

**MINUTES
BOX ELDER COUNTY COMMISSION
FEBRUARY 23, 2010**

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 **FEBRUARY 23, 2010**. The following members were present:

Rich VanDyke	Chairman
Jay E. Hardy	Commissioner
Brian K. Shaffer	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

The Administrative/Operational Session adjourned at 8:59 a.m.

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

Rich VanDyke	Chairman
Jay E. Hardy	Commissioner
Brian K. Shaffer	Commissioner
LuAnn Adams	Recorder/Clerk

The prayer was offered by Chairman VanDyke.

APPROVAL OF MINUTES

THE MINUTES OF THE REGULAR MEETING OF FEBRUARY 16, 2010 WERE APPROVED AS WRITTEN ON A MOTION BY COMMISSIONER HARDY, SECONDED BY COMMISSIONER SHAFFER AND UNANIMOUSLY CARRIED WITH THE FOLLOWING CHANGE: THE PRAYER WAS OFFERED BY COMMISSIONER SHAFFER.

AGENDA: ATTACHMENT NO. 1

FOLLOW-UP BUSINESS - COMMISSIONERS**NRCS Grant – Commissioner Shaffer**

Commissioner Shaffer said Box Elder County has been named a recipient of Emergency Water Project funding. The funding is to be used for repairs to an infrastructure that occurred in June 2009 in the Howell, Blue Creek and Hansel Valley Service Districts. There is up to \$6.7M in funding that could be received. Commissioner Shaffer said a lot of things have to happen to receive the money. The \$6.7M is 75% of the total grant. The match contribution would be \$2.5M for a total cost of \$8.98M. The county's involvement would be doing some road repair where the water ways cross over county roads.

Passing of Deputy Dallas Higley – Commissioner Hardy

Commissioner Hardy mentioned that Deputy Dallas Higley, who served with Box Elder County Sheriff's Department for 25 years, has passed away. He noted Deputy Higley had received the Purple Heart for being shot in the line of duty. Commissioner Hardy commended his years of service.

Bookmobile – Commissioner Shaffer

Commissioner Shaffer expects the delivery of the new bookmobile within the first two weeks of March. He said the bookmobile will be ready to provide service for the county the beginning of April.

2009 BOX ELDER COUNTY SHERIFF'S OFFICE ANNUAL REPORT – LYNN YEATES

Sheriff Lynn Yeates reviewed the Sheriff's Office Annual report with the Commissioners.

(See Attachment No. 2 – 2009 Report.)

Chairman VanDyke said Box Elder County has a Sheriff's Office to be proud of.

SEARCH & RESCUE REINSTATEMENT OF BEC AS A 1ST RESPONDER UNIT – LYNN YEATES

Sheriff Lynn Yeates said when he started with the Sheriff's Office 25 years ago there was no organized response to medical emergencies within the county. He and Jim Buchanan formulated a 1st Responder Program so organizations that do not have an ambulance have 1st Responder Units. Sheriff Yeates said the thing that got lost on the wayside was Search & Rescue. He said Search & Rescue has eleven certified 1st Responders and five EMT's and would like to be re-acknowledged as a 1st Responder Unit.

Sheriff Yeates presented a letter to the Commissioners requesting Search & Rescue be reinstated as a 1st Responder Unit for Box Elder County.

MOTION: A motion was made by Commissioner Shaffer to reinstate Search & Rescue of Box Elder County as a 1st Responder Unit. The motion was seconded by Commissioner Hardy and unanimously carried.

(See Attachment No. 3 – Attest.)

U.S. PIPELINE CONTRACT – COMMISSIONERS

This item was cancelled.

SIGNING OF SPECIAL 911 GRANT – TIFFANY MCCANN

MOTION: A motion was made by Commissioner Shaffer to accept the Special Billing Agreement Utah 911 Grant and authorize the chair to sign and agree to pay the maintenance contract. The motion was seconded by Commissioner Hardy and unanimously carried.

SET PUBLIC HEARING/SURPLUS PROPERTY IN GARLAND – KEVIN HAMILTON

This item was cancelled.

RYAN NISH SUBDIVISION –TAMARA WRIGHT

County Planner Tamara Wright said the Ryan Nish Subdivision is located at 5000 West 2800 North in the Plymouth area. She said this has been approved by the Planning Commission and is asking the Commissioners for final approval.

MOTION: A motion was made by Commissioner Hardy to approve the final draft of the Ryan Nish Subdivision and Rural Road Agreement. The motion was seconded by Commissioner Shaffer and unanimously carried.

WARRANT REGISTER – COMMISSIONERS

The Warrant Register was signed and the following claims were approved for payment: Claims 68482 through 68573, 2010004 in the amount of \$470,385.24.

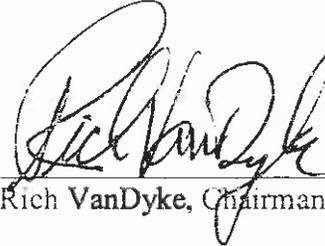
ASSIGNMENT REVIEW – COMMISSIONERS

The Commissioners reviewed their assignments.

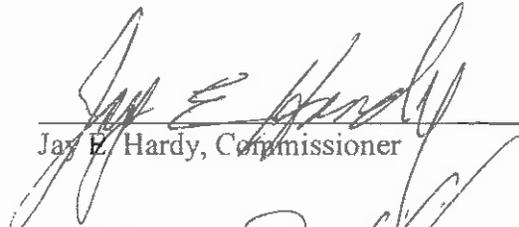
ADJOURNMENT

A motion was made by Commissioner Shaffer to adjourn. Commissioner Hardy seconded the motion, and the meeting adjourned at 10:05 a.m.

ADOPTED AND APPROVED in regular session this 2nd day of March 2010.



Rich VanDyke, Chairman



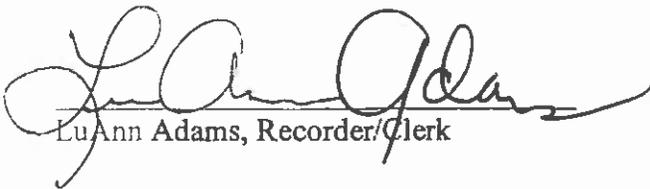
Jay E. Hardy, Commissioner



Brian K. Shaffer, Commissioner



ATTEST:



LuAnn Adams, Recorder/Clerk

BOX ELDER COUNTY RECORDER/CLERK

Box Elder County Courthouse
01 South Main Street
Brigham City, Utah 84302

NOTICE and AGENDA

Public Notice is hereby given that the Box Elder County Board of County Commissioners will hold an **Administrative/Operational Session** commencing at **8:00 a.m.** and a regular **Commission Meeting** commencing at **9:00 a.m. TUESDAY, FEBRUARY 23, 2010** in the Commission Chambers of the Box Elder County Courthouse, 01 South Main Street, Brigham City, Utah.

Administrative/Operational Session

*8:00 a.m.

1. Agenda Review/Supporting Documents
2. Commissioners' Correspondence
3. Staff Reports – Agenda Related
4. Correspondence
5. Assignment Review

*8:20 a.m.

- *9:00 – 9:05 Call to Order: Chairman VanDyke
Invocation: Chairman VanDyke
Approval of Minutes of February 16, 2010
- *9:05 – 9:10 Follow-Up Business
- *9:10 – 9:25 2009 Box Elder County Sheriff's Office Annual Report – Lynn Yeates
- *9:25 – 9:35 Search & Rescue Reinstatement of BEC as a 1st Responder Unit– Lynn Yeates
- *9:35 – 9:40 U.S. Pipeline Contract – Commissioners
- *9:40 – 9:45 Signing of Special 911 Grant – Tiffany McCann
- *9:45 – 9:50 Set Public Hearing/Surplus Property in Garland – Kevin Hamilton
- *9:50 – 9:55 Ryan Nish Subdivision – Tamara Wright

*9:55 – 10:00 Warrant Register & Personnel Actions – Commissioners

*10:00 – 10:10 Assignment Review – Commissioners

Adjournment

These assigned times may vary depending on length of discussion, cancellation of scheduled agenda items or agenda alteration. Therefore, the times are estimates of the agenda items to be discussed. If you have any interest in any topic, you need to be in attendance at 9:00 a.m.

