

RESOLUTION NO. 00-12

A RESOLUTION REAPPOINTING MEMBERS TO  
SPECIAL SERVICE DISTRICTS IN BOX ELDER COUNTY

WHEREAS, it has become necessary for the governing board of Box Elder County to make reappointments to the various special service districts within the County; and,

WHEREAS, the reappointment procedures have been followed according to 1999 Utah Code Unannotated 20A-1-512,

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Box Elder County, Utah, as follows:

1. Arvin Fackrell, Lynn Capener and Brian Hardy are hereby reappointed to the **Box Elder County Special Service District (Mineral Lease)** for terms of four (4) years to expire on December 31, 2003.
2. Mike Braeggar is hereby reappointed to the **Box Elder County and Willard City Flood Control and Drainage Special Service District** for a term of four (4) years to expire on December 31, 2003.
3. Lyle Nessen is hereby reappointed to the **Box Elder Service District No. 1 (Howell)** for a term of four (4) years to expire on December 31, 2003.
4. Alan Kunzler is hereby reappointed to the **Box Elder County Service Area No. 2 (Park Valley)** for a term of four (4) years to expire on December 31, 2003.
5. J. Golden Ward is hereby reappointed to the **Hansel Valley Watershed District** for a term of four (4) years to expire on December 31, 2003.
6. Brent Macfarlane and Darwin Burnett are hereby reappointed to the **Riverside Community Special Service District** for terms of four (4) years to expire on December 31, 2003.
7. Ben Karlinsey, Arvin Fackrell and Reed Pettingill are hereby reappointed to the **South Willard Special Service District** for terms of four (4) years to expire on December 31, 2003.
8. Miles "Cap" Ferry is hereby reappointed to the **Corinne Cemetery District** for a term of four (4) years to expire on December 31, 2003.

*Put in book 8  
2/4*

**BOX ELDER COUNTY SERVICE DISTRICT NO. 1 APPOINTMENT - COMMISSIONERS**

Chairman Norman said the Box Elder County Service District No. 1 has recommended the appointment of D. Frank Tolman to replace Wally Grant who recently died.

**MOTION:** A motion was made by Commissioner Allen to appoint D. Frank Tolman to fill the unexpired term of Wally Grant. The motion was seconded by Commissioner Hardy and unanimously carried.

**ADJOURNMENT**

A motion was made by Commissioner Hardy to adjourn. The motion was seconded by Commissioner Allen, and the meeting adjourned at 11:20 a.m.

**ADOPTED AND APPROVED** in regular session this \_\_\_ day of , 1998.

\_\_\_\_\_  
Royal K. Norman, Chairman

\_\_\_\_\_  
R. Lee Allen, Commissioner

\_\_\_\_\_  
Jay E. Hardy, Commissioner

ATTEST:

\_\_\_\_\_  
LuAnn Adams, Recorder/Clerk

progress. He said that Box Elder County is as great as it is today because of the hard work and determination of the outstanding people who settled the County.

### SPECIAL SERVICE DISTRICT APPOINTMENTS - LUANN ADAMS

Recorder/Clerk LuAnn Adams stated that her office contacted all of the service districts in Box Elder County. She then presented a list of appointments and reappointments to the Commissioners: (See Attachment No. 2.)

**MOTION:** A motion was made by Commissioner Hardy to accept the list of appointments and reappointments as submitted. The motion was seconded by Commissioner Allen and unanimously carried.

### WARRANT REGISTER - COMMISSIONERS

The warrant register was signed, and the following claims were approved for payment: Claim numbers 105786 thru 105806 in the amount of \$7,152.76, and 105807 thru 105868 for \$60,300.80. Claim No. 105606 was voided.

### PERSONNEL ACTIONS - COMMISSIONERS

**DATA PROCESSING:** Mark Alexander, separation, effective 1/23/98  
**SHERIFF/CORRECTIONS:** Margaret Bull, compensation change, effective 2/01/98  
**SHERIFF'S DEPT:** Roger Lewis Olsen, compensation change, effective 2/01/98

### RENOVATION OF OLD PUBLIC SAFETY BUILDING - TONY HASSELL, SHERIFF JENSEN

Tony Hassell and Fred Maynard of Rebound Programs presented a proposal to the Commissioners for renovation of the Brigham City Jail. Mr. Hassell explained that the estimated cost is \$130,000. The youth will be housed on the upper floor and have instant access to an outside door in case of fire or any other natural disaster. He said that while they occupy the facility they will be working to bring the entire building up to code. The jail portion will be stripped out and remodeled. He said the renovation will not cost the County anything. The company must submit a proposal to the State of Utah and then to Brigham City Planning and Zoning. They would like at least a five-year contract with an option. Mr. Hassell explained that if all goes well they would be occupying the building in approximately 30 days.

Mr. Hassell once again explained the program. He said front-end youth from Box Elder County will be occupying the facility. They are not in a lock-down situation. He feels this program helps the juveniles. They put the youth on supervised work projects. The main focus will be on Box Elder County youth, but they may bring in youth from Rich and Cache Counties.

