

**MINUTES  
BOX ELDER COUNTY COMMISSION  
MAY 27, 2008**

The Board of County Commissioners of Box Elder County, Utah met in an Administrative/Operational Session at the County Courthouse, 01 South Main Street in Brigham City, Utah at 8:00 a.m. on **MAY 27, 2008**. The following members were present:

Jay E. Hardy	Chairman
Clark N. Davis	Commissioner
Rich VanDyke	Commissioner
LuAnn Adams	Recorder/Clerk

The following items were discussed:

1. Agenda Review/Supporting Documents
2. Commissioners' Correspondence
3. Staff Reports
4. Correspondence
5. Assignment Review
6. Election Items – LuAnn Adams
7. County Pamphlet – Chairman Hardy

The work session adjourned at 8:59 a.m.

The regular session was called to order by Chairman Hardy at 9:00 a.m. with the following members present, constituting a quorum:

Jay E. Hardy	Chairman
Clark N. Davis	Commissioner
Rich VanDyke	Commissioner
LuAnn Adams	Recorder/Clerk

The prayer was offered by Chairman Hardy.

**APPROVAL OF MINUTES**

**THE MINUTES OF THE REGULAR MEETING OF MAY 13, 2008 WERE APPROVED AS WRITTEN ON A MOTION BY COMMISSIONER VANDYKE, SECONDED BY COMMISSIONER DAVIS AND UNANIMOUSLY CARRIED.**

**AGENDA: ATTACHMENT NO. 1**

**FOLLOW-UP BUSINESS****Promulgation Statement – Commissioners**

**MOTION:** A motion was made by Commissioner Davis to approve the promulgation statement and authorize Chairman Hardy to sign the document. The motion was seconded by Commissioner VanDyke and unanimously carried.

*(See attachment No. 2 – Promulgation Statement.)*

**POLLING LOCATIONS – LUANN ADAMS**

**MOTION:** A motion was made by Commissioner Davis to approve the attached polling locations for the Republican Primary Election to be held June 24, 2008. The motion was seconded by Commissioner VanDyke and unanimously carried.

*(See attachment No. 3 – Polling Locations.)*

**MODIFICATION TO FY 2008 FOREST SERVICE CONTRACT**

**MOTION:** A motion was made by Commissioner Davis to approve the modification to FY 2008 Forest Service Contract. The motion was seconded by Commissioner VanDyke and unanimously carried.

**SPEED LIMIT HWY 3100 WEST – CHAIRMAN HARDY/PAT GARNER**

Pat Garner presented a petition from everyone that lives on 3100 West except for four people. She said they are requesting the speed limit on Hwy 3100 be dropped from 55 mph to 35 mph. Ms. Garner said it is a very small road with blind corners. There are seven bus stops and 31 children live by the road. The road is also very narrow.

Road Supervisor Bill Gilson presented a copy of the speed study from the State of Utah. The road was in the 85% percentile. Mr. Gilson stated that it is a short, narrow road; and he would feel comfortable with 45 mph and law enforcement.

**MOTION:** A motion was made by Commissioner Davis to take the request under advisement and have Bill Gilson confer with the Sheriff's Office and come back with a recommendation after the review. The motion was seconded by Commissioner VanDyke and unanimously carried.

**IOWA STRING ROAD CONSTRUCTION & REPAIR – BILL GILSON**

Road Supervisor Bill Gilson said he had a Geo Tech Study done on the Iowa String Road and received four options. He explained the options to the Commissioners:

*(See Attachment No. 4 – Options.)*

Mr. Gilson recommended option one and to also come in next year with three inches of asphalt.

Commissioner Davis had concerns that repairing the road in phases would end up costing the county more money. He recommended that Consultant Doug West evaluate the road. He said there may be no better time than now to do more because the price of oil is going to go up.

The Commissioners gave Bill Gilson the go ahead to advertise for a rotomill bid.

Bill Gilson reported that the new gravel mill is up and running on the east side of Honeyville.

**ORDINANCE AMENDING THE ZONING MAP – KEVIN HAMILTON**

County Planner Kevin Hamilton presented the Commissioners with an ordinance amending five acres in the Park Valley area in order to build a convenience store/gas station.

MOTION: A motion was made by Commissioner Davis to adopt Ordinance No. 299, an ordinance amending the Box Elder County Zoning Map by rezoning property in Section 25, T13N R14W from Rural Residential RR-1 and Mixed Use Mu-40 to Highway Commercial District C-H, subject to final review by the County Attorney and allow Chairman Hardy to sign. The motion was seconded by Commissioner VanDyke and unanimously carried.

*(See Attachment No. 5 – Ordinance No. 299.)*

**ANNEXATION PROCESS – KEVIN HAMILTON/TAMARA WRIGHT**

County Planner Kevin Hamilton said from time to time the county receives annexations from other cities and wondered if the Commission would like to also review them. The Commissioners feel the current process is okay, but asked Mr. Hamilton to put together an annexation policy review.

**UTAH RETIREMENT DEFINED BENEFIT CONTRIBUTION RATES – PEGGY MADSEN**

MOTION: A motion was made by Commissioner Davis to approve the state defined benefit contribution rates at 22.16% for public safety and 11.62% for public employees. The motion was seconded by Commissioner VanDyke and unanimously carried.

*(See Attachment No. 6 – Retirement Contribution Rates.)*

**WARRANT REGISTER – COMMISSIONERS**

The Warrant Register was signed and the following claims were approved for payment: Claims 57079 thru 57184 in the amount of \$377,469.81. Claims 990110 thru 990140, 57185 thru 57327 in the amount of \$913,024.82.

**PERSONNEL ACTIONS – COMMISSIONERS**

SHERIFF: Richard Todd Bills, compensation change, effective 05/30/2008  
ATTORNEY: Stephanie Millaway, change of status, effective 05/19/2008

**ASSIGNMENT REVIEW – COMMISSIONERS**

The Commissioners reviewed their assignments.

**OTHER BUSINESS**

**WIR Report – Chairman Hardy**

Commissioner Hardy recently attended a WIR Conference in St. George. Chairman Hardy said PILT will continue to be funded at the same rate unless the rural school fund goes away. There is a Western Coalition of Governors setting up meetings and putting utility corridors across all of the counties of the western states and the Commissioners and city officials have not been included in the discussion. Chairman Hardy said one of his highlights of the conference was the discussion on drug courts. They are working and helping with the increasing population of inmates. He said they talked about public convenience centers at landfills, and was astonished to learn that 85% of off shore oil is off limits because it is tied up environmentally. He said energy use will increase another 19% by the year 2030. Fuel costs are going up, and they are predicting it could reach as high as \$12.00. He said scientists say we are not in a global warming.

**ADJOURNMENT**

A motion was made by Commissioner Davis to adjourn. Commissioner VanDyke seconded the motion, and the meeting adjourned at 10:45 a.m.

**ADOPTED AND APPROVED** in regular session this 3<sup>rd</sup> day of June 2008.

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Jay E. Hardy, Chairman

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Clark N. Davis, Commissioner

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Rich VanDyke, Commissioner

ATTEST:

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LuAnn Adams, Recorder/Clerk