% COLA GIVEN THE FIRST OF THE YEAR. EFFECTIVE 1-23-23.

Commissioner Keven Jensen made a motion to approve the Consent Agenda as presented. The motion was seconded by Commissioner Jordan Leonard. The motion passed.

AYE: Keven Jensen  
Jordan Leonard  
Lynn Sitterud

NAY: none

#### DISCUSSION AGENDA

(1)

ITEMS PULLED FROM THE CONSENT AGENDA

(2)

SAFETY MINUTE PRESENTATION BY ARIAUNA DOWNARD FROM THE AQUATIC CENTER.

Ariauna presented information on sun safety for children and adults.

(3)

AWARDING OF THE SAFETY VISA GIFT CARDS.

Full time employee: Lane Taylor

Part-Time Employee: Natalie Olsen

Safety Sensitive Employees: David Ames and Kim Howes

EMS: Tracy Addley and Stephanie Mead

Record is now at 1,532 days without a loss time incident. The previous record was 139 days.

(4)

DISCUSS/APPROVE/DENY MONETARY DONATION TO THE CASTLE COUNTRY CLASSIC LIVESTOCK SHOW FOR 2023.

Representatives from the Castle Country Classic Livestock Show came before the Board of Commissioners to request a monetary donation for their Livestock Show for 2023. This will be their

third year for the Show. Jaxon Thayn, Mason Thornely, Jasey Thayn, Daisy Thatcher, Easton Thornley, and Derri Thatcher each presented highlights from the 2022 Livestock Show.

Commissioner Jordan Leonard commented that he attended the show last year and stated he felt it is a fantastic opportunity for the youth of Emery County. Commissioner Keven Jensen likes the public speaking opportunity it provides for these youth. Commissioner Jordan Leonard made a motion to make a monetary donation of \$3,500 to the Castle Country Classic Livestock Show for 2023. The motion was seconded by Commissioner Keven Jensen. The motion passed.

AYE: Jordan Leonard  
Keven Jensen  
Lynn Sitterud

NAY: none

(5)

DISCUSS/APPROVE/DENY LEASE AGREEMENT BETWEEN EMERY COUNTY AND TRADITIONS HEALTHCARE.

Commissioner Keven Jensen made a motion to table this item until a future meeting. The motion was seconded by Commissioner Jordan Leonard. The motion passed.

AYE: Keven Jensen  
Jordan Leonard  
Lynn Sitterud

NAY: none

(6)

DISCUSS/APPROVE/DENY WATER LEASE BETWEEN EMERY COUNTY ROAD DEPARTMENT AND EMERY WATER CONSERVANCY DISTRICT.

Road Supervisor Justin Truman requested approval for a water lease agreement between Emery County Road Department and Emery Water Conservancy District. He proposed to lease 130 shares of Huntington/Cleveland Irrigation water for 10 years at \$5.50 a share.

Commissioner Keven Jensen made a motion to approve a water lease agreement between Emery County Road Department and Emery Water Conservancy District. The motion was seconded by Commissioner Jordan Leonard. The motion passed.

AYE: Keven Jensen  
Jordan Leonard  
Lynn Sitterud

NAY: none

(7)

DISCUSS/APPROVE/DENY MOU BETWEEN EMERY COUNTY AND SEUALG FOR ECONOMIC DEVELOPMENT SERVICES

Commissioner Jordan Leonard talked about an MOU between Emery County and SEUALG for Economic Development Services. Jade Powell at SEUALG would help with managing grants and Business Retention and Expansion (BEAR) efforts while working with businesses in the county. The cost for the services is \$15,000 a year, payable in 2 payments of \$7,500. This MOU will help support our Economic Development program in Emery County. We have not had an Economic Development program in the County for some time now. SEUALG has been helping us with businesses looking to locate in the county, managing grants, and business retention. Commissioner Jordan Leonard made a



motion to approve an MOU between Emery County and SEUALG for Economic Development Services. The motion was seconded by Commissioner Keven Jensen. The motion passed.

AYE: Jordan Leonard  
Keven Jensen  
Lynn Sitterud

NAY: none

(8)

DISCUSS/APPROVE/DENY REDUCING EMERY COUNTY COMMISSIONER SALARIES TO THE RATE PRIOR TO 01/01/2021

Commissioner Keven Jensen opened up discussion on reducing Emery County Commissioner salaries to the rate prior to 01/01/2021. Commissioner Jensen talked about the learning curve he is experiencing as a new elected official. Serving the county is a big thing. Pay doesn't make the Commissioner. He stated he believes in small government. Commissioner Keven Jensen made a motion to reduce the Emery County Commissioner salaries to the rate prior to 01/01/2021.

Commissioner Jordan Leonard shared his thoughts on this matter. He feels that encouraging talented people to run for office needs to have a competitive wage. He feels that he has programs and events that he loves and wants to support with the current wage in a personal way, his way. He stated that he understands where Commissioner Jensen is at is his desire to reduce the wage, but he would like to give back to programs his way. Commissioner Leonard voted nay on the motion. The motion failed for lack of a second.

AYE: Commissioner Keven Jensen  
NAY: Commissioner Jordan Leonard  
Commissioner Lynn Sitterud

(9)

DISCUSS/APPROVE/DENY EMERY COUNTY COMMISSIONERS DESIRE TO MAKE COMMENT DURING THE PUBLIC COMMENT PERIOD REGARDING THE PROPOSED LITTLE CEDAR MOUNTAIN BIKE TRAIL.

Commissioner Sitterud has a personal feeling that this bike trail would better serve Emery County so people will stay in Green River. He opened discussion with the Commissioner as to whether a letter would be better individual letters or one letter mutual to all Commissioners. Commissioner Jensen stated he doesn't want to lose one AUM in that allotment area. He feels that agriculture in the area needs to be protected. As a rancher who owns permits on that land He is not for the trail being on Cedar Mountain. It would be better served closer to Green River City. Commissioner Leonard stated that he is a huge supporter of multiple use of the land. He felt that AUM's are important to our community. He felt Commissioners should write letters separately to better address the views of each Commissioner. Commissioner Jordan Leonard made a motion to draft separate letters providing individual views regarding the proposed Little Cedar Mountain Bike Trail. The motion was seconded by Commissioner Keven Jensen. The motion passed.

AYE: Jordan Leonard  
Keven Jensen  
Lynn Sitterud

NAY: none

(10)

DISCUSS/APPROVE/DENY RESOLUTION AUTHORIZING THE COMMISSION CHAIR TO SIGN MUTUAL INDUCEMENT AGREEMENT WITH SCS ENERGY AND RELATED MATTERS.

Commissioner Sitterud talked about an effort to join with Carbon County to acquire funds set aside by the legislature previously set aside to create an Inland Port in California. Coal production Counties Emery, Carbon, Sanpete and Sevier can apply for these funds to be used for coal resources projects. The effort is to go to the legislature and show that companies want to move into the counties to conduct coal projects. The request is to authorize the Commission Chair to sign a mutual inducement agreement on behalf of Emery County with SCS Energy and related matters. After some discussion on this matter, Commissioner Jordan Leonard made a motion to table this matter for further review. The motion was seconded by Commissioner Keven Jensen. The motion passed

AYE: Jordan Leonard  
Keven Jensen  
Lynn Sitterud

NAY: none

(11)

DISCUSS/APPROVE/DENY RESOLUTION AUTHORIZING THE COMMISSION CHAIR TO SIGN MUTUAL INDUCEMENT AGREEMENT WITH WELLINGTON MICROTECH AND RELATED MATTERS.

Commissioner Jordan Leonard made a motion to table this matter for further review. The motion was seconded by Commissioner Keven Jensen. The motion passed.

AYE: Jordan Leonard  
Keven Jensen  
Lynn Sitterud

NAY: none

(12)

DISCUSS/APPROVE/DENY RESOLUTION AUTHORIZING THE COMMISSION CHAIR TO SIGN MUTUAL INDUCEMENT AGREEMENT WITH BLUE SKY ENERGY AND RELATED MATTERS.

Commissioner Keven Jensen made a motion to table this matter for further review. The motion was seconded by Commissioner Jordan Leonard. The motion passed.

AYE: Keven Jensen  
Jordan Leonard  
Lynn Sitterud

NAY: none

(13)

DISCUSS/APPROVE/DENY ACCEPTANCE OF THE COMMUNITY LIBRARY ENHANCEMENT FUND DISBURSEMENT FOR FY 2023.

Commissioner Keven Jensen made a motion to accept the Community Library Enhancement Fund Disbursement for 2023. The motion was seconded by Commissioner Jordan Leonard. The motion passed.

AYE: Keven Jensen  
Jordan Leonard  
Lynn Sitterud

NAY: none

(14)

COMMISSION/ELECTED OFFICIALS REPORTS.

Sheriff Tyson Huntington reported that Sgt. Mike Grange has been assigned to Emery High School. TRT funds will be used to fund a deputy to patrol the desert.

Commissioner Leonard expressed gratitude for recent snow storms providing much needed moisture. He thanked the Road Department for their diligence in keeping the roads safe for our citizens. He also thanked Maintenance Supervisor Kyle Scow for keeping the facilities cleared and safe. He reported on the success of the recent fishing tournament at Millsite.

Commissioner Jensen echoed the sentiment of Commissioner Leonard in thanking the Road Department for keeping our citizens safe as they travel. He expressed gratitude for the much needed moisture.

(15)

ADJOURN

Motion to adjourn the meeting was made by Commissioner Keven Jensen, seconded by Commissioner Jordan Leonard, and the motion passed.

AYE: Keven Jensen  
Jordan Leonard  
Lynn Sitterud

NAY: none

ATTEST: \_\_\_\_\_ COMMISSIONER: \_\_\_\_\_

MINUTES OF THE REGULAR MEETING OF THE  
BOARD OF EMERY COUNTY COMMISSIONERS  
HELD IN THE EMERY COUNTY COURTHOUSE

FEBRUARY 7, 2023

Present at the meeting was Commission Chair Lynn Sitterud, Commissioner Jordan Leonard, Commissioner Keven Jensen, Attorney Mike Olsen, Deputy Clerk/Auditor Carol Cox, elected officials and citizens.

CONSENT AGENDA

(1)

APPROVAL OF CHECK EDIT LIST, REQUISITIONS, AND DISPOSITIONS.

The Warrant Check Edit List #262354 through and including #262473 was presented for payment.

Requisitions were presented for the following:

REQUISITION	DESCRIPTION	AMOUNT
4-23	(2) 4RE Standard DVR Camera Syst Sheriff vehicles	\$13,220.00
5-23	UTV Folding Glass Windshield Fabric Upper Doors Search/Rescue/Sheriff	\$2,545.94
6-23	(2) Patrol Vehicle Set-up Sheriff	\$25,091.18
7-23	#3 Dispatch Station for ECSO Sheriff	\$32,600.00
8-23	metal roof for Emery Library Library	\$6,757.50

Dispositions were presented for 4649 slide projector and 7623 paper shredder.

(2)

APPROVAL OF THE JANUARY 17, 2023 COMMISSION MEETING MINUTES

(3)

APPROVAL OF ISSUANCE OF A COUNTY CREDIT CARD FOR THE TRAVEL BUREAU.

- (4)  
APPROVAL TO PROMOTE MCKLANE ALLRED TO A PATROL DEPUTY II. MOVE FROM GRADE 16 TO GRADE 17. EFFECTIVE 2-20-23
- (5)  
APPROVAL OF ADDITIONAL CONFLICT OF INTEREST FORMS.
- (6)  
APPROVAL TO HIRE KALLON COWLEY AS THE FULL TIME LUBE MECHANIC AT THE ROAD SHOP WITH FULL BENEFITS. WAGE GRADE 16.
- (7)  
APPROVAL TO RECLASSIFY CAMRYN COX FROM VARIABLE PART TIME TO A  $\frac{3}{4}$  TIME EMPLOYEE WORKING 29 HOURS PER WEEK WITH PRORATED RETIREMENT, SICK AND HOLIDAY PAY. EFFECTIVE 2-20-23.
- (8)  
NOTIFICATION: SELECTED SHAUN GREGERSEN AS A PART TIME WEED & MOSQUITO TECHNICIAN, WORKING 19  $\frac{3}{4}$  HOURS
- (9)  
APPROVAL TO PROMOTE CAMILLE PHILLIPS TO DISPATCH II. MOVE FROM GRADE 14 TO GRADE 15. EFFECTIVE 2-20-23
- (10)  
NOTIFICATION: SHERIFF HUNTINGTON IS APPOINTING SHON ROPER AS HIS CAPTAIN. THIS IS A FULL TIME EXECUTIVE, FLSA EXEMPT POSITION. WAGE GRADE 25.
- (11)  
APPROVAL TO HIRE KURT STEVENS AS THE FULL TIME SOLID WASTE CREW LEAD WITH FULL BENEFITS. WAGE GRADE 19.
- (12)  
APPROVAL TO GIVE SHELBY O'KEEFE A 3% WAGE AND THE 5% COLA GIVEN THE FIRST OF THE YEAR FOR SUCCESSFUL COMPLETION OF HER 6 MONTH ORIENTATION PERIOD AS THE ASSISTANT LIBRARIAN IN GREEN RIVER. EFFECTIVE 2-20-23.
- (13)  
APPROVAL TO GIVE TY GORDON A 3% WAGE AND THE 5% COLA GIVEN THE FIRST OF THE YEAR FOR SUCCESSFUL COMPLETION OF HIS 6 MONTH ORIENTATION PERIOD AS THE ROAD FOREMAN. EFFECTIVE 2-20-23.
- (14)  
APPROVAL TO GIVE JAX GARDNER A 3% WAGE AND THE 5% COLA GIVEN THE FIRST OF THE YEAR FOR SUCCESSFUL COMPLETION OF HIS 6 MONTH ORIENTATION PERIOD AS EQUIPMENT OP/DRIVER. EFFECTIVE 2-20-23.

Commissioner Keven Jensen made a motion to approve the Consent Agenda. The motion was seconded by Commissioner Jordan Leonard. The motion passed.

AYE: Keven Jensen

Jordan Leonard

Lynn Sitterud

NAY: none

## DISCUSSION AGENDA

(1)

### ITEMS PULLED FROM THE CONSENT AGENDA.

(2)

### INTRODUCTION OF TYLER HUNT, GREEN RIVER CITY MANAGER AND MESSAGE FROM THE OUTGOING GREEN RIVER CITY MANAGER.

Outgoing Green River City Manager, Conae Black introduced Tyler Hunt, new Green River City Manager. Conae has retired from Green River City after 24 years of service to the City. Tyler gave a slide presentation of Green River City's Revitalization Plan and funding plans.

(3)

### PRESENTATION BY UTAH DIVISION OF WILDLIFE RESOURCES REGARDING DELIVERY OF PILT FUNDS.

Chris Wood, Regional Supervisor for UDWR presented the Commissioners a check in the amount of \$2,610.71 for payment in lieu of taxes on 5,282 acres of land in Emery County managed by DWR. The funds are collected from hunting and fishing licenses in the county. Mr. Wood expressed his appreciation for the work being done by the Emery County Public Lands Council. He appreciates the working relationship that the BLM Price office has with Emery County.

(4)

### PRESENTATION BY DAVID JELIN, COMMANDER OF THE AMERICAN LEGION PRICE POST 3, DISTRICT 5 AND AREA 3 REGARDING VETERANS BENEFITS AND SERVICES.

Commander David Jelin presented information regarding service related benefits and service connected disability benefits provided by the VA Clinic in Price, Utah.

(5)

### DISCUSS/APPROVE/DENY REQUEST FOR MONETARY DONATION TO THE SOUTH EASTERN UTAH JUNIOR LIVESTOCK SHOW.

Alex Worwood introduced two youth representing the SouthEastern Utah Junior Livestock Show. Dayton Worwood reported that this is her sixth year presenting at the Jr. Livestock Show. Kezlen Worwood reported that this is his second year participating. The youth requested a donation to the livestock show. The past year the Commissioners made a donation of \$3,500 to the Jr. Livestock Show. Commissioner Jordan Leonard commented that the Jr. Livestock Show teaches youth a strong work ethic. Commissioner Keven Jensen supports what the program teaches the youth. Commissioner Jordan Leonard made a motion to donate as in the past with \$3,500.00. The motion was seconded by Commissioner Keven Jensen. The motion passed.

AYE: Jordan Leonard

Keven Jensen

Lynn Sitterud

NAY: none

(6)

DISCUSS/APPROVE/DENY RESOLUTIONS OF AUTHORIZATION TO UPDATE SIGNERS ON THE SHERIFF'S INMATE/TURNKEY, FEE AND EVIDENCE ACCOUNTS.

Josie Stilson presented Resolutions of Authorization to update signers on the Sheriff's Inmate/Turnkey, fee and evidence accounts. Resolution 2-7-23A is Sheriff Inmate/Turnkey account, Resolution 2-7-23B is Sheriff's Fee Account, and Resolution 2-7-23C is Evidence account. Commissioner Keven Jensen made a motion to approve Resolutions of Authorization 2-7-23A,B,C to update signers on the Sheriff's Inmate/Turnkey, fee and evidence accounts. The motion was seconded by Commissioner Jordan Leonard. The motion passed.

AYE: Keven Jensen  
Jordan Leonard  
Lynn Sitterud

NAY: none

(7)

DISCUSS/APPROVE/DENY PAY INCREASE OF \$1.50 PER HOUR FOR BASIC AND ADVANCED EMT'S DURING DAY SHIFT, ON-CALL TIME, EXCLUDING GREEN RIVER.

Emery County EMS received a grant for retaining EMTS' The \$1.50 per hour pay increase for Basic and Advanced EMT's during day shift and on-call time has been discussed. It was determined that from an accounting standpoint reporting and calculating the differentials would not be possible with the time accounting method used for payroll. There needs to be more discussion on this matter. Commissioner Keven Jensen made a motion to deny the pay increase. The motion was seconded by Commissioner Jordan Leonard. The motion passed.

AYE: Keven Jensen  
Jordan Leonard  
Lynn Sitterud

NAY: none

(8)

DISCUSS/APPROVE/DENY FIVE(5) YEAR LEASE RENEWAL BETWEEN EMERY COUNTY AND AP&P.

Commissioner Keven Jensen made a motion to approve a Five(5) year lease renewal between Emery County and AP&P. The motion was seconded by Commissioner Jordan Leonard. The motion passed.

AYE: Keven Jensen  
Jordan Leonard  
Lynn Sitterud

NAY: none

(9)

DISCUSS/APPROVE/DENY ROW RENEWAL ON RIGHT-OF-WAY FOR THE ACCESS ROAD TO THE GREEN RIVER SOUTH GRAVEL PIT. (ROAD UTU-67438 TO GRAVEL PIT U-64368)

Jim Jennings requested approval to renew a ROW for access road to the Green River South Pit. This ROW has been in use since 1993. Commissioner Jordan Leonard made a motion to approve renewing ROW for access road to the Green River South Gravel Pit (Road UTU-67438 to Gravel Pit U-64368). The motion was seconded by Commissioner Keven Jensen. The motion passed.

AYE: Jordan Leonard  
Keven Jensen  
Lynn Sitterud

NAY: none

(10)

DISCUSS/APPROVE/DENY LETTER OF AGREEMENT BETWEEN EMERY COUNTY AND NIELSON CONSTRUCTION REGARDING ASPHALT/ROAD REPAIR RELATED TO THE MILLSITE DAM PROJECT.

Attorney Mike Olsen asked to have time to clear up some aspects of the agreement before it is considered. Commissioner Jordan Leonard made a motion to table this item for two weeks. The motion was seconded by Commissioner Keven Jensen. The motion passed.

AYE: Jordan Leonard  
Keven Jensen  
Lynn Sitterud

NAY: none

(11)

DISCUSS/APPROVE/DENY AMENDMENT OF SOLICITATION/MODIFICATION OF CONTRACT BETWEEN THE BLM AND EMERY COUNTY FOR LAW ENFORCEMENT SERVICES ON BLM LANDS WITHIN EMERY COUNTY TO DE-OBLIGATE EXCESS FUNDS FROM OPTION 1 IN THE AMOUNT OF \$15,887.25.

Motion to approve an amendment of solicitation/modification of contract between the BLM and Emery County for law enforcement services on BLM lands within Emery County to de-obligate excess funds from option 1 in the amount of \$15,887.25 was made by Commissioner Keven Jensen, seconded by Commissioner Jordan Leonard and the motion passed. The funds will be returned to the BLM.

AYE: Keven Jensen  
Jordan Leonard  
Lynn Sitterud

NAY: none

(12)

DISCUSS/APPROVE/DENY FY2023 ANNUAL OPERATING PLAN BETWEEN THE USDA FOREST SERVICE AND EMERY COUNTY FOR LAW ENFORCEMENT PATROL AND SERVICES ON FOREST SERVICE LANDS WITHIN EMERY COUNTY.

Attorney Mike Olsen requested that this be tabled to allow time to get clarity on a couple of aspects of the plan. He wants to make sure that Emery County is compensated for help in case of an emergency in the forest. Commissioner Keven Jensen made a motion to table this matter. The motion was seconded by Commissioner Jordan Leonard. The motion passed.

AYE: Keven Jensen  
Jordan Leonard  
Lynn Sitterud



NAY: none

(13)

DISCUSS/APPROVE/DENY LEASE EXTENSION WITH UNIFIED FLEET SERVICES TO EXTEND THE CURRENT LEASE OF FIVE (5) F-150S AND ONE (1) FORD EXPLORER UNTIL SUCH TIME AS THE NEW LEASED VEHICLES ARE AVAILABLE.

The lease extension is for the same monthly payment as last year. This just extends the lease. Commissioner Jordan Leonard made a motion to approve a lease extension with Unified Fleet Services to extend the current lease as described. The motion was seconded by Commissioner Keven Jensen. The motion passed

AYE: Jordan Leonard

Keven Jensen

Lynn Sitterud

NAY: none

(14)

DISCUSS/APPROVE/DENY AN AFFIDAVIT OF AUTHORITY GIVING SHERIFF TYSON HUNTINGTON AUTHORITY TO SIGN ALL DOCUMENTS FROM UNIFIED FLEET LEASE SERVICES, INCLUDING THE MASTER LEASE AGREEMENT, FOR THE VEHICLES THAT EMERY COUNTY WILL BE LEASING THIS YEAR.

The discussion was about the fact that the Commission Chairman has done this in the past. Attorney Mike Olsen could see no reason to change this method. No action was taken. Commissioner Jordan Leonard made a motion to table. The motion was seconded by Commissioner Keven Jensen. The motion passed.

AYE: Jordan Leonard

Keven Jensen

Lynn Sitterud

NAY: none

(15)

DISCUSS/APPROVE/DENY PARTICIPATION ADDENDUM TO THE STATE OF UTAH CONTRACT FOR THE PURPOSE OF ADDING AN ADDITIONAL 911 STATION TO EMERY COUNTY SHERIFF'S DISPATCH CENTER.

Sergeant Robert Riley explained that in June of 2019 ECSO joined the state 911 system. The Utah Communications Association developed a statewide system. The ECSO currently has two 911 stations. Their call volume has reached a point where they need to add a third station. UAC is ok with the ECSO adding this third station. Funds have been earmarked for 911 to fund the station. Adding a third station will make dispatch run more efficiently. Commissioner Keven Jensen made a motion to approve participation addendum to the State of Utah contract for the purpose of adding an additional 911 station to the Emery County Sheriff's Dispatch Center. The motion was seconded by Commissioner Jordan Leonard. The motion passed.

AYE: Keven Jensen

Jordan Leonard

Lynn Sitterud

NAY: none

(16)

DISCUSS/APPROVE/DENY USING \$60,000 OF ARPA FUNDING TO FUND PROJECTS AT THE GREEN RIVER FOOD PANTRY AND THE CASTLE DALE FOOD BANK.

Commissioner Jordan Leonard made a motion to approve using \$60,000 in ARPA Funds to fund projects at the Green River Food Pantry and Castle Dale Food Bank. The motion was seconded by Commissioner Keven Jensen. The motion passed.\

AYE: Jordan Leonard  
Keven Jensen  
Lynn Sitterud

NAY: none

(17)

DISCUSS/APPROVE/DENY ADVERTISING AN RFQ FOR A PUBLIC RELATION SPECIALIST.

Commissioner Lynn Sitterud indicated that the Commission has looked at doing this for some time. The Specialist would write articles for ETV News. The Emery County Commissioners would like to advertise an RFQ for a public Relation Specialist and see if we get any applicants to help Emery County with this effort. Commissioner Jordan Leonard made a motion to approve advertising an RFQ for a Public Relations Specialist. The motion was seconded by Commissioner Keven Jensen. The motion passed.

AYE: Jordan Leonard  
Keven Jensen  
Lynn Sitterud

NAY: none

(18)

DISCUSS/APPROVE/DENY AMENDMENT TO THE INVASIVE SPECIES MITIGATION (RUSSIAN OLIVE REMOVAL) GRANT #230002.

Weed/Mosquito Supervisor Cory Worwood explained that the grant provides for an additional \$12,000 to put towards the project. Commissioner Keven Jensen made a motion to approve amendment to the Invasive Species Mitigation (Russian Olive Removal) State Grant #230002. The motion was seconded by Commissioner Jordan Leonard. The motion passed.

AYE: Keven Jensen  
Jordan Leonard  
Lynn Sitterud

NAY: none

(19)

DISCUSS/APPROVE/DENY MOU BETWEEN BLM AND EMERY COUNTY WEED AND MOSQUITO DEPARTMENT.

Cory Worwood explained that the MOU is a renewal to remove invasive species from along the river banks on BLM land. The amount is \$12,000 and the term is five years. Commissioner Keven Jensen made a motion to approve an MOU between BLM and Emery County Weed and Mosquito Department. The motion was seconded by Commissioner Jordan Leonard. The motion passed.

AYE: Keven Jensen  
Jordan Leonard

Lynn Sitterud

NAY: none

(20)

DISCUSS/APPROVE/DENY THE AWARDING OF THE STATE OF UTAH, DEPARTMENT OF PUBLIC SAFETY GRANT IN THE AMOUNT OF \$25,000. THIS IS IN REGARDS TO HB23, "FIRST RESPONDER MENTAL HEALTH SERVICE AMENDMENTS."

Mary Huntington explained that on July 1, 2022 HB23 was passed by the Legislature. This MOU is between the Emery County Sheriff's Office as the recipient entity and the State of Utah, Department of Public Safety (DPS). DPS will provide \$25,000 to first responder agencies to assist with the costs of providing mental health resources to first responders. Mary requested acceptance of the award from DPS. Commissioner Jordan Leonard made a motion to accept the award of the State Of Utah, Department of Public Safety Grant in the amount of \$25,000. The motion was seconded by Commissioner Keven Jensen. The motion passed.

AYE: Jordan Leonard

Keven Jensen

Lynn Sitterud

NAY: none

(21)

DISCUSS/APPROVE/DENY SIGNING OF SETTLEMENT AGREEMENT AND RELEASE IN REGARDS TO THE UTAH OPIOID LITIGATION.

Attorney Mike Olsen requested approval to sign a Settlement Agreement and Release in regards to the Utah Opioid litigation. The settlement amount is \$450,000. Attorney's for the counties in the suit recommend signing the settlement agreement. Commissioner Keven Jensen made a motion to approve signing of Settlement Agreement and Release in regards to the Utah Opioid litigation. The motion was seconded by Commissioner Jordan Leonard. The motion passed.

AYE: Keven Jensen

Jordan Leonard

Lynn Sitterud

NAY: none

(22)

DISCUSS/APPROVE/DENY HYPNO HICK AGREEMENT FOR THE 2023 EMERY COUNTY FAIR.

Commissioner Jordan Leonard indicated that the County Fair is back on for 2023. Hypno Hick has been a big hit at the fair for several years. The agreement is for two events on July 28 & 29, 2023. Commissioner Jordan Leonard made a motion to approve an agreement with Hypno Hick for events during the 2023 Emery County Fair. The motion was seconded by Commissioner Keven Jensen. The motion passed.

AYE: Jordan Leonard

Keven Jensen

Lynn Sitterud

NAY: none

(23)

DISCUSS/APPROVE/DENY AMENDED CONTRACT BETWEEN H&H ROOFING AND EMERY COUNTY REGARDING EMERY LIBRARY ROOF REPLACEMENT.

Due to weather issues the roofing project for the Emery Library has been delayed. Attorney Mike Olsen requested that the roofing be purchased by the county and H&H Roofing will place the roof when the weather permits. Commissioner Keven Jensen made a motion to approve an amended contract between H&H Roofing and Emery County regarding Emery Library Roof Replacement. The motion was seconded by Commissioner Jordan Leonard. The motion passed.

AYE: Keven Jensen  
Jordan Leonard  
Lynn Sitterud

NAY: none

(24)

DISCUSS/APPROVE/DENY RESOLUTION AUTHORIZING THE COMMISSION CHAIR TO SIGN MUTUAL INDUCEMENT AGREEMENT WITH SCS ENERGY AND RELATED MATTERS.

Attorney Eric Johnson addressed the Commissioners concerns regarding the funds that were originally allocated by the legislature for an Inland Port. Emery County in conjunction with Carbon County and the Seven County Infrastructure Coalition is working to help establish an economic ecosystem to advance natural earth products such as hydrogen, cleaner energy, Emery fiber, rare earth minerals, et., and desire to apply to the Utah Community Impact Board and the Utah legislature for public funding to assist in establishing improvements and a program referred to as the Rural Utah Energy Ecosystem. They desire to advance and obtain permits for a project in the Ridge Road area of Carbon County that would use coal to produce hydrogen and ancillary products. The Public Entities desire to induce SCS to locate in the Ridge Road area as an anchor project for the ecosystem and induce the Public Entities to pursue public funding for the Ecosystem. The Public Entities and SCS desire to enter into a mutual inducement agreement whereby each desires to induce the other to advance their own interest by assisting with the Ecosystem and related commercial efforts. Emery County desires to approve its Commission Chair to execute a mutual inducement agreement with other Public Entities and with SCS. Commissioner Keven Jensen made a motion to approve Resolution 2-7-23D a resolution authorizing the Commission Chair to sign mutual inducement agreement with SCS Energy and related matters. The motion was seconded by Commissioner Jordan Leonard. The motion passed.

AYE: Keven Jensen  
Jordan Leonard  
Lynn Sitterud

NAY: none

(25)

DISCUSS/APPROVE/DENY RESOLUTION AUTHORIZING THE COMMISSION CHAIR TO SIGN MUTUAL INDUCEMENT AGREEMENT WITH WELLINGTON MICROTECH AND RELATED MATTERS.

Commissioner Keven Jensen made a motion to approve Resolution 2-7-23E, a resolution authorizing Commission Chair to sign mutual inducement agreement with Wellington Microtech and related matters. The motion was seconded by Commissioner Jordan Leonard. The motion passed.

AYE: Keven Jensen  
Jordan Leonard  
Lynn Sitterud

NAY: None

(26)

DISCUSS/APPROVE/DENY RESOLUTION AUTHORIZING COMMISSION CHAIR TO SIGN MUTUAL INDUCEMENT AGREEMENT WITH BLUE SKY ENERGY AND RELATED MATTERS.

Commissioner Keven Jensen made a motion to approve Resolution 2-7-23F, a resolution authorizing Commission Chair to sign mutual inducement agreement with Blue Sky Energy and related matters. The motion was seconded by Commissioner Jordan Leonard. The motion passed.

AYE: Keven Jensen  
Jordan Leonard  
Lynn Sitterud

NAY: none

(27)

DISCUSS/APPROVE/DENY SIGNING OF A CONTRACT FOR SERVICES BETWEEN CIS PROFESSIONAL LAND SURVEYING AND EMERY COUNTY FOR THE PREPARATION OF LEGAL DESCRIPTIONS FOR EACH CLASS D ROAD THROUGH EMERY COUNTY CROSSING UTAH TRUST LANDS.

Jim Jennings, Public Lands Director explained that the County applied for and received CIB funding to pay for the cost to prepare legal descriptions for each Class D road throughout Emery County crossing Utah Trust Lands. The contractor, CIS Professional Land Surveying, will do 161 easement descriptions at \$175 each for a total cost of \$28,175.00. Commissioner Keven Jensen made a motion to approve signing a contract for services between CIS Professional Land Surveying and Emery County for the preparation of legal descriptions for each Class D Road through Emery County crossing Utah Trust Lands. The motion was seconded by Commissioner Jordan Leonard. The motion passed.

AYE: Keven Jensen  
Jordan Leonard  
Lynn Sitterud

NAY: none

(28)

COMMISSIONER/ELECTED OFFICIAL REPORTS

Sheriff Huntington reported on efforts by the Drug Task Force to investigate crimes against children.

(29)

ADJOURN

Motion to adjourn the meeting was made by Commissioner Jordan Leonard, seconded by Commissioner Keven Jensen, and the motion passed.

AYE: Jordan Leonard  
Keven Jensen  
Lynn Sitterud

NAY: none

ATTEST: \_\_\_\_\_ COMMISSIONER: \_\_\_\_\_

MINUTES OF THE REGULAR MEETING OF THE  
BOARD OF EMERY COUNTY COMMISSIONERS  
HELD IN THE EMERY COUNTY COURTHOUSE

FEBRUARY 21, 2023

Present at the meeting was Commission Chairman Lynn Sitterud, Commissioner Jordan Leonard, Commissioner Keven Jensen, Attorney Mike Olsen, Sheriff Tyson Huntington, Deputy Clerk/Auditor Carol Cox, elected officials and citizens.

CONSENT AGENDA

(1)

APPROVAL OF CHECK EDIT LIST, REQUISITIONS, AND DISPOSITIONS.

The Warrant Check Edit List #262474 through and including #262585 was presented for payment.

Requisitions were presented for the following:

<u>REQUISITION</u>	<u>DESCRIPTION</u>	<u>AMOUNT</u>
9-23	(2) Fingerprint Systems Sheriff	\$16,250.00
10-23	(2) Lateral File Cabinets Sheriff	\$2,231.06
11-23	Enclosed Trailer for Hazmat gear/decon Sheriff	\$10,850.00
12-23	Vinyl graphic design and production for new Hazmat trailer Sheriff	\$1,800.00
13-23	(10) Hazmat Encapsulating suits Sheriff	\$12,047.40
14-23	Infrared Camera Sheriff	\$2,349.00

There were no dispositions.

(2)

APPROVAL OF THE FEBRUARY 7, 2023 COMMISSION MEETING MINUTES.

(3)

APPROVAL TO PROMOTE RICHARD RYAN TO PATROL II. MOVE TO GRADE 17. EFFECTIVE 3-6-23

(4)

APPROVAL TO GIVE MEAGAN SCOW A 3% WAGE INCREASE FOR SUCCESSFUL COMPLETION OF HER 6 MONTH ORIENTATION PERIOD AS AN ASSISTANT LIBRARIAN AND 5%COLA GIVEN THE FIRST OF THE YEAR. EFFECTIVE 3-6-23

(5)

APPROVAL TO HIRE BLAINE ALLEN AS A FULL-TIME GREEN RIVER EQUIPMENT/OPERATOR DRIVERI WITH FULL BENEFITS. GRADE 16.

(6)

APPROVAL TO PROMOTE VANESSA JUSTESEN TO VICTIMS ADVOCATE III. MOVE TO GRADE 17. EFFECTIVE 3-6-23.

(7)

APPROVAL TO RE-APPOINT KYLE WILLIS, MIKE MCCANDLESS AND JOY BARTON TO THE NORTH EMERY WATER USERS BOARD.

(8)

APPROVAL TO START RECRUITING FOR 2 SEASONAL LAWN CARE LABORERS \$14.70 PER HOUR..

(9)

APPROVAL TO APPOINT MICK ROBINSON AS THE ORANGEVILLE EMS GARAGE LEAD TO TO RECEIVE THE CURRENT MONTHLY STIPEND.

Motion to approve the Consent Agenda was made by Commissioner Keven Jensen, seconded by Commissioner Jordan Leonard, and the motion passed.

AYE: Keven Jensen  
Jordan Leonard  
Lynn Sitterud

NAY: none

#### DISCUSSION AGENDA

(1)

ITEMS PULLED FROM THE CONSENT AGENDA.

Commissioner Jordan Leonard made a motion to leave the regular meeting and enter into a Public Hearing. The motion was seconded by Commissioner Keven Jensen. The motion passed.

AYE: Jordan Leonard  
Keven Jensen  
Lynn Sitterud

NAY: none

(2)

PUBLIC HEARING: to receive public comment regarding mental health and substance abuse disorder treatment needs in Emery County.

Four Corners Behavioral Health Director, Melissa Huntington opened the Public Hearing with a brief overview of activity. Positive comments regarding substance abuse and mental health issues were given by: Angela Bloom who commented that she has recently graduated from the drug court program, expressing gratitude for post recovery therapy and continued support from Four Corners. Diane Vivian expressed appreciation for continued support by Four Corners staff as she battled with depression and mental health issues. Jamie Nay expressed appreciation for Four Corners and the staff support for post recovery treatment after twelve years she has finally been sober for 10 months. Attorney Mike Olsen expressed gratitude to the great staff at Four Corners for the working relationship he has shared for a long time. A lot has changed since he began. Laws are changing with regard to how mental health is managed. Individual freedoms can not be trampled on. There are a lot of moving parts and we are all getting better all the time. A good working relationship is extremely important. He stated he appreciates the comments made by individuals. It takes a lot of courage to admit when one needs help. It's a tough thing, but we are getting better at managing it everyday. Sheriff Tyson Huntington indicated that from a law enforcement perspective they receive many calls and the instruction that his department receives by Four Corners has made them better law enforcement officers. They look at a crisis differently and efforts to improve make a difference. Thank you to Four Corners for all you do for Emery County citizens.

