

MINUTES
BOX ELDER COUNTY COMMISSION
SEPTEMBER 07, 2010

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 **SEPTEMBER 07, 2010**. The following members were present:

| | |
|------------------|----------------|
| Rich VanDyke | Chairman |
| Jay E. Hardy | Commissioner |
| Brian K. Shaffer | 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. Box Elder County Housing Authority – Roger Jones/BRAG

The Administrative/Operational Session adjourned at 8:59 a.m.

The regular session was called to order by Chairman VanDyke at 9:00 a.m. with the following members present, constituting a quorum:

| | |
|------------------|----------------|
| Rich VanDyke | Chairman |
| Jay E. Hardy | Commissioner |
| Brian K. Shaffer | Commissioner |
| LuAnn Adams | Recorder/Clerk |

The prayer was offered by Chairman VanDyke.

APPROVAL OF MINUTES

THE MINUTES OF THE REGULAR MEETING OF AUGUST 31, 2010 WERE APPROVED AS WRITTEN ON A MOTION BY COMMISSIONER SHAFFER, SECONDED BY COMMISSIONER HARDY AND UNANIMOUSLY CARRIED.

AGENDA: ATTACHMENT NO. 1

FOLLOW-UP BUSINESS - COMMISSIONERS

Chairman VanDyke said he and Senator Knudson attended the ATK firing of the Ares Development Motor (DM-2) last Tuesday. They were able to participate in hopes of rubbing shoulders with NASA officials to give them a prod to reconsider the NASA funding. The only NASA officials that were at the motor firing were those in favor. Chairman VanDyke said ATK is in a much better position now for funding the Ares. He said there is a real glimmer of hope. The motor firing was attended by over 400 people. ATK went overboard to show the plant and processes off. He said a lot of the buildings are ghost towns, but he feels ATK's financial position is much better.

BID OPENING/BLUE CREEK WATERSHED IMPROVEMENTS PACKAGE C – BRENT SLATER

County Surveyor Brent Slater and Road Supervisor Bill Gilson opened the following bids regarding the Blue Creek Watershed Improvements Package C:

| <u>Bidder</u> | <u>Bid Bond</u> | <u>Bid Amount</u> |
|-----------------------|-----------------|-------------------|
| Harper Kilgore | Yes | \$1,812,759.31 |
| AAA Excavation | Yes | \$ 985,985.93 |
| Staker Parson | Yes | \$1,158,173.45 |
| Ormond Construction | Yes | \$1,786,609.13 |
| Whitaker Construction | Yes | \$1,294,568.35 |

MOTION: A motion was made by **Commissioner Hardy** to direct Brent Slater and Bill Gilson to review the bids and make sure they are okay without any errors, and to come back next week with a recommendation. The motion was seconded by **Commissioner Shaffer** and unanimously carried.

BID RECOMMENDATION/NRCS PROJECT PACKAGE B – BRENT SLATER/BILL GILSON

Brent Slater and Bill Gilson said they reviewed the bid results for the Pocatello Valley Roadway Protection Project Package B and recommend Staker Parson as the low bidder in the amount of \$870,204.61.

MOTION: A motion was made by **Commissioner Shaffer** to accept Staker Parson for the Pocatello Valley Roadway Protection Project Package B and authorize the chair to sign the contract agreement and notice of award. The motion was seconded by **Commissioner Hardy** and unanimously carried.



FAMILY DAY PROCLAMATION – CHAIRMAN VANDYKE

Chairman VanDyke read the following resolution proclaiming the fourth Monday of every September as Family Day – A day to eat dinner with your children in Box Elder County.

(See Attachment No. 2 – Resolution No. 10-10.)

Commissioner Shaffer said anytime we have an opportunity to promote the quality of family life in Box Elder County, we should. It solves a lot of problems that come up later in a child's life. It is best if things can be fixed at a family level.

MOTION: A motion was made by **Commissioner Shaffer** to adopt Resolution No. 10-10, a resolution proclaiming the fourth Monday of every September as "Family Day - A day to eat dinner with your children" in Box Elder County. The motion was seconded by **Commissioner Hardy** and unanimously carried.

911 MAINTENANCE AGREEMENT #10-62 – CHAIRMAN VANDYKE

This item was cancelled.

PROPERTY TAX/INTERMOUNTAIN INDIAN PROPERTY – TODD LISH

Brigham City Economic Development Director Paul Larsen presented a draft agreement between Box Elder County and Thomas Development Company. Mr. Larsen said the developer would occupy 3-4 acres to build senior apartments. There is considerably more acreage for other projects on the property. There is one other entity in discussion. Mr. Larsen asked that one Commissioner be assigned to discuss this agreement and concept of deferring the payment of taxes for one year. Mr. Larsen said time is of the essence.

MOTION: A motion was made by **Commissioner Shaffer** to authorize Chairman VanDyke to follow-up with Paul Larsen along with staff to discuss the County's concerns and to help understand the project and how to move forward with the property tax situation at the Intermountain Indian School property. The motion was seconded by **Commissioner Hardy** and unanimously carried.

CENTRAL BOX ELDER FIRE SSD BOUNDARY/RESOLUTION/BOARD – MAYOR FORSGREN

Honeyville Mayor David Forsgren presented a map and boundaries for the Central Box Elder Fire Special Service District. He said Attorney Eric Johnson is preparing a resolution which will adopt the new boundaries. He asked the Commissioners to review the new boundaries.

CENTRAL BOX ELDER FIRE SSD SERVICE FEE – CHAIRMAN VANDYKE

Chairman VanDyke told the Special Service District members the county will pay the third quarter bill, and the bill will be adjusted the fourth quarter.

USING TITLE III SECURE RURAL SCHOOL FUNDS – REBECCA DILG

There was a discussion on the use of the Title III Secure Rural School Funds.