Prepared and posted this 18th day of February 2010.

Mailed to the Box Elder News Journal, the Leader, and the Standard Examiner this 18th day of February 2010.

LuAnn Adams
Recorder/Clerk

NOTE: Please turn off or silence cell phones and pagers during public meetings

This facility is wheel chair accessible and accessible parking spaces are available. Requests for accommodations or interpretive services must be made three (3) working days prior to this meeting. Please contact the Commission Secretary's office at 734-3347 or FAX 734-2038 for information or assistance.



Message from Sheriff Yeates

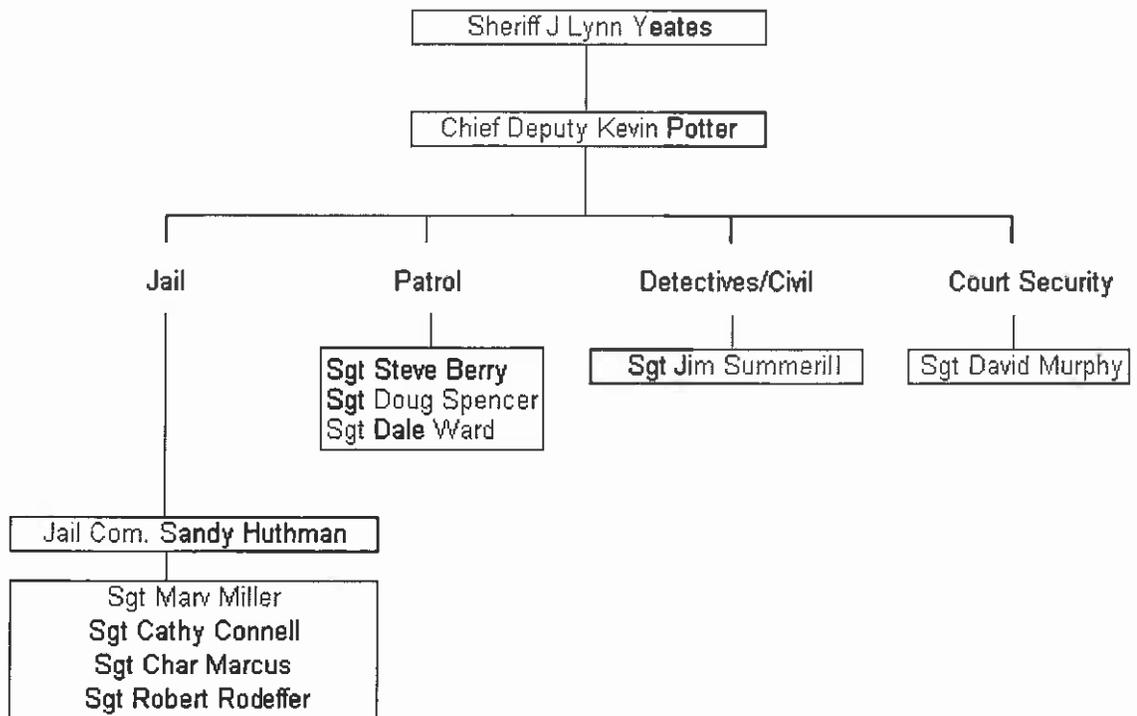
Welcome. After 33 years working for the Sheriff's Office, I was elected and took office in January 2007. I appreciate the opportunity the citizens have given me to serve them and it has been a pleasure to do so. The purposes of this annual report is explain to the citizens what changes have been made during the last year, provide crime statistics and explain the efforts on our part to serve the public.

My focus has been to create new or enhance existing partnerships with the citizens. Preparing this annual report is just one way of bettering the communication between the public and my office. I hope the information presented here answers questions and gives insight into our operations. After taking office, I informed my employees that nothing would be as important during my tenure as Sheriff as community relations. I truly believe this and continually reinforce this principle. For example, I instituted a program in which citizens that had contact with a deputy are contacted on a random basis and asked about their encounter. This lets the citizens know I am truly concerned about their interaction with the department and lets the deputies know I am holding them accountable.

All of the department functions are explained in this report. As you will see, our department provides a variety of services. About half of our budget goes to corrections and a fourth to patrol. The majority of the budgets are spent on personnel.

The size and terrain of Box Elder County makes it a particularly unique and wonderful place to live. These same attributes, plus a growing population, create challenges for the Sheriff's Office. It will take great efforts for the Sheriff's Office to keep pace with the changing nature of our county. It will be impossible to accomplish without a cooperative effort with our citizens.

Box Elder County Population*	2009 49,500
	*estimated
**BESO Sworn Officers	30
	**Administration, Patrol, Investigations
# of Officers per 1000 population	0.61



Direction and Guidelines for Sworn Officers

Sheriff J. L. Yeates - January 2007

Mission Statement

- Reduce crime and the fear of crime.**
- Establish a solid partnership with the citizenry to create safe and secure communities.**
- Provide a knowledgeable staff that ensures professional commitment to law enforcement, is focused and dedicated to the citizens and communities and uses imagination, innovation and resourcefulness.**
- Provide high quality, cost effective, accountable services.**
- Standards for law enforcement must include Fair Access, Public Trust, Safety and Security,**
- Coordinated Team Work with officers and citizens and Community Involvement/Responsibility.**

Nothing will be as important in my tenure as Sheriff as community relations. Most of the citizens of this county may have only one contact with an officer in their life. Their perception of our department and me personally comes from that contact. Contact with law enforcement is, for most people, a highly unusual event and is remembered for a long time. I expect every citizen who has contact with an officer to leave with the feeling they were dealt with by a competent, knowledgeable, well-trained professional who was polite and courteous. In addition, a citizen making a complaint should feel the officer did everything they could to solve the case or find a resolution. Most important is to follow up, even if that means nothing has developed in their case. If they need a question answered and you don't know, find out and call them back. If you refer them to another agency or department, give them a phone number and a contact name.

Law enforcement is a profession. Professions require schooling to achieve certification, continuing education requirements, specializations, decertification, etc. By definition, you are a professional. Take pride in your dress and appearance. Please represent yourself like a professional to the public and others in your profession.

Professionals train constantly. The 40 hours a year required by POST barely covers keeping your various certifications current. Find and request training in your weak areas. Become an expert or instructor in your strengths. Care about what is going on in law enforcement and keep up with current trends. I will support training that gives technical expertise and instructor status with the understanding that budget and benefit to the department are considerations. Expect to come back from training and teach what you learned to the department.

A law enforcement officer's authority and power to take away a citizen's constitutional rights is unmatched anywhere in our society. Never, ever abuse this privilege or the position of trust you hold. Your word is your bond and should be in all your dealings.

In return, you can expect from me that I will support training, programs, equipment and a pay scale which represent professional policing. I understand that no one knows how to do a job better than the one doing it. I want your input and feedback, through your supervisor, on what's being done right and what needs improvement.

I will follow the chain of command and expect you to do the same.

Department Patch



Green and Tan colors- represent Sheriff's Colors and mountain and desert Surroundings.

1856- Year the Box Elder Sheriff's Department was established.