The Public Hearing ended and the Commissioners returned to the regular meeting agenda.

(3)

SAFETY MINUTE PRESENTATION BY JEFF GUYMON, IS/GIS, COMMUNICATION DIRECTOR AND NETWORK ENGINEER.

Jeff talked about phishing emails and a warning about what links to watch out for.

(4)

AWARDING OF THE SAFETY VISA GIFT CARDS.

Full Time Employees: Desiree Malley

Part-time Employees: Denise Reid

Safety Sensitive Employees: Preston Wilson and McKlane Allred

EMS Employees: Dennis Mangum and Kristen Jensen

(5)

UPDATED OVERVIEW ON GREEN RIVER NATURAL GAS PROJECT PRESENTED BY DOMINION ENERGY.

Dominion Energy representative Mike Revero provided an update on the rural expansion efforts to get natural gas to the Green River area. They are busy working to get over 400 residential homes and businesses signed up for Natural gas hook-up. They are scheduled to begin work on the project next week.

(6)

UPDATE ON THE EMERY COUNTY BUSINESS CHAMBER PRESENTED BY DARCY POWELL, BUSINESS CHAMBER PRESIDENT.



Darcy Powell and Patsy Stoddard provided an update of Chamber activity. Darcy indicated that they currently have 13 members. They recently held a Beat the Winter Blues event in January. They have scheduled Casino Night for November. She invited the Commissioners to attend their Lunch and Learn in March. Patsy talked about the Main Street Grant Program. The funds provided for this program are dedicated to helping businesses succeed in Emery County.

(7)

DISCUSS/APPROVE/DENY RENEWAL OF AGREEMENT BETWEEN EMERY COUNTY AND GRANIUS FOR HOST COMPLIANCE SERVICES.

Travel Bureau Director Shannon Hiatt explained that Granius monitors all businesses who collect TRT funds. This is the third year we have reviewed the collection data. TRT funds have gone up since we began using Granius. He believed Emery County has 100% compliance at this time. Shannon requested approval to renew an agreement between Emery County and Granius. Commissioner Keven Jensen made a motion to approve renewal of an agreement between Emery County and Granius for Host Compliance Services. The motion was seconded by Commissioner Jordan Leonard. The motion passed.

AYE: Keven Jensen  
Jordan Leonard  
Lynn Sitterud

NAY: none

(8)

DISCUSS/APPROVE/DENY OHVR GRANT APPLICATION FOR THE EMERY COUNTY TRAILS DEPARTMENT.

Director Shannon Hiatt explained that the Trails Committee is in need of a truck, trailer, track hoe, and tracks for the mini-ex. The equipment is used to groom trails on the Swell. The Trails Committee along with EmeryTelcom and the BLM go out on the desert and the mountains a few times a month to groom trails. The grant period opened on February 1st and will close on March 31st. Jim Jennings and AnnDee Mead will write the grant. Shannon requested approval for the grant application process. Commissioner Keven Jensen made a motion to approve the OHVR Grant Application process for the Emery County Trails Department. The motion was seconded by Commissioner Jordan Leonard. The motion passed.

AYE: Keven Jensen  
Jordan Leonard  
Lynn Sitterud

NAY: none

(9)

DISCUSS/APPROVE/DENY MONETARY DONATION TO EASTERN UTAH WOMEN'S CONFERENCE.

Darcy Powell, Maddi Bennett and Amy Petersen requested a monetary donation to the Eastern Utah Women's Conference. The funds will be used towards a women of the year gift. They have 9 nominations thus far. Darcy indicates that when she first started attending the conference there were only Emery County women, but now they have 125 plus women attending from the Carbon County and Emery County area. Commissioner Jordan Leonard made a motion to donate \$125.00 to Eastern Utah

Women's Conference. The motion was seconded by Commissioner Keven Jensen. The motion passed.

AYE: Jordan Leonard  
Keven Jensen  
Lynn Sitterud  
NAY: none

(10)

DISCUSS/APPROVE/DENY TAX DEFERRAL AGREEMENT FOR ROBERT MCNEEL ON PARCEL 01-0072-0005 FOR THE PAYMENT OF REAL PROPERTY TAXES THAT ARE FIVE YEARS PAST DUE.

Treasure Josie Stilson requested approval for a deferral agreement for Robert McNeel. She explained that letters were sent out to property owners who were set to be sold at the Max Tax Sale because they were five years in arrears. Mr. McNeel has made two payments toward the \$1,800. If approved Mr. McNeel would have until November 30, 2023 to pay all the taxes. Commissioner Keven Jensen made a motion to approve a tax deferral agreement for Robert McNeel. The motion was seconded by Commissioner Jordan Leonard. The motion passed.

AYE: Keven Jensen  
Jordan Leonard  
Lynn Sitterud  
NAY: none

(11)

DISCUSS/APPROVE/DENY TAX DEFERRAL AGREEMENT FOR DONA ROBERTS ON PARCEL 01-0129-0023 FOR THE PAYMENT OF REAL PROPERTY TAXES THAT ARE FIVE YEARS PAST DUE.

Josie Stilson requested approval of a tax deferral agreement for Dona Roberts. Ms. Roberts owes \$4,450.00. She will have until November 30, 2023 to pay the taxes. Commissioner Jordan Leonard made a motion to approve a deferral agreement for Dona Roberts. The motion was seconded by Commissioner Keven Jensen. The motion passed.

AYE: Jordan Leonard  
Keven Jensen  
Lynn Sitterud  
NAY: none

(12)

DISCUSS/APPROVE/DENY INTERLOCAL COOPERATION AGREEMENT BETWEEN EMERY COUNTY AND EMERY TOWN, FERRON CITY, CLAWSON TOWN, ORANGEVILLE CITY, CASTLE DALE CITY, HUNTINGTON CITY, CLEVELAND TOWN, ELMO TOWN AND GREEN RIVER CITY FOR ADMINISTRATION OF THE 2023 MUNICIPAL ELECTIONS.

Commissioner Keven Jensen made a motion to approve interlocal agreements between Emery County and municipalities in Emery County for administration of the 2023 Municipal Election. The motion was seconded by Commissioner Jordan Leonard. The motion passed.

AYE: Keven Jensen  
Jordan Leonard  
Lynn Sitterud

NAY: none

(13)

DISCUSS/APPROVE/DENY RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF EMERY COUNTY, UTAH ACTING AS THE GOVERNING BODY OF THE CASTLE VALLEY SPECIAL SERVICE DISTRICT, EMERY COUNTY, UTAH (THE ISSUER) AUTHORIZING THE ISSUER'S GENERAL OBLIGATION BONDS, IN ONE OR THE MAXIMUM AMOUNT, NOT TO EXCEED \$1,750,000 FIXING THE MAXIMUM AMOUNT,, MATURITY, INTEREST RATE, AND DISCOUNT ON THE BONDS TO BE ISSUED; PROVIDING FOR THE RUNNING OF A CONTEST PERIOD; AND RELATED MATTERS.

Jacob Sharp, CVSSD and Alex Buxton, Zions Public Finance reviewed a Resolution authorizing the issuance of General Obligation Bonds in the amount of \$1,750.00, fixing the maximum amount, maturity, interest rate and discount on the bonds to be issued. This is part of the 2019 voter approved General Obligation Bonds. This GOB will be issued at a 1.5 % interest rate on a 6 year term. This resolution sets into motion the ability of the bonds to be issued. A Public Hearing is scheduled for March 21, 2023 to receive comment on the Final Bond Resolution. Commissioner Jordan Leonard made a motion to accept Resolution 2-21-23 authorizing Castle Valley Special Service District (the issuer) General Obligation Bonds, in one or the maximum amount, not to exceed \$1,750,00 fixing the maximum amount, maturity, interest rate, and discount of the bonds to the issued, providing for the running of a contest period, and related matters. The motion was seconded by Commissioner Keven Jensen. The motion passed.

AYE: Jordan Leonard

Keven Jensen

Lynn Sitterud

NAY: none

(14)

DISCUSS/APPROVE/DENY USHRAB PRESERVATION GRANT APPLICATION TO DIGITIZE FERRON CANAL RESERVOIR CO, AND HUNTINGTON/CLEVELAND IRRIGATION CO. WATER RECORDS.

Suzanne Anderson, Emery county Archives request approval for USHRAB Preservation Grant application to digitize Ferron Canal Reservoir Co. and Huntingoton/Cleveland Irrigation Co. water records. She indicated she has a letter of support from Emery Water Conservancy District who has agreed to finance the required match for the \$7,500 grant from USHRAB. Commissioner Keven Jensen made a motion to approve Archives application for a USHRAB Preservation Grant. The motion was seconded by Commissioner Jordan Leonard. The motion passed.

AYE: Keven Jensen

Jordan Leonard

Lynn Sitterud

NAY: none

(15)

DISCUSS/APPROVE/DENY APPLICATION FOR THE ARTS AND MUSEUMS PROJECT GRANT FOR ARCHIVAL SUPPLIES.

Suzanne Anderson requested approval for the Arts and Museums Project Grant application for Archival supplies. Commissioner Jordan Leonard made a motion to approve the application process for the Arts

and Museums Project Grant. The motion was seconded by Commissioner Keven Jensen. The motion passed.

AYE: Jordan Leonard  
Keven Jensen  
Lynn Sitterud

NAY: none

(16)

DISCUSS/APPROVE/DENY UTAH MUSEUM ASSOCIATION OPERATIONAL GRANT APPLICATION

Museum of the San Rafael Director, Tiffany Baker requested approval for a Utah Museum Operational Grant in the amount \$2,799.99-\$8,849.94. The Museum has seen an influx of groups visiting many of which are disabled. The funds will be used to update ADA compliance at the museum and add three kiosks to the museum displays that are ADA friendly. The kiosks will provide information on the history of Emery County. The funding is a 1-1 match through volunteer hours served. Motion to approve the Grant Application for Utah Museum Association Operation Grant was made by Commissioner Keven Jensen, seconded by Commissioner Jordan Leonard, and the motion passed.

AYE: Keven Jensen  
Jordan Leonard  
Lynn Sitterud

NAY: none

(17)

DISCUSS/APPROVE/DENY AMENDMENT TO THE FY2023 AGREEMENT BETWEEN EMERY COUNTY SHERIFF'S OFFICE AND USDA FOREST SERVICE FOR OVERTIME PATROLS ON FOREST SERVICE LAND.

Sheriff Tyson Huntington explained the amendment to the FY2023 Agreement between Emery County Sheriff's Office and USDA Forest Service for overtime patrols on Forest Service Land. This is the FY2023 Operating and Financial Plan. The total amount of the operating plan is \$28,600.00. Attorney Mike Olsen has reviewed the document and everything is in order. Commissioner Keven Jensen made a motion to approve the amendment to the FY2023 Agreement between Emery County Sheriff's Office and USDA Forest Service for overtime patrols on Forest Service Land. The motion was seconded by Commissioner Jordan Leonard. The motion passed.

AYE: Keven Jensen  
Jordan Leonard  
Lynn Sitterud

NAY: none

(18)

DISCUSS/APPROVE/DENY BUSINESS LICENSE APPLICATION FOR BRYDEE HANSEN, BUSINESS BRYDEE'S BEAUTY BAR.

Motion to approve a business license application for BryDee Hansen dba: BryDee's Beauty Bar was made by Commissioner Jordan Leonard, seconded by Commissioner Keven Jensen, and the motion passed.

AYE: Jordan Leonard  
Keven Jensen  
Lynn Sitterud

NAY: none

(19)

COMMISSION/ELECTED OFFICIALS REPORTS

Larr Ellertson from Congressman Curtis's staff gave a brief update of legislative action related to rural communities in Utah such as expanding domestic mining efforts reports from the National Resource Committee, FS and BLM are finalizing endangered wildlife efforts. Wildfire Recovery Act efforts to raise the cost share for restoration. Public Lands and Search and Rescue get more money for local Search and rescue efforts.

Sheriff Huntington reported on a recent drug bust from a Greyhound Bus in Green River City.

(20)

ADJOURN

Motion to adjourn the meeting was made by Commissioner Keven Jensen, seconded by Jordan Leonard, and the motion passed.

AYE: Keven Jensen  
Jordan Leonard  
Lynn Sitterud

NAY: none

ATTEST \_\_\_\_\_ Commissioner \_\_\_\_\_

MINUTES OF THE REGULAR MEETING  
OF THE BOARD OF EMERY COUNTY COMMISSIONERS  
HELD IN THE EMERY COUNTY COURTHOUSE

MARCH 7, 2023

Present at the meeting was Commission Chairman Lynn Sitterud, Commissioner Keven Jensen, Commissioner Jordan Leonard, Attorney Mike Olsen, Sheriff Tyson Huntington, Deputy Clerk/Auditor Carol Cox, elected officials and citizens.

CONSENT AGENDA

(1)  
APPROVAL OF CHECK EDIT LIST, REQUISITIONS, AND DISPOSITIONS

The Warrant Check Edit List # 262594 through and including #262681 was presented for payment.

Requisitions were presented for the following:

<u>REQUISITION</u>	<u>DESCRIPTION</u>	<u>AMOUNT</u>
16-23	Welder Engine Driven Trailblazer 325 Road Department	\$10,653.78
17-23	(3) Lightweight Level IIIA Breacher Blankets Sheriff Department	\$6,597.00

There were no dispositions.

(2)  
APPROVAL OF THE FEBRUARY 21, 2023 COMMISSION MEETING MINUTES.

(3)  
APPROVAL TO GIVE CODY WILSTEAD A 3% WAGE INCREASE FOR SUCCESSFUL COMPLETION OF HIS 6 MONTH ORIENTATION PERIOD AND THE 5% COLA GIVEN THE FIRST OF THE YEAR. EFFECTIVE 3-20-23.

(4)  
APPROVAL TO GIVE SYDNEY CARTER AND TYLER FRANDBSEN A 3% WAGE INCREASE FOR SUCCESSFUL COMPLETION OF THEIR 6 MONTH ORIENTATION PERIOD AS A HEAD LIFEGUARD AND THE 5% COLA GIVEN THE FIRST OF THE YEAR. EFFECTIVE 3-20-23

(5)

APPROVAL TO GIVE KIMRA PHILLIPS A 3% WAGE INCREASE FOR SUCCESSFUL COMPLETION OF HER 6 MONTH ORIENTATION PERIOD AS A CUSTODIAN AT THE EMERY LIBRARY AND THE 5% COLA GIVEN THE FIRST OF THE YEAR. EFFECTIVE 3-20-23.

(6)

APPROVAL TO GIVE KENDRA BELL A 3% WAGE INCREASE FOR SUCCESSFUL COMPLETION OF HER 6 MONTH ORIENTATION PERIOD AS THE ASSISTANT LIBRARIAN IN ELMO LIBRARY AND THE 5% COLA GIVEN THE FIRST OF THE YEAR. EFFECTIVE 3-20-23.

(7)

APPROVAL OF CONFLICT OF INTEREST FORM FROM COBY HUNT.

(8)

APPROVAL TO RECLASSIFY TIFFANY BAKER TO A ¾ TIME EMPLOYEE WORKING 29 HOURS PER WEEK WITH PRORATED VACATION, SICK, HOLIDAY, AND RETIREMENT. NO WAGE CHANGE. EFFECTIVE 3-20-23

Motion to approve the Consent Agenda was made by Commissioner Keven Jensen, seconded by Commissioner Jordan Leonard, and the motion passed.

AYE: Keven Jensen  
Jordan Leonard  
Lynn Sitterud

NAY: none

#### DISCUSSION AGENDA

(1)

ITEMS PULLED FROM THE CONSENT AGENDA

(2)

OPEN/REVIEW BIDS ON THE MILLSITE COUNTY ROAD RIPRAP AND FISH HABITAT PROJECT.

Two bids were received/opened/reviewed for the Millsite County Road Riprap and Fish Habitat Project.

1. TSJ Construction bid \$1,299,645.85
2. Nielsen Construction bid \$2,164,000.00

Commissioner Keven Jensen made a motion to award the bid to the lowest bidder upon review and approval from Attorney Mike Olsen. The motion was seconded by Commissioner Jordan Leonard. The motion passed.

AYE: Keven Jensen  
Jordan Leonard  
Lynn Sitterud

NAY: none

(3)

CONCERNS REGARDING THE PROCESS OF CONTACTING ELECTED OFFICIALS PRESENTED BY ALLEN PAUL RIDDLE.

Allen Paul Riddle came before the Board of Commissioners to address his concern for lack of ability to contact Emery County Attorney Michael Olsen after numerous attempts to contact him. His desire is to discuss the theft of campaign signs during the 2022 General Election in Carbon County. Mr. Riddle resides in Carbon County but owns two homes in Emery County. The local Carbon County Attorney was not permitted to look into the local officials of Carbon County so the case was sent to Emery County for investigation. He said he contacted the Emery County Attorney's office several times and got no response. Attorney Mike Olsen indicated that he is not permitted to comment on an ongoing investigation. He suggested that he call his office and make an appointment.

(4)

DISCUSS/APPROVE/DENY DEFERRAL ON PARCEL #01-0178A-0012 FOR DERK JONES.

Treasurer, Josie Stilson requested approval for a deferral agreement for Derk Jones. She indicated that Mr. Jones contacted her office and requested a deferral for his shop next to his house. He paid \$900.00 on the back taxes. The balance due is \$700.00. He will also need to pay 2023 taxes. The deferral would allow Mr. Jones to pay the taxes by November 30, 2023. Commissioner Jordan Leonard made a motion to approve a deferral agreement with Derk Jones on parcel #01-0178A-0012. The motion was seconded by Commissioner Keven Jensen. The motion passed.

AYE: Jordan Leonard  
Keven Jensen  
Lynn Sitterud

NAY: none

(5)

DISCUSS/APPROVE/DENY TAX DEFERRAL ON PARCEL #01-0154-0031 FOR RACHEL CRESTO.

Treasurer, Josie Stilson requested approval for a deferral agreement for Rachel Cresto. Ms. Cresto has a plan of paying \$150.00 per month. The deferred amount is \$1,060.00 on her home in Green River City. Commissioner Keven Jensen made a motion to approve a tax deferral agreement for Rachel Cresto. The motion was seconded by Commissioner Jordan Leonard. The motion passed.

AYE: Keven Jensen  
Jordan Leonard  
Lynn Sitterud

NAY: none

(6)

DISCUSS/APPROVE/DENY MASTER LEASE AGREEMENT BETWEEN EMERY COUNTY AND UNIFIED FLEETS SERVICES, LLC.

Attorney Mike Olsen indicated that the lease agreement is similar to the lease agreement from last year. He suggested approval pending his review and approval of the agreement document. Commissioner Jordan Leonard made a motion to approve the Master Lease agreement between Emery County and Unified Fleets Services, LLC pending approval of Attorney Mike Olsen. The motion was seconded by Commissioner Keven Jensen. The motion passed.

AYE: Jordan Leonard  
Keven Jensen  
Lynn Sitterud

NAY: none.



(7)

DISCUSS/APPROVE/DENY INDIGENT CREMATION APPLICATION FOR HILDA SUE MALONE.

Commissioner Lynn Sitterud explained that a family member for Hilda Sue Malone went through the County's Indigent application process. Historically Emery County will grant \$1,000.00 for cremation. The mortuary has agreed to accept the \$1,000.00. Commissioner Keven Jensen made a motion to grant an Indigent Cremation in the amount of \$1,000.00 to the mortuary for the cremation of Hilda Sue Malone. The motion was seconded by Commissioner Jordan Leonard. The motion passed.

AYE: Keven Jensen  
Jordan Leonard  
Lynn Sitterud

NAY: none

(8)

DISCUSS/APPROVE/DENY ROLLING OVER UNEXPENDED 2022 MAIN STREET GRANT FUNDS TO THE 2023 MAIN STREET GRAND FUND BUDGET.

Patsy Stoddard explained that 2 of last year's grants recipients came in under budget. One recipient closed out. This left \$10, 923.81 in their budget. She requested that the balance be rolled over to the 2023 grant fund budget. Brenda Tuttle explained that the budget wasn't budgeted to roll over to 2023. The request must be approved by the Commission. Commissioner Keven Jensen made a motion to approve rolling over unexpended 2022 Main Street Grant Funds to the 2023 Main Street Grant Fund Budget. The motion was seconded by Commissioner Jordan Leonard. The motion passed.

AYE: Keven Jensen  
Jordan Leonard  
Lynn Sitterud

NAY: none

(9)

DISCUSS/APPROVE/DENY TRAVEL BUREAU CONTRIBUTING \$55,000 OF TRT FUNDS TO THE 2023 MAIN STREET GRANT PROGRAM.

Director Shannon Hiatt requested approval to contribute \$55,000 of TRT funds to the 2023 Main Street grant Program. He indicated that the Travel Bureau Board approves of the contribution. Commissioner Jordan Leonard asked if the businesses are excited about the grant program or are they getting saturated. Patsy indicated that they are still excited about the program. They have six applications thus far. The application process for Phase One of the funding process ends in April. Commissioner Jordan Leonard made a motion to approve the Travel Bureau contributing \$55,000 of TRT Funds to the 2023 Main Street Grant Program. The motion was seconded by Commissioner Keven Jensen. The motion passed.

AYE: Jordan Leonard  
Keven Jensen  
Lynn Sitterud

NAY: none

(10)

DISCUSS/APPROVE/DENY CONTRIBUTING \$55,000 OF ARPA FUNDS TO THE 2023 MAIN STREET GRANT PROGRAM.

Commissioner Keven Jensen made a motion to approve contributing \$55,000 of ARPA Funds to the 2023 Main Street Grant Program. The motion was seconded by Commissioner Jordan Leonard. The motion passed.

AYE: Keven Jensen  
Jordan Leonard  
Lynn Sitterud

NAY: none

(11)

DISCUSS/APPROVE/DENY MOU BETWEEN EMERY COUNTY, EMERY COUNTY BUSINESS CHAMBER, EMERY COUNTY ECONOMIC DEVELOPMENT (CED) BOARD AND THE EMERY COUNTY TRAVEL BUREAU REGARDING THE 2023 MAIN STREET GRANT PROGRAM.

The past MOU budgeted \$5,000 for the Chamber to administer the Main Street Grant Program. Mike Olsen asked how much the Chamber billed against the \$5,000 last year? Patsy indicated that they billed \$2,500. They still have projects open to bill against in 2023. Mike Olsen suggested that the MOU include \$1,000 and have the Chamber bill against that amount. The Chamber can come back to the Commissioners and amend the MOU requesting additional funds at that time. Mike requested approval of the MOU with changes to the document. Commissioner Jordan Leonard made a motion to approve an MOU between Emery County, Emery County Business Chamber, Emery County Economic Development (CED) Board and the Emery County Travel Bureau regarding the 2023 Main Street Grant Program with changes in the document made by Attorney Mike Olsen. The motion was seconded by Commissioner Keven Jensen. The motion passed.

AYE: Jordan Leonard  
Keven Jensen  
Lynn Sitterud

NAY: none

(12)

DISCUSS/APPROVE/DENY APPROVAL OF THE NEW NATIONAL OPIOID SETTLEMENT PARTICIPATION PACKAGE FOR SETTLEMENTS WITH TEVA, ALLERGAN, CVS, WALGREENS AND WALMART.

Attorney Mike Olsen explained that this mainly involves approving allowing the State to negotiate with these issues. Attorney Mike Olsen as well as the attorneys for the State recommend participation. Commissioner Jordan Leonard made a motion to approve of the New National Opioid Settlement Participation Package for settlements with TEVA, Allergan, CVS, Walgreens and Walmart. The motion was seconded by Commissioner Keven Jensen. The motion passed.

AYE: Jordan Leonard  
Keven Jensen  
Lynn Sitterud

NAY: none

(13)

DISCUSS/APPROVE/DENY NOMINATING JUDGE JON CARPENTER, J.D. FOR THE POSITION OF EMERY COUNTY JUSTICE COURT JUDGE.

Commissioner Sitterud indicated that they had three very good candidates for Justice Court Judge. It has taken 7 plus months to get to this point. One candidate withdrew. Judge Carpenter has been

doing this since Judge Stream retired. Commissioner Leonard explained that the hiring committee consisted of experienced attorneys and judges. Commissioner Jordan Leonard made a motion to nominate Judge Jon Carpenter, J.D. for the position of Emery County Justice Court Judge. The motion was seconded by Commissioner Keven Jensen. The motion passed.

AYE: Jordan Leonard  
Keven Jensen  
Lynn Sitterud

NAY: none

(14)

DISCUSS/APPROVE/DENY GRANTING PERMISSION FOR EMERY COUNTY TO SIGN UP WITH DOMINION ENERGY FOR CONVERSION FROM PROPANE TO NATURAL GAS ON ALL EMERY COUNTY OWNED BUILDINGS IN GREEN RIVER.

Commissioner Keven Jensen made a motion to grant permission for Emery County to sign up with Dominion Energy for conversion from propane to natural gas on all Emery County owned buildings in Green River. The motion was seconded by Commissioner Jordan Leonard. The motion passed.

AYE: Keven Jensen  
Jordan Leonard  
Lynn Sitterud

Nay: none

(15)

COMMISSION/ELECTED OFFICIALS REPORTS.

None

(16)

ADJOURN

Motion to adjourn the meeting as made by Commissioner Keven Jensen, seconded by Commissioner Jordan Leonard, the motion passed,

AYE: Jordan Leonard  
Keven Jensen  
Lynn Sitterud

NAY: none

ATTEST: \_\_\_\_\_ COMMISSIONER \_\_\_\_\_

MINUTES OF THE REGULAR MEETING OF THE  
BOARD OF EMERY COUNTY COMMISSIONERS  
HELD IN THE EMERY COUNTY COURTHOUSE

MARCH 21, 2023

Present at the meeting was Commission Chairman Lynn Sitterud, Commissioner Keven Jensen, Commissioner Jordan Leonard, Attorney Mike Olsen, Sheriff Tyson Huntington, Deputy Clerk/Auditor Carol Cox, elected officials and citizens.

CONSENT AGENDA

(1)  
APPROVAL OF CHECK EDIT LIST, REQUISITIONS, AND DISPOSITIONS.

The Warrant Check Edit List # 262684 through and including #262795 was presented for payment.

Requisitions were presented for the following:

<u>REQUISITION</u>	<u>DESCRIPTION</u>	<u>AMOUNT</u>
18-23	2023 Durango pursuit vehicle Sheriff/K-9 setup-E Smith	\$45,431.00
19-23	Battery 9 " cut-off saw Road Dept.	868.19
20-23	(3) Office Chairs Clerk/Auditor	1,912.47
21-23	DesignJet Plotter Homeland Security/IT	4,725.00
22-23	8.5 x 20 FT Cargo Box Trailer Travel/Trails	13,150.00

There were no dispositions.

(2)  
APPROVAL OF THE MARCH 7, 2023 COMMISSION MEETING MINUTES.

(3)

APPROVAL OF BUSINESS LICENSE FOR BIG H METAL, HADLEY CLOWARD.

(4)

APPROVAL TO PROMOTE MITZI LOPEZ TO A JUSTICE COURT CLERK II. MOVE FROM (GRADE 11 TO GRADE 12. EFFECTIVE 4-3-23.

(5)

APPROVAL TO GIVE LILLEE TUTTLE A 3% WAGE INCREASE FOR SUCCESSFUL COMPLETION OF HER 6 MONTH ORIENTATION PERIOD AS A HEAD LIFEGUARD AND THE 5% COLA GIVEN THE FIRST OF THE YEAR. EFFECTIVE 4-3-23

(6)

APPROVAL OF JENNY MARIE GARDNER AS A VOLUNTEER FOR THE MUSEUM OF THE SAN RAFAEL.

(7)

APPROVAL TO PROMOTE LANE GARDNER TO DEPUTY II. MOVE FROM GRADE 16 TO GRADE 17 EFFECTIVE 4-3-23

Motion to approve the Consent Agenda was made by Commissioner Keven Jensen, seconded by Commissioner Jordan Leonard, and the motion passed.

AYE: Keven Jensen

Jordan Leonard

Lynn Sitterud

NAY: none

DISCUSSION AGENDA

(1)

ITEMS PULLED FROM THE CONSENT AGENDA.

(2)

SAFETY MINUTE PRESENTATION BY SAMI JOHNSON, LEGAL ASSISTANT IN THE COUNTY ATTORNEY'S OFFICE.

Sami Johnson provided information regarding having a department Emergency Plan of Action in place.

(3)

AWARDING OF THE SAFETY VISA GIFT CARDS.

Full-time employee: Natalie Humphrey

Part-time employee: Melissa Kemple

Safety Sensitive: Tyler Butler and Dallon Cologie

EMT's: Lisa Mangum and Rebecca Norton

(4)

RATIFICATION OF NOTICE TO PROCEED ON THE COUNTY ROAD RIPRAP AND FISH HABITAT PROJECT.

Jim Jennings explained that bids for the County Road Riprap and Fish Habitat were opened in the last Commission Meeting. Bids were reviewed by NRCS to make sure that they were complete. The bid was awarded to TSJ Construction. The project is time sensitive because of the window of time for the construction that is being allowed. The notice to proceed was signed so that TSJ can move forward with securing the insurance and bonding that is required for the project. TSJ is planning on mobilizing next week to begin the project. Because of the tight schedule the notice to proceed was signed prior to this meeting. That action now needs to be ratified. Commissioner Jordan Leonard made a motion to ratify the signing of Notice to Proceed on the county Road Riprap and Fish Habitat Project. The motion was seconded by Commissioner Keven Jensen. The motion passed.

AYE: Jordan Leonard  
Keven Jensen  
Lynn Sitterud

NAY: none

(5)

RATIFICATION OF AGREEMENT BETWEEN SCHINDLER ELEVATOR AND EMERY COUNTY REGARDING CHANGE ORDER #1 ON THE ELEVATOR REPAIR AT THE EMERY COUNTY ADMINISTRATION BUILDING.

Building Maintenance Supervisor Kyle Scow explained that the building elevator has been updated and modernized. The company doing the upgrade came upon some bumps and presented a change order for additional funds for the project. The change was more than what was reasonably expected. Attorney Mike Olsen was able to negotiate the cost down to \$3,520.00. Kyle requested to pay the Change Order and move forward with operation of the elevator at the County Administrative Building. Commissioner Jordan Leonard made a motion to approve ratification of agreement between Schindler Elevator and Emery County regarding Change Order #1 on the elevator repair at the Emery County Administration Building. The motion was seconded by Commissioner Keven Jensen. The motion passed.

AYE: Jordan Leonard  
Keven Jensen  
Lynn Sitterud

NAY: none

Commissioner Keven Jensen made a motion to leave the regular meeting schedule and enter into a Public Hearing. The motion was seconded by Commissioner Jordan Leonard. The motion passed.

AYE: Keven Jensen  
Jordan Leonard  
Lynn Sitterud

NAY: none

(6)

PUBLIC HEARING: A PUBLIC HEARING TO HEAR INPUT FROM THE PUBLIC WITH RESPECT TO THE ISSUANCE OF THE CASTLE VALLEY SPECIAL SERVICE DISTRICT BONDS, IN ONE OR MORE SERIES, IN THE AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$1,750,000 FOR THE PURPOSE OF PAYING ALL OR PART OF THE COST OF ACQUIRING OR IMPROVING, THROUGH PURCHASE OR CONSTRUCTION OR BOTH, FACILITIES FOR THE COLLECTION AND TREATMENT OF SEWAGE; FACILITIES USED IN CONNECTION WITH THE ACQUISITION, TREATMENT, STORAGE, TRANSPORTATION, AND SUPPLY OF WATER FOR DOMESTIC, INDUSTRIAL SECONDARY AND OTHER PURPOSES; DRAINAGE AND STORM SEWER

FACILITIES, INCLUDING CURBS AND GUTTERS; AND TRANSPORTATION FACILITIES CONSISTING OF ROADS, SIDEWALKS AND RELATED BRIDGES AND VIADUCTS; TOGETHER WITH ALL NECESSARY LAND, RIGHTS-OF-WAY, EQUIPMENT AND FURNISHINGS THEREFORE, AND INCLUDING SUCH LEGAL, ENGINEERING AND FISCAL AGENT EXPENSES REASONABLY INCURRED IN CONNECTION WITH THE ACQUISITION OF SUCH FACILITIES AND FOR THE DISTRICT, AND RELATED MATTERS.

REGARDING THE BOARD OF COUNTY COMMISSIONERS OF EMERY COUNTY, UTAH ACTING AS THE GOVERNING BODY OF THE CASTLE VALLEY SPECIAL SERVICE DISTRICT GENERAL OBLIGATION BOND IN THE AGGREGATE PRINCIPAL AMOUNT OF NOT TO EXCEED \$1,391,000 FOR WITH IMPROVING THROUGH PURCHASE OF CONSTRUCTION OR BOTH, FACILITIES FOR THE COLLECTION AND TREATMENT OF SEWAGE, AND RELATED IMPROVEMENTS.

Jacob Sharp, CVSSD explained that the General Obligation Bonds was voter approved in 2019. CVSSD requested a portion of that bond, \$1,391,000 in loan money. To go along with this CV is receiving \$1,184,000 in grant money. In total they will receive \$2,5 million to spend on improvement projects in the towns within the district. Last month CV came before the Commission and was granted approval to advertise for a PH and allow for the thirty day contest period. This is the final step in the process. Bond Attorney Eric Johnson commented that this is a one and one-half percent interest loan. They got a good deal from the CIB.

(7)

DISCUSS/APPROVE/DENY A FINAL BOND RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF EMERY COUNTY, UTAH ACTING AS THE GOVERNING BODY OF THE CASTLE VALLEY SPECIAL SERVICE DISTRICT, UTAH (THE, "ISSUER") AUTHORIZING THE ISSUER'S \$1,391,000.00 GENERAL OBLIGATION BONDS, SERIES 2023 (THE "SERIES 2023 BONDS") IMPROVING, THROUGH PURCHASE OR CONSTRUCTION OR BOTH, FACILITIES FOR THE COLLECTION AND TREATMENT OF SEWAGE; FACILITIES USED IN CONNECTION WITH THE ACQUISITION, TREATMENT, STORAGE, TRANSPORTATION, AND SUPPLY OF WATER FOR DOMESTIC, INDUSTRIAL SECONDARY AND OTHER PURPOSES; DRAINAGE AND STORM SEWER FACILITIES, INCLUDING, CURBS AND GUTTERS; AND TRANSPORTATION FACILITIES CONSISTING OF ROADS, SIDEWALKS AND RELATED BRIDGES AND VIADUCTS; TOGETHER WITH ALL NECESSARY LAND, RIGHT-OF-WAY, EQUIPMENT AND FURNISHINGS THEREFOR, AND INCLUDING SUCH LEGAL, ENGINEERING, AND FISCAL AGENT EXPENSES REASONABLY INCURRED IN CONNECTIONS WITH THE ACQUISITION OF SUCH FACILITIES IN AND FOR THE ISSUER; AND RELATED MATTERS.

Commissioner Jordan Leonard made a motion to approve Resolution 3-21-23A a final bond resolution of the Board County Commissioners of Emery County, Utah acting as the governing body of the Castle Valley Special Service District Emery County, Utah. The motion was seconded by Commissioner Keven Jensen. The motion passed.

AYE: Jordan Leonard

Keven Jensen

Lynn Sitterud

NAY: none

(8)

APPOINTMENT OF A NEW COMMISSION CHAIRMAN AND VICE CHAIRMAN.

Commissioner Lynn Sitterud started discussion regarding appointment of a new Commission Chairman and Vice Chairman. There are some things going on within the Commission and the Emery County Republican Party and the County that are making it uncomfortable to be serving as the commission chair. He stated, After 6 years of serving as Commission Chairman I think it's time for a new Commission Chairman. Commissioner Sitterud suggested a motion to appoint a new Commission Chairman and Vice Chairman for Emery County. Commissioner Keven Jensen stated he did not see a purpose for a change. Commissioner Keven Jensen made a motion to table agenda #8 for two weeks to allow time to discuss the matter. Commissioner Sitterud asked that they not table. Emery County is in a position where we need Federal and State help and there are people that are pushing for things that will be bad for Emery County. There will be doors slammed that we will not be able to open for years and we will not be able to contact people for help when we need it. Emery County should not be put in this position, especially by the party that we all belong to and members of the community. They are putting the Commissioners in a bad situation. One of the Commissioners is part of this group. It makes it difficult to carry on in the business of the County. Commissioner Jensen commented that in case the public has not figured this out yet, He is the one Commissioner that Commissioner Sitterud is referring to. He commented we would not be up here without an "R" by our name in the election process. The chances are very small. He believes the Republican party in the county has the right and opportunity to discuss any issues of others in the party that are not complying or supporting others in the party. We as a county should not be worried about what other counties think. He doesn't see what that has to do with the county doing their business. He stated he does not feel this is a legitimate reason to change the chairman position. Commissioner Sitterud indicated that this is not the only reason, every meeting has been adversarial ever since the new Commissioners came in. The voters voted you in to be new commissioners. Maybe we need a new chair and a new direction. Commissioner Jensen commented that if Commissioner Sitterud wanted Commissioner Jensen to be the Chairman it should have been discussed two weeks ago. We can discuss and communicate in that Commission office. Commissioner Leonard commented that we need to all get on the same page so we can do some good. If Commissioner Sitterud thinks it is adversarial we can discuss it. Commissioner Jensen restated his motion to table for two weeks. The motion was seconded by Commissioner Jordan Leonard. Commissioner Sitterud voted Nay to the motion. The motion passed with two Ayes and one Nay.

