

**MINUTES
BOX ELDER COUNTY COMMISSION
JULY 06, 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 **JULY 06, 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
6. Naming New County Building – Monte Munns, Peggy Madsen

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 Commissioner Hardy followed by the Pledge of Alliance by Girl Scout Troop #69.

APPROVAL OF MINUTES

THE MINUTES OF THE REGULAR MEETING OF JUNE 29, 2010 WERE APPROVED AS WRITTEN ON A MOTION BY COMMISSIONER SHAFFER, SECONDED BY COMMISSIONER HARDY AND UNANIMOUSLY CARRIED.

AGENDA: ATTACHMENT NO. 1

FOLLOW-UP BUSINESS - COMMISSIONERS**Golden Spike Trap Club Lease Agreement – Kevin Hamilton**

Director of Community Development Kevin Hamilton said he has been working with the Golden Spike Trap Club to complete the lease agreement. He said this item will be put on the RDA agenda in two weeks. They are still working out liability insurance issues and also looking at the lease going from a lease to a purchase agreement.

CANCELLATION OF COMMISSION MEETING/SET AN EVENING MEETING – COMMISSIONERS

MOTION: A motion was made by Commissioner Shaffer to cancel Commission Meeting on July 13 due to the unavailability of a quorum. The motion was seconded by Commissioner Hardy and unanimously carried.

MOTION: A motion was made by Commissioner Shaffer to set the time of the July 20th meeting from Tuesday morning to Tuesday evening with the Administrative/Operational Session beginning at 5:00 p.m. and regular Commission Meeting at 6:00 p.m. The motion was seconded by Commissioner Hardy and unanimously carried.

BOX ELDER COUNTY FAIRGROUNDS MASTER PLAN – JOAN HAMMER, MONTE MUNNS

Tourism Director Joan Hammer said the Commission approved spending up to \$60,000 on a master plan for the fairgrounds. She then presented the Commissioners an agreement. Ms. Hammer said County Attorney Hadfield has reviewed the agreement and made one small adjustment.

MOTION: A motion was made by Commissioner Shaffer to approve the contract with Keffer/Overton Associates for a Box Elder County Fairgrounds Master Plan and authorize the chair to sign. The motion was seconded by Commissioner Hardy and unanimously carried.

Chairman VanDyke stated this is a move in the right direction and would be the most efficient use of funds for the remodeling of the fairgrounds. He said the fairgrounds will likely become a diamond of tourism in our county.

GRANDFATHER RIGHTS IN A FIVE-ACRE ZONE – GLADE ANDERSON

Jim Anderson said he purchased 20.25 acres in Bothwell from his mother before she passed away. At that time the property was in two deeds: a one-acre parcel and a 19.25 acre parcel. He said Bothwell has the five-acre zoning. Mr. Anderson said the two deeds were combined, and he would like to get it broken off. He feels it is grandfathered in because it was like that at the time of the zoning.

The Commissioners referred Jim Anderson to the Planning Commission.

SET YEARLY RATE/PAYMENT DEADLINE FOR AG LEASE – KEVIN HAMILTON

Director of Community Development Kevin Hamilton said the county owns 38 acres in the Plymouth area which the county has leased for many years for grazing. Research has been done and \$400 meets the standard leasing rate.

MOTION: A motion was made by Commissioner Hardy to approve the lease agreement for \$400 per year for a three-year period and with the first payment due on August 1 and January 1 going forward. The motion was seconded by Commissioner Shaffer and unanimously carried.

DEVELOPMENT NEAR CANALS/LEGISLATURE DECISION 2010 – TAMARA WRIGHT, ELGIN MOORE

There was discussion on HB298, a bill to protect the canal companies. The bill states that the county will notice the canal company when there is development within 100 feet of the canal. This will become part of the land use application.

REQUEST FOR INDIGENT ABATEMENT-DELINQUENT PROPERTY TAXES – NORMA BROUGH

Norma Brough said she bought her home in Garland in 1969. She is a single mother who raised her son there, and she loves her Garland home. In April 2008 she was diagnosed with cancer and has not been able to work. She asked the Commissioners for help to pay her property taxes.

Chairman VanDyke said the county can abate up to 50%.

Commissioner Shaffer encouraged her to make sure she is using all of the other resources available.

MOTION: A motion was made by Commissioner Shaffer that the county pay Norma Brough back \$700, the amount she would have overpaid had she been aware of the tax abatement process, and in addition, the Commission will not require Ms. Brough to pay the \$628.54 and any additional fees or interest for July that might have accrued. The motion was seconded by Commissioner Hardy and unanimously carried.

WARRANT REGISTER – COMMISSIONERS

The Warrant Register was signed and the following claims were approved for payment: Claims 70736 through 70835 in the amount of \$201,265.91.

PERSONNEL ACTIONS – COMMISSIONERS

JUSTICE COURT: Andrea Shipley, compensation change, effective 06/01/2010

EXECUTIVE SESSION

Discussion of character, professional competence or physical or mental health of an individual and pending litigation

MOTION: At 10:13 a.m. a motion was made by Commissioner Shaffer to move into an executive session to discuss personnel issues. The motion was seconded by Commissioner Hardy and the motion was unanimously carried.

MOTION: At 11:11 a.m. a motion was made by Commissioner Hardy to reconvene into regular commission meeting. Commissioner Shaffer seconded the motion, and regular commission meeting was reconvened.

Chairman VanDyke explained that personnel matters were discussed during the executive session.

ADJOURNMENT

A motion was made by Commissioner Hardy to adjourn. Commissioner Shaffer seconded the motion, and the meeting adjourned at 11:13 a.m.

ADOPTED AND APPROVED in regular session this 20th day of July 2010.

Rich VanDyke, Chairman

Jay E. Hardy, Commissioner

Brian K. Shaffer, Commissioner

ATTEST:

LuAnn Adams, Recorder/Clerk