

**MINUTES
BOX ELDER COUNTY COMMISSION
JULY 17, 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 **JULY 17, 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. Commissioners' Correspondence
3. Staff Reports
4. Correspondence
5. Assignment Review
6. Auditor's Office – Tom Bennett

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 JULY 10, 2007 WERE APPROVED AS WRITTEN ON A MOTION BY COMMISSIONER VANDYKE, SECONDED BY COMMISSIONER DAVIS AND UNANIMOUSLY CARRIED.

AGENDA: ATTACHMENT NO. 1

DIKE PROJECT ON THE GREAT SALT LAKE – DAVID GRIERSON

David Grierson, Division of Forestry, Fire and State Lands, gave the Commissioners information on the dike project for Great Salt Lake Minerals. Corey Milne, Great Salt Lake Minerals Corporation, and Blain Hamp, area manager for Division of Forestry, Fire and State Lands were in attendance.

Mr. Grierson gave some background. He said the main plant is located in Weber County, and has some evaporation ponds on the west side of the desert. The State of Utah is the lease holder of the lands and Great Salt Lake Minerals Corporation wants to expand some of the evaporation ponds into the west desert which is located west of Promontory on the west shore. Great Salt Lake Minerals extracts salt and other minerals from the brines of the Great Salt Lake. The proposal is to lease an additional 23,088 acres of land belonging to the State of Utah and put 18,000 acres into evaporation ponds. The proposal will involve the construction of dikes, canals and pump stations. The State Division of Forestry, Fire and State Lands went through a process of receiving a written nomination which was reviewed and there was a bid process. There was also an analysis by the different agencies that could be affected. The conclusion was there will be an economic benefit to the public, and the mineral lease will be granted.

David Grierson said the Division of Forestry, Fire and State Lands would like a letter of support from the Commissioners.

Corey Milne, Site Manager for the Great Salt Lake Minerals Corporation, said they have 270 employees and about 80 contract employees. They produce potassium sulfate, sodium chloride and magnesium chloride. They plan on expanding to produce more potassium sulfate fertilizer to meet the growing world needs of sustainable food supply, renewable energy and environmentally responsible agriculture. GSL is working closely with the state and regulatory agencies to obtain leases and construction permits for new solar evaporation ponds to reduce its dependence on purchases of potassium chloride from Canada. The expansion will increase state and county revenues from royalty and tax payments and sustain 350 high paying jobs. There will be 25 regular employees added and 25 contracts to be added. The investment for the additional evaporation ponds would be around \$60M.

MOTION: A motion was made by **Commissioner Davis** that the Box Elder County Commission go on record as being in support of Great Salt Lake Minerals expansion project as explained by Dave Gierson, Corey Milne and Blain Hamp. The motion was seconded by **Commissioner VanDyke** and unanimously carried.

RESOLUTION/USE OF SEIZED EVIDENCE IN K-9 TRAINING – STEPHEN HADFIELD

Highway Patrolman Scott Singleton, Sgt. Jim Summerill and County Attorney Stephen Hadfield came before the Commissioners. Attorney Hadfield said on occasion there is a need to use some of the seized drugs for K-9 training purposes. Attorney Hadfield presented a resolution to the Commissioners.

MOTION: A motion was made by Commissioner Davis to adopt Resolution 07-09, a resolution recognizing law enforcement K-9 training as an important public interest use and granting permission to all law enforcement agencies within Box Elder County to appropriate property received but no longer needed as evidence to be used for law enforcement K-9 training purposes. The motion was seconded by Commissioner VanDyke and unanimously carried.

(See Attachment No. 2 – Resolution No. 07-09.)

RENT RATES & ALCOHOL AT THE FAIRGROUNDS – GERALD SMITH

Fairgrounds Manager Gerald Smith presented a revised fairgrounds facilities rental rates schedule. There was discussion about the \$400.00 cleaning/key deposit and also the creation of a non smoking and alcohol ordinance.

After much discussion the non-smoking and alcohol ordinance was referred to Commissioner VanDyke to work with Gerald Smith and County Attorney Hadfield as how to proceed.