AYE: Keven Jensen

Jordan Leonard

NAY: Lynn Sitterud

(9)

DISCUSS/APPROVE/DENY ALLOWING EASTERN UTAH BROADCASTING TO PLACE A RADIO BROADCAST TRANSMITTER IN THE COMMUNICATIONS EQUIPMENT BUILDING ON HORN MOUNTAIN.

Paul Anderson, Eastern Utah Broadcasting explained that he owns 4 radio stations in the Price area. He recently obtained a radio site in Huntington. He is currently working on construction of the site. He recently met with Jeff Guymon to discuss the best and available location in Emery County. Jeff Guymon indicated that the best location for the radio broadcast transmitter would be Horn Mountain. There are two spaces available in two rooms at the Horn Mountain Communications Site. Jeff indicated that he will work with Attorney Mike Olsen to draft a site lease agreement similar to the agreement that the County had with XTO (now Buzzards Bench). If approved then Mr. Anderson will need a letter of approval to lactate in the building to accompany his permitting application process with the USFS. Commissioner Keven Jensen made a motion to allow Eastern Utah Broadcasting to place a radio



broadcast transmitter in the Communications Equipment building on Horn Mountain. The motion was seconded by commissioner Jordan Leonard. The motion passed.

AYE: Keven Jensen  
Jordan Leonard  
Lynn Sitterud  
NAY: none

(10)

DISCUSS/APPROVE/DENY RENEWAL OF UTAH.COM PROJECT AND APPROVAL OF QUOTE #2211 FOR THE REMAINING SERVICES TO THE RENDERED.

Emery County Travel Bureau Director Shannon Hiatt requested approval to renew UTAH.COM project and quote #2211 for the remaining services to be rendered. This is a Utah Office of Tourism Co-Op Grant that provides social media for the Emery County Tourism Department. The Travel Board has approved renewal of the project. The project is funded with part grant and TRT funding. Commissioner Keven Jensen made a motion to approve renewal of UTAH.com project and approval of Quote #2211 for the remaining services to be rendered. The motion was seconded by Commissioner Jordan Leonard. The motion passed.

AYE: Keven Jensen  
Jordan Leonard  
Lynn Sitterud  
NAY: none

(11)

DISCUSS/APPROVE/DENY FY2023 QTR SPRING OHV RECREATION GRANT APPLICATION.

Shannon Hiatt requested approval for FY2023 Qtr Spring OHV Recreation Grant Application. This is a new grant application to be used to purchase equipment for the Trails Crew. Match will be with in-kind work on the trails for match on the grant. EmeryTelcom partners with Emery County Tourism on the work done on the trails. Commissioner Jordan Leonard made a motion to approve FY2023 Qtr Spring OHV Recreation Grant Application. The motion was seconded by Commissioner Keven Jensen. The motion passed.

AYE: Jordan Leonard  
Keven Jensen  
Lynn Sitterud  
NAY: none

(12)

DISCUSS/APPROVE/DENY APPROVAL AND ADOPTION OF THE EMERY COUNTY EMERGENCY OPERATIONS PLAN-BASIC PLAN.

Sheriff Huntington indicated that the Emergency Operations Plan needs to be updated to amend the key personnel identified in the basic plan, such as new Commissioners and other key personnel. Motion to approve and adopt the Emergency Operations Plan-Basic Plan was made by Commissioner Keven Jensen, seconded by Commissioner Jordan Leonard, and the motion passed.

AYE: Keven Jensen  
Jordan Leonard  
Lynn Sitterud  
NAY: none

(13)

DISCUSS/APPROVE/DENY ACCEPTANCE OF THE 2023 TECHNOLOGY ENHANCEMENT GRANT.

Desiree Malley explained that the Emery County Library applied for and has been granted 2023 Technology Enhancement Grant funds in the amount of \$2,000 for Green River Library and \$4,000 for Castle Dale Library. She requested acceptance of the Enhancement Grant funds. Commissioner Keven Jensen made a motion to accept the 2023 Technology Enhancement Grant. The motion was seconded by Commissioner Jordan Leonard. The motion passed.

AYE: Keven Jensen  
Jordan Leonard  
Lynn Sitterud

NAY: none

(14)

DISCUSS/APPROVE/DENY RESOLUTION AMENDING EMERY COUNTY RESOLUTION NO. 12-13-22D ESTABLISHING THE DISBURSEMENT OF STATE PILT FUNDS TO THE SPECIAL SERVICE DISTRICTS IN EMERY COUNTY.

Commissioner Jensen discussed a resolution amending Emery County Resolution No.#12-13-22D Establishing the Disbursement of State PILT Funds to the Special Service Districts in Emery County. This resolution stated the EMS would receive \$50,000, Fire District would receive \$50,000 and the San Rafael Energy Research Center would receive the balance. Commissioner Jensen suggested an amended resolution establishing the disbursement of State PILT funds to the Special Service Districts in Emery County.

The suggested new amounts for disbursement are as follow:

EMSSD \$110,000  
FPSSD \$80,000  
NEWUSSD \$45,000  
ERCSSD \$25,000

CVSSD shall receive the remaining PILT funds app. \$40,000-\$50,000.

For the past few years the PILT funds were going to a couple of SSD's and the remainder was going to the San Rafael Energy Research Center SSD, about \$200,000 per year. Commissioner Jensen believes the Special Service Districts are providing services to the County that actually fall under the parameters of what Special Service Districts are identified as. He would like to see the State PILT funds go to the other SSD's. Commissioner Keven Jensen made a motion to adopt Resolution 3-21-23B a resolution amending Emery County Resolution 12-13-22D establishing the disbursement of State PILT Funds to the Special Service Districts in Emery County. Commissioner Leonard wanted to go on record that he 100% supports the Research Center. The Research Center just received \$1.7 million of state funding. Commissioner Leonard approves of the resolution. He added, we have money to sustain the Research Center; it doesn't need to fall onto the public. If we have needs in the near future we can talk about it at that time. Commissioner Jordan Leonard seconded the motion. The motion passed with two votes AYE, one vote NAY.

AYE: Keven Jensen  
Jordan Leonard

NAY: Lynn Sitterud

(15)

DISCUSS/APPROVE/DENY RESOLUTION AMENDING EMERY COUNTY RESOLUTION NO. 2-1-22C FOR THE DISBURSEMENT OF EMERY COUNTY COMMUNITY REINVESTMENT AGENCY (CRA) REVENUES.

Commissioner Jensen requested approval to amend Resolution 2-1-22C for the Disbursement of Emery County Community Reinvestment Agency (CRA) Revenues. Resolution 2-1-22C stated that 50% of total revenues from CRA be disbursed to Emery County and 50% be disbursed to San Rafael Research Center SSD until Emery County has received \$150,000, then SRERCSSD will receive 100% of total revenues. The amended Resolution would read that Emery County would receive 100% of total CRA revenues. He wanted to make it clear that it has been said that he wants to see the Center fail. That is not accurate. I do believe in code and policy. I believe in transparency and if the Center needs funds it needs to be through appropriations. We can have that discussion and be approved by the Commission. They did get the \$1.7 million so they should be sitting well. Commissioner Jordan Leonard made a motion to approve Resolution 3-21-23C amending Resolution 2-1-22C for the disbursement of Emery County Community Reinvestment Agency (CRA) Revenues. The motion was seconded by Commissioner Keven Jensen. The Motion passed.

AYE: Jordan Leonard

Keven Jensen

Lynn Sitterud

NAY: none

(16)

DISCUSS/APPROVE/DENY TERMINATION OF CONTRACT BETWEEN EMERY COUNTY PUBLIC LANDS DEPARTMENT (THE COUNTY) AND NATIONAL ENVIRONMENTAL STRATEGIES REGARDING PUBLIC LANDS CONSULTING SERVICES.

Commissioner Jensen explained that the county has been paying Cody Stewart and his agency National Environmental Strategies \$3,000 to be a consultant during the work on the land bill. Since then we have not really needed him for the land bill but have been using him for the Research Center. This contract has been void for a couple of years. Commissioner Leonard stated that he would like to visit with Cody Stewart to retain his talents in other needs of the county under a new contract in the area we need consulting. Commissioner Keven Jensen made a motion to terminate the contract between Emery County Public Lands Department and National Environmental Strategies regarding Public Lands Consulting Services. Commissioner Sitterud commented that the money was put in the PL account during the budget process. He has been instrumental in helping the County get \$3 million dollars.. This guy has been good for Emery County. Commissioner Jensen indicated that he is not opposed to paying Cody Stewart. He needs to be paid under a new contract for the correct purpose. Commissioner Jordan Leonard seconded the motion. Commissioner Sitterud voted NAY. the motion passed.

AYE: Keven Jensen

Jordan Leonard

NAY: Lynn Sitterud

(17)

DISCUSS/APPROVE/DENY ADVERTISING AN RFQ FOR LEGAL COUNSEL, WHEN REQUESTED BY THE COUNTY COMMISSIONERS AND OTHER COUNTY ELECTED OFFICIALS, TO PERFORM COUNTY CONTRACTS/AGREEMENTS, RESOLUTIONS AND QUESTIONS.

Commissioner Jensen indicated that he put this on the agenda not to take away from the scope of the work and duties of the County attorney's office. The County Attorney's Office prosecutes criminals and

enforces the law. The County Commissioners need counsel and legal advice. Earlier in the meeting you saw our legal counsel telling us what to do, not advising us. Commissioner Keven Jensen made a motion to advertise an RFQ for legal counsel when requested by Commission and elected officials. Commissioner Leonard seconded by motion and added that the reason for a second was that we as a Commission have contracted things that we need counsel on and when we get on the same page and start working together better we can look at this again. Attorney Mike Olsen indicated that he is required by statute to advise the Commission and to do so in writing. I receive everything on the agenda except a couple of the agenda items on Friday around 4pm. Yesterday he received more. He stated he is happy to give advice and counsel in writing when documents are given to me in a timely manner. A couple of items I found out about when the public did. He stated he will do his job as required by statute. Commissioner Sitterud commented that again, we have two Commissioners who can ramrod things through and we don't have any recourse for the time being. Commissioner Sitterud voted nay on the motion commenting that he thinks that things are heading in the wrong direction. Commissioner Leonard commented that is why they ran for office because things are heading in the wrong direction. Commissioner Sitterud commented that maybe you should take his seat as chairman. Commissioner Leonard indicated that he is not afraid of the seat.

A question from the public David Robertson. Why don't you step down as Chairman and one of the other Commissioners will fill the seat? Attorney Mike Olsen asked if they want to revisit agenda item 8. Commissioner Jensen indicated that they will take two weeks to discuss it. No more discussion. A vote was taken on the motion. The motion passed with two Aye and one Nay.

AYE: Keven Jensen

Jordan Leonard

NAY: Lynn Sitterud.

(18)

DISCUSS/APPROVE/DENY AMENDMENT TO FY 2022-2023 INTER-AGENCY COORDINATION AND SUB RECIPIENT CONTRACT AGREEMENT BETWEEN EMERY COUNTY AND THE SEUALG FOR THE AGING AND NUTRITION PROGRAM.

SEUALG requested an amendment to the FY 2022-2023 Inter-Agency Coordination and Sub Recipient Agreement between Emery County and the SEULG for the Aging and Nutrition Program. The amendment increases the contract for Socialization and Recreation to \$3,034. Commissioner Keven Jensen made a motion to approve an Amendment to FY 2022-2023 Inter-Agency Coordination and Sub Recipient Contract between Emery County and SEUALG for the Aging and Nutrition program. The motion was seconded by Commissioner Jordan Leonard. The motion passed.

AYE: Keven Jensen

Jordan Leonard

Lynn Sitterud

NAY: none

(19)

DISCUSS/APPROVE/DENY ADVERTISING AND RFP FOR PREPARATION OF A COMPREHENSIVE UPDATE TO THE EMERY COUNTY GENERAL PLAN.

Motion to approve advertising an RFP for preparation of a Comprehensive Update to the Emery County General Plan was made by Commissioner Jordan Leonard, seconded by Commissioner Keven Jensen, and the motion passed.

AYE: Jordan Leonard

Keven Jensen

Lynn Sitterud

NAY: none

(20)

COMMISSION/ELECTED OFFICIALS REPORTS.

Jacob Sharp, CVSSD wanted to publicly thank the Emery County EMS for their quick response to the recent accident in which his teenagers were involved.

(21)

ADJOURN

Motion to adjourn the meeting was made by Commissioner Jordan Leonard, seconded by Commissioner Keven Jensen, and the motion passed.

AYE: Jordan Leonard

Keven Jensen

Lynn Sitterud

NAY: none

ATTEST: \_\_\_\_\_ COMMISSIONER: \_\_\_\_\_

MINUTES OF THE REGULAR MEETING OF THE  
BOARD OF EMERY COUNTY COMMISSIONERS  
HELD AT THE EMERY COUNTY COURTHOUSE

APRIL 4, 2023

Present at the meeting was Commission Vice Chairman Jordan Leonard, Commissioner Keven Jensen, Attorney Mike Olsen, Deputy Clerk/Auditor Carol Cox, elected officials and citizens. Commissioner Lynn Sitterud was excused from the meeting as he was representing Emery County at the UAC Conference in St. George. Vice Chairman Jordan Leonard conducted the meeting and stepped down throughout the meeting to execute motions as needed.

CONSENT AGENDA

(1)

APPROVAL OF CHECK EDIT LIST, REQUISITIONS, AND DISPOSITIONS.

The Warrant Check Edit List # 262684 through and including #262804 was presented for payment.

Requisitions were presented for the following:

REQUISITION	DESCRIPTION	AMOUNT
23-23	(6) Ambulance Narc Box, Control Panel Account, tags, etc Ambulance	\$13,508.00
24-23	Sand Master SM20 Skid Steer Attachment Sheriff	\$19,950.00
25-23	Handtevy set-up/subscription Ambulance	\$ 2,673.25

There were no dispositions.

(2)

APPROVAL OF THE MARCH 21, 2023 COMMISSION MEETING MINUTES

(3)

NOTIFICATION: SELECTED ACELYN MIGLIORI, ALEXA BULLERI, AND PURITY MASON AS PART TIME LIFEGUARDS WORKING UP TO 19.75 HOURS PER WEEK. WAGE GRADE 3 @ \$8.56PH.

(4)

NOTIFICATION: SELECTED DEVIN OLSEN AS A SEASONAL LAWN CARE LABORER WORKING 29 HOURS PER WEEK. WAGE \$14.70 PH.

(5)

APPROVAL TO APPOINT JENNY MARIE GARDNER TO THE MUSEUM BOARD TO SERVE A FOUR (4) YEAR TERM.

Motion to approve the Consent Agenda was made by Commissioner Keven Jensen, seconded by Commissioner Jordan Leonard, and the motion passed.

AYE: Keven Jensen

Jordan Leonard

NAY: none

#### DISCUSSION AGENDA

(1)

ITEMS PULLED FROM THE CONSENT AGENDA.

(2)

DISCUSS/APPROVE/DENY EMERY COUNTY SHERIFF'S OFFICE APPLICATION FOR THE EMERGENCY MANAGEMENT PERFORMANCE GRANT (EMPG) FOR THE JULY 2023-JUNE 2024 PERIOD PERFORMANCE.

Jan Luke requested approval for Emery County Sheriff's Office application for the Emergency Management Performance Grant (EMPG) for the July 2023- June 2024 period performance. We have an established EMP and as such are eligible to apply for funds to keep the program moving forward. The match is met with Jan Luke's wages and benefits as in-kind. There is no cash match associated with this grant. They do not know the dollar amount they will receive, as it depends on how many other applications the Division of Emergency Management receives. They generally receive between \$40,000 to \$50,000. Commissioner Keven Jensen made a motion to approve Emery County Sheriff's Office application for the Emergency Management Performance Grant (EMPG) for the July 2023-June 2024 period performance. The motion was seconded by Commissioner Jordan Leonard. The motion passed.

AYE: Keven Jensen

Jordan Leonard

NAY: none

(3)

DISCUSS/APPROVE/DENY AGREEMENT BETWEEN EMERY COUNTY AND MEDICAL PROVIDERS LOWELL MORRIS, PA-C; DALEN JOHNSON, NP; AND CAMERON S WILLIAMS, M.D. FOR EMERY COUNTY JAIL INMATE MEDICAL CARE.

Robby Riley presented an updated agreement between Emery County and medical providers Lowell Morris, PA-C; Dalen Johnson, NP; and Cameron s. Williams, M.D. We have been operating under an agreement that had expired over three years ago. This updated agreement was started under the directions of Sheriff Funk, but has taken some time to be completed. During the 2023 budget meetings \$20,000 in funds was added to the budget to allow for the increases. Commissioner Keven Jensen made a motion to approve an agreement between Emery County and Medical providers Lowell Morris,

PA-C; Dalen Johnson, NP; Cameron S Williams, M.D. for Emery county Jail Inmate Medical Care. the motion was seconded by Commissioner Jordan Leonard. The motion passed

AYE: Keven Jensen

Jordan Leonard

NAY: none

(4)

ACCEPTANCE OF AWARD OF GRANT FUNDS FROM THE UTAH STATE FIRE MARSHAL'S OFFICE-HAZMAT SECTION TO EMERY COUNTY LEPC IN THE AMOUNT OF \$3,200.00.

Jan Luke explained that this is the award of Grant Funds from the Utah State Fire Marshal's Office-Hazmat section to Emery County LEPC in the amount of \$3,200.00. The application process was approved in November of 2022. There is a \$800.00 match for this grant that is an in-kind match that is met with Jan's time in holding meetings, reporting and procurement of equipment.

Commissioner Keven Jensen made a motion to accept the award of grant funds from the Utah State Fire Marshal's Office-Hazmat Section to Emery County LEPC in the amount of \$3,200.00. The motion was seconded by Commissioner Jordan Leonard. The motion passed.

AYE: Keven Jensen

Jordan Leonard

NAY: none

(5)

APPROVAL TO ADVERTISE ACCEPTING BIDS FOR SCRAP METAL PILE AT THE EMERY COUNTY LANDFILL.

Commissioner Keven Jensen made a motion to approve advertising for purchase of the scrap metal pile at the Emery County Landfill. The motion was seconded by Commissioner Jordan Leonard. The motion seconded.

AYE: Keven Jensen

Jordan Leonard

NAY: none

(6)

DISCUSS/APPROVE/DENY REQUEST TO REALLOCATE CAPITAL EXPENDITURE MONEY IN THE AMOUNT OF \$30,000.00 TO RE-SURFACE THREE OUTDOOR SLIDES AT THE EMERY COUNTY AQUATIC CENTER.

Commissioner Jensen explained that the outdoor slides at the Aquatic Center are in dire need to be re-surfaced. The hot sun has not been kind to them over the years. It is more cost effective to re-surface them than to replace them. Shannon Hiatt, Aquatic Center Director originally estimated the cost to be approximately \$10,000 to \$15,000. The cost has been found to be double that amount. Commissioner Jensen indicated that he and Shannon Hiatt have met with Brenda Tuttle to look at re-allocating funds from Capital Expenditure to the Aquatic Center to fund the project. Money is not being added to the budget, just moved from one account to another. Commissioner Keven Jensen made a motion to approve the request to reallocate capital expenditure money in the amount of \$30,000 to re-surface three outdoor slides at the Emery County Aquatic Center. The motion was seconded by Commissioner Jordan Leonard. The motion passed.

AYE: Keven Jensen

Jordan Leonard



NAY: none

(7)

DISCUSS/APPROVE/DENY COMMISSION ADJUSTMENTS FOR BACK TAXES ON PARCEL# 06-0115-0009 AND # 06-0115-0010 WHICH WERE DEEDED TO EMERY TOWN IN 2020 AND SHOULD BE EXEMPT.

Josie Stilson, Treasurer requested adjustments for back taxes on Parcel #06-0115-0009 and #06-0115-0010 which were deeded to Emery Town in 2020 and should be exempt. To correct the back taxes we need a Commission adjustment approval to adjust \$49.57 for #06-0115-0009 And \$150.17 for #06-0115-0010. Commissioner Keven Jensen made a motion to approve Commission Adjustments for back taxes for Emery Town as requested. The motion was seconded by Commissioner Jordan Leonard. The motion passed.

AYE: Keven Jensen  
Jordan Leonard

NAY: none

(8)

DISCUSS/APPROVE/DENY DEFERRAL AGREEMENT FOR GINGER GEISER, FOR AND ON BEHALF OF JACK D GEISER AND GINGER ANN GEISER, ON PARCEL #01-0255-0067 FOR THE PAYMENT OF REAL PROPERTY TAXES THAT ARE FIVE (5) YEARS PAST DUE.

Josie Stilson, Treasurer requested a Deferral Agreement for Ginger Geiser, for and on behalf of Jack D. Geiser and Ginger Ann Geiser on Parcel #01-0255-0067 for the payment of real property taxes that are five (5) years past due. She indicated that Ginger has communicated with her and requested the deferral agreement. Ginger has been unable to work since January due to surgery. Jack D. Geiser is a joint owner, but she has no idea where to find him. She has agreed to pay \$92.00 a month until she is back to work after which she has committed to \$300.00 every two weeks. The total amount due is \$4,000. Not including 2023 taxes. She will have to have the back taxes and 2023 taxes paid by November 30, 2023 to avoid having her property on the next may tax sale. Commissioner Keven Jensen made a motion to approve a Deferral Agreement for Ginger Geiser, for and on behalf of Jack D. Geiser and Ginger Ann Geiser. The motion was seconded by Commissioner Jordan Leonard. The motion passed.

AYE: Keven Jensen  
Jordan Leonard

NAY: none

(9)

COMMISSION/ELECTED OFFICIALS REPORTS

(10)

ADJOURN

Motion to adjourn the meeting was made by Commissioner Keven Jensen, seconded by Commissioner Jordan Leonard, the motion passed.

AYE: Keven Jensen  
Jordan Leonard

NAY: none

ATTEST: \_\_\_\_\_ COMMISSIONER: \_\_\_\_\_

MINUTES OF THE REGULAR MEETING OF THE BOARD OF EMERY COUNTY COMMISSIONERS HELD IN THE EMERY COUNTY COURTHOUSE

APRIL 18, 2023

Present at the meeting was Commission Chairman Lynn Sitterud, Commissioner Jordan Leonard, Commissioner Keven Jensen, Sheriff Tyson Huntington, Deputy Clerk/Auditor Carol Cox, elected officials and citizens.

CONSENT AGENDA

(1) APPROVAL OF CHECK EDIT LIST, REQUISITIONS, AND DISPOSITIONS.

The Warrant Check Edit List #262902 through and including #263016 was presented for payment.

Requisitions were presented for the following:

<u>REQUISITION</u>	<u>DESCRIPTION</u>	<u>AMOUNT</u>
28-23	Tracks or Mini Excavator Travel/Trails	\$2,078.91
29-23	MacBook Air and MacBook Pro Library	\$4,557.98

No dispositions

(2) APPROVAL OF THE APRIL 4, 2023 COMMISSION MEETING MINUTES.

(3) APPROVAL TO RE-APPINT NICOLE STEELE TO THE EMERY COUNTY CED BOARD TO SERVE A FOUR (4) YEAR TERM.

(4) APPROVAL TO GIVE COLTON ALLRED A 3%WAGE INCREASE FOR SUCCESSFUL COMPLETION OF HIS 6 MONTH ORIENTATION PERIOD AS A WEED & MOSQUITO TECHNICIAN, ALSO , THE 5% COLA GIVEN AT THE FIRST OF THE YEAR. EFFECTIVE MAY 1, 2023.

(5)

APPROVAL TO HIRE KELSEY GORDON AND KACIE HADDEN AS A FULL TIME DISPATCHER I WITH FULL BENEFITS. WAGE 14.

(6)

APPROVAL TO HIRE KELSEY THOMAS AND ELI WHITSEL AS SEASONAL HEAD LIFEGUARDS. WAGE GRADE 5.

(7)

APPROVAL TO HIRE LIBBY FAIMALO, SHANNON JOHNSON, ABIGAIL MORRIS, AND ABBY WILLSON AS SEASONAL LIFEGUARDS. WAGE GRADE 3.

(8)

APPROVAL TO APPOINT KASH WINN, BLAINE JENSEN AND CRAIG JOHANSEN TO THE EMERY WATER CONSERVANCY DISTRICT BOARD.

Motion to approve the Consent Agenda was made by Commissioner Keven Jensen, seconded by Commissioner Jordan Leonard, and the motion passed.

AYE: Keven Jensen  
Jordan Leonard  
Lynn Sitterud

NAY: none

#### DISCUSSION AGENDA

(1)

ITEMS PULLED FROM THE CONSENT AGENDA

(2)

SAFETY MINUTE PRESENTATION BY TIFFANY BAKER, MUSEUM LEAD.

Tiffany provided safety tips regarding where to store chemicals and pesticides as well as the location of the Safety Hazard List in your area.

(3)

AWARDING OF SAFETY VISA GIFT CARDS.

Full-time employee: Melinda Gordon  
Part-time employee: Belinda Peacock  
Safety Sensitive: Cory Cloward and Jax Gardner  
EMT's: Shaylie Richards and Melissa Jensen

(4)

RATIFICATION OF FLOOD MITIGATION FUNDING PROVIDED BY THE STATE OF UTAH THROUGH SB0003 IN THE AMOUNT OF \$30,000 FOR EMERGENCY FLOOD PREPARATION.

Jan Luke explained that the Legislature made \$5M available to the Counties in the state to apply for to mitigate flooding. Emery County was awarded \$30,000 to purchase a sandbagging machine. The State will supply 20,000 sandbags. Inmates will be filling the sandbags. There is no match on this funding. Due to time constraints the signing of the award was signed last Friday and now that action needs to be ratified. Commissioner Keven Jensen made a motion to ratify the signing of Flood

Mitigation Funding provided by the State of Utah through SB0003 in the amount of \$30,000 for emergency flood preparation. The motion was seconded by Commissioner Jordan Leonard. The motion passed.

AYE: Keven Jensen  
Jordan Leonard  
Lynn Sitterud

NAY: none

(5)

DISCUSS/APPROVE/DENY DONATION REQUEST BY THE EMERY HIGH STUDENT COUNCIL REGARDING SENIOR SERVICE DAY AND THE 2023 GRADUATION PARTY.

Emery High Student Council members: Danica Farley, Kalley Jensen, Megan Bass, Carly Stilson, Tyson Laws, Sy Weber, Easton Thornley, Ashlyn Durrant, Rylie Meccarrillo, and Deri Thatcher came before the Board of Commissioners to request a donation for their Senior Service Day and the 2023 Graduation Party. Commissioner Jordan Leonard made a motion to make a donation of \$250.00 to the Emery High Student Council for Senior Service Day and 2023 Graduation Party. The motion was seconded by Commissioner Keven Jensen. The motion passed.

AYE: Jordan Leonard  
Keven Jensen  
Lynn Sitterud

NAY: none

(6)

DISCUSS/APPROVE/DENY DONATION REQUEST BY EMERY HIGH SCHOOL STUDENTS FOR BOY'S STATE.

Emery High School Students William Stilson, Kayson Mann, Tyson Laws, and Oakley Wright came before the Board of Commissioners to request a donation for each of the students to attend Boys State. At Boys State the students will learn about how the government works. Each student is responsible to pay for their own tuition to Boys State which is \$350.00 per student. Commissioner Jordan Leonard made a motion to donate \$100.00 to each of the four students participating in Boys State. The motion was seconded by Commissioner Keven Jensen. The motion passed. The Commissioners requested the students report to the EC Commissioners upon return from Boys State to report on their experience.

AYE: Jordan Leonard  
Keven Jensen  
Lynn Sitterud

NAY: none

(7)

DISCUSS/APPROVE/DENY DEFERRAL AGREEMENT FOR ROB'T E. SHUMWAY, FOR AND ON BEHALF OF WILLIS J. SHUMWAY ON PARCEL 01-176A-0019 FOR THE PAYMENT OF REAL PROPERTY TAXES THAT ARE FIVE YEARS PAST DUE.

Deputy Treasurer, Virginia Rowley requested approval for a deferral agreement for Rob't E. Shumway for and on behalf of Willis J. Shumway on parcel 01-176A-0019. With fees and interest the amount that will need to be paid by November 30, 2023 is \$903.00. Mr. Shumway agrees to pay \$170.00 per month. Commissioner Keven Jensen made a motion to approve a deferral agreement for Rob't E

Shumway for and on behalf of Willis J. Shumway. The motion was seconded by Commissioner Jordan Leonard. The motion passed.

AYE: Keven Jensen  
Jordan Leonard  
Lynn Sitterud  
NAY: none

(8)

DISCUSS/APPROVE/DENY EMERY COUNTY SHERIFF'S OFFICE EQUITABLE SHARING AGREEMENT AND CERTIFICATION ANNUAL CERTIFICATION REPORT REQUIRED TO PARTICIPATE IN SHARING REQUESTS AND RECEIVE SHARING PROCEEDS THROUGH THE DEPARTMENT OF JUSTICE EQUITABLE SHARING PROGRAM.

Sheriff Huntington explained that this annual certification is required by the Department of Justice in order for the ECSO to receive part of the funds back that are seized. Commissioner Jordan Leonard made a motion to approve the ECSO Equitable Sharing Agreement and Certification Report required to participate in sharing requests and receive sharing proceeds the the DOJ Equitable Sharing Program. The motion was seconded by Commissioner Keven Jensen. The motion passed.

AYE: Jordan Leonard  
Keven Jensen  
Lynn Sitterud  
NAY: none

(9)

DISCUSS/APPROVE/DENY AWARDING BUSINESS IMPROVEMENT GRANTS TO RECREATION UNDERGROUND, VETCATIONS, PRICKLY 'N' SWEET CACTUS BOUTIQUE, UNITED LAWN & LANDSCAPING AND ENCHANTED ROCKS AND GIFTS.

Patsy Stoddard explained that the Business Improvement Grants are made possible through a combined joint effort of the Business Chamber, Travel Bureau (TRT) and Economic Development. They have \$175,000 to work with this year. They have five applications for the first round of grant funding. Grant requests that were approved by the board are Enchanted Rocks, \$1,352, United Lawn and Landscaping \$5,000, Recreation Underground \$2,973, and Prickly Sweet Cactus Boutique \$1,852, Vetcations\$15,867. Commissioner Jordan Leonard made a motion to approve awarding Business Improvement Grants to Recreation Underground, Vetcations, Prickly 'N' Sweet Cactus Boutique, United Lawn & Landscaping and Enchanted Rocks and Gifts. The motion was seconded by Commissioner Keven Jensen. The motion passed.

AYE: Jordan Leonard  
Keven Jensen  
Lynn Sitterud  
NAY: none

(10)

DISCUSS/APPROVE/DENY RUSSIAN OLIVE ISM GRANT FOR 2023 FOR THE EMERY COUNTY WEED AND MOSQUITO DEPARTMENT.

Cory Worwood explained that the Department of Agriculture made available some funds, \$10,000. He indicated that if they don't use it by September, they will use it as a match for another grant. Commissioner Keven Jensen made a motion to approve a Russian Olive ISM Grant for 2023 for the

Emery County Weed and Mosquito Department. The motion was seconded by Commissioner Jordan Leonard. The motion passed.

AYE: Keven Jensen  
Jordan Leonard  
Lynn Sitterud  
NAY: none

(11)

DISCUSS/APPROVE/DENY THE PEHP LONG TERM DISABILITY "PILOT PROGRAM" HB105.

Mary Huntington explained that the long term disability "pilot program" HB105 offered through PEHP increases the term from two years to three years. After some discussion on this Commissioner Jordan Leonard made a motion to opt out of the program and stay with what the County is currently doing. The motion was seconded by Commissioner Keven Jensen. The motion passed.

AYE: Jordan Leonard  
Keven Jensen  
Lynn Sitterud  
NAY: none

(12)

DISCUSS/APPROVE/DENY HIRING MIKE SCOW AS A SEASONAL LAWN CARE LABORER WORKING UNDER HIS SON KYLE SCOW, MAINTENANCE LEAD.

Mary Huntington indicated that the County has a nepotism policy, however, because Mike Scow will be a seasonal worker for a set amount of time, and disclosing the connection in a public meeting we can stay in compliance with policy. Commissioner Keven Jensen made a motion to approve hiring Mike Scow as a seasonal Lawn Care Laborer. The motion was seconded by Commissioner Jordan Leonard. The motion passed.

AYE: Keven Jensen  
Jordan Leonard  
Lynn Sitterud  
NAY: none

(13)

DISCUSS/APPROVE/DENY 2023 ANNUAL STATEMENT OF CONTINUED PROPERTY TAX EXEMPTION.

Commissioner Keven Jensen made a motion to approve the 2023 Annual Statement of Continued Property Tax Exemption List. The motion was seconded by Commissioner Jordan Leonard. The motion passed.

AYE: Keven Jensen  
Jordan Leonard  
Lynn Sitterud  
NAY: none

(14)

DISCUSS/APPROVE/DENY TAKE DOWN OF SITLA PARCEL C27123 AS PER SULA 1622 TO BE USED FOR ECONOMIC DEVELOPMENT.

Commissioner Sitterud indicated that this is a request from SITLA. It is property in Green River, east of Highway 6 that Emery County controls under a lease. Commissioner Keven Jensen made a motion to approve take down of SITLA Parcel #C27123 as per SULA 1622 to be used for Economic Development. The motion was seconded by Commissioner Jordan Leonard. The motion passed.

AYE: Keven Jensen  
Jordan Leonard  
Lynn Sitterud

NAY: none

(15)

DISCUSS/APPROVE/DENY REQUEST FOR PROPERTY TAX EXEMPTION FOR GREEN RIVER HORIZONS.

To be considered for a property tax exempt status the entity must meet the criteria which are religious, charitable or educational. Green River Horizons has taken over for Friends of the Positive Action Community Team (PACT) which met the criteria and qualified in the past for exempt status. The use of property has remained the same. Commissioner Keven Jensen made a motion to approve the request for Property Tax Exemption for Green River Horizons. The motion was seconded by Commissioner Jordan Leonard. The motion passed.

AYE: Keven Jensen  
Jordan Leonard  
Lynn Sitterud

NAY: none

(16)

DISCUSS/APPROVE/DENY PROPERTY TAX EXEMPTION FOR GREEN RIVER MEDICAL CENTER.

After review of an application for Property Tax Exemption for Green River Medical Center it was determined to meet the criteria for property tax exempt status. Commissioner Jordan Leonard made a motion to approve property Tax Exemption for Green River Medical Center. The motion was seconded by Commissioner Keven Jensen. The motion passed.

AYE: Jordan Leonard  
Keven Jensen  
Lynn Sitterud

NAY: none

(17)

DISCUSS/APPROVE/DENY PROPERTY TAX EXEMPTION FOR CASTLE RIDGE BEHAVIORAL CENTER.

After review of an application for Property Tax Exemption for Castle Ridge Behavioral Center it was determined that they did not meet the criteria for property tax exemption. Therefore, their request was denied. Commissioner Jordan Leonard made a motion to deny a request for property Tax Exemption for Castle Ridge Behavioral Center. The motion was seconded by Commissioner Keven Jensen. The motion passed.

AYE: Jordan Leonard  
Keven Jensen  
Lynn Sitterud

NAY: none

RFP OPENING FOR THE EMERY COUNTY GENERAL PLAN UPDATE

Bids were opened and read aloud for the Emery County General Plan update.

- 1. Rural Community Consultants \$41,465
- 2. Bio west Inc. \$18,000
- 3. Sunrise Engineering \$64,803

Commissioner Keven Jensen made a motion to accept the bids and award in the next meeting. The motion was seconded by Commissioner Jordan Leonard. The motion passed.

AYE: Keven Jensen  
Jordan Leonard  
Lynn Sitterud

NAY: none

(18)

COMMISSION/ELECTED OFFICIAL REPORTS.

Sheriff Huntington reported that they have had 2,064 numbers for police action, seized 200 lbs. of meth, 100,00 fentanyl pills and marijuana, and stolen guns. They have been super busy this year so far. He reported on a successful Search and Rescue mission in Square Canyon.

Commissioner Leonard expressed the Commission's condolences to the families of the first responders who were killed this past week.

Commissioner Jensen expressed the importance and need for EMS first responders in Emery County.

Commissioner Sitterud expressed the need to get volunteers. Search and Rescue volunteers are in it to help people not get paid.

(19)

ADJOURN

Motion to adjourn the meeting was made by Commissioner Keven Jensen, seconded by Commissioner Jordan Leonard, and the motion passed.

AYE: Keven Jensen  
Jordan Leonard  
Lynn Sitterud

NAY: none

ATTEST \_\_\_\_\_ COMMISSIONER \_\_\_\_\_



MINUTES OF THE REGULAR MEETING OF THE  
BOARD OF EMERY COUNTY COMMISSIONERS  
HELD IN THE EMERY COUNTY COURTHOUSE

MAY 2, 2023

Present at the meeting was Commission Chairman Lynn Sitterud, Commissioner Keven Jensen, Commissioner Jordan Leonard, Sheriff Tyson Huntington, Deputy Clerk/Auditor Carol Cox, elected officials and citizens.

CONSENT AGENDA

(1)

APPROVAL OF CHECK EDIT LIST , REQUISITIONS, AND DISPOSITIONS.

The Warrant Check Edit List #263026 through and including #263112 was presented for payment.

Requisitions were presented for the following:

<u>REQUISITION</u>	<u>DESCRIPTION</u>	<u>AMOUNT</u>
30-23	Antiwave Lane Line Reel Aquatic Center	\$1,839.40

There were no dispositions.