Trains/Spike- Transcontinental railroad completed in our county

Marshland- Migratory Bird Refuge

Mountains- Represent the various mountain ranges in our county, some of which are almost 10,000 ft.

History, Agriculture and Industry- Three things that make Box Elder County famous and a great place to live.

Vehicles

We have implemented a vehicle purchasing program whereby all deputies will have 4 wheel drive vehicles. The size and terrain of our County require 4 wheel drive in many cases. In the past, deputies would have to switch vehicles to respond to calls in certain areas. We felt valuable time was wasted during this switch.

In an effort to save taxpayer money we have begun to purchase midsize 4-wheel drive vehicles which have a higher miles per gallon and a lower purchase price.

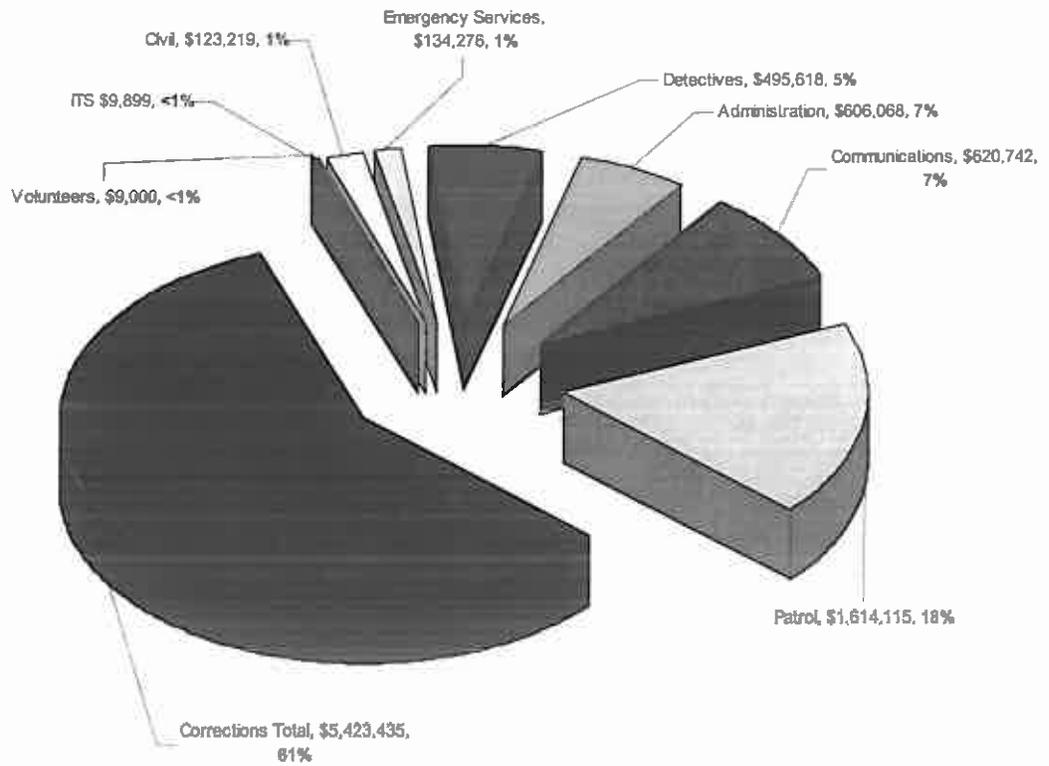


Uniforms

While the department colors haven't changed, new hats, jackets, pants and other items have been approved.

Budget

BESO 2009 Budget - All Departments





Detective Division

The detectives are supervised by Sgt. Jim Summerill. Sgt Summerill is also the field supervisor for the Narcotic Task Force and Civil division.

The detective division investigates major crimes committed in the county. There are four detectives, one of whom is assigned full time to the multi-jurisdictional narcotic task force. The other three detectives specialize in property crimes, sex crimes, fraud, death investigation, internal investigations, crime scenes and livestock theft. They also manage the evidence room.

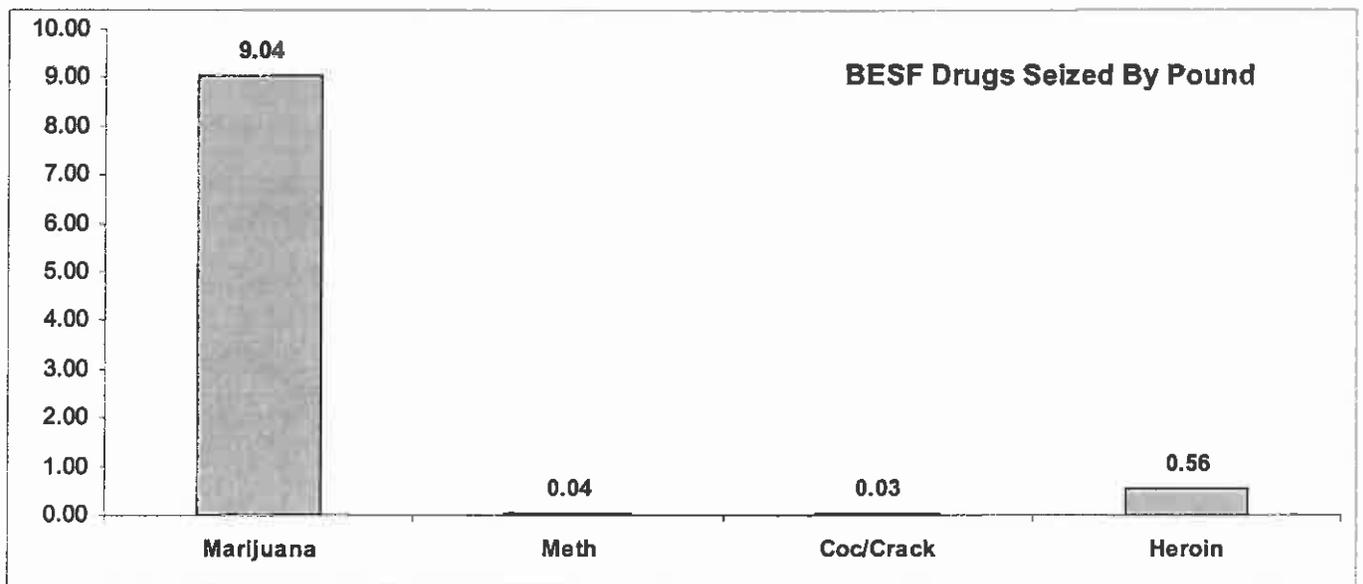
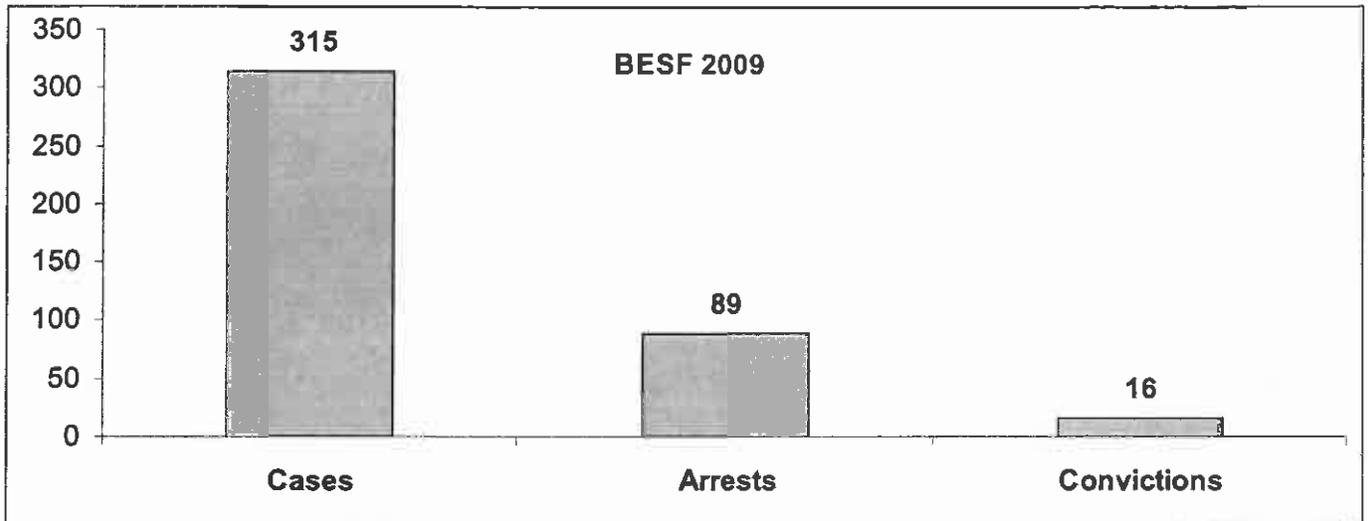


