

**MINUTES  
BOX ELDER COUNTY COMMISSION  
APRIL 29, 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 **APRIL 29, 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. Insurance Claim – Monte Munns

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 APRIL 22, 2008 WERE APPROVED AS WRITTEN ON A MOTION BY COMMISSIONER VANDYKE, SECONDED BY COMMISSIONER DAVIS AND UNANIMOUSLY CARRIED.**

**AGENDA: ATTACHMENT NO. 1**

**LETTER OF SUPPORT FOR MANTUA TRAIL – BEN BOYCE**

Ben Boyce stated Brigham City Corporation has the opportunity to apply for a grant to build a trail around the Mantua Reservoir. The plan is that the trail will be a non-motorized trail. Mr. Boyce said he has received letters of support from Mantua and the Forest Service. He asked the Commissioners to also sign a letter of support. Mr. Boyce said Brigham City has received a grant from the Motor Boat Funds for \$200,000 to begin the program. Brigham City is now applying for a grant from the Division of Parks and Recreation State Trails Program for the remaining funds. Mr. Boyce explained how the trails and the parking will look.

Commissioner Davis stated Box Elder County bought a new crusher, and there may be an opportunity to give some assistance.

**MOTION:** A motion was made by Commissioner Davis to approve the letter of support to the State Trails Program Coordinator, Utah Division of Parks and Recreation in support of the pedestrian trail around the Mantua Reservoir. The motion was seconded by Commissioner VanDyke and unanimously carried.

Commissioner VanDyke made the statement that it is a good program, and he wholeheartedly supports Brigham City's efforts.

**LEASE AGREEMENT WITH STATE – CHAIRMAN HARDY**

County Agent Mike Pace said the lease agreement with USU Extension expired June of last year. Because of a change in management with the state, there have been some problems getting this lease agreement updated. The lease agreement amendment is for the same dollar amount, but additional square footage has been added.

**MOTION:** A motion was made by Commissioner Davis to approve Lease Agreement No. 03-1951, Amendment No. 2 for the period of July 1, 2007-June 30, 2010 at the annual rent of \$12,237.96 and to authorize the chair to sign, subject to the County Attorney's approval. The motion was seconded by Commissioner VanDyke and unanimously carried.

**TRANSFER PROPERTY IN GROUSE CREEK TO BLM – KEVIN HAMILTON**

County Planner Kevin Hamilton said 3-4 weeks ago a public hearing was held regarding the transfer of .36 acre of land to the BLM in exchange for the installation and maintenance of a well. The county's surplus property policy requires the request to go to the Planning Commission. The Planning Commission said it conforms to the general plan and recommends approval.

MOTION: A motion was made by Commissioner Davis to authorize the transfer of .36 acres of property in Grouse Creek to the BLM as described in Parcel A. The motion was seconded by Commissioner VanDyke and unanimously carried.

*(See Attachment No. 2 – Parcel Boundaries.)*

**VACANCY/BEAR RIVER WATER CONSERVANCY BOARD – VONEENE JORGENSEN**

Voneene Jorgensen, Bear River Water Conservancy Board Director, stated there is a vacancy on the Bear River Water Conservancy District Board for a member to represent Western Box Elder County. Ms. Jorgensen said Merlin Tanner has served on the board for almost 20 years. He was very dedicated and only missed three meetings while he was in the hospital. She said the board gives their utmost gratitude to him.

MOTION: A motion was made by Commissioner Davis to appoint Brent Rose to serve on the Bear River Water Conservancy Board to fill the unexpired term of Merlin Tanner whose term expires 12/31/2010. The motion was seconded by Commissioner VanDyke and unanimously carried.

Commissioner VanDyke stated all the candidates were very well qualified.

**INTERLOCAL AGREEMENT BETWEEN BEC & BRIGHAM CITY – STEPHEN HADFIELD**

County Attorney Stephen Hadfield presented an agreement between Brigham City and Box Elder County having to do with a short-term loan to Brigham City to assist them with extending water and sewer lines to Procter & Gamble. Various changes to the agreement were discussed.

MOTION: A motion was made by Commissioner Davis to approve the agreement between Box Elder County and Brigham City for the purpose of financing the planning and engineering costs associated with extending water and sewer lines to an industrial user to be located within the county, and that the agreement includes a credit limit of \$500,000, the duration of the agreement to be December 31, 2008 and to remove the loan schedule. The motion was seconded by Commissioner VanDyke and unanimously carried.

**RICK L HANSEN SUBDIVISION – TAMARA WRIGHT**

This item was cancelled.

**CALDWELL SUBDIVISION – TAMARA WRIGHT**

This item was cancelled.

**SHERMAN RICHINS SUBDIVISION –TAMARA WRIGHT**

This item was cancelled.

**MIKE UDY SUBDIVISION – TAMARA WRIGHT**

This item was cancelled.

**PUBLIC HEARING/PARK VALLEY RE-ZONE – COMMISSIONERS**

*(See Attachment No. 3 – Attendance List.)*

Chairman Hardy declared the public hearing open at 10:00 a.m.

County Planner Kevin Hamilton said the public hearing is for rezoning some property in Park Valley. The petition is to rezone property on Hwy 30 to Commercial Hwy in order to build a gas station/convenience store. Mr. Hamilton said the Planning Commission recommends approval.

Chairman Hardy asked for comments from those in attendance. There were none.

**MOTION:** A motion was made by Commissioner Davis to close the public hearing. The motion was seconded by Commissioner VanDyke, and the public hearing was closed at 10:07 a.m.

**MOTION:** A motion was made by Commissioner Davis to authorize County Planner Kevin Hamilton to prepare the ordinance for the rezone. The motion was seconded by Commissioner VanDyke and unanimously carried.

**WARRANT REGISTER – COMMISSIONERS**

The Warrant Register was signed and the following claims were approved for payment: Claims 56728 thru 56853 in the amount of \$362,419.11. Claims 56754 and 56738 were voided.

**PERSONNEL ACTIONS – COMMISSIONERS**

REC/CLERK:	Jeremy Smith, separation, effective 04/25/2008
SHERIFF:	David Murphy, assignment change, effective 04/27/2008
SHERIFF:	Douglas Spencer, assignment change, effective 04/27/2008
SHERIFF:	James Summerill, assignment change, effective 04/27/2008
SHERIFF:	Matt Bentley, separation, effective 04/12/2008

**ADJOURNMENT**

A motion was made by Commissioner VanDyke to adjourn. Commissioner Davis seconded the motion, and the meeting adjourned at 10:15 a.m.

**ADOPTED AND APPROVED** in regular session this 6<sup>th</sup> day of May 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

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

1. Personnel Items – Peggy Madsen
2. Doug West – Peggy Madsen

The Administrative/Operational Session adjourned at 11:58 a.m.