(2)

APPROVAL OF THE APRIL 18, 2023 COMMISSION MEETING MINUTES

(3)

NOTIFICATION: SELECTED DANAE JENSEN AS THE PART TIME ASSISTANT LIBRARIAN IN CLEVELAND, WORKING 19 HOURS PER WEEK. WAGE GRADE 7.

(4)

APPROVAL TO RECLASSIFY THE VACANT PART TIME POSITION IN THE TRAVEL AND TOURISM OFFICE TO A ¾ TIME EMPLOYEE WORKING 29 HOURS PER WEEK WITH PRO RATED RETIREMENT, VACATION, SICK AND HOLIDAY PAY.

(5)

APPROVAL TO GIVE KAYLEE MORRIS A 3% WAGE INCREASE FOR SUCCESSFUL COMPLETION OF HER 6 MONTH ORIENTATION PERIOD AS A CUSTODIAN AND A 5% COLA THAT WAS GIVEN THE FIRST OF THE YEAR. EFFECTIVE 5-15-23

Motion to approve the Consent Agenda was made by Commissioner Keven Jensen, seconded by Commissioner Jordan Leonard, and the motion passed.

AYE: Keven Jensen  
Jordan Leonard  
Lynn Sitterud  
NAY: none

DISCUSSION AGENDA

(1)  
ITEMS PULLED FROM THE CONSENT AGENDA

(2)  
PRESENTATION BY THE UTAH DEPARTMENT OF AGRICULTURE AND FOOD REGARDING AGRICULTURE RESOURCES, PROGRAMS AND GRANTS AVAILABLE THROUGHOUT THE STATE.

Kelly Pearson, Deputy Commissioner for UDFAA and Amber Brown, Director of Legislative and Government Affairs presented information to the Board of Commissioners regarding Agriculture Resources, programs and grants available throughout the State of Utah.

(3)  
OPEN/REVIEW/AWARD BIDS ON THE LANDFILL SCRAP METAL PILE.

One bid was submitted for the scrap metal pile at the EC Landfill. The bid was from Western Metals at \$136.00 per ton.

(4)  
DISCUSS/APPROVE/DENY DONATION TO CHASE HUGGARD TO ATTEND THE GOVERNOR'S HONOR ACADEMY.

Motion to table until the next meeting was made by Commissioner Jordan Leonard, seconded by Commissioner Keven Jensen, and the motion passed.

AYE: Jordan Leonard  
Keven Jensen  
Lynn Sitterud  
NAY: none

(5)  
DISCUSS/APPROVE/DENY MOU BETWEEN EMERY COUNTY AND THE EC BUSINESS CHAMBER REGARDING THE EMERY COUNTY FAIR 2023.

Patsy Stoddard reviewed an MOU between Emery County and the Emery County Business Chamber regarding the 2023 Emery County Fair. The ECBC will facilitate the finances according to the outlined \$35,900 Fair Budget. The date for the 2023 EC Fair is July 27,28,and 29. The Chamber will provide a

detailed outline of expenses at the end of the fair. Commissioner Jordan Leonard indicated that this is a good partnership and made a motion to approve an MOU between Emery County and the EC Business Chamber regarding the 2023 Emery County Fair. The motion was seconded by Commissioner Keven Jensen. The motion passed.

AYE: Jordan Leonard  
Keven Jensen  
Lynn Sitterud

NAY: none

(6)

DISCUSS/APPROVE/DENY LIBRARIES TRANSFORMING COMMUNITIES (LTC): ACCESSIBLE SMALL AND RURAL COMMUNITIES GRANT FROM THE AMERICAN LIBRARY ASSOCIATION (ALA).

Commissioner Keven Jensen explained that the Accessible Small and Rural Communities Grant from the American Library Association is for a project at the Huntington Library. The front entrance of the Huntington Library will be redone to make the entrance accessible to disabled patrons. Commissioner Keven Jensen made a motion to approve the Libraries Transforming Communities (LTC); Accessible Small and Rural Communities Grant from the American Library Association (ALA). The motion was seconded by Commissioner Jordan Leonard. The motion passed.

AYE: Keven Jensen  
Jordan Leonard  
Lynn Sitterud

NAY: none

(7)

DISCUSS/APPROVE/DENY SERVICE LINE AGREEMENT WITH DOMINION ENERGY FOR GREEN RIVER LIBRARY (SL0004142305)

Commissioner Keven Jensen made a motion to accept a service line agreement with Dominion Energy for Green River Library. The motion was seconded by Commissioner Jordan Leonard. The motion passed.

AYE: Keven Jensen  
Jordan Leonard  
Lynn Sitterud

NAY: none

(8)

DISCUSS/APPROVE/DENY WRITING OFF ROLL-BACK TAXES ON PARCELS 01-0120-0017 AND 01-0120-0001 FOR FERRON CITY.

Assessor Kris Bell explained that Ferron City was gifted 2 parcels of property that were previously receiving Green Belt benefits. A rollback tax of \$227.59 is due on 01-0120-0001. Ferron City is requesting that the rollback tax be written off because they are an exempt entity. Kris requested to come back to the Commission for approval on the second parcel when information is available. Commissioner Jordan Leonard made a motion to approve Ferron City's request to write off roll-back taxes on parcel #01-0120-0001 for Ferron City and to consider the second parcel when more information is provided. The motion was seconded by Commissioner Keven Jensen. The motion passed.

AYE: Jordan Leonard  
Keven Jensen  
Lynn Sitterud

NAY: none

(9)

DISCUSS/APPROVE/DENY COMMISSION ADJUSTMENT FOR TAXES, PENALTIES, INTEREST AND ADMINISTRATIVE FEES FOR PARCEL #09-0300-0430 FOR EDWARD HARRISON.

Treasurer Josie Stilson requested a Commission Adjustment for taxes, penalties, interest and administrative fees for parcel #09-0300-0430 for Edward Harrison. This is a state assessed parcel. Taxes are owed in 2018 and 2019 on an unrecorded lease between Edward Harrison and Nielson Construction. The property has been sold. Taxes have not been assessed since 2019. There is nothing we can sell at the Tax Sale. She asked to clean it up and get it off the books. The amount is \$493.23 with penalties, interest and fees. Commissioner Keven Jensen made a motion to approve a Commission Adjustment for taxes, penalties, interest, and administrative fees for parcel #09-0300-0430 for Edward Harrison. The motion was seconded by Commissioner Jordan Leonard. The motion passed.

AYE: Keven Jensen  
Jordan Leonard  
Lynn Sitterud

NAY: none

(10)

DISCUSS/APPROVE/DENY ALLOCATING 40% OF SHANNON HIATT'S SALARY TO BE PAID WITH TRAVEL/TOURISM FUNDS AS LONG AS HE IS THE INTERIM TRAVEL/TOURISM DIRECTOR.

Motion to table was made by Commissioner Keven Jensen, seconded by Commissioner Jordan Leonard, and the motion passed.

AYE: Keven Jensen  
Jordan Leonard  
Lynn Sitterud

NAY: none

(11)

DISCUSS/APPROVE/DENY THE SIGN ON BONUS AGREEMENT FOR CERTIFIED LEO AND BCO NEW HIRES AT THE SHERIFF'S OFFICE.

Sheriff Huntington discussed a sign on bonus agreement for certified Law Enforcement Officer and Basic Correction Officer new hires at the Sheriff's Office. He explained that it cost roughly \$12,800 to get new hires certified through POST. Sheriff asked for approval to offer a sign-on bonus to an already certified officer. This will save the county sixteen weeks in salary for the new hire to be certified. This agreement has been reviewed and approved by the County Attorney. Commissioner Keven Jensen made a motion to approve a sign-on bonus agreement for certified LEO and BCO new hires at the Sheriff's Office. The motion was seconded by Commissioner Jordan Leonard. The motion passed.

AYE: Keven Jensen  
Jordan Leonard  
Lynn Sitterud

NAY: none

(12)

DISCUSS/APPROVE/DENY CONTRACT FOR SERVICES BETWEEN EMERY COUNTY AND BOUNCIN BINS UTAH, LLC FOR THE 2023 EMERY COUNTY FAIR.

Commissioner Jordan Leonard explained that the Bouncin Bins would be available on Friday and Saturday of the 2023 EC Fair on the baseball field behind the Recreation Center. The cost is \$10,573.04. Commissioner Keven Jensen made a motion to approve a contract for services between Emery County and Bouncin Bins, LLC for the 2023 Emery County Fair. The motion was seconded by Commissioner Jordan Leonard. The motion passed.

AYE: Keven Jensen  
Jordan Leonard  
Lynn Sitterud

NAY: none

(13)

DISCUSS/APPROVE/DENY CONTRACT FOR SERVICES BETWEEN EMERY COUNTY AND MADDIE WILSON MUSIC FOR THE 2023 EMERY COUNTY FAIR.

Maddie Wilson will provide music for 90 minutes on Friday night before the rodeo during the 2023 Emery County Fair. Commissioner Jordan Leonard made a motion to approve a contract for services between Emery County and Maddie Wilson Music for the 2023 Emery County Fair. The motion was seconded by Commissioner Keven Jensen. The motion passed.

AYE: Jordan Leonard  
Keven Jensen  
Lynn Sitterud

NAY: none

(14)

DISCUSS/APPROVE/DENY MOU BETWEEN EMERY COUNTY AND CASTLE DALE CITY REGARDING THE 2023 EMERY COUNTY FAIR.

Commissioner Jordan Leonard made a motion to table this item. The motion was seconded by Commissioner Keven Jensen. The motion passed.

AYE: Jordan Leonard  
Keven Jensen  
Lynn Sitterud

NAY: none

(15)

DISCUSS/APPROVE/DENY 2023 RURAL COUNTY GRANT PROJECTS.

Commissioner Jordan Leonard explained that the Emery County Economic Development Council received a Rural County Grant for \$200,000 to spend on Economic Development projects. In their recent board meeting they approved the following projects: Andrew Fry letter of intent to extend his contract for the San Rafael Energy Research Center continuation of coal and biofuels viable uses for coal. \$55,000 to the Business Improvement grant program, \$5,000 for Junior Entrepreneurs, \$7,500 for BTAC for business training, \$8,000 for case study for nuclear development study by Weber State. The balance of \$44,500 is yet to be determined and will be brought up in another meeting. Commissioner

Keven Jensen made a motion to approve of the 2023 Rural County Grant Projects. The motion was seconded by Commissioner Jordan Leonard. The motion passed.

AYE: Keven Jensen  
Jordan Leonard  
Lynn Sitterud  
NAY: none

(16)

DISCUSS/APPROVE/DENY EMERY COUNTY EMS USING THEIR 2023 COMPETITIVE GRANT FOR EMT RETENTION.

Commissioner Keven Jensen explained that Emery County EMSSD was granted a Competitive Grant from Bureau of Emergency Medical Services and Preparedness in the amount of \$65,600. The justification for the requested funds was to retain EMT's in the county and keep the service going. We have a shortage of EMT's available during the day shift Monday through Friday. After lengthy discussion the Board came up with a plan for EMT retention using a stipend. They took the percentage of hours of on-call for each EMT from July 2022 through March 2023 and formulated a stipend for each on-call EMT. The purpose of the grant is to keep EMT's on call to keep the service going. We have until the end of May to use the funds or lose it and it will be much harder to get the grant again. Commissioner Keven Jensen made a motion to approve the EMSSD using the 2023 Competitive Grant for EMT retention. The motion was seconded by Commissioner Jordan Leonard. The motion passed.

(17)

COMMISSION/ELECTED OFFICIALS REPORTS

Sheriff Huntington reported on a recent tour by the Dam Engineers of the Joe's Valley spillway. He reported that several Sheriff Posse volunteers along with the engineers were able to repel into the spillway to check for damage. A drone was also used to inspect the spillway. He also reported on a recent bust in Green River where the SO seized fentanyl, meth, and firearms.

Commissioner Jordan Leonard reported on being approved to show a video recording of the Castle Valley Pageant during the Emery County Fair. It was the last time Montel Seely was in the pageant.

(18)

ADJOURN

Motion to adjourn the meeting was made by Commissioner Keven Jensen, seconded by Commissioner Jordan Leonard, and the motion passed.

AYE: Keven Jensen  
Jordan Leonard  
Lynn Sitterud  
NAY: none

ATTEST: \_\_\_\_\_ COMMISSIONER: \_\_\_\_\_

MINUTES OF THE REGULAR MEETING OF THE  
BOARD OF EMERY COUNTY COMMISSIONERS  
HELD IN THE EMERY COUNTY COURTHOUSE

MAY 16, 2023

Present at the meeting was Commission Chairman Lynn Sitterud, Commissioner Keven Jensen, Commissioner Jordan Leonard, Attorney Mike Olsen, Deputy Clerk/Auditor Carol Cox, elected officials and citizens.

CONSENT AGENDA

(1)  
APPROVAL OF CHECK EDIT LIST, REQUISITIONS, AND DISPOSITIONS.

The Warrant Check Edit List #263026 through and including #263114 was presented for payment.

Requisitions were presented for the following:

<u>REQUISITION</u>	<u>DESCRIPTION</u>	<u>AMOUNT</u>
31-23	(20) VEH Chargers for handheld radios IT	\$10,493.
32-23	(27) Bulletproof vests Sheriff	\$34,830.

No Dispositions

(2)  
APPROVAL OF THE MAY 02, 2023 COMMISSION MEETING MINUTES

(3)  
APPROVAL TO HIRE ALEXA BULLERI AS A SEASONAL LIFEGUARD WORKING 29 HOURS PER WEEK, WITH NO BENEFITS. WAGE GRADE 3.

(4)  
APPROVAL TO REHIRE ERIK NIELSEN AS SEASONAL RUSSIAN OLIVE TECHNICIAN WORKING 29 HOURS PER WEEK, NO BENEFITS. WAGE \$16.30 PH.

(5)  
APPROVAL TO REHIRE SETH BAANTJER AS SEASONAL RUSSIAN OLIVE TECHNICIAN WORKING 29 HOURS PER WEEK, NO BENEFITS. WAGE \$14.30 PH.

(6)  
APPROVAL OF CELL PHONE STIPEND FOR JUDGE CARPENTER.

(7)  
APPROVAL OF BUSINESS LICENSE FOR ANDERSON WALLACE FOOD SUPPLY, LLC.

(8)  
APPROVAL OF BUSINESS LICENSE FOR PETERSON'S NATURAL BEESWAX PRODUCTS.

Motion to approve the Consent Agenda with a correction on item #8 to correct the parcel # to 01-0120-0017 was made by Commissioner Keven Jensen, seconded by Commissioner Jordan Leonard, and the motion passed.

#### DISCUSSION AGENDA

(1)  
ITEMS PULLED FROM THE CONSENT AGENDA.

(2)  
SAFETY MINUTE PRESENTATION BY COMMISSIONER JORDAN LEONARD.

Commissioner Leonard provided tips for those employees who work in an office at a computer. Stay hydrated, maintain proper posture, take breaks, and consider using blue light glasses to minimize the glare from the computer.

(3)  
AWARDING OF SAFETY VISA GIFT CARDS

4.52 years with no loss time accidents!

Full-time employee: Selina Hardman  
Part-time employee: Dezeray Hernandez  
Safety Sensitive: Jeremy Lake and Josh Johnson  
EMTs: Kacie Hadden and Scott Ryan

(4)  
PRESENTATION AND DISCUSSION REGARDING REQUEST TO CLOSE COUNTY ROAD 504 ORANGEVILLE CEMETERY ROAD

Jared Anderson, Angie Anderson, Libby Wadley, Eric Staley and Craig Johansen expressed concerns with Road #504 Orangeville Cemetery Road. Jared cited safety concerns as the road is used by individuals coming off of Coal Haul Road for a short cut. Over the past few years there have been numerous accidents on the road from people going too fast and ending up in the ditch. Libby told of one accident that ended up in her yard where her child was playing. Eric expressed issues regarding access to his farm. He indicated that his kids were nearly hit while riding a 4x4 near their farm. Mayor



Robertson indicated that the group of concerned citizens have approached the city with their concerns. He suggested they bring the issue to the County Commissioners as this is a county road. Craig Johansen gave a brief history of the road which exists because of an easement to access the canal for Cottonwood Canal & Irrigation Company. The group of citizens suggested that it could be gated and only the property owners and the canal company could access and maybe deter others from using the road. There are other access roads from the Coal Haul Road that could be used. Attorney Mike Olsen indicated that he was not aware of the endangerment with respect to children living and playing in the yard near the access road. He advised the Commissioners to follow the process for closing a road and be sure of all the property access before making any decisions.

(5)

PRESENTATION BY ROBBIE JENSEN, AGING DIRECTOR, REGARDING AN UPDATE ON THE EMERY COUNTY SENIOR CITIZEN CENTERS AND FUTURE PROJECTS.

Robbie Jensen informed the Commissioners on upcoming projects for EC Senior Citizen Centers and future projects.

(6)

DISCUSS/APPROVE/DENY MONETARY DONATION TO CHASE HUGGARD TO ATTEND THE GOVERNOR'S HONORS ACADEMY.

Commissioner Jordan Leonard made a motion to table. The motion was seconded by Commissioner Keven Jensen. The motion passed.

AYE: Jordan Leonard  
Keven Jensen  
Lynn Sitterud

NAY: none

(7)

DISCUSS/APPROVE/DENY THE COUNTY'S MEDICAL, DENTAL, AND VISION INSURANCE RENEWAL FOR PLAN YEAR JULY 1, 2023 TO JUNE 30, 2024. PRESENTED BY JEFF KELSEY.

Jeff Kelsey reported that there are no changes on any of the plans. PEHP will continue to process claims. All medical services are experiencing increases across the board. He was able to get a renewal rate of 6.9. Commissioner Jordan Leonard made a motion to approve the County's medical, dental, and vision insurance renewal for plan year July 1, 2023 to June 30, 2024. The motion was seconded by Commissioner Keven Jensen. The motion passed.

AYE: Jordan Leonard  
Keven Jensen  
Lynn Sitterud

NAY: none.

(8)

DISCUSS/APPROVE/DENY EMERY COUNTY SHERIFF'S OFFICE GRANT APPLICATION FOR THE FY2024 STATE TASK FORCE GRANT IN THE AMOUNT OF \$70,000.00

Sheriff Huntington indicated that the Grant application comes due at the end of May. It is the operating funding for the Drug Task Force. Commissioner Keven Jensen made a motion to approve Emery

County Sheriff's Office Grant Application for the FY2024 State Drug Task Force Grant. The motion was seconded by Commissioner Jordan Leonard. The motion passed.

AYE: Keven Jensen  
Jordan Leonard  
Lynn Sitterud  
NAY: none

(9)

DISCUSS/APPROVE/DENY BUSINESS IMPROVEMENT GRANTS FOR RECREATION UNDERGROUND, AMERICA'S BEST VALUE INN, MAIN STREET MARKET AND HIGH DESERT COATINGS..

Patsy Stoddard requested approval for the next cycle of Business Improvement Grants.

America's Best Value Inn requested \$20,000

Recreation Underground requested \$10,000

High Desert Coatings requested \$4,000

Main Street Market requested \$5,036

The next cycle of grants will be June 1st. If any funds are left over after that cycle they will add an additional cycle until all the funds are used.

Commissioner Jordan Leonard made a motion to approve the Business Improvement Grants for Recreation Underground, America's Best Value Inn, Main Street Market and High Desert Coatings as requested. The motion was seconded by Commissioner Keven Jensen. The motion passed.

AYE: Jordan Leonard  
Keven Jensen  
Lynn Sitterud  
NAY: none

(10)

DISCUSS/APPROVE/DENY MOU BETWEEN EMERY COUNTY AND CASTLE DALE CITY FOR THE 2023 EMERY COUNTY FAIR.

Commissioner Jordan Leonard talked about an MOU with Castle Dale City during the week of the Emery County Fair. City workers will help with set-up, cleaning, providing products for the restrooms, power and other needs. Commissioner Jordan Leonard made a motion to approve of an MOU between Emery County and Castle Dale City for the 2023 Emery County Fair. The motion was seconded by Commissioner Keven Jensen. The motion passed.

AYE: Jordan Leonard  
Keven Jensen  
Lynn Sitterud  
NAY: none

(11)

DISCUSS/APPROVE/DENY FRAUD RISK ASSESSMENT REQUIRED BY THE STATE AUDITOR.

Clerk/Auditor Brenda Tuttle indicated that the Fraud Risk Assessment is required by state and must be approved by the County Governing Body. Commissioner Keven Jensen made a motion to accept the Fraud Risk Assessment. The motion was seconded by Commissioner Jordan Leonard. The motion passed.

AYE: Keven Jensen

Jordan Leonard

Lynn Sitteurd

NAY: none

(12)

DISCUSS/APPROVE/DENY PROCEEDING OF THE 2023 TAX SALE.

Clerk/Auditor Brenda Tuttle reported that at the 2023 May Tax Sale there was one parcel for bid. Gary Anderson was the successful bidder at \$5,300.00. She indicated that the proceedings of the sale need the Commissioners approval to create a deed and send it to the new owner. Commissioner Jordan Leonard made a motion to approve the proceedings of the 2023 Tax Sale. The motion was seconded by Commissioner Keven Jensen. The motion passed.

AYE: Jordan Leonard

Keven Jensen

Lynn Sitterud

NAY: none

(13)

DISCUSS/APPROVE/DENY 2023-2024 ISM RUSSIAN OLIVE GRANT AGREEMENT.

Weed & Mosquito Supervisor Cory Worwood reported that the Emery County Weed & Mosquito Department has been awarded \$60,000 from the state to remove Russian Olive Trees. The grant period is July 1, 2023 through June 30, 2024. He recommended approval of the agreement. Commissioner Keven Jensen made a motion to approve 2023-2024 ISM Russian Olive Grant Agreement. The motion was seconded by Commissioner Jordan Leonard. The motion passed.

AYE: Keven Jensen

Jordan Leonard

Lynn Sitterud

NAY: none

(14)

DISCUSS/APPROVE/DENY AWARDING 2023 SWELL TRAILS GRANT TO THE BACKCOUNTRY HORSEMEN AND EPICENTER.

The 2023 Swell Trails Grant program began in 2021. There are two projects for consideration for 2023. Backcountry Horsemen requested \$1,500 for Tie Rails and Epicenter requested \$15,00 for a pavilion at Trail Breaker Park. Commissioner Keven Jensen made a motion to approve awarding 2023 Swell Trails Grant to the Backcountry Horsemen and Epicenter as requested. The motion was seconded by Commissioner Jordan Leonard. The motion passed.

AYE: Keven Jensen

Jordan Leonard

Lynn Sitterud

NAY: none

(15)

DISCUSS/APPROVE/DENY TRANSFER OF FUNDS FROM SPECIAL COUNCIL BACK TO EMERY COUNTY SHERIFF'S OFFICE.

During budget time \$150,000 was moved from the Sheriff's Department to the Special Council for the purpose of hiring an investigator to assist the Attorney. At the time the Attorney felt it was good to have under the direction of the Attorney's Office. Sheriff's Deputies were pulled off other duties to do investigative work. At this point in time the Sheriff and the Attorney feel like things have been going well with the responsibilities thus far. Attorney Mike Olsen indicated that the process has been working well thus the reason the funds have not been used so far. Plans are in place to increase responsibilities where needed depending on the intensity of the case. Commissioner Keven Jensen made a motion to approve the transfer of funds from the Special Council Fund back to Emery County Sheriff's Office. The motion was seconded by Commissioner Jordan Leonard. The motion passed.

AYE: Keven Jensen  
Jordan Leonard  
Lynn Sitterud

NAY: none

(16)

DISCUSS/APPROVE/DENY COMMISSION REQUEST FOR THE UTAH ATTORNEY GENERAL TO ADVISE EMERY COUNTY ELECTED OFFICIALS OF THEIR ELECTED DUTIES.

Commissioner Keven Jensen requested approval to have the Utah Attorney General advise the Emery County Elected Officials of their elected duties. A lively discussion ensued on the subject.

Commissioner Keven Jensen made a motion to request the Utah Attorney General to advise Emery County elected officials of their elected duties. Commission Jordan Leonard seconded the motion with a comment that we need a mediator and at some point we need to get on the same page for the betterment of the County. The motion passed by two AYE Votes and one NAY vote from Commissioner Lynn Sitterud.

AYE: Keven Jensen  
Jordan Leonard

NAY: Lynn Sitterud

(17)

DISCUSSION REGARDING THE PAST, PRESENT AND FUTURE OF THE SAN RAFAEL SPECIAL SERVICE DISTRICT

Commissioner Keven Jensen began discussion on what's going on at the Research Center. He expressed his concern that the administration of the Research Center should go through an entity larger than the County. He stated he felt that the funds from the legislature needed to go to an entity that could really see it thrive. The SRERCSSD would have to be dissolved to accomplish this. Julie Johansen stated that she has been following activity at the Research Center from the beginning and feels that it is a state of the art facility. She expressed appreciation to Commissioner Sitterud for his commitment to keep the economy moving forward with the possible loss of the power plants in the future. It was her hope that they would offer scholarships to students in the future. The Research Center is currently working with Universities to have classes at the facility.

Commissioner Sitterud talked about the decision by the Prior Commissioners to jump in and do this even if it doubled their load. He stated he felt it was good to bring new technology to the power plants, bring jobs and related businesses into Emery County. He added on the Cumbustion side of the Center the research that they are doing could help other future power plants. The way things sit now they are working tirelessly to find the best scenario to continue with the future of the Center. Utah State University has expressed interest, the State of Utah under the direction of the Department of Energy

has expressed an interest, 7 County Coalition, or sell to a private entity. Attorney Mike Olsen stated the facility would generate a lot of money for the county. Commissioner Jordan Leonard expressed concern that politics can change quickly and felt it was not good to be in the hands of politicians and solid management through local politics will be a challenge. Attorney Mike Olsen indicated that he felt that this is a big opportunity for Emery County. Discussion continued on this matter.

(18)

COMMISSION/ELECTED OFFICIALS REPORTS.

(19)

ADJOURN

Commissioner Keven Jensen made a motion to adjourn the meeting. The motion was seconded by Commissioner Jordan Leonard. The motion passed.

ATTEST: \_\_\_\_\_ COMMISSIONER: \_\_\_\_\_

MINUTES OF THE REGULAR MEETING OF THE  
BOARD OF EMERY COUNTY COMMISSIONERS  
HELD IN THE EMERY COUNTY COURTHOUSE

JUNE 6, 2023

Present at the meeting was Chairman Lynn Sitterud, Commissioner Jordan Leonard, Commissioner Keven Jensen, Sheriff Tyson Huntington, Deputy Clerk/Auditor Carol Cox, elected officials and citizens.

(1)  
APPROVAL OF CHECK EDIT LIST, REQUISITIONS AND DISPOSITIONS.

The Warrant Check Edit List #263254 through and including #263347 was presented for payment.

There were no Requisitions or Dispositions.

(2)  
APPROVAL OF THE MAY 16, 2023 COMMISSION MEETING MINUTES

(3)  
NOTIFICATION SELECTED ADAM OLSEN, MADILYN BUNNELL, JACOB ERICKSON, KAITLYN THOMAS, ALIYA LESTER, JACE FRANDBEN, ELIZABETH CARROLL, AND HANNAH NEFF, AS PART TIME LIFEGUARDS WORKING UP TO 19.75 HOURS PER WEEK. WAGE GRADE 3.

(4)  
NOTIFICATION SELECTED SARAH SORENSEN AS A PART TIME JUSTICE COURT COMPLEX CUSTODIAN WORKING UP TO 19.75 HOURS PER WEEK, NOT ELIGIBLE FOR BENEFITS. WAGE GRADE 6.

(5)  
APPROVAL TO HIRE GARRETT ROWLEY AS A SEASONAL LAWN CARE LABORER WORKING 29 HOURS PER WEEK. NOT ELIGIBLE FOR BENEFITS. WAGE \$14.70 PER HP.

(6)  
NOTIFICATION SELECTED EMELYN OLIVERSON AS A PART TIME HEAD LIFEGUARD WORKING 19.75 HOURS PER WEEK. GRADE 5 @ \$10.21 PH.

Commissioner Keven Jensen made a motion to approve the Consent Agenda. The motion was seconded by Commissioner Jordan Leonard. The motion passed.

AYE: Keven Jensen

Jordan Leonard

Lynn Sitterud

NAY: none

## DISCUSSION AGENDA

(1)

### ITEMS PULLED FROM THE CONSENT AGENDA.

(2)

### DISCUSS/APPROVE/DENY MONETARY DONATION TO CHASE HUGGARD TO ATTEND THE GOVERNOR'S HONORS ACADEMY.

Chase Huggard requested a monetary donation to assist him in attending The Governor's Honors Academy at SUU. The conference lasts for 10 days. The cost to attend is \$1,300.00 per student. Commissioner Jordan Leonard made a motion to donate \$250.00 to Chase Huggard to assist him in attending the Governor's Honors Academy. The motion was seconded by Commissioner Keven Jensen. The motion passed.

AYE: Jordan Leonard

Keven Jensen

Lynn Sitterud

NAY: none

(3)

### DISCUSS/APPROVE/DENY MONETARY DONATION TO KAMS RICH AND WYATT FOX WHO WILL BE REPRESENTING EMERY COUNTY AT THE NATIONAL JR HIGH SCHOOL RODEO FINALS.

Kams Rich and Wyatt Fox requested a monetary donation to assist them in representing Emery County at the National Jr. High School Rodeo Finals in Parry, Georgia. Commissioner Jordan Leonard made a motion to donate \$750.00 to each participant, Kams Rich and Wyatt Fox, to assist them in representing Emery County at the National Jr. High Rodeo Finals. The motion was seconded by Commissioner Keven Jensen. The motion passed.

AYE: Jordan Leonard

Keven Jensen

Lynn Sitterud

NAY: none

(4)

### DISCUSS/APPROVE/DENY FOUR CORNERS COMMUNITY BEHAVIORAL HEALTH AREA PLAN FOR FY2024-2026.

Melissa Huntington, Executive Director of Four Corners Community Behavioral Health presented their Area Plan for FY 2023-2026 for approval. She explained that the State Statute requires them to write a financial plan that is presented to the County Governing Body for approval every three years. They are currently looking for a building to place the first rural crisis receiving center in the State of Utah. Commissioner Keven Jensen made a motion to approve the Four Corners Community Behavioral Health Area Plan for FY 2024-2026. The motion was seconded by Commissioner Jordan Leonard. The motion passed.

AYE: Keven Jensen

Jordan Leonard

Lynn Sitterud

NAY: none

(5)

DISCUSS/APPROVE/DENY THE 2023 CIB PRIORITIZATION LIST FOR EMERY COUNTY.

Commissioner Keven Jensen made a motion to approve the 2023 CIB Prioritization List for Emery County. The motion was seconded by Commissioner Jordan Leonard. The motion passed.

AYE: Keven Jensen

Jordan Leonard

Lynn Sitterud

NAY: none

(6)

DISCUSS/APPROVE/DENY FREE SWIM DAY ACTIVITY ON JULY 25TH AS PART OF THE EMERY COUNTY FAIR 2023.

Patsy Stoddard, Emery County Business Chamber requested a fee waiver for the Emery County Aquatic Center to offer a Free Swim Day Activity on July 25th as part of the Emery County Fair 2023. Commissioner Keven Jensen made a motion to waive the fee for the Emery County Aquatic Center for a Free Swim Day Activity on July 25th as part of the Emery County Fair 2023. The motion was seconded by Commissioner Jordan Leonard. The motion passed.

AYE: Keven Jensen

Jordan Leonard

Lynn Sitterud

NAY: none

(7)

DISCUSS/APPROVE/DENY AMENDMENT #8 TO THE STATE OF UTAH CONTRACT #152013 BETWEEN THE STATE OF UTAH AND THE EMERY COUNTY SHERIFF FOR BAILIFF AND COURT SECURITY SERVICES.

Sergeant Robby Riley requested approval for Amendment #8 to the State of Utah Contract #152013 between the State of Utah and the Emery County Sheriff for Bailiff and Court Security Services. He explained that by State Statute the SO is required to provide the service. The amendment is to change the named Sheriff as Sheriff Tyson Huntington as well as the amount for reimbursement as \$23.71 for 2023 and \$26.15 for 2024. Commissioner Keven Jensen made a motion to approve Amendment #8 to the State of Utah contract #152013 between the State of Utah and the Emery County Sheriff for Bailiff and Security Services. The motion was seconded by Commissioner Jordan Leonard. The motion passed.

AYE: Keven Jensen

Jordan Leonard

Lynn Sitterud

NAY: none

(8)

DISCUSS/APPROVE/DENY 2023 REAL AND PERSONAL PROPERTY TAX EXEMPTION FOR CASTLE RIDGE BEHAVIORAL CENTER.



Commissioner Jordan Leonard explained that Castle Ridge Behavioral Center opened in June of 2022 so the Commission did not have a full year of financials to fairly evaluate their Tax Exempt status. In a May Commission meeting they were denied their request for Tax Exempt status. Upon further review of their finances and offerings of charitable and educational services to the community the Commission desired to grant Castle Ridge Behavioral Center a real and personal property tax exemption.

Commissioner Keven Jensen made a motion to approve 2023 Real and Personal Property Tax Exemption for Castle Ridge Behavioral Center. The motion was seconded by Commissioner Jordan Leonard. The motion passed.

AYE: Keven Jensen  
Jordan Leonard  
Lynn Sitterud

NAY: none

(9)

DISCUSS/APPROVE/DENY SERVICE LINE AGREEMENT WITH DOMINION ENERGY FOR THE EMERY COUNTY ROAD DEPARTMENT GREEN RIVER FACILITY.

Commissioner Keven Jensen made a motion to approve a service line agreement with Dominion Energy for the Emery County Road Department Green River Facility. The motion was seconded by Commissioner Jordan Leonard. The motion passed.\

AYE: Keven Jensen  
Jordan Leonard  
Lynn Sitterud

NAY: none

(10)

DISCUSS/APPROVE/DENY SIGNING A LETTER OF AGENCY WITH UTAH EDUCATION AND TELEHEALTH NETWORK (UETN) TO AUTHORIZE UETN TO INCLUDE EMERY COUNTY LIBRARY SYSTEM IN THE 2024-2025 BID PROCESS FOR INTERNET SERVICES UNDER E-RATE.

Desiree Malley requested approval for the signing of a letter of Agency with Utah Education and Telehealth Network (UETN) to authorize UETN to include Emery County Library System in the 2024-2025 bid process for internet services under E-Rate. There is no cost associated with this process. Commissioner Jordan Leonard made a motion to approve signing a letter of Agency with Utah Education and Telehealth Network as requested. The motion was seconded by Commissioner Keven Jensen. The motion passed.

AYE: Jordan Leonard  
Keven Jensen  
Lynn Sitterud

NAY: none

(11)

DISCUSS/APPROVE/DENY ADVERTISING AN RFQ FOR AN INDIVIDUAL OR FIRM TO ENSURE THE EMERY COUNTY COMMUNITY REINVESTMENT AGENCY (CRA) IS FOLLOWING ALL STATE AND FEDERAL MANDATES AND LAWS IN RELATION TO ALL FIDUCIARY OBLIGATIONS REGARDING SOLAR FUNDS.

Commissioner Jordan Leonard explained that the Commission is looking for an individual or firm to help with CRA accounting. As the solar revenue is starting to come on line they are looking for someone to help make sure taxes are done on time and correctly and that people are getting paid correctly. This request is to advertise an RFQ for that individual or firm to help with CRA obligations. Commissioner Jordan Leonard made a motion to approve advertising an RFQ for an individual or firm to ensure that the Emery County Community Reinvestment Agency(CRA) is following all state and federal mandates and laws in relation to all fiduciary obligations regarding solar funds.

The motion was seconded by Commissioner Keven Jensen. The motion passed.

AYE: Jordan Leonard

Keven Jensen

Lynn Sitterud

NAY: none

(12)

COMMISSION/ELECTED OFFICIALS REPORTS.

Sheriff Huntington reported that recreation is increasing in the desert and the mountains. Search and Rescue have had several rescues on the river.

(13)

ADJOURN

Motion to adjourn the meeting was made by Commissioner Keven Jensen, seconded by Commissioner Jordan Leonard, and the motion passed.

ATTEST: \_\_\_\_\_ COMMISSIONER: \_\_\_\_\_

MINUTES OF THE REGULAR MEETING OF THE  
EMERY COUNTY COMMISSIONERS  
HELD IN THE EMERY COUNTY COURTHOUSE

JUNE 20, 2023

Present at the meeting was Chairman Lynn Sitterud, Commissioner Jordan Leonard, Commissioner Keven Jensen, Attorney Mike Olsen, Deputy Clerk/Auditor Carol Cox, elected officials and citizens.

CONSENT AGENDA

(1)

APPROVAL OF CHECK EDIT LIST, REQUISITIONS, AND DISPOSITIONS.

The Warrant Check Edit List #263353 through and including #263465 was presented for payment.

There were no requisitions or dispositions.

(2)

APPROVAL OF THE JUNE 6, 2023 COMMISSION MEETING MINUTES

(3)

APPROVAL TO GIVE CAROL COX A 3% WAGE INCREASE FOR SUCCESSFUL COMPLETION OF HER 6 MONTH ORIENTATION PERIOD AS A CLERK/AUDITOR DEPUTY II. EFFECTIVE 6-26-23

(4)

NOTIFICATION: SELECTED JULIE STEUER AS A PART TIME, FLOATING ASSISTANT LIBRARIAN WORKING UP TO 19 HOURS PER WEEK. WAGE GRADE 7.