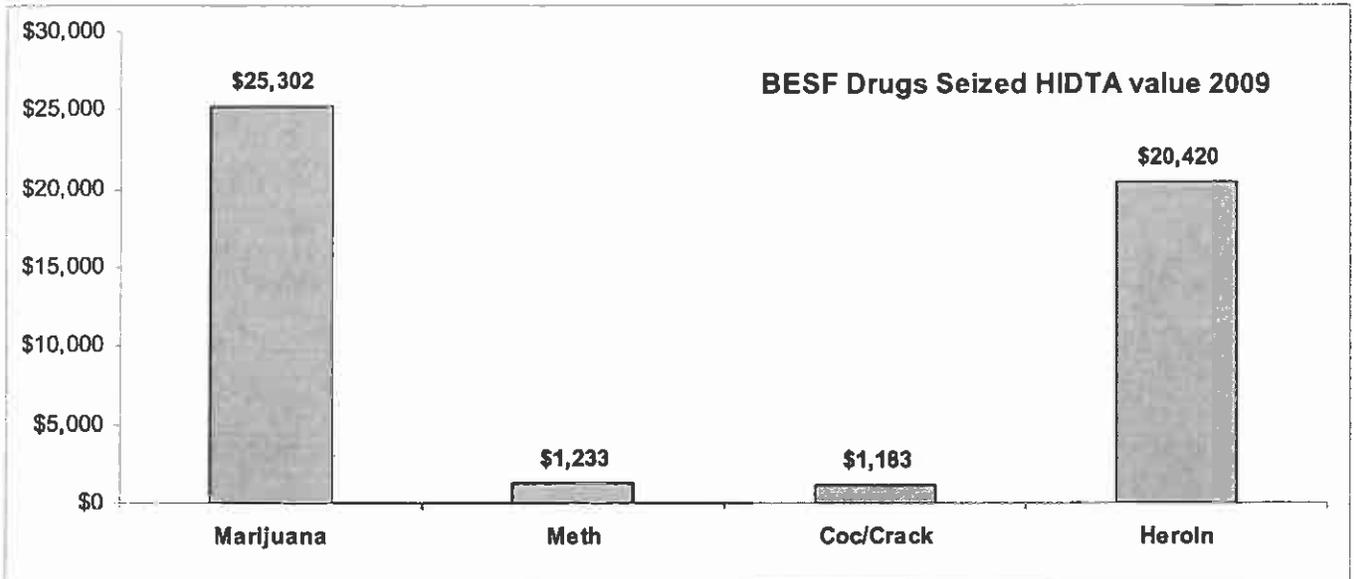
Box Elder County Multi-Jurisdictional Narcotic Task Force (Strike Force)

The Sheriff's Department participates in the Strike Force by assigning one full-time detective and a part-time field supervisor. Brigham Police also provide a full-time detective and part-time administrator. Tremonton Police provides a full-time detective. Most other jurisdictions provide some part-time help.

The Strike Force was set up to allow targeted, focused investigation on drug use and traffic in Box Elder County. The Strike

Force operates with the assistance of federal grants. The Strike Force also gives presentations to work, social, school, and civic groups. If you would like a presentation, please call the Strike Force secretary at (435)734-3813

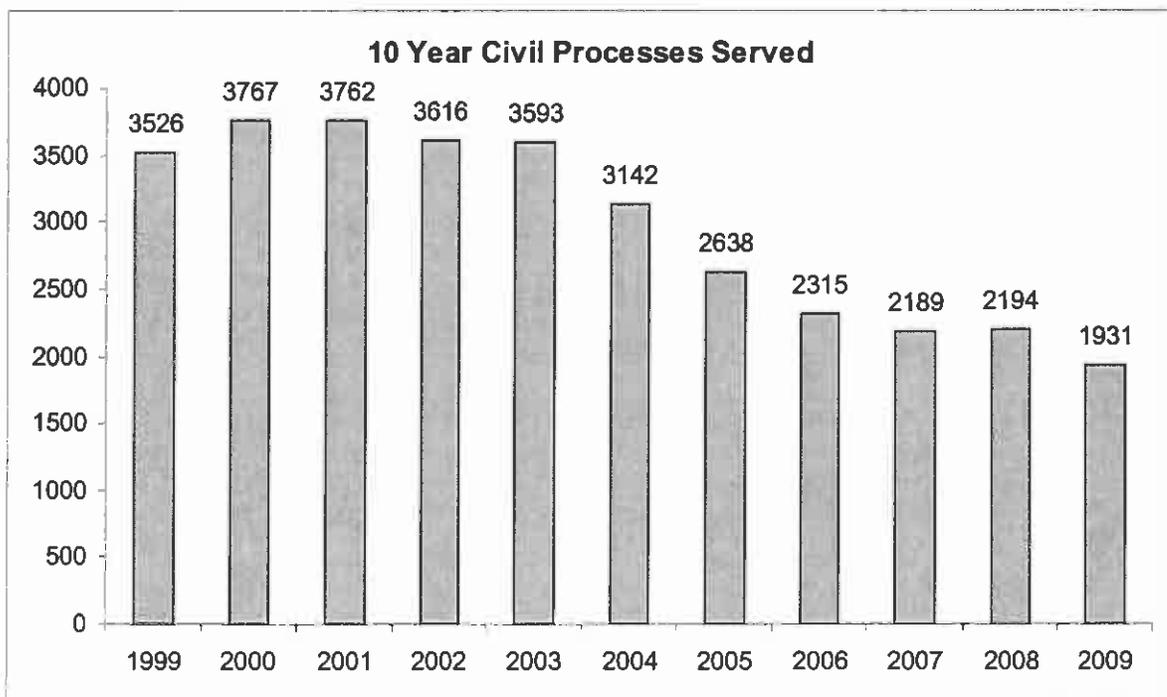




**Also seized were 1623 Rx pills with a HIDTA value of about \$32,460.*

Civil Division

The Sheriff is assigned by law to serve civil processes and execute court orders. There is a full-time deputy and full-time secretary assigned to this division. Often, the Patrol or Detective Division will assist in civil process serving to meet demand.





Court Division

This division is supervised by Sgt. Dave Murphy.

The Sheriff is required, by law, to provide services to the District Court, Juvenile Court and Box Elder Justice Court. This includes Bailiff duties and building security.

A Bailiff of the court is tasked with the safety of the judge and court staff and to maintain order in the courtroom.

The Security aspect includes monitoring court buildings and areas through a control center, magnetometers and entry points and a uniformed presence.

Over 3,444 hours spent on Bailiff duties.

Over 6,750 hours spent on Security.

43,117 visitors to the 1st District Court House.

