

**MINUTES  
BOX ELDER COUNTY COMMISSION  
JUNE 17, 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 **JUNE 17, 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. Tyler/Eagle – Monte Munns
7. Road Tour & Lunch - Commissioners

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 JUNE 10, 2008 WERE APPROVED ASWRITTEN ON A MOTION BY COMMISSIONER DAVIS, SECONDED BY COMMISSIONER HARDY AND UNANIMOUSLY CARRIED.**

**AGENDA: ATTACHMENT NO. 1**

**FOLLOW-UP BUSINESS****Rocky Dugway Road – Attorney Stephen Hadfield**

Attorney Stephen Hadfield said over the weekend he received another decision from the court regarding the Selman case. Mr. Hadfield said the county asked the court to modify the restraining order currently in place that allowed a gate to be placed over the road. The court indicated it would not have a hearing but ordered the language on the sign be changed. Currently there is the sign that refers to the pending litigation, and there is also a no trespassing sign on the gate. The court ordered the county to remove the no trespassing sign and replace it with another sign which states, “no trespassing on the property on either side of the road”. That new sign was to be put on the gate by the county and to remain in place for a period of four months.

**BOX ELDER COUNTY/CASSIA COUNTY BOOKMOBILE CONTRACT – CHAIRMAN HARDY**

This item was cancelled.

**BEC AWARDED “NEW SIGN” GRANT PROGRAM – BILL GILSON**

County Road Supervisor Bill Gilson said Box Elder County was awarded a grant program for signage through UDOT. The money will be coming from the federal transportation monies. The name of the program is Rural Road Mitigation Program. They are looking at areas that have large tracks of rural roads, gravel and paved roads. Part of the grant program is to prioritize roads. They will break the roads down into zones. There is a transportation team consisting of UDOT who hires Horrocks Engineering out of Salt Lake and have two traffic engineers plus a federal transportation engineer and also personnel from Box Elder County. He said the county’s sign crew will go out with them and take one of the roads and study it. If there is a sharp turn and they might designate a narrow road sign is needed there, or maybe a delineator post or maybe a speed advisory sign. What they look at is anywhere from regulatory to advisory signage along roads for corners and such that pose a danger. Once it is studied and they have a list of recommended signs that will go into place, they through the funding of this program, will buy the signs, the posts and hire a contractor to come in. The contractor will have two-three teams go throughout the county and place these signs where the recommendations are and GPS mark each sign and integrate it into a program that uses technology and also a new windows mapping software through LTAP in Logan. The total program could be anywhere from \$100,000-\$170,000.

County Road Supervisor Bill Gilson commented on the detour roads. He said they had a problem with signage as far as keeping the trucks off. There is now a sign posted that says no trucks and there is a load limit. The county has spent approximately \$3,400. They have put brine on the roads and a lot of manpower in order to handle the traffic. Mr. Gilson said the Sheriff’s Department has been trying to make it as safe as possible.

**JEANNEE RUPP SUBDIVISION APPROVAL AND SIGNATURE**

County Planner Tamara Wright said the Jeannee Rupp Subdivision is a one-lot subdivision located at 7905 W. 9600 N. The subdivision was approved by the Planning Commission. A rural road agreement will be recorded, and they must have a turnaround and the road base must be able to withstand emergency vehicles.

**MOTION:** A motion was made by Commissioner Davis to approve the Jeannee Rupp Subdivision and authorize the chair to sign. 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 57567 thru 57672 in the amount of \$303,752.87.

**PERSONNEL ACTIONS – COMMISSIONERS**

There were no personnel actions.

**ASSIGNMENT REVIEW – COMMISSIONERS**

The Commissioners reviewed their assignments.

**OTHER BUSINESS****Pending Ordinances – Attorney Stephen Hadfield/Kevin Hamilton**

County Attorney Stephen Hadfield said the county has adopted a pending ordinance - ordinance. It is authorized by state law. An ordinance can be passed stating if work on an ordinance has been started for a period of six months, while it is being worked on, any application that comes in during that time is subject to that ordinance. If it is not passed within the six months, then they are not subject to the ordinance. Based upon that ordinance Box Elder County is currently working on a utility corridor ordinance which would apply to anybody that submits an application to the county. Attorney Hadfield said the county started working on it in March so from March-September, during that six months period anybody that applies during that time, even though the ordinance has not been adopted, will be subject to the terms of that ordinance. The ordinance will apply to both Rocky Mountain Power and Ruby Pipeline.

County Planner Kevin Hamilton said they looked at other counties and most of the counties required at least a conditional use permit, but Utah County added the requirement that they go through a general plan amendment. Mr. Hamilton said the reason they like the general plan adoption is a CUP permit is permitted. He said the Commissioners are both the administrative and legislative body for the county. He said when we are acting as the administrative authority; the planning department is

under a CUP. It is an administrative action. An amendment to the general plan falls under the legislative authority, and the Commission has a little more discretion. Mr. Hamilton then reviewed the draft ordinances that are pending: (Large Scale Utility Line Installation and Storage of Trash, Abandoned, Wrecked or Junked Vehicles; Miscellaneous Materials).

**ADJOURNMENT**

A motion was made by Commissioner Davis to adjourn. Commissioner VanDyke seconded the motion, and the meeting adjourned at 10:20 a.m.

**ADOPTED AND APPROVED** in regular session this 24th day of June.

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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