**INDIVIDUALS NEEDING REAPPOINTMENT -- OR APPOINTMENT --  
TO THE SPECIAL SERVICE DISTRICTS**

**Belmont Drainage District**

Wayne Jenson - Re-elected

**Box Elder County Service District No. 1 (Howell)**

Wally Grant - Re-elected

Louis Douglas - Re-elected

Carl Roberts - Re-elected

**Box Elder County Service District No. 2 (Park Valley)**

Bryan Morris - New

**Box Elder County/Perry Flood Control and Drainage Special Service District**

Glen Wagstaff - Re-elected

Grant Young - New

Newell Francis - New

**Box Elder County/Willard Flood Control Special Service District**

Kent Nebeker - Re-elected

Michael J. Flint - Re-elected

Arvin Fackerell - Re-elected

**Corinne Cemetery District**

Trae Hansen - Re-elected

Sam Cardeanas, Jr. - Re-elected

## **BOX ELDER COUNTY SPECIAL SERVICE DISTRICT NO. 1 (HOWELL)**

- o RES #94-5: SSD No. 1 will consist of at least 3 but no more than 7 persons, all to be **appointed by County Commission for terms as specified Commission** at the time of appointment, **with at least one of the members to be an individual proposed by the Town of Howell, acceptable to the County Commission.** The County Commission **may also appoint** a Box Elder County Commission as an ex officio member of the Administrative Control Board, without any voting rights, **with the Box Elder County Commissioner not to be counted as a member of the Board for purposes of determining the number of members.**
  
- o **Board members will be appointed by the commissioners and not elected.** It also allows more flexibility in the number of board members and **allows a county commissioner to be a non-voting board member...terms of office were chosen by lottery.**

sioner White. The purpose of this meeting is to establish the direction they plan to take.

**TRANSFER STATION UPDATE:**

Commissioner White said he said he would like to begin moving gravel into the transfer station site, lay a culvert, and begin scrapping the area. Denton Beecher, Surveyor, said he sees no problem. As far as the State is concerned, the only thing that cannot be done before receiving approval is the actual construction of the transfer station facility itself. There is an advantage of having the fill in as early as possible so it can be consolidating.

**GRANTS:**

**Record Preservation:**

Marie Korth, Recorder/Clerk, said she has received a letter from the State Archives advising that there are some grants available for the preservation of records. Since the courts will be moving into the new facility and there will be renovations and rearranging in the county courthouse, she felt it might be timely for the County to apply for such a grant. Mr. Beecher suggested a room could be designated as a dead file/storage room for all offices and renovated for that purpose. There was some discussion of whether the room would need to be a vault and "secure" in order to store personnel records. It was felt a vault would not be necessary, but provisions would have to be made for confidential information such as personnel files.

Commissioner White made a motion giving approval for Denton Beecher, Surveyor, to proceed with the necessary actions to apply for a grant to be used toward renovating a record storage facility at the Box Elder County Courthouse. Commissioner Jensen seconded. None opposed. It was unanimous.

**RESOLUTIONS:**

**Box Elder County Special Service District No. 1:**

Marie Korth, Recorder/Clerk, presented Resolution 94-5 which would amend the resolution that established Box Elder County Special Service District No. 1. The resolution makes it clear that the board members will be appointed by the commissioners and not elected. It also allows more flexibility in the number of board members and allows a county commissioner to be a non-voting board member. Ms. Korth said the five people willing to serve on this board are Louis Douglas, Mariner Munk, Carl Roberts, Wally Grant, and Lyle Nesson as the Howell Town Representative. Two additional people could be appointed at a later date, if needed. The terms of office would be specified by the county commissioners. Commissioner Jensen said he would like to accept the commission assignment to the Board.

Terms of office were chosen by lottery as follows: Mariner Munk, 2 years; Lyle Nesson, 2 years; Wally Grant, 4 years, Louis Douglas, 4 years; Carl Roberts, 6 years. The resolution also revokes delegation of authority for Box Elder County Service Area No. 1 to sue Box Elder County.

Commissioner Jensen made a motion that the Commission adopt the amended resolution for the Box Elder County Special Service District No. 1 and the appointments and specified terms of office as determined by lottery. Commissioner White seconded. None opposed. It was unanimous.

There was a question raised by Commissioner White in reference to a commissioner serving on the special district boards. Ms. Korth stated that some of the special service districts are set up to allow a commissioner to serve on their boards (The Willard and Perry Flood Districts were not).

**Rescind Delegation of Authority:**

Ms. Korth presented four resolutions No. 94-1, 94-2, 94-3, and 94-4, which revokes the special service districts' delegation of authority to sue Box Elder County. Commissioner Jensen made a motion that the Commission adopt the amendment resolutions for Riverside Community Special Service District, South Willard Special Service District, Hansel Valley Watershed District, and Box Elder County Service Area No. 2 (Park Valley). Commissioner White seconded.

**Discussion:** Chairman Allen asked how the resolutions would affect the other service districts such as the Water Conservancy District. He was concerned that it might affect the County's bonding capability. Ms. Korth said that the Bear River Water Conservancy District was not among the amended resolutions, and the cemetery and drainage districts already have limited power. A vote was then taken. None opposed. It was unanimous.

**SPECIAL SERVICE DISTRICTS:**

**Appointments:**

Ms. Korth said she had received several applications for vacant special service district appointments and that those appointments would be made in the next commission meeting, January 11th. However, she wanted the commissioners to be aware of the applications and of the districts wherein no one applied:

**Box Elder County & Willard City Flood Control District:**

Received 3 applications (Virgil Hunsaker, Walton Summers, David LeFors) to replace 2 vacant positions.

**Box Elder Special Service Area No. 2:**

Received 4 applications (Lance Westmorland, Alan C. Kunzler, Kerry U. Kunzler, and Brent Rose), replacing Dell Kunzler