

**MINUTES
BOX ELDER COUNTY COMMISSION
JANUARY 15, 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 **JANUARY 15, 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. Shoshone Indian Tribe Follow-Up – LuAnn Adams
7. Doug West Follow-up – Peggy Madsen

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 JANUARY 08, 2008 WERE APPROVED AS WRITTEN ON A MOTION BY COMMISSIONER DAVIS, SECONDED BY COMMISSIONER VANDYKE AND UNANIMOUSLY CARRIED.

AGENDA: ATTACHMENT NO. 1

DATE CHANGE FOR BRHD PUBLIC HEARING – LUANN ADAMS

MOTION: A motion was made by Commissioner Davis to change the Bear River Health Department Public Hearing date to January 29 at 9:30 a.m. The motion was seconded by Commissioner VanDyke and unanimously carried.

RS2477 LEGISLATIVE ISSUES – BRENT GARDNER, UAC DIRECTOR

UAC Executive Director Brent Gardner gave a little background on the RS2477 Road project. He said the state took the project on about four years ago. They are going through all of the Class B and Class D Roads which are under county jurisdiction. The counties have to follow the rule that all roads in existence as of 1976, the county can maintain jurisdiction over those roads. Any roads built after that date, the county cannot claim as RS2477 Roads. Mr. Gardner said the first phase, which is the B Roads, are to be recorded by June 30 and the D Roads are to be recorded by December 31. Box Elder County has approximately 60 roads identified as B Roads on federal land, and these roads were recorded December 18, 2007. Box Elder County was the first to have the roads recorded. If there are any inquiries on the recording of these roads, the parties should contact Lisa Roskelly at the Governor's Office.

Mark Ward, Legal Counsel, explained the process. He said the process the state is following is systematic, and the state acknowledges to itself what roads are legally owned. He said there were three of the B Roads in Box Elder County that a segment of the road was changed after 1976, and Box Elder County got a Title V Permit from the BLM.

Brent Gardner invited the Commissioners to attend the Legislative Meetings at the State Capitol every Thursday or by Satellite in Logan.

UTAH STATE UNIVERSITY EXTENSION MOU WITH BOX ELDER COUNTY – MIKE PACE

Extension Agent Mike Pace asked Box Elder County to sign the Memorandum of Understanding with Utah State University Extension. The MOU is the same as last year except the budget numbers have changed.

MOTION: A motion was made by Commissioner Davis to approve the standard cooperative agreement with Utah State University for Extension Education Work, effective January 1, 2008-December 31, 2008 and to allow the recorder/clerk, attorney and commission chair to sign the agreement. The motion was seconded by Commissioner VanDyke and unanimously carried.

APPLICATION FOR FEDERAL GRANT FUNDING – STEPHEN HADFIELD, CINDY LORRIGAN

County Attorney Stephen Hadfield and Cindy Lorrigan said they are in the process of looking at obtaining funding for some additional staff investigators to help get ready for court. The grant is for a two-year period, and there is no monetary obligation to the County. County Attorney Stephen Hadfield said he just wanted to make the Commissioners aware because the application will need to be signed by the County Commission Chair.

COMMISSION ASSIGNMENTS – CHAIRMAN HARDY

Commission Chair Jay Hardy presented the Commissioners with the following Commission Assignments for 2008:

(See Attachment No. 2 – Commission Assignments.)

WARRANT REGISTER – COMMISSIONERS

The Warrant Register was signed and the following claims were approved for payment: Claim 54693 thru 54793 and 080111 in the amount of \$498,366.04.

PERSONNEL ACTIONS – COMMISSIONERS

SHERIFF:	Kevin Ward, new hire, effective 01/07/2008
FIRE DEPT:	Blair Westergard, separation, seasonal, effective 10/31/2007
FIRE DEPT:	Shawn L. Jensen, separation, seasonal, effective 10/27/2007
FIRE DEPT:	Dustin R. Richards, separation, seasonal, effective 10/03/2007
ON CALL:	Richard Rock, Road Dept., separation, effective 08/23/2007
ON CALL:	John Rausch, Bldg Inspect., separation, effective 11/29/2007
ON CALL:	Stacey Nelson, Treasurer, separation, effective 12/04/2007

EXECUTIVE SESSION FOR IMMINENT LITIGATION

MOTION: At 10:30 a.m. a motion was made by Commissioner Davis to move into an executive session to discuss imminent litigation. The motion was seconded by Commissioner VanDyke and the motion was unanimously carried.

MOTION: At 12:27 p.m. a motion was made by Commissioner Davis to reconvene into regular commission meeting. Commissioner VanDyke seconded the motion, and regular Commission Meeting was reconvened.

Chairman Hardy explained that imminent litigation was discussed during the executive session.

CONTRACT APPROVAL CHRISTENSEN AND JENSEN – COMMISSIONER DAVIS

MOTION: A motion was made by Commissioner Davis to approve the engagement relationship with Christensen and Jensen as outlined by the Bart Kunz letter dated January 11, 2008. The motion was seconded by Commissioner VanDyke and unanimously carried.

ADJOURNMENT

A motion was made by Commissioner VanDyke to adjourn. Commissioner Davis seconded the motion, and the meeting adjourned at 12:30 p.m.

ADOPTED AND APPROVED in regular session this 22nd day of January 2008.

Jay E. Hardy, Chairman

Clark N. Davis, Commissioner

Rich VanDyke, Commissioner

ATTEST:

LuAnn Adams, Recorder/Clerk