Patrol Division



Berry



Spencer



Ward

The patrol division is supervised by Sgt. Steve Berry, Sgt Doug Spencer, and Sgt. Dale Ward. There are 16 deputies assigned to cover the county 24 hours a day. Due to the size of the county, deputies are assigned to cover patrol areas during their shifts. This includes the western part of the county.

Community Area Representatives –CAR

In addition to regular patrol duties, deputies are assigned a town or area in the county. They are expected to attend community meetings or functions and have an expertise in that community. To find out what deputy is assigned to your area, please call one of the patrol Sgts. (Sgt Steve Berry 435-734-3885, Sgt Doug Spencer 435-734-3807, Sgt Dale Ward 435-734-3805)

K-9

The K-9 division is now staffed by Deputy Brandon Yates and K-9 Kosmo and Deputy Kent Wiggins and K-9 Helix.

SWAT

Several deputies participate in a multi-agency, county-wide SWAT Team.

Hostage Negotiations

The county has two certified hostage negotiators. The certification required over three weeks of training and requires annual re-certifications

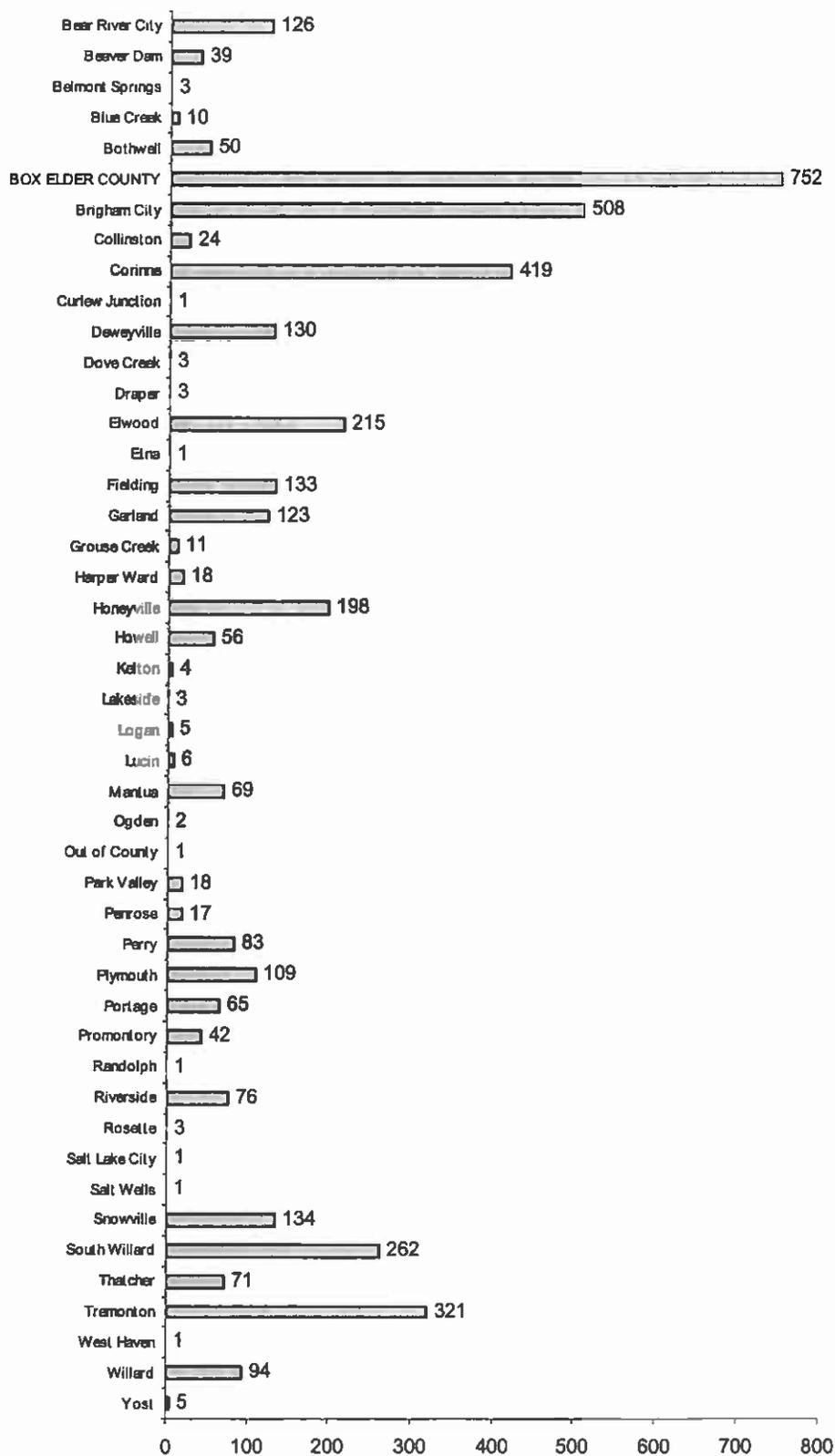
Drug Recognition Experts(DRE)

The county has 2 deputies certified as DRE. These deputies were trained to recognize the physical, clinical and neurological signs and systems associated with different kinds of drug use. DRE's are an invaluable asset for drug related DUI's and other crimes.

