

**MINUTES
BOX ELDER COUNTY COMMISSION
FEBRUARY 27, 2007**

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 27, 2007**. 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. Staff Reports
3. Correspondence
4. Assignment Review
5. Re-write Update – Keith Keller
6. Purchase/Front-End Loader – John Collom
7. Service District – Chairman Hardy

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 Commissioner Davis.

APPROVAL OF MINUTES

THE MINUTES OF THE REGULAR MEETING OF FEBRUARY 20, 2007 WERE APPROVED AS WRITTEN ON A MOTION BY COMMISSIONER VANDYKE, SECONDED BY COMMISSIONER DAVIS AND UNANIMOUSLY CARRIED.

AGENDA: ATTACHMENT NO. 1

FOLLOW-UP BUSINESS**Executive Session**

Commissioner Davis explained at the end of the Commission Agenda, the Commissioners anticipate making a motion to go into an executive session to meet with our attorneys who are representing the County on an ongoing murder case.

CLASS C BEER LICENSE – LUANN ADAMS

MOTION: A motion was made by Commissioner Davis to approve the renewal of the Class C Beer License for Trico 7-11 located at 6030 W 20800 N. The motion was seconded by Commissioner VanDyke and unanimously carried.

DISCUSS DIRECT DEPOSIT FOR EMPLOYEES – PEGGY MADSEN

Personnel Director Peggy Madsen prepared a memo regarding a policy change. All employees will be required to have direct deposit for their pay. (*See Attachment No. 2 – Letter.*)

MOTION: A motion was made by Commissioner VanDyke to accept the change to the Employee Handbook VII, work policies dated March 16, 2004 as explained in the attached letter, effective April 1, 2007. The motion was seconded by Commissioner Davis and unanimously carried.

CORINNE CEMETERY DISTRICT APPOINTMENT - COMMISSIONERS

Commissioner Davis said the Corinne Cemetery District is a special district approved under the umbrella of the authority of Box Elder County. Whitney Young has been a member of the Board along with Cap Ferry and Roger Burt. For the last nine months Whitney Young was an active participant. Before that the district was somewhat in disrepair and Whitney Young has done a lot to not only improve the physical facilities, but he has done quite a bit of work to create a historical data base of all the grave sites within the District. Whitney Young came to the Commission with the idea of transferring this Cemetery District to Corinne City. The Commission told him there has to be a process and protocol for the transfer to take place. In the meantime the three members of the Board had some discussions about whether that should take place or not, and they were not all in favor of it. Whitney Young submitted a letter of resignation. Commissioner Davis called Mr. Young and told him the Commission didn't say they weren't approving it, but there is a process that needs to take place. Commissioner Davis felt it would be helpful, before the Commissioners make any decisions, if we heard from the Mayor of Corinne.

Corinne City Mayor Richard Nimori said Whitney Young took this upon himself without any help, and he did a great job. He plotted and recorded on computer all that he could find. He met with some of the old timers and got names and the information is all online. Whitney Young came to the City Council about six months ago with the request stating it would be better for a set entity to take

over such a task as running the cemetery. It is in Corinne City limits. It is using Corinne Culinary water and they hire someone from outside to dig the graves and take care of the cemetery. Mr. Young got new equipment and did the computer work and said he is tired. It has been a one-man show. If it were with Corinne City, the City would have a Councilmember over the cemetery. City maintenance and a City Clerk could take calls for procuring plots or anything, and that could expedite things. Mr. Young is not home all the time and people might have to wait until the weekend or evenings to do this. He said where the City is staffed; everyone pretty much knows what it is all about. They could call the City Hall and do their business. Corinne City would pitch in some money and with the district money Corinne City could probably hire another full-time person to help out and have someone available almost 24-7 for the Cemetery. Sometimes crises arise, and they could take care of them. Mayor Nimori has talked to the prior Mayor, Elwood Iverson, and he said when they took their cemetery over it worked out beautiful and alleviated a lot of problems.