(5)

APPROVAL TO GIVE NATALIE OLSEN A 3% WAGE INCREASE FOR SUCCESSFUL COMPLETION OF HER 6 MONTH ORIENTATION PERIOD AS A EXECUTIVE CONFIDENTIAL ASSISTANT TO COMMISSIONER LEONARD. EFFECTIVE 6-26-23

(6)

APPROVAL OF KYLE EKKER BECOMING A VOLUNTEER FOR THE EMERY COUNTY SHERIFF'S OFFICE.

(7)

NOTIFICATION: SELECTED LANUIKI HOYT AS A PART TIME CUSTODIAN FOR THE EMERY LIBRARY. WAGE GRADE 6.

(8)

APPROVAL TO HIRE ANDEE MEAD AS THE FULL TIME EXECUTIVE TRAVEL AND TOURISM, MUSEUM/ARCHIVES DIRECTOR, WITH FULL BENEFITS, FLSA EXEMPT. WAGE GRADE 21.

(9)

APPROVAL TO GIVE JOSH JOHNSON A 3% WAGE INCREASE FOR SUCCESSFUL COMPLETION OF HIS 6 MONTH ORIENTATION PERIOD AS A MECHANIC II. EFFECTIVE 7-10-23

(10)

APPROVAL OF BUSINESS LICENSE FOR J AND R OUTDOOR SERVICES.

Commissioner Keven Jensen made a motion to approve the Consent Agenda. The motion was seconded by Commissioner Jordan Leonard. The motion passed.

AYE: Keven Jensen  
Jordan Leonard  
Lynn Sitterud

NAY: none

#### DISCUSSION AGENDA

(1)

ITEMS PULLED FROM THE CONSENT AGENDA.

(2)

SAFETY MINUTE PRESENTATION BY SUZANNE ANDERSON, ARCHIVES SPECIALIST.

Suzanne presented information regarding workplace violence.

(3)

AWARDING OF SAFETY VISA GIFT CARDS. (1686 DAYS)

Safety VISA gift cards were presented to the following:

Full time: Jan Luke

Part time: Rayola Pfnister

Safety Sensitive: Presley Lavato and Keaton Cowley

EMT's: James Byars and Nathan Martinez

(4)

RATIFICATION OF SIGNING OF MEMORANDUM OF UNDERSTANDING WITH UTAH COMMISSION ON SERVICE & VOLUNTEERISM TO ACCEPT A USERVEUTAH COMMUNITY ENGAGEMENT GRANT FOR \$2,500.00

Desiree Malley explained the MOU with Utah Commission On Service & Volunteerism to accept a Userveutah Community Engagement Grant for \$2,500.00. The funds will be used to host a landscaping project at the Ferron Library. The funds will be used to purchase materials. The deadline for submission of the documents was prior to this meeting. The action of signing the MOU needs to be

ratified. Commissioner Keven Jensen made a motion to ratify the signing of an MOU with Utah Commission on Service & Volunteerism to accept a Userveutah Community Engagement Grant for \$2,500.00. The motion was seconded by Commissioner Jordan Leonard. The motion passed.

AYE: Keven Jensen  
Jordan Leonard  
Lynn Sitterud

NAY: none

(5)

DISCUSS/APPROVE/DENY MONETARY DONATION TO SUPPORT RYTER EKKER AND MONTE CHRISTIANSEN AS THEY REPRESENT EMERY COUNTY AT NATIONAL HIGH SCHOOL RODEO FINALS.

Ryter Ekker took 3rd in the State in Rifle competition. Monte Christiansen took 4th in the state in the Cow Horse competition. Both requested a monetary donation for assistance in representing Emery County at the National High School Rodeo Finals to be held in Gillette, WY. Commissioner Jordan Leonard made a motion to donate \$750.00 to each Ryter Ekker and Monte Christainsen to represent Emery County at the National High School Rodeo Finals. The motion was seconded by Commissioner Keven Jensen. The motion passed..

AYE: Jordan Leonard  
Keven Jensen  
Lynn Sitterud

NAY: none

(6)

DISCUSS/APPROVE/DENY 2022-2-25 EMERY COUNTY LIBRARY STRATEGIC PLAN.

Desiree Malley requested approval for the 2022-2025 Emery County Library Strategic Plan. She explained that the Board has been working on the plan since 2019. Commissioner Jordan Leonard made a motion to approve the 2022-2025 Emery County Library Strategic Plan. The motion was seconded by Commissioner Keven Jensen. The motion passed.

AYE: Jordan Leonard  
Keven Jensen  
Lynn Sitterud

NAY: none

(7)

DISCUSS/APPROVE/DENY ROLLING \$2,200.00 FROM THE 2022 MAIN STREET GRANT PROGRAM TO THE 2023 BUSINESS IMPROVEMENT GRANT PROGRAM.

Patsy Stoddard requested approval to roll \$2,200 from the 2022 MAIn Street Grant Program to the 2023 Business Improvement Grant Program. She explained that one of the businesses who applied and was granted funds but was not able to complete their program and now the funds need to be rolled into the 2023 program. Commissioner Keven Jensen made a motion to approve rolling \$2,200 from the 2022 Main Street Grant Program to the 2023 Business Improvement Grant Program. The motion was seconded by Commissioner Jordan Leonard. The motion passed.

AYE: Keven Jensen  
Jordan Leonard  
Lynn Sitterud

NAY: none

(8)

DISCUSS/APPROVE/DENY AWARDING OF BUSINESS IMPROVEMENT GRANTS TO CHRISTY'S SALON SENSATIONS, CORNER PINE RESORT, CREATIVE FLORAL & FABRICS, EMERY ANIMAL HEALTH, KANTUTA ENTERPRISES/GAS STATION, SNOW'S HEATING AND AIR, TAMARISK RESTAURANT AND TSJ SUPPLY AND RENTAL.

Patsy Stoddard requested approval for the following Business Improvement Grants:

Christy's Salon Sensations- \$20,000

Corner Pine Resort-\$20,000

Creative Floral & Fabrics-\$15,743

Emery Animal Health- \$8,400

Kantuta Enterprises-\$20,000

Snow's Heating /Air/Plumbing- \$9,600

Tamarisk Restaurant-\$7,300.

TSJ Supply and Rentals- \$10,000

Patsy explained that June 1, 2023 was the deadline for this final phase of the Business Improvement Grant Program. The funds are provided through a combined effort from TRT, Economic Development, and ARPA. Commissioner Jordan Leonard made a motion to approve the awarding of Business Improvement Grants as explained. The motion was seconded by Commissioner Keven Jensen. The motion passed.

AYE: Jordan Leonard

Keven Jensen

Lynn Sitterud

NAY: none

(9)

DISCUSS/APPROVE/DENY ORDINANCE ESTABLISHING THE CARBON AND EMERY COUNTY CRIMINAL JUSTICE COORDINATING COUNCIL PURSUANT TO SB179 AND UCA §17-55-201.

Attorney Mike Olsen requested approval for an Ordinance establishing the Carbon and Emery County Criminal Justice Coordinating Council pursuant to SB179 and UCA 17-55-201. The purpose is to meet and set goals for the improvement of the criminal justice system within the County. A coordinating Council with Carbon County will better allow for the sharing of resources between agencies, as both counties are within the jurisdiction of the Seventh District Court. Commissioner Keven Jensen made a motion to approve Ordinance 6-23 an Ordinance establishing the Carbon and Emery County Criminal Justice Coordinating Council. The motion was seconded by Commissioner Jordan Leonard. The motion passed.

AYE: Keven Jensen

Jordan Leonard

Lynn Sitterud

NAY: none

(10)

DISCUSS/APPROVE/DENY 2023 TAX RATES FOR EMERY COUNTY.

Brenda Tuttle presented the 2023 Tax Rates for Emery County. The Total Tax Rate for 2023 is 0.004267 to generate a total revenue of \$9,086,715. Commissioner Keven Jensen made a motion to approve the 2023 Tax Rates for Emery County. The motion was seconded by Commissioner Jordan Leonard. The motion passed.

AYE: Keven Jensen  
Jordan Leonard  
Lynn Sitterud

NAY: none

(11)

DISCUSS/APPROVE/DENY 2023 TAX RATES FOR CVSSD

Jacob Sharp was not able to attend the meeting. Therefore Brenda Tuttle presented the 2023 Tax Rates for CVSSD. The Total Tax Rate for 2023 is 0.001959 to generate a total revenue of \$3,280,478. Commissioner Keven Jensen made a motion to approve the 2023 Tax Rate for CVSSD. The motion was seconded by Commissioner Jordan Leonard. The motion passed.

AYE: Keven Jensen  
Jordan Leonard  
Lynn Sitterud

NAY: none

(12)

DISCUSS/APPROVE/DENY USING TRT FUNDS TO PURCHASE SIGNAGE FOR COUNTY ROADS THAT UNDERGO HEAVY TOURISM RELATED TRAVEL/TRAFFIC

Commissioner Keven Jensen discussed using TRT funds to purchase signage for county roads experiencing heavy tourism traffic. Cleveland is experiencing heavy tourism traffic. Commissioner Jensen talked about a portable sign that can be moved to areas that are experiencing heavy traffic. Commissioner Sitterud requested that a sign be placed in Lawrence as they regularly experience heavy tourism traffic. Commissioner Jensen indicated that a portable sign is approximately \$9,000. Commissioner Sitterud suggested the \$12,000 might be needed. Commissioner Jordan Leonard made a motion to approve using TRT funds to purchase signage for county roads that undergo heavy tourism related travel/traffic. The motion was seconded by Commissioner Keven Jensen. The motion passed.

AYE: Jordan Leonard  
Keven Jensen  
Lynn Sitterud

NAY: none

(13)

COMMISSIONER/ELECTED OFFICIALS REPORTS

Commissioner Leonard shared his enthusiasm for securing a new Travel Director. He indicated he looks forward to continuing the efforts of the Trails Crew. There is good vision coming to the Travel Bureau along with cultural and history aspects.

(14)

ADJOURN

Commissioner Keven Jensen made a motion to adjourn the meeting. The motion was seconded by Commissioner Jordan Leonard. The motion passed.

ATTEST: \_\_\_\_\_ CHAIRMAN: \_\_\_\_\_

MINUTES OF THE REGULAR MEETING OF THE BOARD OF EMERY COUNTY COMMISSIONERS HELD IN THE EMERY COUNTY COURTHOUSE

JULY 18, 2023

Present at the meeting was Chairman Commissioner Lynn Sitterud, Commissioner Jordan Leonard, Commissioner Keven Jensen, Attorney Mike Olsen, Sheriff Tyson Huntington, Deputy Clerk/Auditor Carol Cox. Elected officials and citizens.

CONSENT AGENDA

(1) APPROVAL OF CHECK EDIT LIST, REQUISITIONS AND DISPOSITIONS.

The Warrant Check Edit List # 263476 through and including #263544 was presented for payment.

Requisitions were presented for the following:

<u>REQUISITION</u>	<u>DESCRIPTION</u>	<u>AMOUNT</u>
33-23	Pace Scheduler-One Year Subscription Sheriff	\$3,200.00
34-23	Rifle Plates-Multi Curve Shooters Cut Hardwire Sheriff	\$5,616.00
35-23	Emergency-Removal of old chiller unit/New Chiller Courthouse	\$49,979.00
36-23	Jetstream Cooler-Green River Road	\$4,512.50

No Dispositions

(2) APPROVAL OF JUNE 20, 2023 COMMISSION MEETING MINUTES.



(3)

APPROVAL OF BUSINESS LICENSE FOR HARMONIX ENERGY MANAGEMENT.

(4)

APPROVAL TO RECLASSIFY THE CUSTODIAN POSITION FOR THE COURT/SHERIFF'S OFFICE COMPLEX, ROAD, AND ADMINISTRATIVE BUILDING TO ONE VARIABLE PART TIME POSITION WORKING UP TO 29 HOURS PER WEEK WITH PRO RATED RETIREMENT. NO WAGE CHANGE. EFFECTIVE 7-24-23

(5)

APPROVAL TO RECLASSIFY SARAH SORENSEN AS A VARIABLE PART TIME CUSTODIAN WORKING UP TO 29 HOURS PER WEEK WITH PRO RATED RETIREMENT. NO WAGE CHANGE. EFFECTIVE 7-24-23.

(6)

RATIFICATION OF PROMOTING ALEXA BULLERI TO A SEASONAL HEAD LIFEGUARD WORKING UP TO 29 HOURS PER WEEK. WAGE GRADE 5. EFFECTIVE 6-26-23

(7)

APPROVAL OF EDWARD OLSEN AS A VOLUNTEER FOR THE EMERY COUNTY FAIR AND PUBLIC LANDS/TRAILS.

(8)

APPROVAL OF DEANA JENNINGS AS A VOLUNTEER FOR EMERY COUNTY PUBLIC LANDS/TRAILS.

(9)

APPROVAL TO HIRE DANIELLE FARLEY AS A FULL TIME DEPUTY RECORDER I WITH FULL BENEFITS. WAGE GRADE 13.

(10)

APPROVAL TO GIVESHAWN GREGERSON A 3% WAGE INCREASE FOR SUCCESSFUL COMPLETION OF HIS 6 MONTH ORIENTATION PERIOD AS A PART TIME WEED AND MOSQUITO TECHNICIAN. EFFECTIVE 7-24-23

(11)

APPROVAL TO GIVE PARKER JENSEN A 3% WAGE INCREASE FOR SUCCESSFUL COMPLETION OF HIS 6 MONTH ORIENTATION PERIOD AS A PART TIME LIFEGUARD. EFFECTIVE 7-24-23

(12)

APPROVAL OF DALLON COLOGIE'S CONFLICT OF INTEREST FORM, OPERATING A PERSONAL CPR BUSINESS.

(13)

APPROVAL OF NICOLE PARKER TO BE A RESERVE DISPATCHER. WAGE \$14.70 PH.

(14)

APPROVAL OF OUT-OF-STATE TRAVEL FOR DESIREE MALLEY TO ATTEND THE ASSOCIATION OF RURAL AND SMALL LIBRARIES CONFERENCE IN WICHITA, KANSAS.

(15)

APPROVAL OF OUT-OF-STATE TRAVEL FOR SHERIFF TYSON HUNTINGTON, CAPTAIN SHON ROPER AND DEPUTY DALLON COLOGIE TO ATTEND THE UNOA ANNUAL CONFERENCE IN MESQUITE, NV.

(16)

APPROVAL OF OUT-OF-STATE TRAVEL FOR SHERIFF TYSON HUNTINGTON, DEPUTY EGAN SMITH AND DEPUTY WADE RYAN TO ATTEND THE HITSK9 HANDLER INSTRUCTIONAL TRAINING SEMINAR IN SCOTTSDALE, AZ.

(17)

APPROVAL TO HIRE ANDY WALL AS A FULL TIME DEPUTY II WITH FULL BENEFITS. WAGE GRADE 18.

(18)

APPROVAL OF A \$5,000 SIGN ON BONUS FOR ANDY WALL WHO IS ALREADY CERTIFIED AS A LAW ENFORCEMENT OFFICER.

Commissioner Keven Jensen made a motion to approve the Consent Agenda. The motion was seconded by Commissioner Jordan Leonard. The motion passed.

DISCUSSION AGENDA

(1)

ITEMS PULLED FROM THE CONSENT AGENDA

(2)

SAFETY MINUTE PRESENTATION BY JAN OLSEN, EXECUTIVE CONFIDENTIAL ASSISTANT.

Jan presented safety information regarding recognizing the symptoms of heat stroke and heat exhaustion.

(3)

AWARDING OF SAFETY VISA GIFT CARDS.

Full Time employee: Mick Robinson  
Part time employee: Megan Scow  
EMS: Jeff Smith and Seth Gardner  
Safety Sensitive: AJ O'neil and David Luke

(4)

PRESENTATION - THANK YOU FROM THE CASTLE COUNTRY CLASSIC LIVESTOCK SHOW.

Representatives from the Castle Country Classic Livestock Show presented a report of the recent stock show. Easton Thayn, Swasey Thornly, Walker Hiatt, Ava Crofts, Cowen Thornley, Jax Thayn, and Mason Thornley were the presenters.

(5)

PRESENTATION- THANK YOU AND REPORT FROM KAMZ RICH AND WYATT FOX.

Wyatt Fox thanked the County Commissioners for sponsoring him to represent Emery County at the Georgia National Finals.

Commissioner Keven Jensen made a motion to leave the regular meeting and enter into a Public Hearing to receive public comment of reclassification of Road 305. The motion was seconded by Commissioner Jordan Leonard. The motion passed.

(6)

PUBLIC HEARING: PUBLIC HEARING IN ORDER TO RECEIVE PUBLIC COMMENT REGARDING RECLASSIFICATION OF DEER CREEK ROAD 305 FROM CLASS D ROAD TO A CLASS B ROAD.

Commissioner Jensen explained that reclassifying Deer Creek Road 305 from Class D to Class B will give the Road department the revenue they need to maintain the road.

There were no comments.

The Public Hearing was closed and the Commissioners returned to the regular meeting schedule.

(7)

DISCUSS/APPROVE/DENY RECLASSIFICATION OF DEER CREEK ROAD 305 TO A CLASS B ROAD.

Upon returning to the regular meeting Commissioner Keven Jensen made a motion to approve reclassification of Deer Creek Road 305 to a Class B Road. The motion was seconded by Commissioner Jordan Leonard. The motion passed.

AYE: Keven Jensen  
Jordan Leonard  
Lynn Sitterud

NAY: none

(8)

OPEN BIDS FOR AN RFQ FOR A QUALIFIED PROFESSIONAL FIRM, INDIVIDUAL, OR CONSULTANT TO WORK CLOSELY WITH THE COMMUNITY REINVESTMENT AGENCY UNDER THE ADVISEMENT OF THE EMERY COUNTY COMMISSION I BORDER TO ENSURE THE EMERY COUNTY CRA IS FOLLOWING ALL STATE AND FEDERAL MANDATES AND LAWS IN RELATION TO ALL FIDUCIARY OBLIGATIONS REGARDING SOLAR FUNDS.

There was one bid from UAC for \$4,000.00 plus \$1,500.00 per project. Commissioner Jordan Leonard made a motion to accept the bid and approve in the next meeting if the RFQ meets our requirements as advertised. The motion was seconded by Commissioner Keven Jensen. The motion passed.

AYE: Jordan Leonard  
Keven Jensen  
Lynn Sitterud

NAY: none

(9)

APPROVAL OF RATIFICATION OF COOPERATIVE WILDFIRE SYSTEM AGREEMENT BETWEEN EMERY COUNTY AND THE UTAH DIVISION OF FORESTRY, FIRE AND STATE LANDS.

Commissioner Leonard explained that the county has had a cooperative agreement with the Utah Division of Forestry, Fire and State Lands since 2017. The agreement had lapsed. To cover legislative requirements, the Emery County Commission signed approval of an agreement. That action needs to be ratified. The purpose of the agreement is to assist Emery county should we experience wildfires. Commissioner Jordan Leonard made a motion to ratify approval of Cooperative Wildfire System Agreement between Emery County and the Utah Division of Forestry, Fire and State Lands. The motion was seconded by Commissioner Keven Jensen. The motion passed.

AYE: Jordan Leonard

Keven Jensen

Lynn Sitterud

NAY: none

(10)

APPROVAL OF RATIFICATION OF FY2024 LSTA BORROWER SUPPORT GRANT CONTRACT.

Library Director Desiree Malley explained that the grant is in the amount of \$1,890.00 to assist libraries in the county. The timeline for signing was prior to this meeting. The grant was signed and now needs to be ratified. Commissioner Keven Jensen made a motion to ratify the signing of FY2024 LSTA Borrower Support Grant. The motion was seconded by Commissioner Jordan Leonard. The motion passed.

AYE: Keven Jensen

Jordan Leonard

Lynn Sitterud

NAY: none

(11)

APPROVAL OF RATIFICATION OF FY2024 LSTA GRANT PROJECT: LIBRARY OF THINGS FOR EMERY COUNTY LIBRARIES CONTRACT.

Library Director Desiree Malley requested ratification of FY2024 LSTA Grant Project: Library of Things for Emery County Libraries Contract. Due to time constraints the contract was previously signed and now that action needs to be ratified. The amount of the grant is \$7,900. Commissioner Keven Jensen made a motion to ratify the signing of FY2024 LSTA Grant Project : Library of Things for Emery County Libraries Contract. The motion was seconded by Commissioner Jordan Leonard. The motion passed.

AYE: Keven Jensen

Jordan Leonard

Lynn Sitterud

NAY: none

(12)

APPROVAL OF RATIFICATION OF EMERY COUNTY'S ELECTION TO RECEIVE USDA FOREST SERVICE FUNDS UNDER THE SECURE RURAL SCHOOLS ACT PAYMENT WITH THE FOLLOWING ALLOCATIONS: TITLE I 85%, TITLE II 8%, TITLE III 7%.

Commissioner Jordan Leonard made a motion to ratify Emery County's election to receive USDA Forest Service Funds under the Secure Rural Schools Act Payment with the following allocations: Title I 85%, Title II 8%, and Title III 7%. The motion was seconded by Commissioner Keven Jensen. The motion passed.

AYE: Jordan Leonard  
Keven Jensen  
Lynn Sitterud

NAY: None

(13)

DISCUSS/APPROVE/DENY EPICENTERS REQUEST FOR AFFORDABLE HOUSING FUNDING FOR CANAL COMMONS PHASE I PROJECT.

Mayor Hatt from Green River City requested approval for Affordable Housing Funding for Canal Commons Phase I Project. He indicated that they are requesting gap funding for the project as they have 93% of the funding secured through the Olene Walker Program for affordable housing projects. Commissioner Sitterud explained that as per requirements for funds received through the solar projects 10% of the funds must be used for affordable housing projects. This project qualifies for acceptable funding. The gap funding requested amount is \$143,000. Commissioner Keven Jensen made a motion to approve Epicenters's request for Affordable Housing Funding for Canal Commons Phase I Project. The motion was seconded by Commissioner Jordan Leonard. The motion passed.

AYE: Keven Jensen  
Jordan Leonard  
Lynn Sitterud

NAY: none

(14)

DISCUSS/APPROVE/DENY SIGNING THE UTAH STATE LIBRARY MEMORANDUM OF AGREEMENT TO PARTICIPATE IN THE BEEHIVE LIBRARY CONSORTIUM FOR OVERDRIVE SERVICES FOR 2024.

Commissioner Keven Jensen made a motion to approve signing the Utah State Library Memorandum of Agreement to participate in the Beehive Library Consortium for OverDrive Services for 2024. The motion was seconded by commissioner Jordan Leonard. The motion passed.

AYE: Keven Jensen  
Jordan Leonard  
Lynn Sitterud

NAY: none

(15)

DISCUSS/APPROVE/DENY SUBSCRIPTION AGREEMENT BETWEEN EMERY COUNTY AND EMERGENCY SERVICES MARKETING CORP. INC.

Sheriff Huntington explained that the service provides mapping for dispatch and first responders. Commissioner Keven Jensen made a motion to approve the subscription agreement between Emery County and Emergency Services Marketing Corp, Inc. the motion was seconded by Commissioner Jordan Leonard. The motion passed.

AYE: Keven Jensen  
Jordan Leonard

Lynn Sitterud

NAY: none

(16)

DISCUSS/APPROVE/DENY OHV-R GRANT CONTRACT BETWEEN THE DIVISION OF OUTDOOR RECREATION AND EMERY COUNTY FOR THE 2023 EMERY COUNTY TRAILS CREW PROJECT.

Travel Director AnnDee Mead explained that the grant will provide funds to pay the Trails crew Les Wilberg and Les Thompson. Commissioner Keven Jensen made a motion to approve of the OHV-R Grant Contract between the Division of Outdoor Recreation and Emery county for the 2023 Emery County Trails Crew Project. The motion was seconded by Commissioner Jordan Leonard. The motion passed.

AYE: Keven Jensen

Jordan Leonard

Lynn Sitterud

NAY: none

(17)

DISCUSS/APPROVE/DENY OHV-R GRANT BETWEEN THE DIVISION OF OUTDOOR RECREATION AND EMERY COUNTY FOR THE 2023 EMERY COUNTY TRAIL EXCAVATOR PROJECT.

AnnDee explained that as the match for this grant the Travel Bureau will purchase a truck. They are looking into the possibility of leasing a truck and if that is possible they will return for an amendment to the contract. Commissioner Keven Jensen made a motion to approve the OHV-R Grant between the Division of Outdoor Recreation and Emery County for the 2023 Emery County Trail Excavator Project. The motion was seconded by Commissioner Jordan Leonard. The motion passed.

AYE: Keven Jensen

Jordan Leonard

Lynn Sitterud

NAY: none

(18)

DISCUSS/APPROVE/DENY ADOPTION OF AN ORDINANCE ESTABLISHING REGULATIONS FOR ACQUISITION, MANAGEMENT AND DISPOSAL OF COUNTY PROPERTY AND REPEALING ORDINANCE NO. 08-12-16 AND ALL AMENDMENTS THERETO.

Commissioner Sitterud explained that Emery County is looking to trade land with Huntington City to build a new Senior Citizen Center in Huntington. The building appraises for more than the proposed property. This Ordinance will allow for the disposal of the building and acquisition of the future site of the Sr. Citizen Center. Commissioner Jordan Leonard made a motion to adopt Ordinance 07-18-23A an ordinance establishing regulations for acquisition, management and disposal of County property and repealing Ordinance No. 08-12-16 and all amendments thereto. The motion was seconded by Commissioner Keven Jensen. The motion passed.

AYE: Jordan Leonard

Keven Jensen

Lynn Sitterud

NAY: none

(19)

DISCUSS/APPROVE/DENY SF299 AMENDING ROW AGREEMENT UTU-34614 ALLOWING US TO ADD A GENERATOR AND PROPANE TANK FOR BACKUP POWER AT THE EMERY COMMUNICATIONS TOWER.

This amendment allows us to install an outdoor emergency generator and a 1,000 gallon propane tank in the case of losing power. It will be a fixed asset permanently attached to the site. Installation will happen the summer and fall of 2023 and the operating budget is allocated by the State legislature. Commissioner Keven Jensen made a motion to amend the row agreement UTU-34614 to add a generator and propane tank for backup power at the Emery Communications tower. The motion was seconded by Commissioner Jordan Leonard. All three commissioners voted in favor.

AYE: Keven Jensen  
Jordan Leonard  
Lynn Sitterud

NAY: none

(20)

DISCUSS/APPROVE/DENY ORDINANCE TO DECLARE AND ENFORCE GENERAL POLICY FOR THE USE AND UTILIZATION OF COUNTY OWNED FACILITY AND/OR EQUIPMENT.

This ordinance declares and enforces policy regarding individuals or businesses using county facilities for personal or private gain. It does allow businesses and individuals to follow the ordinance for entering into an agreement to use county facilities. There have been issues regarding individuals wanting to teach private swimming lessons at the pool. The pool does offer swimming lessons. Commissioner Jordan Leonard made a motion to approve the ordinance to declare and enforce general policy for the use and utilization of county owned facilities and/or equipment. The motion was seconded by Commissioner Keven Jensen and approved unanimously.

AYE: Jordan Leonard  
Keven Jensen  
Lynn Sitterud

NAY: none

(21)

DISCUSS/APPROVE/DENY COMBINING THE INDUSTRIAL PARK 8" SEWER LINE PROJECT AND THE COTTONWOOD CREEK CONSOLIDATED IRRIGATION COMPANY 6" IRRIGATION PROJECT.

The San Rafael Research Center was given money from the CIB to put in a sewer line from Orangeville City to the research center. All of the money was not used at that time and there was some money left to be utilized. A new branch of the sewer line was going to be installed to allow growth at the industrial park. The engineers looked into the project and it was determined that the irrigation line was old and would be good to replace the irrigation line while the sewer line was being put in. Howard Tuttle, Johansen & Tuttle Engineering, presented information. The irrigation line was put in 34-40 years ago. The line would be broken when the new sewer line would be installed. Cottonwood Irrigation Company would like to partner with the County on installing a new irrigation line. This would conserve property. Emery County would be the owner of the project. There would need to be an MOU with the irrigation company that they would pay their share of the project. Craig Johansen, Cottonwood Irrigation Company, presented information concerning the irrigation line. The line could be moved from the industrial park property. There will be two bid items: one concerning the sewer line and one concerning the irrigation line. There will not be enough funds to go the length of the project so it could leave the Canal Company with an unfinished project. Commissioner Keven Jensen made a motion to go ahead

and move forward with the MOU with Cottonwood Creek Consolidated Irrigation Company to design and go out and get bids and then look at the contract after we see what the bids come in at and come back to a future meeting to approve additional funds. Commissioner Jordan Leonard seconded the motion and it was approved unanimously.

AYE: Keven Jensen  
Jordan Leonard  
Lynn Sitterud

NAY: none

(22)

DISCUSS/APPROVE/DENY MAINTENANCE EASEMENT BETWEEN EMERY COUNTY AND COTTONWOOD CREEK CONSOLIDATED IRRIGATION COMPANY.

This item allows the Cottonwood Creek Consolidated Irrigation Company to come onto our property and make repairs to the line. Commissioner Keven Jensen made a motion if the previous agenda item comes to fruition then a maintenance easement will be given to Cottonwood Creek Consolidation Irrigation Company. The motion was seconded by Commissioner Jordan Leonard and unanimously approved.

AYE: Keven Jensen  
Jordan Leonard  
Lynn Sitterud

NAY: none

(23)

DISCUSS/APPROVE/DENY CONTRACT BETWEEN EMERY COUNTY AND USHRAB FOR DIGITIZATION PROJECTS.

Suzanne Anderson with archives applied for and received approval for a grant from USHRAB. Commissioner Keven Jensen made a motion to approve the contract between Emery County and USHRAB for digitization projects. The motion was seconded by Commissioner Jordan Leonard and unanimously approved.

AYE: Keven Jensen  
Jordan Leonard  
Lynn Sitterud

NAY: none

(24)

DISCUSS/APPROVED/DENY OPPOSING THE BLM PROPOSED RULE ON CONSERVATION LANDSCAPE HEALTH. (PROPOSED ON APRIL 3, 2023).

Commissioner Keven Jensen stated this rule could remove all use of BLM lands. The comment period has ended for this proposal. Essentially the BLM could just not renew permits that are currently issued. Commissioner Jensen feels the BLM should have to come back to the County if they are going to change the landscape of our County. Commissioner Keven Jensen made a motion to oppose the BLM proposed rule on conservation landscape health. The motion was seconded by Commissioner Jordan Leonard and unanimously approved.

AYE: Keven Jensen  
Jordan Leonard  
Lynn Sitterud



NAY: none

(25)

DISCUSS/APPROVE/DENY LETTER STATING THE PROPOSED PLAN FOR THE JURASSIC NATIONAL MONUMENT ROAD PROJECT TO BE SENT TO BLM AND FLAP.

Commissioner Keven Jensen stated that when he came in as commissioner there was a plan that was going to cost a lot of money. Originally it was going to be around \$8,000,000 to work on the road to Jurassic National Monument. The County was going to pay 10% and the Federal government was going to pay 90%. The cost of the project ballooned. Commissioner Jensen wanted to pull out of the project because the project was getting smaller and the costs were getting larger. FLAP came back and said if we get the design finished for \$4,000 more than what was originally planned then the priorities change. The project could be proposed in 2024 and there is potential that the Federal government would fund the entire project. Commissioner Keven Jensen made a motion to approve sending a letter stating our stance on changing the plan and to ratify it in August after more information is learned on Thursday. The motion was seconded by Commissioner Jordan Leonard and unanimously approved.

AYE: Keven Jensen

Jordan Leonard

Lynn Sitterud

NAY: none

(26)

PRESENTATION AND EXPLANATION BY THE UTAH STATE TAX COMMISSION.

Kris Bell, Assessor, asked the State if they would come and explain the current tax situation. Joshua Nielsen, Gerald Osborne, Devin Hales, Lucas Hendrixson and Kim Lacy were present from the Utah State Tax Commission. The Utah State Tax Commission gave a presentation concerning the taxation process. Centrally assessed properties are valuation of properties specified by Utah State tax code including mining, oil & gas, utility and transportation properties. The goal of assessing properties whether it be locally assessed or centrally assessed is to value properties at market value. Values are as of January 1 of each year. Centrally assessed makes up 5% of value state wide. Emery County has a much higher rate of 67% of the tax base being centrally assessed. The vast majority of the property in Emery County is Pacifcorp. The biggest reason for Pacifcorp's value decline is due to increased interest rates. When interest rates go up then the value centrally assessed property values go down. The other reason for the decrease is the allocation. When there is a decrease in value then there is a decrease in the allocation that goes to Utah. The last factor is the apportionment to Emery County. In 2023 Emery County's portion of Pacifcorp's value was about 20%. Commissioner Sitterud stated that it's hard to fathom that even with the state reasons that the values of the power plants are going down. Mr. Hendrixson stated that they are not valuing just the facilities in Emery County but valuing the company as a whole. Locally assessed values increased roughly 56 percent. When your value goes up 56 percent then the amount of taxes that are owing is going to be higher. The County is doing the things necessary to meet the statutory requirements in the taxation process. The County and other taxing entities are not receiving more money in this process. There has been a shift from centrally assessed values to locally assessed values which has resulted in individual homeowners paying more taxes. If the taxpayers feel like their values are not correct then they can work with the Assessor's office if they have documentation to see if there is something that they can do to lower their assessed value. When there is evidence of sales then the Assessor's office is required to have their valuations

be in accordance with the sales that are being documented. There are a few programs for abatements available based on income. The Utah State Tax Commission answered questions that citizens asked.

(27)

COMMISSION/ELECTED OFFICIALS REPORTS.

Commissioner Jordan Leonard reported that the Business Chamber will be holding a lunch and learn tomorrow at 12:00 p.m. at the research center. The Miss Emery organization will be having a gold tournament fundraiser on August 4, 2023 at 5:30 p.m. Get ahold of Patsy Stoddard if you are interested.

Commissioner Keven Jensen reported that there will be a public hearing held the Monday before the August commission meeting for EMS to determine if the EMT's should be moved into the EMS District.

(28)

ADJOURN:

Commissioner Keven Jensen made a motion to adjourn the meeting. The motion was seconded by Commissioner Jordan Leoanrd and approved by all members.

AYE: Keven Jensen  
Jordan Leonard  
Lynn Sitterud

NAY: none

ATTEST: \_\_\_\_\_ COMMISSIONER: \_\_\_\_\_

MINUTES OF THE REGULAR MEETING OF THE  
BOARD OF EMERY COUNTY COMMISSIONERS  
HELD AT THE EMERY COUNTY COURTHOUSE

AUGUST 1, 2023

Present at the meeting was Chairman Lynn Sitterud, Commissioner Keven Jensen, Commissioner Jordan Leonard, Attorney Mike Olsen, Deputy Clerk/Auditor Carol Cox, elected officials and citizens.

CONSENT AGENDA

(1)

APPROVAL OF CHECK EDIT LIST, REQUISITIONS, AND DISPOSITIONS.

The Warrant Check Edit List # 263675 through and including #263767 was presented for payment.

Requisitions were presented as follow:

<u>REQUISITION</u>	<u>DESCRIPTION</u>	<u>AMOUNT</u>
37-23	Slushie Machine Library	\$1,748.00
38-23	Cotton Candy Machine Library	\$ 1,195.00
39-23	Commercial grade Popcorn Machine Library	\$ 764.00
40-23	Weatherguard toolbox for leased F350 Sheriff-Captain Roper's Vehicle	\$ 859.00

There were no dispositions.

(2)

APPROVAL TO APPOINT NACOLE STEELE TO THE CED BOARD TO SERVE A FOUR YEAR TERM.

(3)

APPROVAL OF JULY 18, 2023 COMMISSION MEETING MINUTES

Commissioner Keven Jensen made a motion to approve the Consent Agenda. The motion was seconded by Commissioner Jordan Leonard. The motion passed.

AYE: Keven Jensen  
Jordan Leonard  
Lynn Sitterud  
NAY: none

## DISCUSSION AGENDA

(1)  
ITEMS PULLED FROM THE CONSENT AGENDA

(2)  
INTRODUCTION OF THE NEW MISS EMERY COUNTY ROYALTY

Miss Emery Royalty introduced themselves and their platform.

Miss Emery Kelsey Norton

Miss Emery Teen Tailyn Minchey

Jr. Miss Emery Hallee Hurdsman

Little Miss Emery Aspyn Hinkins

Mini Miss Emery Britlee Bishop

The Emery County Commissioners encouraged the girls to continue to support Emery County and smile to project positive energy wherever you go.

(3)  
DISCUSS/APPROVE/DENY MONETARY DONATION TO THE EMERY HIGH RODEO TEAM FOR 2023.

Commissioner Jordan Leonard made a motion to donate \$250.00 to the Emery High Rodeo Team for 2023. The motion was seconded by Commissioner Keven Jensen. The motion passed.

AYE: Jordan Leonard

Keven Jensen

Lynn Sitterud

NAY: none

(4)  
DISCUSS/APPROVE/DENY PROPOSED EXPENDITURES/ALLOCATIONS FOR OPIOID FUNDS RECEIVED BY EMERY COUNTY FROM 2022 TO MAY 25, 2023.

Commissioner Leonard explained Emery County has received, through litigation funds pertaining to the treatment and care for those affected by opioid use. Over the next few years we will continue to receive these funds. It is the desire of Emery County to use the funds to support Southeastern Utah Health District, Four Corners Behavioral Health, as well as programs that benefit the Emery County Sheriff's Office in mitigation of opioid use in the county. Commissioner Jordan Leonard made a motion to approve the proposed expenditures/allocations for Opioid Funds received by Emery County from 2022 to May 25, 2023. The motion was seconded by Commissioner Keven Jensen. The motion passed.

