

**MINUTES  
BOX ELDER COUNTY COMMISSION  
FEBRUARY 17, 2009**

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 17, 2009**. 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. Public Safety & Health – Bob Davis

The work 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 VanDyke.

**APPROVAL OF MINUTES**

**THE MINUTES OF THE REGULAR MEETING OF FEBRUARY 10, 2009 WERE APPROVED AS WRITTEN ON A MOTION BY COMMISSIONER SHAFFER, SECONDED BY COMMISSIONER HARDY AND UNANIMOUSLY CARRIED.**

**AGENDA: ATTACHMENT NO. 1****FOLLOW-UP BUSINESS****Agenda Items**

Commissioner Shaffer asked to put Fair Board Presentation and Bear River Board of Health Presentation on the March 3 County Commission Agenda. Commissioner Shaffer said the Livestock Committee and Rick Kent will be presenting a plaque to Ray Sorensen for serving on the fair board for 40 years. The Bear River Health Department would like to present a plaque to Clark Davis for his service on the health board.

Chairman VanDyke said it is always good to recognize those that are elected and appointed. The dedication of our officials, employees and volunteers in the county is difficult to comprehend.

**WAIVER OF APPLICATION FEE/SUBDIVISION – TODD LISH**

This item was cancelled.

**WESLEY PIERSON SUBDIVISION – TAMARA WRIGHT**

County Planner Tamara Wright said the Wesley Pierson one-lot subdivision is located at 13465 North Garland Road. She said there is already a home on the lot. The Planning Commission recommends approval. Mr. Pierson has entered into a rural road agreement.

**MOTION:** A motion was made by Commissioner Shaffer to approve the Wesley Pierson Subdivision and the rural road agreement and allow Chairman VanDyke to sign the plat and agreement. The motion was seconded by Commissioner Hardy and unanimously carried.

**GARY CHRISTENSEN SUBDIVISION – TAMARA WRIGHT**

This item was cancelled.

**ORDINANCE #308/AMENDING SEC 2-2-110 LUM & DC – TAMARA WRIGHT**

County Planner Tamara Wright said this is an ordinance amending Section 2-2-110 of the Box Elder County Land Use Management and Development Code to allow site plan reviews to be incorporated within conditional use permits in those instances when both a conditional use permit and a site review may be required. This will streamline the Planning Department's process and make it easier for the public.

MOTION: A motion was made by Commissioner Hardy to adopt Ordinance #308, an ordinance amending Section 2-2-110 of the Box Elder County Land Use Management and Development Code to allow site plan reviews to be incorporated within conditional use permits in those instances when both a conditional use permit and a site review may be required. The motion was seconded by Commissioner Shaffer and unanimously carried.

*(See Attachment No. 2 – Ordinance #308.)*

**ORDINANCE #309/AMENDING SEC 1-3-040 LUM & DC – TAMARA WRIGHT**

County Planner Tamara Wright explained that this ordinance amends Section 1-3-040 of the Box Elder County Land Use Management and Development Code to change the definition of a subdivision to match the state’s definition.

MOTION: A motion was made by Commissioner Shaffer to adopt Ordinance #309, an ordinance amending Section 1-3-040 of the Box Elder County Land Use Management and Development Code to change the definition of Subdivision. The motion was seconded by Commissioner Hardy and unanimously carried.

*(See Attachment No. 3 – Ordinance #309.)*

**ORDINANCE #310/AMENDING SEC 2-2-100(E) LUM & DC – TAMARA WRIGHT**

County Planner Tamara Wright explained that this ordinance amends Section 2-2-100(E) of the Box Elder County Land Use Management and Development Code to clarify that subdivision and planned unit developments meet the requirements for conditional use permits upon receiving final approval by the Box Elder County Commission and recordation of the subdivision plat or the planned unit development plat.

MOTION: A motion was made by Commissioner Hardy to adopt Ordinance No. #310, an ordinance amending Section 2-2-100(E) of the Box Elder County Land Use Management and Development Code to clarify that subdivision and planned unit developments meet the requirements for conditional use permits upon receiving final approval by the Box Elder County Commission and recordation of the subdivision plat or the planned unit development plat. The motion was seconded by Commissioner Shaffer and unanimously carried.

*(See Attachment No. 4 – Ordinance #310.)*

**WARRANT REGISTER – COMMISSIONERS**

The Warrant Register was signed and the following claims were approved for payment: Claims 62005 thru 62139 in the amount of \$345,629.17.

**PERSONNEL ACTIONS – COMMISSIONERS**

SHERIFF: Mark H. Jordan, compensation change, effective 02/12/2009  
SURVEYOR: Michael F. Moseman, separation, effective 02/07/2009  
EXTENSION: Elisabeth Anderson, compensation change, effective 02/02/2009

**ADJOURNMENT**

A motion was made by Commissioner Shaffer to adjourn. Commissioner Hardy seconded the motion, and the meeting adjourned at 10:14 a.m.

**ADOPTED AND APPROVED** in regular session this 24<sup>th</sup> day of February 2009.

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Rich VanDyke, Chairman

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Jay E. Hardy, Commissioner

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Brian K. Shaffer, Commissioner

ATTEST:

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LuAnn Adams, Recorder/Clerk

The following items were discussed in Administrative /Operational Session after Commission Meeting had adjourned:

**PERSONNEL MATTERS**

The Administrative/Operational Session adjourned at 10:47 a.m.