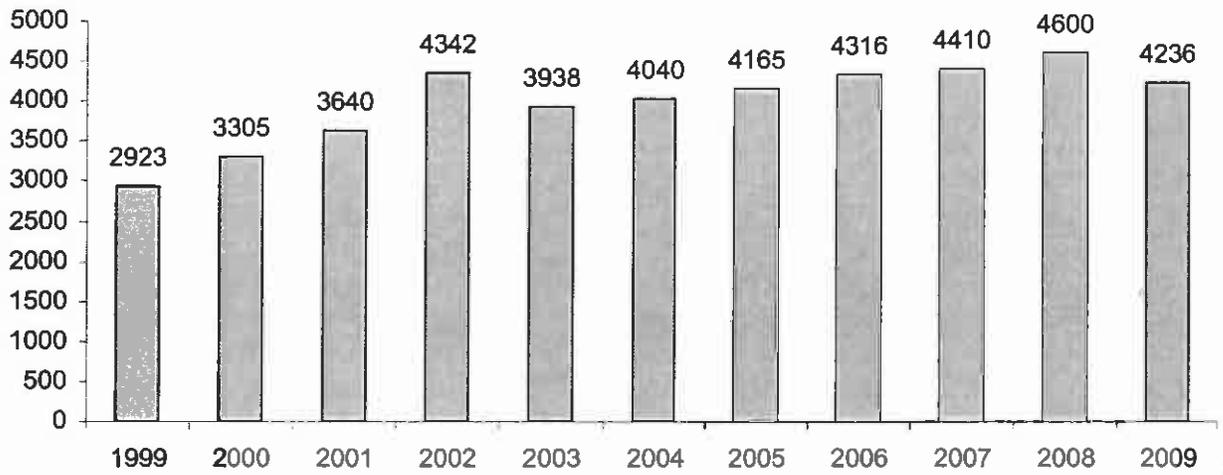
2009 Calls For Service by Nature

911 Unknown	98	Follow Up Inv	4	Security Check	3
Abandoned Vehic	31	Forgery	1	Sex Offense	23
Abdominal	1	Found Child	1	Sheriff Service	11
Admin Assignment	1	Found Property	11	Shoplifter	1
Agency Assist	565	Fraud	55	Sick Person	13
Aggres Animal	29	Gas Leak	1	Simple Assault	23
Alarm	143	Gas Skip	20	Slide Off	23
Alcohol Offense	27	Harassment	22	SRT	2
Allergy	1	HAZMAT	4	Stab/Gunshot	6
Animal Bite	17	Health & Safety	16	Stalking	5
Animal Carcass	5	Heart Problem	2	Stroke	5
Animal Injury	25	Hemorrhage	1	Sulcide Attempt	3
Animal Problem	146	Hit & Run PD	6	Suicide Threat	12
Assault / Sexua	1	Illegal Burning	14	Susp Person	38
Asslt by Prsnr	1	Impound	17	Suspicious	140
Attempt Locate	14	Indecent Expos	3	Suspicious Vehi	52
Bad Check	4	Industrial Acc	1	SWAT	5
Breathing	20	Injured Person	1	Tazer Deploy	1
Burglary	39	Intoxication	4	Tel Harassment	25
Burns	1	Juvenile Prob	58	Theft	112
Business Licens	3	K9 Service	76	Theft Automobil	5
Carbon Monoxide	2	Keep The Peace	5	Theft Vehicle	1
Cardiac Arrest	8	Littering	5	Threatening	33
Chest Pain	8	Livestock	80	Tip	13
Child Abuse	27	Loitering	3	Tobacco Problem	5
Choking	2	Lost Property	10	Traffic Enf	9
Citizen Assist	317	Medical	9	Traffic Hazard	80
Citizen Dispute	44	Mental Problem	1	Traffic Offense	81
Civil Problem	36	Missing Juvenil	7	Traffic Problem	2
CO Poisoning	2	Missing Person	10	Traffic Stop	1
Convulsions	13	Motorist Assist	47	Transport Juven	8
CRIM MISCHIEF	1	Noise Complaint	37	Transport Pris	11
Curfew	1	Overdose	11	Traumatic Injur	11
Custodial INT	41	Paper Process	6	Trespassing	67
Death Invest	10	Parking Problem	13	Truancy	1
Deliver Message	1	PD Accident	125	Unconsciousness	17
DIABETIC PROB	10	PI Accident	44	Unknown Problem	5
Diabetic Shock	1	Pornography	2	Unknown Trouble	1
Disorderly	18	Probation Viol	3	Unsecure Premis	67
Drug Rec Expt	4	Property Damage	46	Utility Problem	3
Drugs	22	Prot Order Viol	15	Vagrancy	2
DUI	17	Prowler	3	Vandalism	48
Evading	2	Psychiatric	7	Vehicle Burg	7
Explosives	1	Public Relation	2	Vehicle Fire	7
Extra Patrol	25	Rape	4	Vehicle Lockout	3
Eye Problems	1	Reckless Drivin	20	Vehicle Search	1
Fall	15	Recovered Prop	1	VIN Inspection	197
Family Fight	65	Recovered Veh	1	Wanted Person	106
Fire	42	Road Debris	4	Weapon Offense	42
Fire Alarm	3	Robbery	1	Welfare Check	62
Fire Assist	16	Runaway Juvenil	16	Wildlife	18
Fireworks	4	Safety Hazard	6	Wireless 911 NR	2
Fix It Ticket	15	Search & Rescue	4		