AYE: Jordan Leonard

Keven Jensen

Lynn Sitterud

NAY: none

(5)

DISCUSS/APPROVE/DENY MEMORANDUM OF AGREEMENT (MOA) BETWEEN THE EMERY COUNTY SHERIFF'S OFFICE AND THE FEDERAL EMERGENCY MANAGEMENT AGENCY (FEMA) INTEGRATED PUBLIC ALERT AND WARNING SYSTEM (IPAWS) PROGRAM MANAGEMENT OFFICE REGARDING THE USE OF EMERY COUNTY SHERIFF'S OFFICE INTEROPERABLE SYSTEMS AND IPAWS OPEN PLATFORM FOR EMERGENCY NETWORKS (IPAWS-OPEN)

Jan Luke from the ECSO will use the service for public service announcements/alerts. Kimberly Howes will be the point of contact along with Robby Riley and Jeff Guymon. There is no cost to use the system. FEMA will provide the training. It is a 3rd party participation for CODE RED-IPAWS. The service MOA is for three years. Commissioner Keven Jensen made a motion to approve the MOA between Emery County Sheriff's Office and the Federal Emergency Management Agency for IPAWS and IPAWS-OPEN for emergency networks. The motion was seconded by Commissioner Jordan Leonard. The motion passed.

AYE: Keven Jensen  
Jordan Leonard  
Lynn Sitterud

NAY: none

(6)

DISCUSS/APPROVE/DENY CONDITIONAL USE PERMIT (CUP) FOR FIVE-NINES RESOURCE, LLC.

Five-Nines Resource, LLC presented in the last Planning/Zoning meeting and has been approved to move forward. The company will be drilling for Helium. Commissioner Jordan Leonard made a motion to approve a Conditional Use Permit (CUP) for Five-Nines Resource, LLC. The motion was seconded by Commissioner Keven Jensen. The motion passed.

AYE: Jordan Leonard  
Keven Jensen  
Lynn Sitterud

NAY: none

(7)

DISCUSS/APPROVE/DENY CONTRACT FOR ADVERTISING BETWEEN EMERY COUNTY TRAVEL BUREAU AND JODY AND LARRY PRETTYMAN OUTDOOR ADVERTISING.

Travel Director AnnDee Mead requested approval for advertising Emery County's Brand on the billboard as you leave Huntington. The EC Travel Board has approved this contract in their January meeting. The contract amount is \$2,400. There is a change from the previous contract but the change is the name only. Commissioner Keven Jensen made a motion to approve a contract for advertising between Emery County Travel Bureau and Jody and Larry Prettyman Outdoor Advertising. The motion was seconded by Commissioner Jordan Leonard. The motion passed.

AYE: Keven Jensen  
Jordan Leonard  
Lynn Sitterud

NAY: none

(8)

DISCUSS/APPROVE/DENY FORMAL CANCELLATION OF AGREEMENT BETWEEN EMERY COUNTY AND THE STATE OF UTAH DIVISION OF FACILITIES CONSTRUCTION AND MANAGEMENT. (CONTRACT NO. 191366)

The Agreement between Emery County and the State of Utah Division of Facilities Construction and Management was never utilized. The State needs a formal cancellation of the agreement to get it off their books. Commissioner Jordan Leonard made a motion to cancel an agreement(Contract #191366) between Emery County and the State of Utah Division of Facilities Construction and Management. The motion was seconded by Commissioner Keven Jensen. The motion passed.

AYE: Jordan Leonard  
Keven Jensen  
Lynn Sitterud

NAY: none

(9)

DISCUSS/APPROVE/DENY LETTER OF SUPPORT FOR NORTH AMERICAN HELIUM, LLC REGARDING HELIUM WELL PROJECT IN UTAH FOR DRILLING AND PRODUCTION OF THREE HELIUM WELLS.

North American Helium, LLC requested a letter of support for their Helium Well Project in Utah for drilling and production of three Helium wells. There is no obligation expected from Emery County. Commissioner Keven Jensen made a motion to approve a letter of support for North American Helium, LLC regarding the Helium Well Project in Utah for drilling and production of three Helium wells. The motion was seconded by Commissioner Jordan Leonard. The motion passed.

AYE: Keven Jensen  
Jordan Leonard  
Lynn Sitterud

NAY: none

(10)

COMMISSION/ELECTED OFFICIALS REPORTS.

Commissioner Leonard thanked everyone for their support and hard work during the 2023 Emery County Fair.

Commissioner Jensen echoed Commissioner Jordans comment. He also reported that there will be a Public Hearing on Monday, August 14, 2023 at 6pm regarding the restructuring of the EMS system for Emery County.

(11)

ADJOURN.

Commissioner Keven Jensen made a motion to adjourn the meeting. The motion was seconded by Commissioner Jordan Leonard. The motion passed

AYE: Keven Jensen  
Jordan Leonard  
Lynn Sitterud

NAY: none

ATTEST: \_\_\_\_\_ CHAIRMAN: \_\_\_\_\_

MINUTES OF THE REGULAR MEETING OF THE  
BOARD OF EMERY COUNTY COMMISSIONERS  
HELD IN THE EMERY COUNTY COURTHOUSE

AUGUST 15, 2023

Present at the meeting was Chairman Lynn Sitterud, Commissioner Keven Jensen, Commissioner Jordan Leonard, Attorney Mike Olsen (via ZOOM) Sheriff Tyson Huntington (via ZOOM) Deputy Clerk/ Auditor Carol Cox, elected officials and citizens.

CONSENT AGENDA

(1)  
APPROVAL OF CHECK EDIT LIST, REQUISITIONS, AND DISPOSITIONS.

The Warrant Check Edit List #263772 through and including #263870 was presented for payment.

There were no requisitions.

There was 1 disposition for #2998, calculator.

(2)  
APPROVAL OF AUGUST 1, 2023 COMMISSION MEETING MINUTES.

(3)  
NOTIFICATION SELECTED GRAHAM CLARK AS A PART TIME AS A PART TIME LAWN CARE LABORER WORKING 19.75 HOURS PER WEEK. WAGE \$14.70 PH. EFFECTIVE 8-21-23

(4)  
APPROVAL OF CAMILLE PHILLIPS RECEIVING A 3% WAGE INCREASE FOR SUCCESSFUL COMPLETION OF HER 6 MONTH ORIENTATION PERIOD AS A DISPATCHER II. EFFECTIVE 8-21-23

(5)  
APPROVAL OF KALLON COWLEY RECEIVING A 3% WAGE INCREASE FOR SUCCESSFUL COMPLETION OF HIS 6 MONTH ORIENTATION PERIOD AS A LUBE MECHANIC. EFFECTIVE 8-21-23.

(6)  
APPROVAL OF MCKLANE ALLRED RECEIVING A 3% WAGE INCREASE FOR HIS SUCCESSFUL COMPLETION OF HIS 6 MONTH ORIENTATION PERIOD AS A PATROL DEPUTY II. EFFECTIVE 8-21-23.

(7)

NOTIFICATION SELECTED SHELA BAANTJER AS A PART TIME ASSISTANT LIBRARIAN IN FERRON WORKING 19 HOURS PER WEEK. WAGE GRADE 7 @ \$12.17 PH.

(8)

APPROVAL TO HIRE TIME LARSEN IN DISPATCH (UNTIL CERTIFIED) FULL TIME WITH FULL BENEFITS. WAGE GRADE 14 @ \$20.01 PH.

(9)

APPROVAL TO GIVE SHON ROPER A 3% WAGE INCREASE. HE WAS APPOINTED TO CAPTAIN 6 MONTHS AGO. WAGE GRADE 25 @ \$43.13. EFFECTIVE 8-21-23.

(10)

APPROVAL TO APPOINT LACY HARMAN, BRAD WALKER, TERRI BENNETT AND DANNY VAN WAGONER TO THE TRAVEL BOARD TO EACH SERVE A FOUR YEAR TERM.

(11)

APPROVAL OF BUSINESS LICENSE FOR NATHAN HANSEN, CONDUCTIVE GROUP.

(12)

APPROVAL OF BUSINESS LICENSE FOR NATHAN HANSEN, FARADAY CASES.

(13)

APPROVAL OF BUSINESS LICENSE FOR NATHAN HANSEN, FARADAY STRUCTURES.

(14)

APPROVAL TO APPOINT NICOLE STEELE TO THE EMERY COUNTY CED BOARD TO SERVE A FOUR YEAR TERM.

Commissioner Keven Jensen made a motion to approve the Consent Agenda. The motion was seconded by Commissioner Jordan Leonard. The motion passed.

AYE: Keven Jensen  
Jordan Leonard  
Lynn Sitterud

NAY: none

DISCUSSION AGENDA

(1)

ITEMS PULLED FROM CONSENT AGENDA

(2)

SAFETY MINUTE PRESENTATION BY JUSTICE COURT CLERK, MITZI LOPEZ.

Mitzi Lopez talked about Health and safety. She stated that "good health and safety go hand in hand"

(3)

AWARDING OF SAFETY VISA GIFT CARDS (1,742 DAYS)

Full time: Nadine Thompson



Part time: Griffin Bernard  
Safety Sensitive: Cody Morris and Preston Wilson  
EMTs: Stoney Jensen and Tracy Addley

(4)

DISCUSSION: CITIZEN REQUEST TO BE ON THE AGENDA BY MARALYN COLLARD.

Maralyn Collard presented information regarding what she indicated were public safety issues at the Aquatic Center. She presented details of an incident that took place at the pool on July 1, 2023. She indicated that from her perspective the information reported to the public regarding the incident was incorrect. Maralyn also questioned an ordinance recently passed by the EC Commissioners regarding the use of Public Facilities for personal gain.

(5)

DISCUSSION: REQUEST TO BE ON THE AGENDA BY MAYOR DAVID ROBERTSON REGARDING WATER SHARES AND PROPERTY ANNEXATION.

Mayor David Robertson discussed an agreement from May of 2022 regarding turning over to Orangeville City ten water shares for the San Rafael Energy Research Center. Five shares have been turned over thus far. The Commissioners were asked to turn over the additional five shares within a year. He wanted to know when Orangeville City would receive the other five shares. Emery County Commissioners will take the matter under consideration. Mayor Robertson also talked about the possibility of Emery County annexing the acreage of the Research Center to Orangeville City. The Emery County Commissioners are not opposed to the idea and will look into the matter. The process of annexation will need to come from the property owner (Emery County) to Orangeville City.

(6)

APPROVAL TO AWARD THE EMERY COUNTY SUMMER MONSOON & FLOOD PROJECT, QUITCHUPAH TO PERCO ROCK.

Merrill Johansen informed the Board of Commissioners of the bid process for the Emery County Summer Monsoon & Flood Project, Quitchupah. The successful bidder for the project is Perco Rock with a bid of \$313,794.00.

Commissioner Keven Jensen made a motion to award the bid for the Emery County Summer Monsoon & Flood Project, Quitchupah to Perco Rock. The motion was seconded by Commissioner Jordan Leonard. The motion passed.

AYE: Keven Jensen  
Jordan Leonard  
Lynn Sitterud

NAY: none

(7)

DISCUSS/APPROVE/DENY AMENDMENT TO RESOLUTION 6-02-2020A, A RESOLUTION TO ESTABLISH THE EMERY EMERGENCY MEDICAL SPECIAL SERVICE DISTRICT.

The Amendment to Resolution 6-02-2020A a resolution to establish the Emery Emergency Medical Special Service District. This will dissolve the advisory board and require a board member from each municipality in the county as appointed by each municipality which will function under the district. Commissioner Jordan Leonard made a motion to approve an amendment to Resolution 6-02-2020A a

resolution to establish the Emery Emergency Medical Special Service District. The motion was seconded by Commissioner Keven Jensen. The motion passed.

AYE: Jordan Leonard  
Keven Jensen  
Lynn Sitterud

NAY: none

(8)

DISCUSS/APPROVE/DENY INTERLOCAL AGREEMENT BETWEEN EMERY COUNTY AND EMERY COUNTY SPECIAL SERVICE DISTRICT #1 REGARDING EWP PROJECTS WITHIN EMERY COUNTY.

Emery County has contracted with NRCS to obtain grant funds for the following projects: Huntington Canyon, Mill Fork debris basin, Quitchupah Dip Road#908, Cottonwood Road #506, Bear Canyon Road #305. The obtained funds are for NRCS to pay 75% and the County to pay 25% in kind or cash. NRCS is paying design and construction engineering at 100% of the cost. J&T Engineering are the engineers doing the design and bid package. Because the district was created to construct and improve roads and related projects within the county, and the parties have a mutually beneficial relationship for construction and repair, the county has requested that the District pay the cash portion of these projects. The District has agreed to pay these amounts as they become due. The District has sufficient funds to complete the projects until grant funds are reimbursed to the District. Commissioner Keven Jensen made a motion to approve an Interlocal Agreement between Emery County and Emery County Special Service District #1 regarding EWP Projects within Emery County. The motion was seconded by Commissioner Jordan Leonard. The motion passed.

AYE: Keven Jensen  
Jordan Leonard  
Lynn Sitterud

NAY: none

(9)

DISCUSS/APPROVE/DENY RESOLUTION AMENDING RESOLUTION NO.2-3-22 REGARDING THE BYLAWS OF THE EMERY COUNTY TRAVEL BUREAU.

The Amendment to the bylaws changes the percentage of funds that are directed to Green River and all budgeted items must come before the Commissioners for approval. Commissioner Jordan Leonard made a motion to approve Resolution 08-15-23 amending Resolution 2-3-22 regarding the Bylaws of the Emery County travel Bureau. The motion was seconded by Commissioner Keven Jensen. The motion passed.

AYE: Jordan Leonard  
Keven Jensen  
Lynn Sitterud

NAY: none

(10)

DISCUSS/APPROVE/DENY ACCEPTANCE OF THE UPLIFT PROFESSIONAL DEVELOPMENT GRANT.

Commissioner Jensen explained that the Uplift Professional Development Grant will provide funds for Desiree to travel out of state to attend training. The grant amount is \$1,000.00. Commissioner Keven

Jensen made a motion to approve acceptance of the Uplift Professional Development Grant. The motion was seconded by Commissioner Jordan Leonard. The motion passed.

AYE: Keven Jensen  
Jordan Leonard  
Lynn Sitterud  
NAY: none

(11)

DISCUSS/APPROVE/DENY POTENTIAL TAX RELIEF FOR CITIZENS OF EMERY COUNTY.

Commissioner Jordan Leonard made a motion to table. The motion was seconded by Commissioner Keven Jensen. The motion passed.

AYE: Jordan Leonard  
Keven Jensen  
Lynn Sitterud  
NAY: none

(12)

COMMISSION/ELECTED OFFICIALS REPORTS

Commissioner Leonard reported that there will be an Emery Chamber Lunch and Learn with Ryan Murray. Mr. Murray will talk about business accounting.

Commissioner Jensen reported that the Commissioners are holding Board of Equalizations until September 15, 2023.

(13)

ADJOURN

Commissioner Keven Jensen made a motion to adjourn the meeting. The motion was seconded by Commissioner Jordan Leonard. The motion passed.

AYE: Keven Jensen  
Jordan Leonard  
Lynn Sitterud  
NAY: none

ATTEST: \_\_\_\_\_ CHAIRMAN: \_\_\_\_\_

MINUTES OF THE REGULAR MEETING OF THE  
BOARD OF EMERY COUNTY COMMISSIONERS  
HELD IN THE EMERY COUNTY COURTHOUSE

SEPTEMBER 5, 2023

Present at the meeting was Commission Chairman Lynn Sitterud, Commissioner Keven Jensen, Commissioner Jordan Leonard, Sheriff Tyson Huntington, Deputy Clerk/Auditor Carol Cox, Elected officials and citizens.

CONSENT AGENDA

(1)

APPROVAL OF CHECK EDIT LIST, REQUISITIONS, AND DISPOSITIONS.

The Warrant Check Edit List #263885 through and including #264010 was presented for payment.

Requisitions were presented for the following:

<u>REQUISITION</u>	<u>DESCRIPTION</u>	<u>AMOUNT</u>
41-23	DJI Mavic 3 Thermal Shield Basic Drone Battery kit, RMUS Searchlight.-Sheriff	\$6,800.40
42-23	Weatherguard Toolbox for leased F350 Sheriff	\$859.00

There were no dispositions.

(2)

APPROVAL OF AUGUST 15, 2023 COMMISSION MEETING MINUTES

(3)

APPROVAL OF KEVIN ANDY WALL'S CONFLICT OF INTEREST FORM ( WORKS PART TIME FOR SPRINGVILLE PD ON DAYS OFF).

(4)

APPROVAL TO GIVE BLAINE ALLEN A 3% WAGE INCREASE FOR SUCCESSFUL COMPLETION OF HIS 6 MONTH ORIENTATION PERIOD AS AN EQUIPMENT OPERATOR/DRIVER. EFFECTIVE 9-18-23.

(5)

APPROVAL TO GIVE KURT STEVENS A 3% WAGE INCREASE FOR SUCCESSFUL COMPLETION OF HIS 6 MONTH ORIENTATION PERIOD AS SOLID WASTE CREW LEAD. EFFECTIVE 9-18-23.

(6)

APPROVAL TO GIVE VANESSA JUSTESEN A 3% WAGE INCREASE FOR SUCCESSFUL COMPLETION OF HER 6 MONTH ORIENTATION PERIOD AS A VICTIM'S ADVOCATE III. EFFECTIVE 9-18-23.

(7)

APPROVAL TO GIVE RICHARD RYAN A 3% WAGE INCREASE FOR SUCCESSFUL COMPLETION OF HIS 6 MONTH ORIENTATION PERIOD AS A DEPUTY II. EFFECTIVE 9-18-23.

(8)

APPROVAL TO HIRE CHELSIE DYE AS A FULL TIME DISPATCHER I WITH FULL BENEFITS. WAGE GRADE 14.

(9)

NOTIFICATION: SELECTED KELSEY THOMAS AND LIBBY FAIMALO AS A PART TIME HEAD LIFEGUARDS WORKING 19.75 HOURS PER WEEK. WAGE GRADE 5. EFFECTIVE 9-1-23.

(10)

NOTIFICATION: SELECTED LARISSA JEFFS AS A PART TIME CUSTODIAN FOR THE ADMINISTRATION BUILDING WORKING 19.75 HOURS PER WEEK. WAGE GRADE 6. EFFECTIVE 8-28-23

Commissioner Keven Jensen made a motion to approve the Consent Agenda. The motion was seconded by Commissioner Jordan Leonard. The motion passed.

AYE: Keven Jensen  
Jordan Leonard  
Lynn Sitterud

NAY: none

#### DISCUSSION AGENDA

(1)

ITEMS PULLED FROM THE CONSENT AGENDA.

(2)

APPOINTMENT OF COMMISSION CHAIRMAN.

Commissioner Lynn Sitterud announced that he is stepping down as Commission Chairman. Commissioner Lynn Sitterud then made a motion to appoint Commissioner Jordan Leonard as Commission Chairman. Commissioner Jordan Leonard commented that Commissioner Sitterud has put a lot of time and effort in his position as Commission Chairman and he has done a very good job. It is important to have the right support from the office. He stated he is sad to know that Commissioner Sitterud wants to step down as Chairman. Commissioner Keven Jensen applauded Commissioner Sitterud and his Administrative Assistant Maegan Crosland for their work to make these meetings successful. Commissioner Sitterud indicated that he is looking for a second to his motion. Commissioner Leonard asked Commissioner Jensen to be Chairman. Commissioner Sitterud indicated he was still looking for a second to the motion or table and look at it in the next meeting. The motion died for lack of a second. Commissioner Jordan Leonard made a motion to appoint Commissioner

Keven Jensen as Commission Chairman. The motion was seconded by Commissioner Keven Jensen. The motion passed.

AYE: Jordan Leonard  
Lynn Sitterud  
Keven Jensen

NAY: none

(3)

APPOINTMENT OF COMMISSION VICE CHAIRMAN.

Commissioner Lynn Sitterud made a motion to appoint Commissioner Jordan Leonard as Commission Vice Chairman. The motion was seconded by Commissioner Keven Jensen. The motion passed.

AYE: Lynn Sitterud  
Jordan Leonard  
Keven Jensen

NAY: none

Commission Chairman Keven Jensen began conducting the meeting.

(4)

PRESENTATION BY BRITTANY FROM STOCK-UP SOLUTION REGARDING THEIR PROGRAM/PROPOSAL TO SELL OLD PATROL VEHICLES FROM THE EMERY COUNTY SHERIFF'S OFFICE FLEET.

Brittany Long from Gage Automotive, the parent company for Stock-Up Solutions presented information regarding maximizing the time and money the County may be able to receive through selling their surplus vehicles. She indicated that they send inspectors to photograph the vehicles, evaluate the condition and place the photos and information on their website. The Company gets money from the buyer so there is no loss to the County. The Company also has leasing options available to allow the money to stay in the county and not go to the leasing company. Sheriff Huntington indicated that they currently have 20 vehicles just sitting and rotting away. Commissioner Jensen asked how they compare to other companies out there. Brittany explained that they take 40 pictures of each vehicle and identify any problems with the vehicle to detail to the buyer vs what an auction may offer. We take on the logistical nightmare and move the product. The Commissioners thanked them for their time and information.

(5)

PRESENTATION AND THANK YOU FROM BOYS STATE ATTENDEES.

Felicia Jeffs introduced the four boys who attended Boys State this year.

Each of the boys detailed what they enjoyed and learned the most from their experience.

Tyson Laws, Kasen Mann, Will Stilson and Oakley Wright. Each thanked the Commissioners for their support and opportunity to learn from Boys State this year. The Commissioner thanked the boys for attendance today.

(6)

DISCUSS/APPROVE/DENY ACCEPTANCE OF AWARD OF #23UVSP09 FOR VICTIM'S ADVOCATE SERVICES.

Commissioner Jordan Leonard made a motion to accept an Award #23UVSP09 for Victim's Advocate Services. The motion was seconded by Commissioner Lynn Sitterud. The motion passed.

AYE: Jordan Leonard  
Lynn Sitterud  
Keven Jensen

NAY: none

(7)

DISCUSS/APPROVE/DENY ROW AMENDMENT FOR GENERATOR SITE AT THE EMERY COMMUNICATIONS TOWER.

Commissioner Jordan Leonard made a motion to approve ROW Amendment for Generator Site at the Emery Communications Tower. The motion was seconded by Commissioner Lynn Sitterud. The motion passed.

AYE: Jordan Leonard  
Lynn Sitterud  
Keven Jensen

NAY: none

(8)

DISCUSS/APPROVE/DENY ADOPTING A RESOLUTION AUTHORIZING THE FILING OF CROSS-APPEALS FOR 2023 CENTRALLY ASSESSED PROPERTIES REGARDING UTAH RAILWAY COMPANY.

Commissioner Lynn Sitterud made a motion to adopt Resolution 9-5-23, a resolution authorizing the filing of cross-appeals for 2023 Centrally Assessed Properties regarding Utah Railway Company. The motion was seconded by Commissioner Jordan Leonard. The motion passed.

AYE: Lynn Sitterud  
Jordan Leonard  
Keven Jensen

NAY: none

(9)

COMMISSION/ELECTED OFFICIALS REPORTS

Sheriff Huntington reported on training opportunities for his department. They are currently working on Teacher Academy as a result of HB 61 to assist urban Sheriff Departments. They are currently learning what is done in other counties to create their own teacher academy. This program will train teachers in incident response. Teachers just want to teach kids. This will take them above and beyond the ability to teach but also to protect the students in the case of a school intrusion. If this is a success we will succeed in preparing the teachers to do what they would naturally do anyway. Protect the kids! Sheriff also reminded everyone to do a better job of letting family or friends know where you are going and when you plan to return to better assist Search and Rescue efforts.

Commissioner Leonard reported that the Commissioners have been meeting with citizens through the Board of Equalization process to help mitigate and assist citizens as best we can with their property taxes. The Commissioners are doing their best to fight for that.

(10)

ADJOURN

Commissioner Lynn Sitterud made a motion to adjourn the meeting. The motion was seconded by Commissioner Jordan Leonard. The motion passed.

AYE: Lynn Sitterud  
Jordan Leonard  
Keven Jensen

NAY: none

ATTEST: \_\_\_\_\_ COMMISSIONER: \_\_\_\_\_



MINUTES OF THE REGULAR MEETING OF THE  
BOARD OF EMERY COUNTY COMMISSIONERS  
HELD IN THE EMERY COUNTY COURTHOUSE

SEPTEMBER 19, 2023

Present at the meeting was Commission Chairman Keven Jensen, Commissioner Lynn Sitterud, Commissioner Jordan Leonard, Attorney Mike Olsen (via Zoom), Sheriff Tyson Huntington (via Zoom), Deputy Clerk/Auditor Carol Cox, elected officials and citizens.

CONSENT AGENDA

(1)  
APPROVAL OF CHECK EDIT LIST, REQUISITIONS, AND DISPOSITIONS.

The Warrant Check Edit List #264013 through and including #264110 was presented for payment.

One Requisition was presented for :

<u>REQUISITION</u>	<u>DESCRIPTION</u>	<u>AMOUNT</u>
43-23	CORT System 2.0 Training Pkg for K9 training Sheriff	\$2,199.00

No Dispositions

(2)  
APPROVAL OD SEPTEMBER 5, 2023 COMMISSION MEETING MINUTES.

(3)  
APPROVAL TO GIVE MITZI LOPEZ A 3% WAGE INCREASE FOR SUCCESSFUL COMPLETION OF HER 6 MONTH ORIENTATION PERIOD AS A JUSTICE COURT CLERK II. EFFECTIVE 10-2-23.

(4)  
APPROVAL TO GIVE LANE GARDNER A 3% WAGE INCREASE FOR SUCCESSFUL COMPLETION OF HIS 6 MONTH ORIENTATION PERIOD AS A DEPUTY II. EFFECTIVE 10-2-23.

(5)  
APPROVAL TO GIVE PURITY MASON AND ACELYN MIGLIORI A 3% WAGE INCREASE FOR SUCCESSFUL COMPLETION OF THEIR 6 MONTH ORIENTATION PERIOD AS A LIFEGUARD. EFFECTIVE 10-2-23

(6)

NOTIFICATION SELECTED SETH BAANTJER AS A PART TIME WEED & MOSQUITO TECHNICIAN WORKING 19.75 HOURS PER WEEK. NOT ELIGIBLE FOR BENEFITS. WAGE GRADE 14. EFFECTIVE 10-9-23

(7)

APPROVAL TO APPOINT THE FOLLOWING TO THE EEMSSD BOARD OF DIRECTORS: KYLE LARSEN, ROBBY RILEY, PRESTON WILSON, SETH GARDNER, STONEY JENSEN, REN HATT, JARED HOWES, LEONARD NORTON, GREG JEWKES, KEVEN JENSEN, AND SHERIFF TYSON HUNTINGTON.

(8)

APPROVAL TO APPOINT PATSY STODDARD TO THE EMERY COUNTY CED BOARD.

Commissioner Lynn Sitterud made a motion to approve the Consent agenda. The motion was seconded by Commissioner Jordan Leonard. The motion passed.

AYE: Lynn Sitterud  
Jordan Leonard  
Keven Jensen

NAY: none

#### DISCUSSION AGENDA

(1)

ITEMS PULLED FROM THE CONSENT AGENDA.

(2)

SAFETY MINUTE PRESENTATION BY SELINA HARDMAN, DMV TECHNICIAN/DEPUTY ASSESSOR.

Selina Hardman provided tips regarding blue light safety from looking at computer screens and other electronic devices.

(3)

NOTIFICATION: NO SAFETY VISA GIFT CARDS AWARDED THIS MONTH.

(4)

DISCUSS/APPROVE/DENY VETERAN, BLIND AND HOMEOWNER'S TAX CREDIT ABATEMENTS.

Commissioner Jordan Leonard made a motion to approve the Veteran, Blind and Homeowner's Tax Credit Abatements as presented. The motion was seconded by Commissioner Lynn Sitterud. The motion passed.

AYE: Jordan Leonard  
Lynn Sitterud  
Keven Jensen

NAY: none

(5)

DISCUSS/APPROVE/DENY LOW INCOME ABATEMENT FOR SHARON BURNETT, RYAN COWLEY, KELLE HEALY, JASON NORDELL, AND JEROME STOCKI.

Clerk/Auditor Brenda Tuttle explained that these applicants were required to supply a letter from their doctor stating the extent of their disability as well as a personal letter from them to the Commissioners relating their extent of hardship. The applicants were under the 65 age limit with extenuating circumstances. This would be a Commission adjustment for up to 50% of the tax owing. Sharon Burnett \$649.48, Ryan Cowley \$764.57, Kellee Healy \$421.98, Jason Nordell \$597.89, and Jerome Stocki \$1,186.00. Commissioner Lynn Sitterud made a motion to approve the Low Income Abatements as presented. The motion was seconded by Commissioner Jordan Leonard. The motion passed.

AYE: Lynn Sitterud  
Jordan Leonard  
Lynn Sitterud

NAY: none

(6)

DISCUSS/APPROVE/DENY CLOSING BOE.

Commissioner Jordan Leonard made a motion to close the Board of Equalization. The motion was seconded by Commissioner Lynn Sitterud. The motion passed.

AYE: Jordan Leonard  
Lynn Sitterud  
Keven Jensen

NAY: none

(7)

DISCUSS/APPROVE/DENY BOE CHANGES FOR 2023.

Commissioner Lynn Sitterud made a motion to approve Board of Equalization changes for 2023. The motion was seconded by Commissioner Lynn Sitterud. The motion passed.

AYE: Lynn Sitterud  
Jordan Leonard  
Keven Jensen

NAY: none

(8)

PRESENTATION AND THANK YOU BY SOUTHEASTERN UTAH JUNIOR LIVESTOCK SHOW.

Dayton Worwood and Kaz Worwood representing Southeastern Utah Junior Livestock Show came before the Board of Commissioners to thank Emery County for their support. They had a great turnout from over 300 presenters of which 100 were local participants showing 500 plus animals.

(9)

NOTIFICATION: DURING THE JULY 18, 2023 COMMISSION MEETING IT WAS APPROVED TO AWARD \$143,000 OF CRA AFFORDABLE HOUSING FUNDS TO THE GREEN RIVER CANAL COMMONS PROJECT. THIS IS NOT A BOARD OF COMMISSION DECISION, THIS DECISION SHALL BE MADE BY THE COMMUNITY REINVESTMENT AGENCY BOARD. THEREFORE, THE DECISION MADE BY THE BOARD OF COMMISSIONERS ON JULY 18, 2023 IS VOID.

(10)

RATIFICATION OF SIGNING OF JOHN DEERE RENTAL AGREEMENT FOR 2023 JOHN DEERE 310 P TIER ARTICULATED DUMP TRUCK TO BE USED ON THE MEETING HOUSE EWP.

Commissioner Lynn Sitterud made a motion to ratify the signing of John Deere Rental Agreement for 2023 John Deere 310 P tier Articulated Dump Truck to be used on the Meeting House EWP. The motion was seconded by Commissioner Jordan Leonard. The motion passed.

AYE: Lynn Sitterud  
Jordan Leonard  
Keven Jensen

NAY: none

(11)

DISCUSS/APPROVE/DENY POSTPONING THE JURASSIC PARK MONUMENT ROAD #216 PROJECT.

Commissioner Lynn Sitterud made a motion to postpone the Jurassic Park Monument Road Project #216 until a later date when we can apply for Federal Funding for the project. The motion was seconded by Commissioner Jordan Leonard. The motion passed.

AYE: Lynn Sitterud  
Jordan Leonard  
Keven Jensen

NAY: none

(12)

DISCUSS/APPROVE/DENY EMERY COUNTY'S BEER TAX FUNDS ANNUAL REPORT.

Jan Luke explained that the Beer Tax Funds Annual Report is a report to the State on how EC has used the Beer Tax Funds. The report includes all the towns in EC except Green River. The report explains that the funds were used for deputy's overtime and incarceration for DUI offenses. Commissioner Lynn Sitterud made a motion to approve the Emery County Beer Tax Funds Annual Report. The motion was seconded by Commissioner Jordan Leonard. The motion passed.

AYE: Lynn Sitterud  
Jordan Leonard  
Keven Jensen

NAY: none

(13)

RATIFICATION OF SIGNING OF THE EMERY COUNTY SHERIFF'S OFFICE JAG LOCAL LAW ENFORCEMENT BLOCK GRANT APPLICATION.

Jan Luke explained that when the State has left over funding, the Sheriff's Departments have an opportunity to apply for a grant. ECSO would like to apply for a grant to purchase three body worn cameras. The deadline for application was before this meeting so the application was signed and now that action needs to be ratified. Commissioner Jordan Leonard made a motion to ratify the signing of Emery County Sheriff's Office JAG Local Law Enforcement Block Grant Application. The motion was seconded by Commissioner Lynn Sitterud. The motion passed.

AYE: Jordan Leonard  
Lynn Sitterud  
Keven Jensen

NAY: none

(14)

DISCUSS/APPROVE/DENY MODIFICATION OF CONTRACT BETWEEN THE BUREAU OF LAND MANAGEMENT AND EMERY COUNTY SHERIFF'S OFFICE FOR LAW ENFORCEMENT SERVICES ON BLM LAND.

Jan Luke explained that this is year three of a five year contract signed between the BLM and Emery County Sheriff's Office for law enforcement services on BLM land. The modification details how much money the SO can bill against for the third year option. Commissioner Jordan Leonard made a motion to approve modification of a contract between the Bureau of Land Management and Emery County Sheriff's Office for law enforcement services on BLM land. The motion was seconded by Commissioner Lynn Sitterud. The motion passed.

AYE: Jordan Leonard  
Lynn Sitterud  
Keven Jensen

NAY: none

(15)

DISCUSS/APPROVE/DENY ACCEPTANCE OF AWARD OF THE FY2023 EMERGENCY MANAGEMENT PERFORMANCE GRANT AWARDED TO EMERY COUNTY BY THE UTAH DEPARTMENT OF PUBLIC SAFETY DIVISION OF EMERGENCY MANAGEMENT IN THE AMOUNT OF \$34,300.00.

Jan Luke explained that Emery County Sheriff's Office applied for this grant earlier in the year. The Utah Department of Public Safety Division of Emergency Management has awarded the ECSO \$34,300.00. This is just to accept the award from the Department of Public Safety Division of Emergency Management. Commissioner Lynn Sitterud made a motion to accept the FY 2023 Emergency Management Performance Grant award in the amount of \$34,300. The motion was seconded by Commissioner Jordan Leonard. The motion passed.

AYE: Lynn Sitterud  
Jordan Leonard  
Keven Jensen

NAY: none

(16)

DISCUSS/APPROVE/DENY ORDINANCE PROVIDING FOR A RECORDER APPEAL PROCESS.

The Utah Legislature recently enacted the 2023 House Bill 351 which requires that all county legislative bodies adopt an ordinance establishing an appeal authority to hear and decide appeals from a county recorder's application of rules made by the County Recorder Standards Board. Emery County Attorney Mike Olsen has drafted such an ordinance for consideration. Emery County Recorder Josie Stilson has reviewed the document and has no concerns. Commissioner Lynn Sitterud made a motion to adopt Ordinance 9-19-23 and ordinance providing for a Recorder appeal process. The motion was seconded by Commissioner Jordan Leonard. The motion passed.

AYE: Lynn Sitterud  
Jordan Leonard  
Keven Jensen

NAY: none

(17)

DISCUSS/APPROVE/DENY 2024 RURAL COUNTY GRANT PROJECTS.

Jordan Leonard explained that Emery County receives \$200,000 in grant for Economic Development in Emery County. Each year the board determines what projects the funds will be allocated to fund. This funding year they have allocated \$80,00 to Andrew Fry @ SRERC, \$55,000 for Rural Small Business Grant Pgm, \$10,000 for EC Young Entrepreneurs Pgm, \$15,000 for ED Staff Funding. Commissioner Jordan Leonard made a motion to approve the 2024 Rural County Grant Projects as proposed. The motion was seconded by Commissioner Lynn Sitterud. The motion passed.

AYE: Jordan Leonard

Lynn Sitterud

Keven Jensen

NAY: none

(18)

DISCUSS/APPROVE/DENY ALLOCATING \$55,000 OF COUNTY ARPA FUNDS TO THE 2024 MAIN STREET GRANT PROGRAM.

Patsy Stoddard explained that this is the 2nd year for the Main Street Grant Program. She indicated that the Emery County Business Chamber is hoping to once again secure Emery County ARPA funds in the amount of \$55,000 for 2024 grant funding year. Commissioner Jordan Leonard made a motion to table this matter and revisit it later. The motion was seconded by Commissioner Lynn Sitterud. The motion passed.

AYE: Jordan Leonard

Lynn Sitterud

Keven Jensen

NAY: none

(19)

DISCUSS/APPROVE/DENY AGREEMENT BETWEEN EMERY COUNTY TRAVEL BUREAU AND YESCO FOR BILLBOARD ADVERTISING IN GREEN RIVER.

Emery County Travel Director, Andee Mead explained that the Travel Bureau would like to lease two (2) billboards in Green River. YESCO will do the design work and installation for \$13,612.00 for the two signs. The billboards are in visible visitor locations. The Travel Bureau hopes to have them up by January 1, 2024. They are hoping to use the new Emery County brand logo, "Life Energized" in the new designs. Commissioner Jordan Leonard made a motion to approve an agreement between Emery County Travel Bureau and YESCO for billboard advertising in Green River. The motion was seconded by Commissioner Lynn Sitterud. The motion passed.