MOTION: A motion was made by Commissioner VanDyke to accept the fairgrounds facility rental rates as outlined and presented by Fairgrounds Manager Gerald Smith, effective July 17. The motion was seconded by Commissioner Davis and unanimously carried.

(See Attachment No. 3 – Fairgrounds Facilities Rental Rates.)

SHERMAN RICHINS TWO-LOT SUBDIVISION – KEVIN HAMILTON

This item was canceled.

PERRY FLOOD CONTROL DISTRICT – DUNCAN MURRAY

Perry City Public Works Director Paul Nelson said Perry City would like to take control of the Perry Flood Control District Board and run it like it used to be.

Commissioner Davis told Mr. Nelson a few years ago the Commissioners initiated the process of trying to transfer the district back to Perry City but the Mayor and Council were not in agreement. He said the Commissioners are anxious to have it happen, but the message the Commission would like to get back is the County wants to work with Perry City. The County worked with Perry City on the request to support Pointe Perry, but Perry City has not responded to the request the County made over a year ago to look into the contract with Allied for waste disposal. Perry City is taking garbage and sending it out of the County. The County bonded for a landfill and is in debt and now the Perry City Residents are not participating. Commissioner Davis said to make it equitable the County should impose a tax because there is no household waste flow coming from Perry to support the landfill and the debt service and operating cost of the landfill is paid for by the County residents who are now subsidizing Perry and Willard who are getting discount rates by Allied. Commissioner

Davis said he talked to Duncan Murray and Mayor Nelson about this issue, and they assured him they would review the contract and get back to Box Elder County. Commissioner Davis feels like it would be in good faith to get back with the County and the Commissioners want the support of Perry.

The Commissioners will take the transferring of the Flood District under advisement. Commissioner Davis suggested Perry City follow-up with the state on changing the administrative control board. He suggested they coordinate with LeGrande Bitter and the State Auditor's Office.

WARRANT REGISTER – COMMISSIONERS

The Warrant Register was signed and the following claims were approved for payment: Claim 51352 thru 51430, 990018 thru 990032, and 20070713 in the amount of \$301,872.12.

PERSONNEL ACTIONS – COMMISSIONERS

SHERIFF:	Steve Berry, compensation change, effective 08/05/2007
SHERIFF:	James Salvesen, compensation change, effective 06/25/2007
REC/CLERK:	Marla Young, compensation change, effective 07/07/2007
LANDFILL:	Travis Limb, compensation change, effective 07/09/2007

ASSIGNMENT REVIEW – COMMISSIONERS

The Commissioners reviewed their assignments

OTHER BUSINESS

Amended Agreement/Between Perry City RDA and Box Elder County

Attorney Stephen Hadfield said the agreement was brought before the Commissioners a few weeks ago, but after his review a few items needed to be added to the agreement to make it compliant with the state statute. The changes have now been inserted. There is also a requirement that a resolution be passed.

MOTION: A motion was made by Commissioner Davis to approve Resolution No. 07-10, a resolution approving an interlocal agreement between the Redevelopment Agency of Perry City and Box Elder County and to authorize the chair to sign. The motion was seconded by Commissioner VanDyke and unanimously carried.

(See Attachment No. 4 – Resolution No. 07-10 and Interlocal Agreement.)

Appointments to Special Service District of South Willard Bay Municipal Services

MOTION: A motion was made by Commissioner Davis to approve the appointment of Richard Day, Dale Barnett, Jan Nielsen, Kent Davis, Melody Wilding and the County Commissioners to serve on the Special Service District of South Willard Bay Municipal Services. The motion was seconded by Commissioner VanDyke and unanimously carried.

ADJOURNMENT

A motion was made by Commissioner Davis to adjourn. Commissioner VanDyke seconded the motion, and the meeting adjourned at 11:30 a.m.

ADOPTED AND APPROVED in regular session this 31st day of July 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. Personnel

The Administrative/Operational Session adjourned at 12:25 p.m.