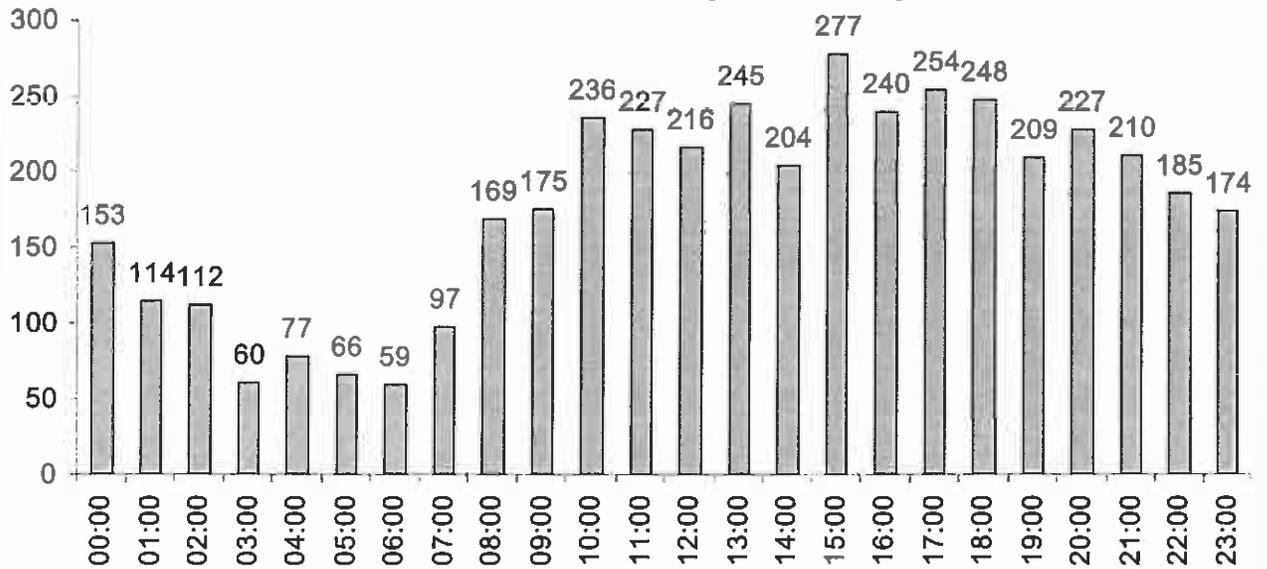
2009 Calls For Service By Area

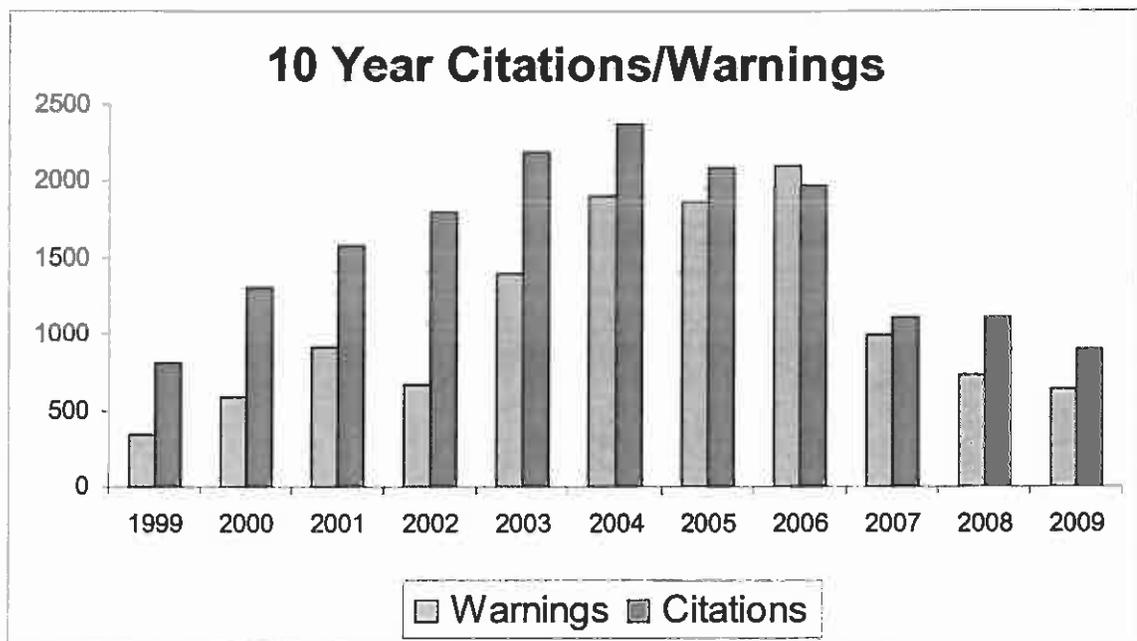
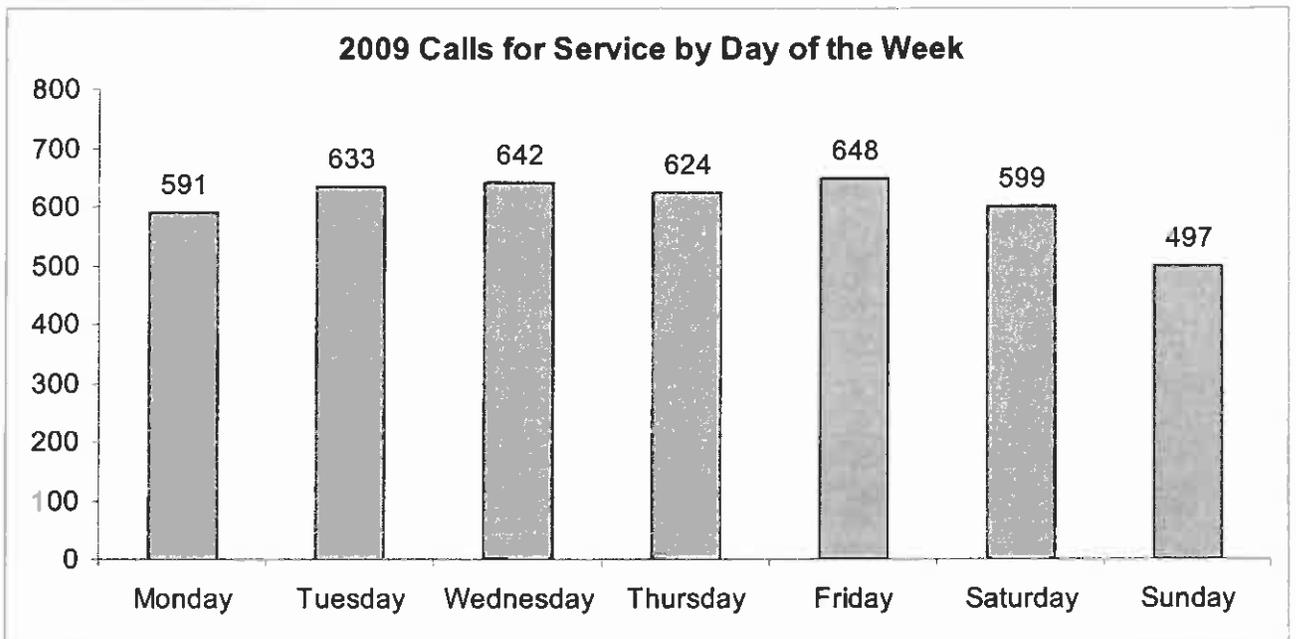


10 Years Total Calls for Service



2009 Calls for Service by Time of Day





Speed-Box

At the end of 2009 the Department purchased a device that measures traffic at specific locations. The Speed-Box, as we like to call it, can be placed at about any location in the County to measure 4 traffic statistics; how many vehicles passed by, the time of day, their speed, and their direction of travel. From this data we see the true picture of each location's traffic. This data helps Deputies know how best to conduct speed enforcement.



Corrections Division

The Corrections division is supervised by Commander Sandy Huthman.

The Sheriff is required by law to maintain a county jail. Our facility has 168 inmate beds with twenty six of those beds reserved for females. There is a mix of Dormitory and Pod style with individual cell type housing. It requires a variety of assignments to maintain a correctional facility including:

Floor and control room officers

These officers ensure the security of the inmates and monitor the day to day activity.

Inmate services

These officers are responsible for commissary, billing and accounts.

Kitchen

Civilian cooks with inmate workers provide three meals a day.

Transport

These officers escort inmates to court appearances, medical appts., etc.

Medical

The jail contracts with a local doctor for medical services. The doctor visits inmates twice a week. There is one full-time and one part-time nurse to see to routine medical issues.

Work Crews

These officers take inmate workers to various areas in the county for cheap labor. Inmate crews have worked at the Landfill, courthouse, fairgrounds, food bank and for different municipalities. Inmate workers also staff the laundry, kitchen, warehouse and cleaning crews.

***NEW* Pay For Stay**

Pursuant to Utah code 76-3-201(6) (May 29, 2009) The county jail is now charging inmates \$10 a day for their incarceration. If the inmate can pay this bill within 30 days of his/her release then there is a 25% reduction.

***NEW* Day Reporting**

In January of 2009 we began using the Day Reporting program. This new program is another option the Judge can use in lieu of jail time. In this program a person convicted of a crime could be sentenced to a number of days of Day Reporting. The convicted would report to the Day Reporting Officer and be subject to drug testing. The convicted would also pay \$30 a month as well as the costs for the drug testing.

Programs

Inmates may take classes in the following areas:

Substance abuse, including Alcoholics Anonymous, Narcotics Anonymous, Power over Addiction and 12 step meetings.

Anger Management

GED

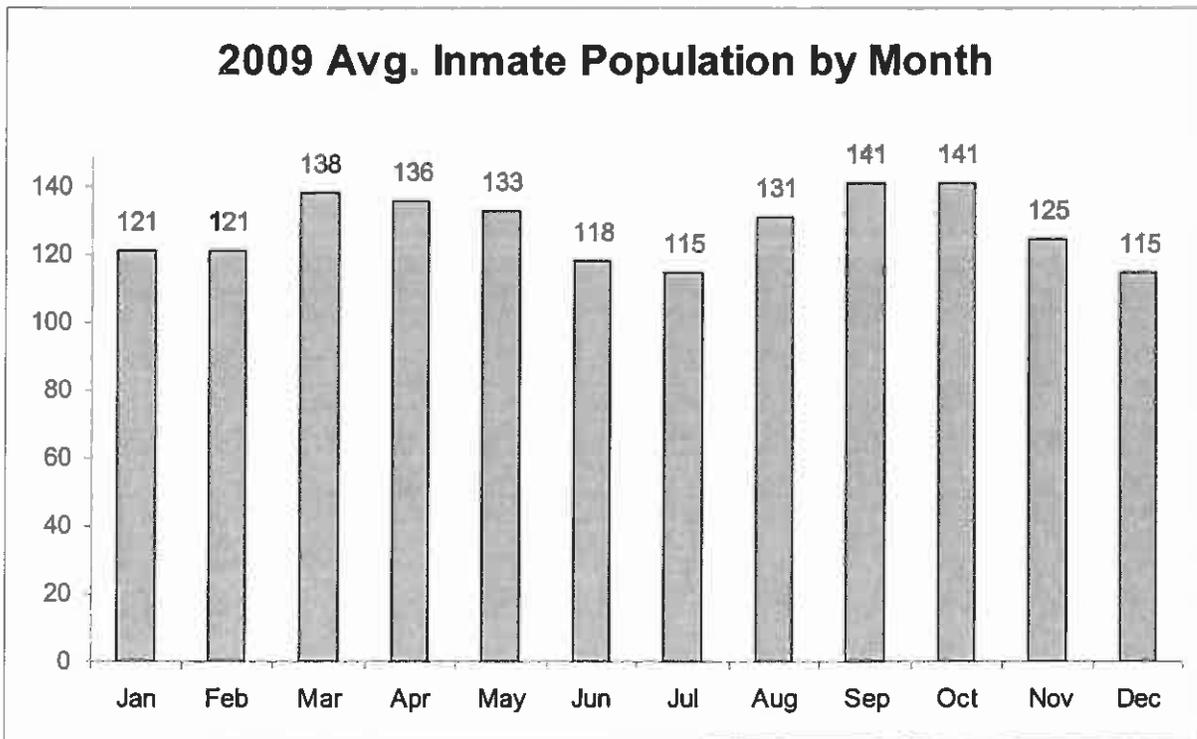
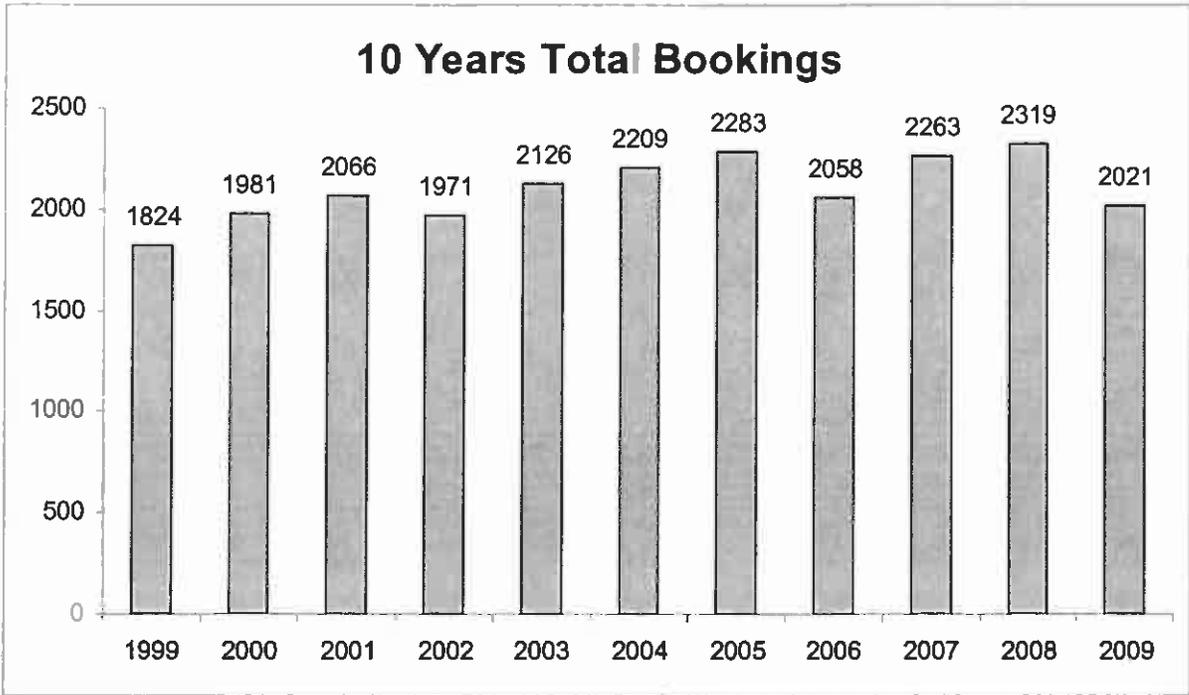
Parenting