AYE: Jordan Leonard

Lynn Sitterud

Keven Jensen

NAY: none

(20)

DISCUSS/APPROVE/DENY AGREEMENT BETWEEN EMERY COUNTY AND THE BUREAU OF LAND MANAGEMENT FOR NOXIOUS WEED CONTROL FOR PERFORMANCE PERIOD 09/05/2023 THROUGH 09/04/2024.

Weed & Mosquito Director Cory Worwood requested approval for an agreement between Emery County and the BLM for noxious weed control for performance period 9-5-23 through 9-4-24 in the amount of \$13,000. Commissioner Lynn Sitterud made a motion to approve and agreement between Emery county and the BLM for noxious weed control for performance period 9-5-23 through 9-4-24. The motion was seconded by Commissioner Jordan Leonard. The motion passed.

AYE: Lynn Sitterud  
Jordan Leonard  
Keven Jensen

NAY: none

(21)

COMMISSION/ELECTED OFFICIALS REPORT

(22)

ADJOURN

Commissioner Lynn Sitterud made a motion to adjourn the meeting. The motion was seconded by Commissioner Jordan Leonard. The motion passed.

AYE: Lynn Sitterud  
Jordan Leonard  
Keven Jensen

NAY: none

ATTEST: \_\_\_\_\_ COMMISSIONER: \_\_\_\_\_

MINUTES OF THE REGULAR MEETING OF THE  
BOARD OF EMERY COUNTY COMMISSIONERS  
HELD IN THE EMERY COUNTY COURTHOUSE

OCTOBER 3, 2023

Present at the meeting was Chairman Keven Jensen, Commissioner Jordan Leonard, Commissioner Lynn Sitterud, Sheriff Tyson Huntington, Deputy Clerk/Auditor Carol Cox, elected officials and citizens.

CONSENT AGENDA

(1)  
APPROVAL OF CHECK EDIT LIST, REQUISITIONS, AND DISPOSITIONS.

The Warrant Check Edit List #264118 through and including #264207 was presented for payment.

Requisitions were presented for the following:

<u>REQUISITION</u>	<u>DESCRIPTION</u>	<u>AMOUNT</u>
44-23	Replace Mechanical on HVAC @ Courthouse Maintenance	\$180,836.30
45-23	Replace Mechanical on HVAC@SO/JAIL Maintenance	\$570,748.31
46-23	¾ Torque Wrench Road Department	\$1,299.00

A list of various dispositions from several departments was presented for approval. A complete list of the assets can be found at the end of these minutes.

(2)  
APPROVAL OF SEPTEMBER 19, 2023 COMMISSION MEETING MINUTES.

(3)  
APPROVAL TO APPOINT BEN LEHNOFF AS THE CHAIRMAN OF THE EMERY COUNTY FIRE PROTECTION SPECIAL SERVICE DISTRICT, EFFECTIVE JANUARY 1, 2024.

(4)  
APPROVAL TO APPOINT STONEY JENSEN AS THE VICE CHAIRMAN OF THE EMERY COUNTY FIRE PROTECTION SPECIAL SERVICE DISTRICT, EFFECTIVE JANUARY 1, 2024.

(5)



NOTIFICATION: SELECTED KYSON JORGENSEN AND EMILY PACE AS PART TIME LIFEGUARDS WORKING 19.75 HOURS PER WEEK WAGE GRADE 3.

(6)

APPROVAL TO HIRE CAMIE BELL AS THE TRAVEL & TOURISM ASSISTANT. WORKING 20-29 HOURS PER WEEK, (VARIABLE PART TIME WITH PRORATED RETIREMENT). WAGE GRADE 11. EFFECTIVE 10-9-23.

(7)

APPROVAL TO HIRE BELINDA PEACOCK AS THE LEAD MUSEUM ASSISTANT. WORKING 29 HOURS PER WEEK WITH PRORATED VACATION, SICK, AND HOLIDAY PAY ALONG WITH RETIREMENT. WAGE GRADE 12. EFFECTIVE 10-16-23.

(8)

NOTIFICATION: SELECTED PEGGY FARNSWORTH AS A PART TIME MUSEUM SPECIALIST WORKING 19.75 HOURS PER WEEK. WAGE GRADE 6. EFFECTIVE 10-9-23

Commissioner Jordan Leonard made a motion to approve the Consent Agenda. The motion was seconded by Commissioner Lynn Sitterud. The motion passed.

#### DISCUSSION AGENDA

(1)

ITEMS PULLED FROM THE CONSENT AGENDA.

(2)

RATIFICATION OF SIGNING OF LETTER REQUESTING INITIATION OF PILT TRANSFERS ACCORDING TO RESOLUTION 3-21-23B.

Commissioner Jordan Leonard made a motion to ratify the signing of a letter requesting initiation of PILT transfers according to Resolution 2-21-23B. The motion was seconded by Commissioner Lynn Sitterud. The motion passed.

AYE: Jordan Leonard  
Lynn Sitterud  
Keven Jensen

NAY: none

(3)

RATIFICATION OF SIGNING OF AI GRANT PROJECTS CONTRACT FOR EMERY COUNTY LIBRARIES.

Desiree Malley explained that the AI Grant projects are for Ferron, Huntington, Castle Dale, and Orangeville Libraries. The grant amount is \$1,000 for each of the four libraries and is a reimbursable grant. To meet the grant deadline, signatures were obtained before the meeting. Ms. Malley asked for ratification of the signing of the grant contract. Commissioner Jordan Leonard made a motion to ratify the signing of AI Grant projects for Emery County Libraries. The motion was seconded by Commissioner Lynn Sitterud. The motion passed.

AYE: Jordan Leonard  
Lynn Sitterud  
Keven Jensen

NAY: none

(4)

RATIFICATION OF SIGNING OF FY 2024 LSTA HOT TO TROT(SPOT) GRANT PROJECTS FOR EMERY COUNTY LIBRARIES.

Desiree Malley explained that this is the fourth and final year for this reimbursable grant of \$18,148.02 to purchase T-Mobile and AT&T hot spots for the libraries. To meet the grant deadline, signatures were obtained before this meeting. Ms. Malley requested ratification of the signing of FY 2024 LSTA Hot to Trot (spot) Grant projects for Emery county Libraries. Commissioner Jordan Leonard made a motion to ratify the signing of FY 2024 LSTA Hot-to-Trot(spot) Grant Projects for Emery County Libraries. The motion was seconded by Commissioner Lynn Sitterud. The motion passed.

AYE: Jordan Leonard

Lynn Sitterud

Keven Jensen

NAY: none

(5)

DISCUSS/APPROVE/DENY SIGNING THE UTAH STATE LIBRARY MEMORANDUM OF AGREEMENT TO PARTICIPATE IN THE BEEHIVE LIBRARY CONSORTIUM FOR OVERDRIVE SERVICES FOR 2024.

Desiree Malley explained the Beehive Consortium is for OverDive Services. This service is for patrons of the Library to access books online through the Libby app. She indicated that she was able to negotiate the cost from \$2,015 to \$1,410. Ms. Malley requested approval of the MOA to participate in the Beehive Library Consortium for OverDrive Services for 2024. Commissioner Jordan Leonard made a motion to approve the Utah State Library Memorandum of Agreement to participate in the Beehive Consortium for OverDrive Services for 2024. The motion was seconded by Commissioner Lynn Sitterud. The motion passed.

AYE: Jordan Leonard

Lynn Sitterud

Keven Jensen

NAY: none

(6)

DISCUSS/APPROVE/DENY USING ARPA FUNDS FOR THE REPLACEMENT OF ALL MECHANICAL EQUIPMENT ON THE HVAC AT THE JAIL, SHERIFF'S OFFICE AND COURTHOUSE TO BE PAID FOR WITH ARPA FUNDS.

Maintenance Supervisor, Kyle Scow requested approval to use ARPA funds for replacement of all mechanical equipment on the HVAC at the Jail, Sheriff's Office and Courthouse. The current system is twenty-one years old and is beginning to fail. He suggested replacing all the systems at one time using ARPA funds to pay the cost of the replacement systems. Commissioner Lynn Sitterud made a motion to approve using ARPA funds for replacement of all mechanical equipment on the HVAC at the Jail, Sheriff's Office and this Courthouse. The motion was seconded by Commissioner Jordan Leonard. The motion passed.

AYE: Lynn Sitterud

Jordan Leonard

Keven Jensen

NAY: none

(7)

DISCUSS/APPROVE/DENY TURNKEY PROPOSAL(S) BETWEEN EMERY COUNTY AND TRANE REGARDING REPLACEMENT OF ALL MECHANICAL EQUIPMENT ON THE HVAC AT THE JAIL, SHERIFF'S OFFICE AND COURTHOUSE

Kyle requested approval of the Turnkey proposal (s) by Trane regarding replacement of all mechanical equipment on the HVAC at the Jail, Sheriff's Office and Courthouse. The proposal for the Courthouse is \$180,836.30. The proposal for the Jail and Sheriff's Office is \$570,748.31.

Commissioner Lynn Sitterud made a motion to accept the Turnkey proposal(s) between Emery County and Trane regarding replacement of all mechanical equipment on the HVAC at the Jail, Sheriff's Office and this Courthouse. The motion was seconded by Commissioner Jordan Leonard. The motion passed.

AYE: Lynn Sitterud  
Jordan Leonard  
Keven Jensen

NAY: none

(8)

DISCUSS/APPROVE/DENY OPENING A CHECKING ACCOUNT FOR EMERY COUNTY SEARCH AND RESCUE DONATIONS UNDER EMERY COUNTY'S TAX ID AND HAVING BRENDA TUTTLE AND JOSIE STILSON BE SIGNERS ON THE ACCOUNT.

Commissioner Lynn Sitterud made a motion to approve opening a checking account for Emery County Search and Rescue donation under Emery County's Tax ID and having Brenda Tuttle and Josie Stilson be signers on the account. The motion was seconded by Commissioner Jordan Leonard. The motion passed.

AYE: Lynn Sitterud  
Jordan Leonard  
Keven Jensen

NAY: none

(9)

DISCUSS/APPROVE/DENY THE RESOLUTION OF APPOINTMENT OF AN EMERY COUNTY REPRESENTATIVE AND AN ALTERNATE REPRESENTATIVE FOR THE UTAH COUNTIES INDEMNITY POOL ANNUAL MEMBERSHIP MEETING.

Commissioner Jordan Leonard made a motion to adopt Resolution of Appointment 10-3-23 to appoint Mary Huntington as representative and Commissioner Lynn Sitterud as an alternate representative for the Utah Counties Indemnity Pool Annual Membership Meeting. The motion was seconded by Commissioner Lynn Sitterud. The motion passed.

AYE: Jordan Leonard  
Lynn Sitterud  
Keven Jensen

NAY: none

(10)

DISCUSS/APPROVE/DENY THE ANNUAL WELLNESS CLINIC TO BE HELD IN CASTLE DALE OCTOBER 25TH AND 26TH FROM 7:00-9:30 AM EACH DAY. COUNTY WILL PAY \$200 FOR EACH FULL TIME EMPLOYEE AND ELECTED OFFICIAL WHO PARTICIPATES IN THE COMPREHENSIVE BLOOD DRAW.

Mary Huntington explained that this is a huge benefit to our full time employees and elected officials. Over the years of doing this several participants have been able to catch what could have been devastating illnesses. Commissioner Jordan Leonard made a motion to approve the Annual Wellness Clinic to be held in Castle Dale October 25th and 26th and also the county paying the \$200.00 for each full time employee and elected official who participates in the comprehensive draw. The motion was seconded by Commissioner Lynn Sitterud. The motion passed.

AYE: Jordan Leonard

Lynn Sitterud

Keven Jensen

NAY: none

(11)

DISCUSS/APPROVE/DENY GIVING EACH FULL TIME EMPLOYEE WHO PARTICIPATES IN THE COMPREHENSIVE BLOOD DRAW, IN CONJUNCTION WITH THE ANNUAL WELLNESS CLINIC, 4 HOURS OF SICK LEAVE.

Mary Huntington requested approval to give each full time employee who participates in the Comprehensive Blood Draw, in conjunction with the Annual Wellness Clinic, 4 hours of sick leave. Commissioner Lynn Sitterud made a motion to approve of giving each full time employee who participates in the blood draw, in conjunction with the Annual Wellness Clinic, 4 hours of sick leave. The motion was seconded by Commissioner Jordan Leonard. The motion passed.

AYE: Lynn Sitterud

Jordan Leonard

Keven Jensen

NAY: none

(12)

DISCUSS/APPROVE/DENY THE COUNTY PAYING \$30 FOR A "FLU SHOT" FOR PART AND FULL TIME EMPLOYEES, ELECTED OFFICIALS AND EMT'S.

Commissioner Jordan Leonard made a motion to approve the County paying \$30 for a part time, full time, and elected officials "flu shot". The motion was seconded by Commissioner Lynn Sitterud. The motion passed.

AYE: Jordan Leonard

Lynn Sitterud

Keven Jensen

NAY: none

(13)

DISCUSS/APPROVE/DENY BACKHOE RENTAL AGREEMENT BETWEEN EMERY COUNTY ROAD DEPARTMENT AND WHEELER FOR LEASE PERIOD 08/30/23 THROUGH 08/29/2024.

Renting a backhoe for the Road Department was deemed to be cost effective compared to purchasing a backhoe. The rental agreement is for 300 hours of use at \$8,400. For the rental period.

Commissioner Jordan Leonard made a motion to approve a backhoe rental agreement between the Emery County Road Department and Wheeler for lease period 08/30/23 through 08/30/24. The motion was seconded by Commissioner Lynn Sitterud. The motion passed.

AYE: Jordan Leonard  
Lynn Sitterud  
Keven Jensen

NAY: none

(14)

APPROVAL OF WARRANT DEED ON PARCEL 01-0175-009.

The Warranty Deed is for the property in Huntington City that Emery County will trade with Huntington City to acquire the property needed to construct a new Huntington Senior Center. Commissioner Lynn Sitterud made a motion to approve a Warrant Deed for Parcel 01-0175-009. The motion was seconded by Commissioner Jordan Leonard. The motion passed.

(15)

COMMISSION/ELECTED OFFICIALS REPORTS.

Sheriff Huntington reported on a recent collaboration with Grand County and HomeLand Security agents on a meth bust. They were able to seize 50lbs of meth that was headed for Denver, Colorado.

(16)

ADJOURN

Commissioner Lynn Sitterud made a motion to adjourn the meeting. The motion was seconded by Commissioner Jordan Leonard. The motion passed.

ATTEST \_\_\_\_\_ COMMISSIONER \_\_\_\_\_

Dispositions for consideration: Commission Meeting 10-03-23

Ambulance: dated pre-2000 outdated cell phones

#1024,1044,1045,1047,1050,1055,1058,1097,1098,2601, 2602, 2603, 2604, 2605, outdated electronics #9431, 9432, 9433, 8003, 1233, 1234, 1235, 2186, 2187, 2188, 2316, 6812, 6813, 8561, 8562, 8563, 8564, 8565, 8566, 8567, 8568, 8569, 8570,9716, 9803, 9804, Outdated equipment, defibrillators #9101, 9102, 9103, 6774, 6775, ventilators #7303, 7306, 7334, continuous positive airway #1210, 1211, 1212, 1213, 1214, CO gas monitor# 1940, 1941, 1942, 1943, 1944, 1945, 1946, 1947, CO detector #2630, 2631, 2632, 2633, 2634, 2635, 2636, 2637, stretcher chair #655686569, 6647, radios# 6816, 6817, 6879, 7001, 7002, 7007, 7010, 7011, 7012, 7013, 7014, 7015, 7016, 7017, 7018, 7292, 9294, 7296, 7297, 7298, 7299, 7300, 7301, Blood Pressure Monitors #7415, 7416, 7417, Pagers, #3163, 3164, 3165, 3166, 3167, 3168, 3169, 3170, 3171, 3172, 3173,3174,3175,3176,3177,3178, 3179, 3180, 3181, 3182, 3183, 3184, 3185, 3186,3187, 3188, 3190, 3191, 3192, 3193, 3194, 3195, 3196, 3197, 3198, 3199, 3200, 3201, 0075, 2276, 0077, 0078, 0079, 0080, 0081, 0082, 0083, 0084, 0085, 0086, 0902, 0903, 0905, 0906, 0907, 0908, 0909, 0910, 0911, 0912, 0913, 0914, 0915, 0916, 0917, 0918, 0919, 0920, 0921, 0922, 0923, 0924, 0931, 0932, 0933, 0934, 0935, 0936, 0937, 0938, 0939, 0940, 0941, 0942, 0943, 0944, 0945, 0946, 0947, 0948, 0949, 0950, 0951, 0952, 0953, 0954, 0955, 0956, 0957, 0958, 0959, 0960, 0961, 0962, 0963, 0964, 0965, 0966, 0967, 0968, 0969, 0970, 0971, 0972, 0973, 0904, Training dummies, 5127, 5350, 6407, 6567, 6768, 6769, 6770, 6771, 6772, 7045, 7380, 7381, 7382, 7675, 7677, 7701, 8608, 8618, 8614,

Road Dept. 1988 Waldon Sweepmaster, 1987 Flaherty Chipper, 1999 Dodge W500 155, 1985 West 496 Utility Tractc, 1986 White Tractor, 2000 Tractor Weed Mower 9MM 167A, 1999 Cat Asphalt Roller, 1999 New Holland tractor Mower, 1998 Caterpillar 623F, 1998 Crane Truck Hydraulic, 1997 JD Backhoe Loader 310 E, 1995 Cat 5MD03476 Grader, 1988 Leroy Somer Generator, 1988 IMT-L50-18 Lube Module Unit, 1987 Henke 79-848 Crack Sealer, 1991 Trail King Tilt Trailer, (2) 1987 Henderson Sander Spreaders, 1987 Henke Snow Plow, 1979 Michigan 556 Loader, 1978 JD 762 Paddle Scraper, 1974 JD Backhoe 310, Caterpillar Dozer D6 C, Ford Tractor Mower 5600, Rotary Farm King Tiller, Western Snow Plow, Rider 18 HP Lawn Mower, Caterpillar 826-C Compactor, 2016 Angle Grinder, 1987 Balderson Lift Group, 1987 Balderson Angle Blade, Henke Snow Plow, 1984 tractor White

Other Equipment: Grasshopper lawn Mower, Snapper Lawnmower, Rider 18HP Lawn Mower, Canon Image Runner, Canon C2225, Radios, mobile, GE, Motorola, Uniden and Kenwood (50) #6443,6445, 6450, 6373, 7301, 6447, 6364, 7012, 7946, 4572, 4573, 7519, 8145, 5653 computer # 8213, chair, 8998,

Sheriff: Vehicles: 1989 Ford E-250, 2003 Dodge Dakota, 2006 Chev Impala, 2010 Chev Tahoe, 2012 Ford F-150, 2012 Ford F-150, 2013 Ford Explorer, 2014 Ford Interceptor, 2013 Dodge Ram 1500, 2014 Dodge Ram 1500, (8) 2017 Ford Explorers, 2017 Dodge Durango, 2018 Ford F- 150, 2017 Ford F-150

APPROVED THIS 3rd DAY OF OCTOBER 2023

MINUTES OF THE REGULAR MEETING OF THE  
BOARD OF EMERY COUNTY COMMISSIONERS  
HELD IN THE EMERY COUNTY COURTHOUSE

OCTOBER 17, 2023

Present at the meeting was Commission Chairman Keven Jensen, Commissioner Lynn Sitterud,  
Commissioner Jordan Leonard,

CONSENT AGENDA

(1)

APPROVAL OF CHECK EDIT LIST, REQUISITIONS, AND DISPOSITIONS.

The Warrant Check Edit List #264213 through and including #264341 was presented for payment.

Requisitions were presented for the following:

<u>REQUISITION</u>	<u>DESCRIPTION</u>	<u>AMOUNT</u>
47-23	Garage Door for ECSO Sally Port Sheriff/Jail	\$6,827.00
48-23	2023 Can-Am DEF HD10 6x6 DPS Weed & Mosquito	\$20,707.49

Dispositions were presented for the following:

#6114 desk, #9846 chair, #3217 vacuum

(2)

APPROVAL OF OCTOBER 3, 2023 COMMISSION MEETING MINUTES.

(3)

APPROVAL TO GIVE KELSEY GORDON A 3% WAGE INCREASE FOR SUCCESSFUL  
COMPLETION OF HER 6 MONTH ORIENTATION PERIOD AS A DISPATCHER I. EFFECTIVE  
10-30-23

(4)

APPROVAL TO GIVE DANA E' JENSEN A 3% WAGE INCREASE FOR SUCCESSFUL COMPLETION  
OF HER 6 MONTH ORIENTATION PERIOD AS A ASSISTANT LIBRARIAN IN CLEVELAND.  
EFFECTIVE 10-30-23.

(5)

NOTIFICATION: SELECTED CHEY JOHNSON AS A PART TIME JANITOR FOR THE EMERY  
LIBRARY WORKING 7.5 HOURS PER WEEK. WAGE GRADE 6. EFFECTIVE 10-9-23.

(6)

APPROVAL TO HIRE BRAYDEN LIECHTY AS A FULL TIME PATROL DEPUTY I WITH FULL BENEFITS. WAGE GRADE 16.

(7)

APPROVAL OF THE \$5,000.00 SIGN ON BONUS FOR BRAYDEN LIECHTY WITH A 2.5 YEAR COMMITMENT. HE IS LEO CERTIFIED AND WILL RESIDE IN GREEN RIVER.

(8)

APPROVAL FOR MAYOR TRENT JACKSON TO FILL THE VACANT SEAT OF PREVIOUS MAYOR ADELE JUSTICE ON THE NURSING HOME BOARD.

Commissioner Lynn Sitterud made a motion to approve the Consent Agenda. The motion was seconded by commissioner Jordan Leonard. The motion passed.

AYE: Lynn Sitterud  
Jordan Leonard  
Keven Jensen

NAY: none

#### DISCUSSION AGENDA

(1)

ITEMS PULLED FROM THE CONSENT AGENDA.

(2)

SAFETY MINUTE BY AN EMPLOYEE IN THE LIBRARY SYSTEM.

Camille Thomas, Cleveland Library, provided employee safety tips to provide a safe and comfortable office experience.

(3)

AWARDING OF SAFETY VISA GIFT CARDS.

VISA Gift Cards were awarded to:

EMT: Amanda Fausett and Kim Howes  
Full Time employee: Vanessa Justesen  
Part time employee: Kaylee Van Wagoner  
Safety Sensitive employees: Tosha Barnett and Kim Howes

Commissioner Lynn Sitterud made a motion to leave the regular meeting and enter into a public hearing to receive public comment regarding disposal of parcel 01-0196-0050 as part of a land exchange. The motion was seconded by Commissioner Jordan Leonard. The motion passed.

AYE: Lynn Sitterud  
Jordan Leonard  
Keven Jensen

NAY: none

(4)

**PUBLIC HEARING: TO RECEIVE PUBLIC COMMENT REGARDING DISPOSAL OF PARCEL 01-0196-0050 AS PART OF A LAND EXCHANGE.**



Commissioner Lynn Sitterud explained that the old Huntington Senior Center is worn out and has safety issues with parking. Emery County desires to build a new Senior Center. Huntington City is tearing down the building on Main Street and is interested in an exchange of the property on Main Street for the old Senior Center and a strip of land out by the ballpark. EC plans to use funds from COVID and a CIB Grant to pay for construction of a new building. Because of the funding in place there will be no new debt to construct a new building.

Cathy Cowley asked about the size of the new facility.

Commissioner Sitterud indicated the facility will be the largest of the Senior Centers in the County. It will have a full size kitchen, covered parking for loading/unloading and plenty of parking.

The Public Hearing was closed and the Commissioners returned to the Discussion agenda.

(5)

DISCUSS/APPROVE/DENY RESOLUTION DISPOSING OF PARCEL 01-0196-0050 AS PART OF A LAND EXCHANGE.

Upon return to the regular meeting, Commissioner Lynn Sitterud made a motion to approve Resolution 10-17-23A a resolution disposing of Parcel 01-0196-0050 as part of a land exchange. The motion was seconded by Commissioner Jordan Leonard. The motion passed.

AYE: Lynn Sitterud  
Jordan Leonard  
Keven Jensen

NAY: none

(6)

**BID OPENING: OPEN BIDS FOR THE COTTONWOOD CREEK, BEAR CREEK AND MILL FORK EWP PROJECTS. NOTE: BIDS WILL BE REVIEWED AND SCORED BEFORE BEING AWARDED AT A LATER DATE.**

There were no bids received for this project.

(7)

ACCEPTANCE OF BID FROM UAC REGARDING CRA PROJECT AREA FIDUCIARY OBLIGATIONS FOLLOWING ALL STATE AND FEDERAL MANDATES.

Commissioner Jordan Leonard made a motion to accept the bid from UAC regarding CRA Project Area Fiduciary Obligations and to forward the contract to Attorney Mike Olsen for review. The motion was seconded by Commissioner Lynn Sitterud. The motion passed.

AYE: Jordan Leonard  
Lynn Sitterud  
Keven Jensen

NAY: none

(8)

DISCUSS/APPROVE/DENY 2024 TENTATIVE BUDGET FOR EMERY COUNTY.

Clerk/Auditor Brenda Tuttle presented the 2024 Tentative Budget for Emery County. She stated that as required by law a Tentative Budget must be submitted to the State by October 31, 2023. A final 2024 budget will be presented in the December 12, 2023 Commission Meeting. Revenue Sources have remained constant. The Tentative Budget includes a 3% COLA for employees. Commissioner Jordan Leonard made a motion to approve the 2024 Tentative Budget for Emery County. The motion was seconded by Commissioner Lynn Sitterud. The motion passed.

AYE: Jordan Leonard

Lynn Sitterud

Keven Jensen

NAY: none

(9)

DISCUSS/APPROVE/DENY 2024 TENTATIVE BUDGET FOR CASTLE VALLEY SPECIAL SERVICE DISTRICT.

CVSSD Manager Jacob Sharp presented the 2024 Tentative Budget for Castle Valley Special Service District. He stated that as required by law a Tentative Budget must be submitted to the State by October 31, 2023. He reviewed the 3 budgets for CVSSD. Commissioner Jordan Leonard made a motion to approve the 2024 Tentative Budget for Castle Valley Special Service District. The motion was seconded by Commissioner Lynn Sitterud. The motion passed.

AYE: Jordan Leonard

Lynn Sitterud

Keven Jensen

NAY: none

(10)

DISCUSS/APPROVE/DENY ACCEPTANCE OF AWARD OF THE FY2023 STATE HOMELAND SECURITY GRANT PROGRAM FUNDS IN THE AMOUNT OF \$134,876.19

Janalee Luke explained that the \$261,413.04 grant is for Carbon and Emery Counties as Region 6. Emery County's share is \$134,876.19. It is a three year no match grant. The funds are used for sustaining the Hazmat team, Community Preparedness, Security, STRIKE Team, etc.. Commissioner Lynn Sitterud made a motion to accept the award of the FY2023 State Homeland Security Grant Program funds in the amount of \$134,876.19. The motion was seconded by Commissioner Jordan Leonard. The motion passed.

AYE: Lynn Sitterud

Jordan Leonard

Keven Jensen

NAY: none

(11)

DISCUSS/APPROVE/DENY COMMUNITY REINVESTMENT AGENCY BOARD RECOMMENDATION OF AN AFFORDABLE HOUSING PROJECT DISBURSEMENT TO EPICENTER.

Commissioner Leonard explained 10% of CRA Revenues are allocated for Affordable Housing Projects. Epicenter in Green River is currently working on a five(5) home complex in Green River and qualifies as an affordable housing project. The CRA Board recommended disbursement of \$142,735.00 of CRA funds to Epicenter for this project. Commissioner Jordan Leonard made a motion to approve the recommendation of the CRA Board to disburse funds in the amount of \$142,735.00 to Epicenter for

their Affordable Housing Project. The motion was seconded by Commissioner Lynn Sitterud. The motion passed.

AYE: Jordan Leonard  
Lynn Sitterud  
Keven Jensen

NAY: none

(12)

DISCUSS/APPROVE/DENY AMENDED EMERY COUNTY LIBRARY SYSTEM LIBRARY CARD POLICY.

Library Director Desiree Malley explained the need for the amended Card Policy is to reflect the current “Library of Things” at the Library. The “things” include, snow ice machine, cotton candy machine, popcorn machine, and tablets purchased with a grant from the State Library. The amended policy has been approved by the Library Board. She requested Commission approval for the amended Emery County Library System Library Card Policy. Commissioner Jordan Leonard made a motion to approve of the Amended Emery county Library System Library Card Policy. The motion was seconded by Commissioner Lynn Sitterud. The motion passed.

AYE: Jordan Leonard  
Lynn Sitterud  
Keven Jensen

NAY: none

(13)

DISCUSS/APPROVE/DENY AMENDED EMERY COUNTY LIBRARY SYSTEM CIRCULATION POLICY.

Library Director Desiree Malley explained that the need for the amended Circulation Policy is needed to reflect the current “Library of Things” and how they are checked out at the library. The policy has been reviewed and approved by the EC Library Board. Commissioner Lynn Sitterud made a motion to approve the amended Emery County Library System System Circulation Policy. The motion was seconded by Commissioner Jordan Leonard. The motion passed.

AYE: Lynn Sitterud  
Jordan Leonard  
Keven Jensen

NAY: none

(14)

DISCUSS/APPROVE/DENY ACCEPTANCE OF PBS UTAH 2023 READING MARATHON MINI GRANT FOR CASTLE DALE BRANCH LIBRARY AND ORANGEVILLE BRANCH LIBRARY.

Desiree Malley requested acceptance of PBS Utah 2023 Reading Marathon Mini Grant for Castle Dale Library and Orangeville Library. They each applied for \$500.00 and were awarded \$650.00 each. Castle Dale’s Theme is “Reading is your Passport” Orangeville’s Theme is “ Get Whimpey”. Commissioner Jordan Leonard made a motion to accept the PBS Utah 2023 Reading Marathon Mini Grant for Castle Dale and Orangeville Libraries. The motion was seconded by Commissioner Lynn Sitterud. The motion passed.

AYE: Jordan Leonard  
Lynn Sitterud

Keven Jensen

NAY: none

(15)

DISCUSS/APPROVE/DENY RESOLUTION TO HALT THE ONGOING INJURY TO THE U.S. SHEEP INDUSTRY CAUSED BY EXCESSIVE IMPORTS AND TO URGE TARIFF QUOTA RATES.

Commissioner Keven Jensen requested approval for a resolution to halt the ongoing injury to the U.S. sheep industry caused by excessive imports and urge tariff quota rates. He talked about the decline in domestic sheep operations in the U.S, production decline and imports from other countries such as Australia to the U.S.market. As the Resolution indicates, without some form of management over current import flows by way of tariff's, tariff rate quotas, or quality restrictions, the systemic, downward trajectories of every measure of the American sheep industry's viability foretell the commercial domestic sheep industry will soon become the first livestock industry on America to fall entirely to import competition. He indicated that this same resolution is being presented to other entities throughout Utah and Wyoming. Lauren Huntsman commented that he would like to see the resolution broadened to include the cattle industry and other animals. Commissioner Jordan Leonard commented that he would like to see it expanded to include other animals. Commissioner Sitterud asked if there is support from the Farm Bureau? Commissioner Jordan Leonard made a motion to table this item until the next Commission Meeting to allow time to meet with the Farm Bureau. The motion was seconded by Commissioner Jordan Leonard. Commissioner Keven Jensen voted NAY. The motion passed with two votes for, one against.

AYE: Lynn Sitterud

Jordan Leonard

NAY: keven Jensen

(16)

DISCUSS/APPROVE/DENY RESOLUTION SUPPORTING COAL BASED POWER, A BRANCH OF ECONOMICS THAT HAS PRODUCED ECONOMIC STABILITY FOR OUR AREA.

Commissioner Lynn Sitterud made a motion to table. The motion was seconded by Commissioner Jordan Leonard. The motion passed with two votes YEA. Commissioner Jensen voted NAY. .

AYE: Lynn Sitterud

Jordan Leonard

NAY: Keven Jensen

(17)

DISCUSS/APPROVE/DENY RESOLUTION SUPPORTING THE ENERGY INDUSTRY/NUCLEAR POWER, MORE SPECIFICALLY, NOT USING EMERY COUNTY RESOURCES FOR FUNDING.

Commissioner Lynn Sitterud made a motion to scratch this agenda item. The motion was seconded by Commissioner Jordan Leonard. The motion passed with two votes YEA. Commissioner Jensen voted NAY.

AYE: Lynn Sitterud

Jordan Leonard

NAY: Keven Jensen

(18)

DISCUSS/APPROVE/DENY RESOLUTION SUPPORTING THE ENERGY INDUSTRY, MORE SPECIFICALLY NUCLEAR POWER, A BRANCH OF ECONOMICS THAT PRODUCES ECONOMIC STABILITY FOR OUR AREA.

Commissioner Lynn Sitterud made a motion to approve Resolution 10-17-23A, A Resolution supporting the energy industry, more specifically nuclear power, a branch of economics that produces economic stability for our area. The motion was seconded by Commissioner Jordan Leonard. The motion passed with two votes YEA. Commissioner Keven Jensen voted NAY.

AYE: Lynn Sitterud  
Jordan Leonard  
NAY: Keven Jensen

(19)

DISCUSS/APPROVE/DENY ARTS AND MUSEUM GRANT AGREEMENT FOR THE MUSEUM OF THE SAN RAFAEL.

Archives Director Suzanne Anderson explained that approval was granted earlier in the year to apply for this grant. The grant in the amount of \$2,500 has been awarded to Archives. The agreement needs to be signed and returned to receive the funds. Commissioner Jordan Leonard made a motion to approve the Arts and Museum Grant Agreement for Archives. The motion was seconded by Commissioner Lynn Sitterud. The motion passed.

YEA: Jordan Leonard  
Lynn Sitterud  
Keven Jensen  
NAY: none

(20)

DISCUSS/APPROVE/DENY PERSONAL PROPERTY TAX EXEMPTION LIST FOR 2023.

Assessor Kris Bell presented the Personal Property Tax Exemption List for 2023. She explained that the exemption is for those businesses whose values are less than \$27,000. Commissioner Lynn Sitterud made a motion to approve the Personal Property Tax Exemption List for 2023. The motion was seconded by Commissioner Jordan Leonard. The motion passed.

YEA: Lynn Sitterud  
Jordan Leonard  
Keven Jensen  
NAY: none

(21)

DISCUSS/APPROVE/DENY TRANSFERRING \$1 MILLION DOLLARS OF ARPA FUNDS TO A FUND WITHIN EMERY COUNTY LOCAL BUILDING AUTHORITY CREATED TO BE USED SPECIFICALLY FOR THE HUNTINGTON SENIOR CENTER PROJECT.

Commissioner Sitterud reported that the \$1m dollars will be used as a match to secure funds from CIB to construct a new Huntington Senior Citizen Center. Commissioner Leonard indicated that the Senior Citizen fund balance will be used to furnish the facility. They hope to begin the project before the end of the year. Commissioner Jordan Leonard made a motion to approve transferring \$1million dollars of ARPA funds to a fund within Emery County Local Building Authority created to be used specifically for

the Huntington Senior Center Project. The motion was seconded by Commissioner Lynn Sitterud. The motion passed.

AYE: Jordan Leonard  
Lynn Sitterud  
Keven Jensen

NAY: none

(22)

DISCUSS/APPROVE/DENY MOU BETWEEN EMERY COUNTY AND UTAH STATE UNIVERSITY FOR USU EXTENSION SERVICES IN 2024.

Christine Jensen, USU Extension talked about the resources Extension service provides to the communities in Emery County. She did not have the fund figures in the document at this time. Commissioner Jordan Leonard made a motion to table approval of a MOU until they have gone through the budget process. The motion was seconded by Commissioner Lynn Sitterud. The motion passed.

AYE: Jordan Leonard  
Lynn Sitterud  
Keven Jensen

NAY: none

(23)

DISCUSS/APPROVE/DENY CONDITIONAL USE PERMIT FOR UNITED MINERALS.

United Minerals has gone through all of the steps to be granted a Conditional Use permit including acquiring additional land to have the required 10 acres. Trudy Lund asked to comment on the Conditional Use Permit for United Minerals. She indicated that she is against granting the Conditional Use Permit. Her home is 300 feet from the proposed building where 4 semi trucks and several dump trucks will be accessing the property. She indicated that she has had multiple infections from the dust produced by Live Earth on West of her property. She thinks the property is zoned as agriculture and being used as industrial. PlanningZoning Board member Bruce Wilson added that the property is not being rezoned; it is still agricultural. The Conditional Use Permit allows for a condition that has steps that have to be met and United minerals has met the requirements. Attorney Mike Olsen's recommendation was that this is a lawful Conditional Use Permit. Commissioner Jordan Leonard made a motion to approve a Conditional Use Permit for United Minerals as recommended by County Attorney Mike Olsen and the Planning and Zoning Board. The motion was seconded by Commissioner Lynn Sitterud. The motion passed.

AYE: Jordan Leonard  
Lynn Sitterud  
Keven Jensen

NAY: none

(24)

COMMISSION/ELECTED OFFICIALS REPORT

Kent Wilson provided a brief report from Senator Romney.  
Larry Ellertson provided a brief report from Congressman Curtis.  
Sheriff Huntington commented that now that the eclipse is over, we can get back to life as normal.  
Commissioner Leonard reported on plans for a proposed gasification plant.