Commissioner Davis suggested the Commissioners receive input from the state.

MOTION: A motion was made by Commissioner Davis to table the proposed appointment to the Corinne Cemetery District and contact the state Executive Director over Special Service Districts to see what the options are, and keep all parties informed on what the options are. The motion was seconded by Commissioner VanDyke and unanimously carried.

WEST FOREST STREET PROPERTY – PAUL LARSEN

Brigham City Economic Director Paul Larsen said the joint meeting a month or two ago was great, and he has been doing a lot of work since then. Mr. Larsen distributed a draft copy of a request for proposals and asked the Commissioners to review and make comments. Mr. Larsen said in talking with Susan Thackeray, Brigham City's Economic Development Board and thinking about the issue, Brigham City would like to propose pursuing an RFP for developers. They would like to put all the issues on the table like contamination. Mr. Larsen feels if we wait, the market may pass them by. He said there is a lot of interest in the property, and it is a prime piece of property. Mr. Larsen said the City is looking at mid-summer before they get results on the Brownfield Assessment.

PHOTO CONTEST – BRENT MACFARLANE

Brent MacFarlane, Fair Board Member over photography, told the Commissioners he is thinking about having a competition at the fair entitled "Commissioners Choice Award". Each person can submit a series of up to four photographs. Because of space at the fair, the photos can be no larger than 8 x 10 and the winner's pictures will be enlarged. The people can choose their own themes and the winner will be displayed in the Commission Chambers.

USU EXTENSION AGREEMENT 2007 – LORNA RAVENBERG

This item was canceled.

FARM LEASE/COUNTY-OWNED PROPERTY IN BEAR RIVER CITY – COMMISSIONERS

Commissioner Davis gave a little background on the Bear River Farm Lease Property. He said the County has some property in Bear River City that has been leased out under an agreement called a Farm Lease. Donnie Tarver has the lease. Don Walker has been the lessee, and the period runs through November of each year. The lease rate has been \$1,600. There was some discussion about rebidding this and when we talked to Don Walker he had applied fertilizer, and he wanted to get a benefit from the fertilizer he had applied last fall. In an operational meeting the Commissioners talked about discussing extending this current lease arrangement through November 2007 with communication of the intent to rebid and ask for competitive proposals. The Commission drafted a letter that went out under all three Commissioners' signatures advising Mr. Walker of the continuation of his farm lease through November 30. The letter also states the County will be in the process of rebidding the contract and awards should be made in July or August.

The Commissioners gave Donnie Tarver and County Attorney Steve Hadfield direction to begin the process of reviewing the contract and rebidding.

WARRANT REGISTER – COMMISSIONERS

The Warrant register was signed and the following claims were approved for payment: Claims 48858 thru 48900 in the amount of \$11,296.39. Claims 48901 thru 48906 in the amount of \$6,194.60. Claims 48907 thru 49055 in the amount of \$142,883.79.

PERSONNEL ACTIONS – COMMISSIONERS

There were not personnel actions.

ASSIGNMENT REVIEW – COMMISSIONERS

The Commissioner reviewed their assignments.

Executive Session

MOTION: A motion was made by Commissioner Davis to move into an executive session at 10:03 a.m. to discuss pending or reasonably imminent litigation, and the executive session will be located at the Box Elder County Commission Chambers. The motion was seconded by Commissioner VanDyke and unanimously carried.

MOTION: At 10:38 a.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 ongoing litigation was discussed.

ADJOURNMENT

A motion was made by Commissioner Davis to adjourn. Commissioner VanDyke seconded the motion, and the meeting adjourned at 10:40 a.m.

ADOPTED AND APPROVED in regular session this 13th day of March 2007.

Jay E. Hardy, Chairman

Clark N. Davis, Commissioner

Rich VanDyke, Commissioner

ATTEST:

LuAnn Adams, Recorder/Clerk

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

1. Engineering and Surveying Services – Kent Jones & Brent Slater

The Administrative/Operational Session adjourned at 12:05 p.m.