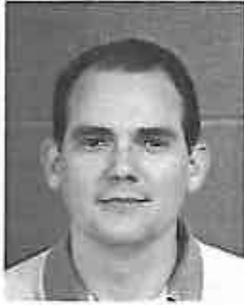
Religious services

High School Diploma

Work Release- Some inmates are allowed to work their normal jobs and return to jail.

Day Reporting- Enables the Justice Courts to place a person on a day reporting program in lieu of jail time.





ITS

Corrections Officer Russell Roberts is responsible for the maintenance, repair, upgrades and replacement of computers, laptops and servers.

Communications

Box Elder Communications Center (BECC) is managed by the State of Utah.

Box Elder County and Brigham City used to run separate dispatch centers. Several years ago it was decided a combined dispatch would save tax dollars. The current dispatch center is funded by the state and local agencies combined. The employees are state employees. Box Elder funded dispatch at \$784,436 in 2009.

Emergency Management

Emergency Management is the process of mitigating, planning, responding and recovering from natural disasters/terrorism/haz-mat. The Sheriff and Chief Deputy have this assignment.

Emergency Medical Services falls under Emergency Management. The Sheriff oversees 12 Emergency Medical technicians and two ambulances in Park Valley and Grouse Creek.

Buildings and Grounds

A full-time civilian employee is responsible for the care, repair, maintenance and upkeep at the jail, offices, line cabins and storage buildings.



Fire Marshall

Greg Martz is the Box Elder County Fire Marshall.

Wildland fires in the un-incorporated areas of the county are a Sheriff responsibility by law. That's why the Fire Marshall works out of the Sheriff's Office. There is one full-time Fire Marshall and one part-time secretary. Several part-time marshals are hired during fire season. Contracts with local fire departments give the county the manpower needed to fight Wildland fires. There is state and federal reimbursement for fighting fires on their property.

2009	
Fires responded to	53
Acres burned	679

Volunteer Organizations

Box Elder Sheriff Search and Rescue

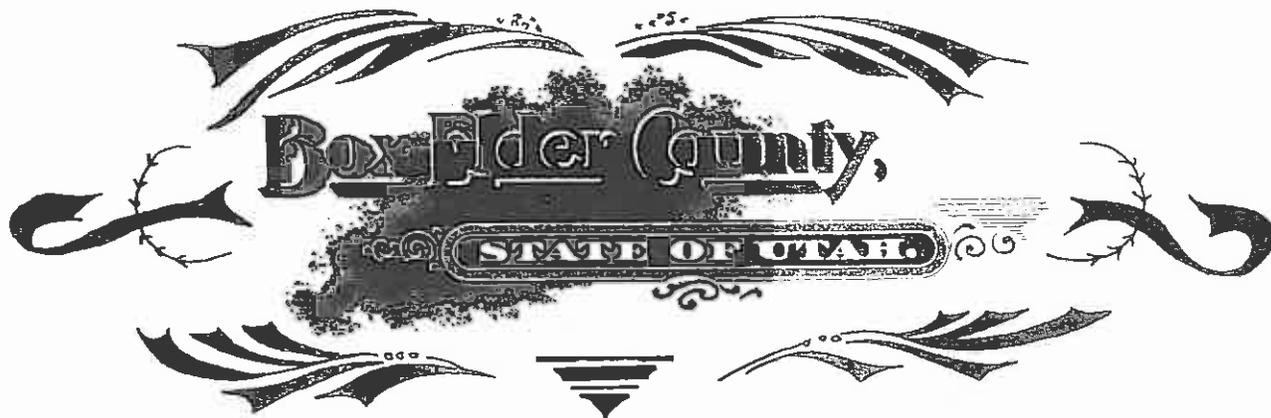
With about 40 members, this all volunteer group will leave their "real" jobs at a moments notice to conduct rescue or recovery operations. They are equipped with 4 wheel drives, ATV's, snowmobiles, snow-cat, light plant truck and a command center. They conduct twelve to fifteen operations per year. They also provide security at the County Fair and Peach Days

Box Elder Sheriff Scuba Team

This all volunteer group specializes in water rescue and recovery. 20 members are certified rescue divers and 20 are support staff. They are equipped with a pontoon boat, zodiac, 2 airboats and a command center. They assist at the county fair and operate on funds raised by selling the famous “Scuba Burger” at Peach Days

Box Elder Sheriff’s Horse Posse

The 100 person volunteer group is available for searches and also dazzles crowds at the county fair with a horsemanship display. They also assist at the county fair and on searches.



BOX ELDER COUNTY COMMISSION

hereby attests that

BOX ELDER SHERIFF SEARCH & RESCUE

has met the prescribed regulatory
standards and is licensed as a

FIRST RESPONDER UNIT

to render
FIRST RESPONDER SERVICE
within
Box Elder County , Utah

This designation authority is contingent upon compliance with all regulatory standards and may be revoked for cause upon thirty days written notice.

Chairman B.E.Co. Commission

2/23/2010

Date

A77#3