Commissioner Jensen commented that the last two weeks there has been pressure directed to the County Commissioners and Elected Officials to approve a support letter that he (Commissioner Jensen) felt should have come before the Commission in a Public Meeting to be approved. He stated he ran his campaign on establishing transparency and honesty within the County Government. He stated that this needs to stop. People's jobs should not be threatened.

(25)

ADJOURN

Commissioner Lynn Sitterud made a motion to adjourn the meeting. The motion was seconded by Commissioner Jordan Leonard. The motion passed.

AYE: Lynn Sitterud  
Jordan Leonard  
Keven Jensen

NAY: none

ATTEST: \_\_\_\_\_ COMMISSIONER: \_\_\_\_\_ -

MINUTES OF THE REGULAR MEETING OF THE  
BOARD OF EMERY COUNTY COMMISSIONERS  
HELD IN THE EMERY COUNTY COURTHOUSE

NOVEMBER 7, 2023

Present at the meeting was Commission chairman Keven Jensen, Commissioner Jordan Leonard, Commissioner Lynn Sitterud, Sheriff Tyson Huntington (via ZOOM) , Attorney Mike Olsen (via ZOOM), Deputy Clerk/Auditor Carol Cox, elected officials and citizens.

CONSENT AGENDA

(1)

APPROVAL OF CHECK EDIT LIST, REQUISITIONS, AND DISPOSITIONS.

The Warrant Check Edit List # 264365 through and including #264492 was presented for payment.

Requisitions were presented as follow:

<u>REQUISITION</u>	<u>DESCRIPTION</u>	<u>AMOUNT</u>
49-23	Equipment for side by side Travel-Trails crew	\$8,550.00
50-23	(2) Custom built AR-15 rifles Sheriff	\$3,175.00
51-23	Replace deteriorating equipment JM 36x100 Portable Radial Conveyor Track Mounted Cone Track Mount Screen	\$1,468,450.00

There were no dispositions.

(2)

APPROVAL OF OCTOBER 17, 2023 COMMISSION MEETING MINUTES

(3)

APPROVAL OF BUSINESS LICENSE FOR RALPH ANDERSON, A SIERRA AUTO SALES & LEASING.

(4)

NOTIFICATION: SELECTED MADILYN BUNNEL AS A PART TIME LIFEGUARD WORKING 19.75 HOURS PER WEEK. WAGE GRADE 3

(5)

APPROVAL TO GIVE ADAM OLSEN AND HANNAH NEFF A 3% WAGE INCREASE FOR SUCCESSFUL COMPLETION OF THEIR 6 MONTH ORIENTATION PERIOD AS A LIFEGUARD. EFFECTIVE 11-13-23.



(6)

APPROVAL OF LETTER OF SUPPORT FOR GARFIELD COUNTY ELECTED OFFICIALS REGARDING BLM POLICIES/DECISIONS MADE REGARDING THE GRAND STAIRCASE ESCALANTE NATIONAL MONUMENT.

Commissioner Lynn Sitterud made a motion to approve the Consent Agenda as presented. The motion was seconded by Commissioner Jordan Leonard. The motion passed.

AYE: Lynn Sitterud  
Jordan Leonard  
Keven Jensen

NAY: none

DISCUSSION AGENDA

(1)

ITEMS PULLED FROM THE CONSENT AGENDA.

(2)

PRESENTATION OF RECOGNITION FOR THE 2023 VOLLEYBALL STATE CHAMPIONS AND 3A CROSS COUNTRY STATE CHAMPION(S)

The Emery County Commissioners welcomed and recognized the 2023 Volleyball State Champions and 3A Cross-Country State Champion from Emery High School.

(3)

PRESENTATION BY MIKE FAVERO, PRE-CONSTRUCTION MANAGER FROM DOMINION ENERGY, REGARDING GREEN RIVER RURAL EXPANSION.

Pre-Construction Manager from Dominion Energy, Mike Favero introduced himself and provided a brief overview of the Green River Rural Expansion Project. Green River City is the recipient of the expansion project. HB 422 provided the funds to finance the project. Overtime they anticipate 425 Green River residents will be hooked up to natural gas. 180 service lines are already installed, 314 contracted thus far. The conversion for appliances by a private contractor to natural gas for these residents will soon begin. A special phone line has been set up for Green River citizens to apply for the set-ups.

(4)

DISCUSSION REGARDING ANNEXATION OF SAN RAFAEL ENERGY RESEARCH CENTER AND THE POTENTIAL INDUSTRIAL PARK INTO ORANGEVILLE CITY.

Commissioner Jensen talked about the process to add on to a sewer line. The San Rafael Energy Research Center and potential Industrial Park is outside city limits at this time. There is interest in developing an industrial park in the area. There needs to be a lot of discussion on the aspects of an industrial park. The Commissioners are still in the discussion phase and the Emery County Commissioners will keep the citizens updated on the progress.

(5)

DISCUSSION REGARDING A RESOLUTION TO HALT THE ONGOING INJURY TO THE U.S. SHEEP INDUSTRY CAUSED BY EXCESSIVE IMPORTS AND TO URGE TARIFF QUOTA RATES.

Commissioner Jensen presented the resolution in the last Commission Meeting and it was tabled with the contingency of a support letter from Farm Bureau. Farm Bureau policy says they cannot support the resolution until after an investigation. He indicated that he did not do the research because he did not want it to be his resolution. He was asked to present it and he did so as is. After the last commission meeting he did some research. The one who actually presented the resolution is RCalfUSA. The largest cattle producers who have branched out to sheep producing. They are asking the Trade Commission to investigate the damage done to the sheep industry. This is the politics of the resolution. This is just for your information only. No action.

Commissioner Lynn Sitterud made a motion to leave the regular meeting and into into a Public Hearing to receive public comment regarding disposal of parcel #01-0175-0020 as part of a land exchange. The motion was seconded by Commissioner Jordan Leonard. The motion passed;

AYE: Lynn Sitterud  
Jordan Leonard  
Keven Jensen

NAY: none

(6)

**PUBLIC HEARING: TO RECEIVE PUBLIC COMMENT REGARDING DISPOSAL OF PARCEL #01-0175-0020 AS PART OF A LAND EXCHANGE.**

Commissioner Sitterud explained that Emery County has been in negotiation with Huntington City to trade a small piece of property by the Huntington Ball Field and the old Huntignton Sr. Center for the property on main street for the purpose of constructing a Senior Citizen Center.

No questions or comments.

The Public Hearing was closed and the Commissioners returned to the regular meeting schedule.

(7)

**DISCUSS/APPROVE/DENY RESOLUTION OF THE BOARD OF EMERY COUNTY COMMISSIONERS AUTHORIZING AN AGREEMENT BETWEEN EMERY COUNTY AND HUNTINGTON CITY REGARDING TRANSFER OF LAND.**

Upon returning to the regular meeting, Commissioner Lynn Sitterud made a motion to approve Resolution 11-07-23A, a resolution authorizing an agreement between Emery County and Huntington City regarding transfer of land. The motion was seconded by Commissioner Jordan Leonard. The motion passed.

AYE: Lynn Sitterud  
Jordan Leonard  
Keven Jensen

NAY: none

(8)

**DISCUSS/APPROVE/DENY REAL ESTATE LAND EXCHANGE AGREEMENT BETWEEN EMERY COUNTY AND HUNTINGTON CITY.**

Commissioner Jordan Leonard made a motion to approve a Real Estate Land Exchange Agreement between Emery County and Huntington City. The motion was seconded by Commissioner Lynn Sitterud. The motion passed.

AYE: Jordan Leonard  
Lynn Sitterud  
Keven Jensen

NAY: none

(9)

RATIFICATION OF COMMISSION ADJUSTMENT FOR 01-070D-0018 FOR JEROME STOCKI IN THE AMOUNT OF \$388.84

After BOE was closed there was a mistake found on the taxes for parcel #01-070D-0018 for Jerome Stocki. Since BOE was closed this needed to be a Commission Adjustment in the amount of \$388.84. Commissioner Lynn Sitterud made a motion to ratify a Commission Adjustment in the amount of \$388.84 on parcel #01-070D-0018 for Jerome Stocki. The motion was seconded by Commissioner Jordan Leonard. The motion passed.

AYE: Lynn Sitterud  
Jordan Leonard  
Keven Jensen

NAY: none

(10)

DISCUSS/APPROVE/DENY SECOND AMENDMENT TO NON-EXCLUSIVE SURFACE USE AND DAMAGE AGREEMENT BETWEEN EMERY COUNTY AND PACIFICORP

PacifiCorp has a gravel pile across from the Research Center. Emery County has an agreement with PacifiCorp to take gravel from the pile to use to initiate work on the proposed Industrial Center. The original agreement was for 6 years. It is time to renew the surface use and damage agreement. This will be the second amendment to the Non-Exclusive surface use and damage Agreement between Emery County and PacifiCorp. Commissioner Lynn Sitterud made a motion to approve the Second Amendment to Non-Exclusive Surface Use and Damage Agreement between Emery County and PacifiCorp. The motion was seconded by Commissioner Jordan Leonard. The motion passed.

AYE: Lynn Sitterud  
Jordan Leonard  
Keven Jensen

NAY: none

(11)

DISCUSS/APPROVE/DENY ADVERTISING AMENDED RFP FOR THE EMERY COUNTY GENERAL PLAN UPDATE.

Jim Jennings explained that there was not enough detail in the original RFP advertising for the Emery County General Plan Update. He requested approval for an amended RFP for the Emery County General Plan Update. Commissioner Jordan Leonard made a motion to approve advertising an Amended RFP for the Emery County General Plan Update. The motion was seconded by Commissioner Lynn Sitterud. The motion passed.

AYE: Jordan Leonard

Lynn Sitterud  
Keven Jensen

NAY: none

(12)

DISCUSS/APPROVE/DENY A RESOLUTION SUPPORTING COAL BASED P[OWER, A BRANCH OF ECONOMICS THAT HAS PRODUCED ECONOMIC STABILITY FOR OUR AREA.

This resolution was presented in the October 17, 2023 meeting. At that time the resolution was tabled. The Resolution has been revised and is now ready for consideration. As it states now: Hunter and Huntington Power Plants have been in Emery County, Utah since the 1970's. They are coal-based power. Emery County has working coal mines that provide good jobs for residents of Emery County and surrounding areas. Emery County has benefited from mineral lease monies from mining. Hunter and Huntington Power Plants provide dependable jobs for the people of Emery County and surrounding areas, and has benefitted from both plants from

Centrally assessed taxes. Hunter and Huntington Power Plants provide steady, sustainable, clean, reliable and economical electricity. The coal mines and coal power plants produce trucking jobs for Emery County and surrounding areas. The culture and heritage of Emery County is intertwined with coal mining and coal based power plants. The Emery County Commission is in full support of keeping, sustaining, and expanding coal mines in Emery County, Utah. They fully support Hunter and Huntington Power Plants and continue to make and produce electricity in Emery County, Utah. They fully support the expansion of alternative applications of coal (carbon fiber). The Emery County Commissioners urge Governor Cox, U.S. Senators Mike Lee and Mitt Romney, and U.S. Representatives in the state of Utah to urge Administration and Congress to halt the ongoing injury to the coal industry caused by excessive regulations and politically driven ideologies. With these changes to the Resolution, Commission Jordan Leonard made a motion to adopt Resolution 11-07-23B. The motion was seconded by Commissioner Lynn Sitterud. The motion passed unanimously.

AYE: Jordan Leonard

Lynn Sitterud  
Keven Jensen

NAY: none

(13)

COMMISSION/ELECTED OFFICIALS REPORTS.

Commissioner Jordan Leonard asked Patsy Stoddard to report on upcoming events in the County. The Emery County Business Chamber will be hosting the annual Casino Night and Awards. There will be fourteen business awards recognizing Emery County businesses. The Chamber is looking into affordable housing issues. Determining the difference between affordable housing and low income housing.

Commissioner Keven Jensen expressed concern regarding using county funds to promote nuclear power plants in Emery County. He expressed concern about grant writers not coming to the County Commissioners with what they are writing grants for. He was concerned about groups circumventing the people's voice regarding proposals. He stated he cannot go along with WOKE policies.

(14)

ADJOURN

Commissioner Lynn Sitterud made a motion to adjourn the meeting. The motion was seconded by Commissioner Jordan Leonard. The motion passed.

AYE: Lynn Sitterud  
Jordan Leonard  
Keven Jensen

NAY: none

ATTEST: \_\_\_\_\_ COMMISSIONER: \_\_\_\_\_

MINUTES OF THE REGULAR MEETING OF THE  
BOARD OF EMERY COUNTY COMMISSIONERS  
HELD IN THE EMERY COUNTY COURTHOUSE

NOVEMBER 21, 2023

Present at the meeting was Commission Chairman Keven Jensen, Commissioner Lynn Sitterud, Commissioner Jordan Leonard, Deputy Clerk/Auditor Carol Cox, elected officials and citizens.

CONSENT AGENDA

(1)

APPROVAL OF CHECK EDIT LIST, REQUISITIONS, AND DISPOSITIONS.

The Warrant Check Edit List #264499 through and including #264617 was presented for payment.

Requisitions were presented for the following:

<u>REQUISITION</u>	<u>DESCRIPTION</u>	<u>AMOUNT</u>
52-23	(2) metal carports 20x20x10 Sheriff	\$6,272.00
53-23	2023 Ford Explorer Assessor	\$47,500.00

There were no dispositions.

(2)

APPROVAL OF NOVEMBER 7, 2023 COMMISSION MEETING MINUTES.

(3)

NOTIFICATION SELECTED JADEN ATWOOD AS A PART TIME LIFEGUARD WORKING UP TO 19.75 HOURS PER WEEK. WAGE GRADE 3.

Motion to approve the Consent Agenda was made by Commissioner Lynn Sitterud, seconded by Commissioner Jordan Leonard, and the motion passed.

DISCUSSION AGENDA

(1)

ITEMS PULLED FROM THE CONSENT AGENDA

(2)

SAFETY MINUTE PRESENTATION BY THE WEED & MOSQUITO DEPARTMENT.

Cory Worwood presented information regarding eye protection and safety.

(3)

AWARDING OF SAFETY VIS GIFT CARDS.

Part time: Suzanne Anderson

Full time: Becky Jewkes

Safety Sensitive: Kurt Stevens and Dustin Deto

EMT's : Stephanie Mead and Shaylee Richards

(4)

DISCUSS/APPROVE/DENY COOPERATIVE AGREEMENT FOR UTAH STATE UNIVERSITY  
EXTENSION SERVICE IN EMERY COUNTY.

Commissioner Sitterud commented that this is the second year that Extension Service has requested a \$5,000 increase in their \$85,000 budgeted agreement making their budget from Emery County \$90,000 for 2024. Commissioner Leonard indicated that he feels the Extension Service does good things for the county. He stated he would like to see the agreement have a longer term rather than the Extension service requesting more money every year. It would be more beneficial for the County's budget if we knew that the agreement amount was the same for three or four years or a percentage was added to the budget each year. Commissioner Jensen felt that if it is going to be \$90,000 it would be good to have it stay there for three or four years. Commissioner Jordan Leonard made a motion to approve the increase for 2024 to \$90,000 as requested but, it may stay there for a few years, moving forward it would be nice to have this locked in for a couple of years. Commissioner Lynn Sitterud seconded by motion. The motion passed.

AYE: Jordan Leonard

Lynn Sitterud

Keven Jensen

NAY: none

(5)

DISCUSS/APPROVE/DENY RESOLUTION AUTHORIZING A ONE TIME COST OF LIVING  
PAYMENT.

Commissioner Jordan Leonard made a motion to approve Resolution 11-21-23 authorizing a one time cost of living payment to all employees as follows: Full time employees \$3,000, ¾ time employees \$2,250, part time employees \$1,500 and lifeguards \$200.00. The motion was seconded by Commissioner Lynn Sitterud. The motion passed.

AYE: Jordan Leonard

Lynn Sitterud

Keven Jensen

NAY: none

(6)

DISCUSS/APPROVE/DENY ALLOCATING TRT FUNDS TO ASSIST GREEN RIVER IN  
PURCHASING EVENT SUPPLIES.

AnnDee Mead requested approval to allocate TRT funds to Green River City to assist them in purchasing event supplies. She explained that it will save them time and money on their events as they are driving to Castle Dale to get tables/chairs/canopies or they are having to rent them. Since Green River City generates a large portion of TRT funds this would be a way to support Green River City in

their efforts to host events in their city. Commissioner Jordan Leonard made a motion to approve allocating TRT funds to assist Green River in purchasing even supplies. The motion was seconded by Commissioner Lynn Sitterud. The motion passed.

AYE: Jordan Leonard  
Lynn Sitterud  
Keven Jensen

NAY: none

(7)

DISCUSS/APPROVE/DENY CREATING AN RFP TO ADVERTISE FOR THE EMERY COUNTY EVENTS COORDINATOR.

Commissioner Jensen suggested that it be more beneficial to advertise for an RFQ. AnnDee indicated that the current contract with the Event Coordinator will expire in February 2024. She requested approval to begin the writing and advertising of an RFQ so there is no lapse in time to get a contract in place. Commissioner Lynn Sitterud made a motion to approve creating an RFQ to advertise for the Emery County Events Coordinator. The motion was seconded by Commissioner Jordan Leonard. The motion passed.

AYE: Lynn Sitterud  
Jordan Leonard  
Keven Jensen

NAY: none

(8)

DISCUSS/APPROVE/DENY COMMISSION ADJUSTMENT FOR KAREN WOOD ON PARCEL # 01-176A-0015.

Kris Bell requested approval for a Commission Adjustment on parcel #01-176A-0015 for Karen Wood. She stated that the parcel needs to be taxed on the market value of 66,262. With this market value the taxes would be \$1,091.67. This is a tax difference of \$1,091.66. Commissioner Jordan Leonard made a motion to approve a Commission Adjustment for Karen Wood on parcel #01-176A-0015. The motion was seconded by Commissioner Lynn Sitterud. The motion passed.

AYE: Jordan Leonard  
Lynn Sitterud  
Keven Jensen

NAY: none

(9)

DISCUSS/APPROVE/DENY CONTRACT BETWEEN LOS AVILES, LLC AND EMERY COUNTY FOR CONCRETE REMOVAL AT HUNTINGTON BRANCH LIBRARY.

Kyle Scow requested approval for a contract between Los Aviles, LLC and Emery County for concrete removal at Huntington Branch Library. He indicated that the existing concrete entrance is a trip hazard. Los Aviles, LLC would remove the concrete for \$10,000.00 in order to prepare for a new concrete entrance that is ADA compliant. A grant has been applied for and awarded to fund the project. Commissioner Lynn Sitterud made a motion to approve a contract between Los Aviles, LLC and Emery County for concrete removal at Huntington Branch Library. The motion was seconded by Commissioner Jordan Leonard. The motion passed.

AYE: Lynn Sitterud



Jordan Leonard

Keven Jensen

NAY: none

(10)

DISCUSS/APPROVE/DENY CONTRACT BETWEEN LOS AVILES, LLC AND EMERY COUNTY INSTALLATION OF AMERICAN WITH DISABILITIES ACT (ADA) COMPLIANT SIDEWALK, ENTRYWAY, RAMP, AND HANDRAIL AT HUNTINGTON BRANCH LIBRARY.

Kyle Scow requested approval for a contract between Los Aviles, LLC and Emery County to install a new ADA compliant entrance including ramp, sidewalk, steps leading to the city sidewalk, entryway to the building and handrail at the Huntington Branch Library. The contracted amount is \$12,500.00. Commissioner Jordan Leonard made a motion to approve a contract between Los Aviles, LLC and Emery County for installation of ADA compliant sidewalk, entryway, ramp, and handrail at Huntington Branch Library. The motion was seconded by Commissioner Lynn Sitterud. The motion passed.

AYE: Jordan Leonard

Lynn Sitterud

Keven Jensen

NAY: none

(11)

DISCUSS/APPROVE/DENY LIBRARIES WITH HEART COLLABORATION AGREEMENT BETWEEN THE AMERICAN HEART ASSOCIATION AND EMERY COUNTY LIBRARIES.

Commissioner Jensen explained that the Libraries with Heart Collaboration Agreement could potentially provide 40 heart monitors accessible to patrons of the Libraries. Attorney Mike Olsen has reviewed the agreement document. Commissioner Lynn Sitterud made a motion to approve Libraries with a Heart Collaboration Agreement between American Heart Association and Emery County Libraries. The motion was seconded by Commissioner Jordan Leonard. The motion passed.

AYE: Lynn Sitterud

Jordan Leonard

Keven Jensen

NAY: none

(12)

DISCUSS/APPROVE/DENY LEASE AGREEMENT BETWEEN EMERY COUNTY AND TRADITIONS HEALTH CARE.

Dan Hunter addressed the agreement and the Nursing Home Board's recommendations. He stated that the Board started a little over a year ago to begin the process to renew or extend the lease agreement with Traditions Health Care for the management of the Nursing Home. The board feels that they have finally hashed out an agreement that they feel comfortable with. The Nursing Home currently has a good occupancy and return. He requested the lease agreement be approved as written. Attorney Mike Olsen has not reviewed the lease agreement. Commissioner Jordan Leonard made a motion to approve a Lease Agreement between Emery County and Traditions Health Care contingent upon approval of Attorney Mike Olsen's review and approval. The motion was seconded by Commissioner Lynn Sitterud. The motion passed.

AYE: Jordan Leonard

Lynn Sitterud

Keven Jensen

NAY: none

(13)

COMMISSION/ELECTED OFFICIALS REPORTS

Commissioner Jensen reported on a meeting with Rocky Mountain Power. He met with key people where he asked the question "Is there any way a Commissioner can put a halt to nuclear growth?" He was told that there is not any way a Commissioner could halt nuclear growth in Emery County. Commissioner Jensen indicated that he would like to stop the rumors that he is anti-nuclear. Jeremy suggested that he get the media to get his story out. Commissioner Jensen expressed his desire to have fair and balanced reporting in our area. He explained his interpretation of "shadow government".

(14)

ADJOURN

Motion to adjourn the meeting was made by Commissioner Lynn Sitterud, seconded by Commissioner Jordan Leonard, and the motion passed.

AYE: Lynn Sitterud  
Jordan Leonard  
Keven Jensen

NAY: none

ATTEST: \_\_\_\_\_ COMMISSIONER: \_\_\_\_\_

MINUTES OF THE REGULAR MEETING OF THE BOARD  
OF EMERY COUNTY COMMISSIONERS  
HELD IN THE EMERY COUNTY COURTHOUSE

DECEMBER 12, 2023

Present at the meeting was Commission Chairman Keven Jensen, Commissioner Lynn Sitterud, Commissioner Jordan Leonard, Attorney Mike Olsen (via ZOOM), Sheriff Tyson Huntington (via ZOOM), Deputy Clerk/Auditor Carol Cox, elected officials and citizens.

CONSENT AGENDA

(1)

APPROVAL OF CHECK EDIT LIST, REQUISITIONS, AND DISPOSITIONS.

The Warrant Check Edit List #264627 through and including #264773 was presented for payment.

No Requisitions.

Dispositions for #3308, vacuum, #1499 & #1502 old crusher equipment.

(2)

APPROVAL OF NOVEMBER 21, 2023 COMMISSION MEETING MINUTES.

(3)

NOTIFICATION: SELECTED DAYTON LYTLE AS A VARIABLE JANITOR (JUSTICE COURT, SO. METAL BUILDING, AND ROAD) WORKING UP TO 29 HOURS PER WEEK WITH PRO RATED RETIREMENT. WAGE GRADE 6.

(4)

APPROVAL TO GIVE ELIZABETH CARROLL A 3% WAGE INCREASE FOR SUCCESSFUL COMPLETION OF HER 6 MONTH ORIENTATION PERIOD AS THE EXECUTIVE DIRECTOR OF TRAVEL, MUSEUM, AND ARCHIVES. EFFECTIVE 12-25-23.

(5)

APPROVAL TO GIVE ANNDÉE MEAD A 3% WAGE INCREASE FOR SUCCESSFUL COMPLETION OF HER 6 MONTH ORIENTATION PERIOD AS THE EXECUTIVE DIRECTOR OF TRAVEL, MUSEUM, AND ARCHIVES. EFFECTIVE 12-25-23.

(6)

APPROVAL TO GIVE KYLE SCOW, BUILDING AND MAINTENANCE LEAD, A \$45.CELL PHONE STIPEND.

(7)

APPROVAL TO HIRE BRENTON GORDON AS A FULL TIME DISPATCHER I, WITH FULL BENEFITS. WAGE GRADE 14.

(8)

APPROVAL OF MITCHELL VETERE TO BE A GREEN RIVER SEARCH AND RESCUE MEMBER IN OPERATING THE BOATS.

Commissioner Lynn Sitterud made a motion to approve the Consent Agenda. The motion was seconded by Commissioner Jordan Leonard. The motion passed

AYE: Lynn Sitterud  
Jordan Leonard  
Keven Jensen

NAY: none

DISCUSSION AGENDA

(1)  
ITEMS PULLED FROM THE CONSENT AGENDA

(2)  
SAFETY MINUTE PRESENTATION BY KYLE SCOW, BUILDING AND MAINTENANCE LEAD.  
Kyle provided safety tips regarding slips, trips and fall hazards.

(3)  
AWARDING OF SAFETY VISA GIFT CARDS

Full-time employees: Melinda Gordon, Mary Huntington, AnnDee Mead  
Part-time employees: Charlene Jensen, Camille Thomas  
Safety Sensitive employees: Kallon Cowley, Mike Van Wagoner, Josh Johnson  
EMT's: Kyle Larsen, Hollie Smith

(4)  
PRESENTATION BY UNIFIED FLEET SERVICES

Unified Fleet Services representatives provided a presentation of the vehicle leasing services that they offer.

(5)  
RATIFICATION OF ACCEPTANCE OF THINKING MONEY FOR KIDS PROGRAM KITS FOR ELMO BRANCH LIBRARY AND HUNTINGTON BRANCH.

Desiree Malley explained that grants were available for Thinking of Money for Kids Program Kits. Elmo Library and Huntington Library were 2 of 200 libraries that will receive the kits that are valued at \$2,000 each. The kits will assist children from 3 to 12 years of age with learning a variety of financial topics. Commissioner Jordan Leonard made a motion to ratify acceptance of Thinking Money for Kids Program Kits for Elmo and Huntington Libraries. The motion was seconded by Commissioner Lynn Sitterud.

The motion passed.  
AYE: Jordan Leonard  
Lynn Sitterud  
Keven Jensen

NAY: none

(6)

## RATIFICATION OF GENERAL PLAN GRANT APPLICATION

Commissioner Leonard explained that in a previous Commission Meeting it was discussed updating the General Plan. Emery County has applied for a grant to accomplish this. Commissioner Leonard made a motion to ratify a General Plan Application. The motion was seconded by Commissioner Lynn Sitterud. The motion passed.

AYE: Jordan Leonard  
Lynn Sitterud  
Keven Jensen

NAY: none

(7)

### DISCUSS/APPROVE/DENY COMMISSION ADJUSTMENT FOR LYNN KENDALL ON PARCEL #02-0115-0036.

Carolyn Kendall addressed the Commissioners with a request for a Commission Adjustment for their property. She requested that the property be changed from secondary to primary. She added that they have been in the process of completing the home since 2020. There have been delays thanks to the supply of building materials. She stated that they have done what they can to complete the home and receive an occupancy permit which they finally received in November. The increase in property taxes for 2023 was a great concern since they have been building the home themselves. Assessor Kris Bell explained that you have to be living in the home for 183 consecutive days to have the home be a primary residence. The home is currently assessed as a secondary, which is assessed at 100%. That will change in January of 2024. The Commissioners explained that BOE is closed for 2023 and invited the Kendall's to return next year during BOE for any consideration. Commissioner Jordan Leonard made a motion to deny a Commission Adjustment for Lynn Kendall on Parcel #02-0115-0036. The motion was seconded by Commissioner Lynn Sitterud. The motion passed.

AYE: Jordan Leonard  
Lynn Sitterud  
Keven Jensen

NAY: none

(8)

### DISCUSS/APPROVE/DENY AMBULANCE WRITE-OFF FOR CHART #EM033390 IN THE AMOUNT OF \$348.48.

Commissioner Lynn Sitterud made a motion to approve an Ambulance write-off for Chart #EM033390 in the amount of \$348.48. The motion was seconded by Commissioner Jordan Leonard. The motion passed.

AYE: Lynn Sitterud  
Jordan Leonard  
Keven Jensen

NAY: none

(9)

### DISCUSS/APPROVE/DENY RESOLUTION OF EMERY COUNTY APPROVING PARTICIPATION OF THE EMERY EMERGENCY MEDICAL SPECIAL SERVICE DISTRICT IN THE UTAH COUNTIES INDEMNITY POOL AS A SEPARATE COUNTY RELATED ENTITY MEMBER.

Emery County, as a participating member of UCIP, is the proper authority to sponsor the participation of the Emery Emergency Medical Special Service District, a separate county related entity. According to UCIP, By-Laws as separate county related entities must be sponsored by a participating member County by Resolution of the Member's governing body, which is Emery County. Commissioner Jordan Leonard made a motion to approve Resolution 12-12-23A, a Resolution of Emery County approving participation of the Emery Emergency Medical Special Service District in the Utah Counties Indemnity Pool as a separate county related entity member. The motion was seconded by Commissioner Lynn Sitterud. The motion passed.

AYE: Jordan Leonard  
Lynn Sitterud  
Keven Jensen

NAY: none

(10)

DISCUSS/APPROVE/DENY RESOLUTION AMENDING THE GIFTS AND AWARDS POLICY.

Commissioner Jensen explained that in years past the Commissioners have awarded pins for years of service to Emery County. In recent years the pins have become costly. The County would like to amend the policy by replacing the pins with cash. An employee who has accrued five(5) years of service may receive \$100.00 and may receive the award for each consecutive five(5) years of service thereafter. There is a cap of thirty years (30). This award will be taxed and given the last paycheck of the year. Commissioner Jordan Leonard made a motion to approve Resolution 12-12-23B a Resolution amending the Gifts and Awards Policy. The motion was seconded by Commissioner Lynn Sitterud.

The motion passed.

AYE: Jordan Leonard  
Lynn Sitterud  
Keven Jensen

NAY: none

(11)

DISCUSS/APPROVE/DENY THE 2024 HOLIDAY SCHEDULE

Commissioner Lynn Sitterud made a motion to approve the 2024 Holiday Schedule. The motion was seconded by Commissioner Jordan Leonard. The motion passed.

AYE: Lynn Sitterud  
Jordan Leonard  
Keven Jensen

NAY: none

(12)

DISCUSS/APPROVE/DENY THE EMERY COUNTY COMMISSION 2024 ANNUAL MEETING SCHEDULE.

Commissioner Jordan Leonard made a motion to approve the 2024 Annual Meeting Schedule for the Emery County Commissioners. The motion was seconded by Commissioner Lynn Sitterud. The motion passed.

AYE: Jordan Leonard  
Lynn Sitterud  
Keven Jensen

NAY: none

(13)

DISCUSS/APPROVE/DENY THE 2024 FEE SCHEDULE FOR EMERY COUNTY

Commissioner Lynn Sitterud made a motion to approve the 2024 Fee Schedule for Emery County. The motion was seconded by Commissioner Jordan Leonard. The motion passed.

AYE: Lynn Sitterud  
Jordan Leonard  
Keven Jensen

NAY: none

(14)

DISCUSS/APPROVE/DENY MOU BETWEEN EMERY COUNTY AND THE UTAH CYBER CENTER REGARDING STATE AND LOCAL CYBERSECURITY GRANT PROGRAM STATEWIDE PROJECTS.

Commissioner Jordan Leonard made a motion to table to receive more information. The motion was seconded by Commissioner Lynn Sitterud. The motion passed.

AYE: Jordan Leonard  
Lynn Sitterud  
Keven Jensen

NAY: none

Commissioner Jordan Leonard made a motion to leave the regular meeting schedule and enter into a Public Hearing to receive public comment regarding amended 2023 budgets and proposed 2024 budgets. The motion was seconded by Commissioner Lynn Sitterud. The motion passed.

AYE: Jordan Leonard  
Lynn Sitterud  
Keven Jensen

NAY: none

(15)

**PUBLIC HEARING:** AT 6:00 P.M. EMERY COUNTY COMMISSION MEETING WILL BE TEMPORARILY CLOSED TO HOLD A PUBLIC HEARING ON THE FOLLOWING:

- a. **PUBLIC HEARING:** to receive public comment concerning opening and amending of the FY2023 budgets for Emery County General Funds, Special Revenue Funds, Capital Projects Funds, Local Building Authority and Castle Valley Special Service District.

Brenda Tuttle explained amendments to the Emery County FY 2023 budgets.

There were no comments or questions regarding the Emery County FY 2023 amended budgets.

Jacob Sharp reviewed amendments to the FY 2023 CVSSD budgets.

There were no comments or questions regarding CVSSD FY2023 Amended Budgets

- b. **PUBLIC HEARING:** to receive public comment regarding the proposed FY 2024 budgets for the Emery County General Fund, Special Revenue Funds, Capital Projects Fund, Local Building Authority and Castle Valley Special Service District. The 2024 budget includes a 3% cost of

living adjustment for all employees and elected officials and other COLA adjustments as passed.

Brenda Tuttle explained that the Commissioners have met with all the departments and have reviewed their requests for 2024. The proposed FY 2024 includes a 3% COLA increase for all employees and elected officials.

There were no questions or comments regarding the proposed FY 2024 Emery County Budgets.

Jacob Sharp reviewed the proposed FY 2024 budgets for Castle Valley Special Service District.

There were no comments or questions regarding the proposed FY 2024 budgets for Castle Valley Special service District.

The Public hearing was closed and the Commissioners returned to the regular meeting schedule.

(16)

DISCUSS/APPROVE/DENY AMENDED 2023 BUDGET FOR EMERY COUNTY

Upon returning to the regular meeting schedule Commissioner Lynn Sitterud made a motion to approve Resolution 12-12-23C a resolution to approve the Amended 2023 Budget for Emery County. The motion was seconded by Commissioner Jordan Leonard. The motion passed.

AYE: Lynn Sitterud  
Jordan Leonard  
Keven Jensen

NAY: none

(17)

DISCUSS/APPROVE/DENY AMENDED 2023 BUDGET FOR CASTLE VALLEY SPECIAL SERVICE DISTRICT.

Commissioner Lynn Sitterud made a motion to approve Resolution 12-12-23D a resolution amending the 2023 Budget for Castle Valley Special Service District. The motion was seconded by Commissioner Jordan Leonard. The motion passed.

AYE: Lynn Sitteurd  
Jordan Leonard  
Keven Jensen

NAY: none

(18)

DISCUSS/APPROVE/DENY 2024 EMERY COUNTY BUDGET

Commissioner Jordan Leonard made a motion to approve Resolution 12-12-23E a resolution adopting the FY2024 budget for Emery County. The motion was seconded by Commissioner Lynn Sitterud. The motion passed.

AYE: Jordan Leonard  
Lynn Sitterud  
Keven Jensen



NAY: none

(19)

DISCUSS/APPROVE/DENY 2024 CASTLE VALLEY SPECIAL SERVICE DISTRICT BUDGET.

Commissioner Jordan Leonard made a motion to approve Resolution 12-12-23F a resolution adopting the 2024 budgets for Castle Valley Special Service District. The motion was seconded by Commissioner Lynn Sitterud. The motion passed.

AYE: Jordan Leonard  
Lynn Sitterud  
Keven Jensen

NAY: none

(20)

DISCUSS/APPROVE/DENY ACCEPTANCE OF MUSEUM OPERATIONS GRANT FOR 2024 AND 2025.

Travel Director AnnDee Mead requested approval for a Museum Operations Grant for 2024 and 2025. She explained that this is a general operations grant. Due to the staff changes at the Museum she was not aware that the grant had not been presented and approved in a Commission Meeting. The grant is based on budget and is for \$7,500. The funds may be used for any base level operations at the Museum. Commissioner Lynn Sitterud made a motion to accept the Museum Operations Grant For 2024 and 2025. The motion was seconded by Commissioner Jordan Leonard. The motion passed

AYE: Lynn Sitterud  
Jordan Leonard  
Keven Jensen

NAY: none

(21)

DISCUSS/APPROVE/DENY UTILIZING HUB FOR WEBSITE REBRANDING AND MAINTENANCE.

AnnDee explained that as the County is rebranding from the Swell to Life Energized there is benefit in having a website designer that is familiar with this area. She requested approval to utilize HUB for website rebranding and maintenance. The cost is \$48,200. The Travel Bureau has a marketing grant that they received from UOT that can be used to pay for the service. Commissioner Leonard indicated he has worked with HUB in the past. He indicated he approves working with HUB as long as the Travel Bureau is comfortable and it falls under policy. Commissioner Jordan Leonard made a motion to approve utilizing HUB for website rebranding and maintenance. The motion was seconded by Commissioner Lynn Sitterud. The motion passed.

AYE: Jordan Leonard  
Lynn Sitterud  
Keven Jensen

NAY: none

(22)

COMMISSION/ELECTED OFFICIALS REPORTS.

(23)

ADJOURN

Commissioner Lynn Sitterud made a motion to adjourn the meeting. The motion was seconded by Commissioner Jordan Leonard. The motion passed.

AYE: Lynn Sitterud  
Jordan Leonard  
Keven Jensen

NAY: none

ATTEST: \_\_\_\_\_ COMMISSIONER: \_\_\_\_\_