MOTION: A motion was made by **Commissioner Hardy** to move the Title III Secure Road School Funds for the year 2008 in the amount of \$29,269 from the fund balance of the Municipal Service Fund into the Box Elder County Special Service District Fund and the Title III Secure Road School Funds for the year 2009 in the amount of \$26,619.38 from the Public Safety Fund balance to the Box Elder County Special Service District Fund. The motion was seconded by **Commissioner Shaffer** and unanimously carried.

MOTION: A motion was made by **Commissioner Shaffer** to accept the Title III Secure Road School Funds money to the Box Elder County Special Service District Fund and all future payment and to authorize County Auditor Tom Bennett to send a letter to the state treasurer that Box Elder County Title III monies be paid to the Box Elder County Special Service District. The motion was seconded by **Commissioner Hardy** and unanimously carried.

WARRANT REGISTER – COMMISSIONERS

The Warrant Register was signed and the following claims were approved for payment: Claims 71918 – 72037, 2010019 in the amount of \$345,722.26.

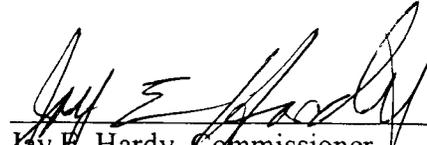
ADJOURNMENT

A motion was made by **Commissioner Shaffer** to adjourn. **Commissioner Hardy** seconded the motion, and the meeting adjourned at 10:30 a.m.

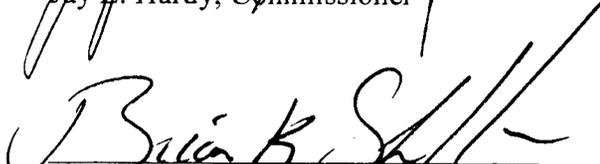
ADOPTED AND APPROVED in regular session this 14th day of September 2010.



Rich VanDyke, Chairman



Jay E. Hardy, Commissioner



Brian K. Shaffer, Commissioner



ATTEST:



LuAnn Adams, Recorder/Clerk

BOX ELDER COUNTY RECORDER/CLERK
Box Elder County Courthouse
01 South Main Street
Brigham City, Utah 84302

NOTICE and AGENDA

Public Notice is hereby given that the Box Elder County Board of County Commissioners will hold an **Administrative/Operational Session** commencing at **8:00 a.m.** and a regular **Commission Meeting** commencing at **9:00 a.m. TUESDAY, SEPTEMBER 7, 2010** in the Commission Chambers of the Box Elder County Courthouse, 01 South Main Street, Brigham City, Utah.

Administrative/Operational Session

***8:00 a.m.**

1. Agenda Review/Supporting Documents
2. Commissioners' Correspondence
3. Staff Reports – Agenda Related
4. Correspondence
5. Assignment Review

***8:20 a.m.**

6. Box Elder County Housing Authority – Roger Jones/BRAG

- *9:00 – 9:05** Call to Order: Chairman VanDyke
Invocation: Chairman VanDyke
Approval of Minutes of August 31, 2010
- *9:05 – 9:10** Follow-Up Business
- *9:10 – 9:20** Bid Opening/Blue Creek Watershed Improvements Package C – Brent Slater
- *9:20 – 9:25** Bid Recommendation/NRCS Project Package B – Brent Slater/Bill Gilson
- *9:25 – 9:30** Family Day Proclamation – Chairman VanDyke
- *9:30 – 9:35** 911 Maintenance Agreement # 10-62 – Chairman VanDyke

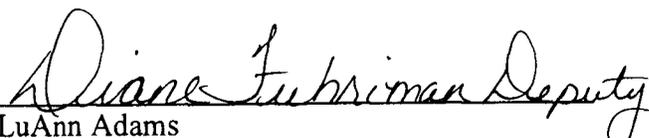
- *9:35 – 9:45 Property Tax/Intermountain Indian Property – Todd Lish
- *9:45 – 9:55 Central Box Elder Fire SSD Boundary/Resolution/Board – Mayor Forsgren
- *9:55 – 10:00 Central Box Elder Fire SSD Service Fee – Chairman VanDyke
- *10:00 – 10:10 Using Title III Secure Rural School Funds – Rebecca Dilg
- *10:10 – 10:15 Warrant Register & Personnel Actions – Commissioners
- *10:15 – 10:20 Assignment Review – Commissioners

Adjournment

These assigned times may vary depending on length of discussion, cancellation of scheduled agenda items or agenda alteration. Therefore, the times are estimates of the agenda items to be discussed. If you have any interest in any topic, you need to be in attendance at 9:00 a.m.

Prepared and posted this 2nd day of September 2010.

Mailed to the Box Elder News Journal, the Leader, and the Standard Examiner this 2nd day of September 2010.


LuAnn Adams
Recorder/Clerk

NOTE: Please turn off or silence cell phones and pagers during public meetings

This facility is wheel chair accessible and accessible parking spaces are available. Requests for accommodations or interpretive services must be made three (3) working days prior to this meeting. Please contact the Commission Secretary's office at 734-3347 or FAX 734-2038 for information or assistance.

RESOLUTION NO. 10-10

**A RESOLUTION OF THE BOX ELDER COUNTY COMMISSION
PROCLAIMING THE FOURTH MONDAY OF EVERY SEPTEMBER AS
"FAMILY DAY – A DAY TO EAT DINNER WITH YOUR CHILDREN" IN BOX
ELDER COUNTY**

WHEREAS, the Box Elder County Commission finds that the use of illegal and prescription drugs and the abuse of alcohol and nicotine constitute one of the greatest threats to the well being of America's children, as well as the children of Box Elder County; and

WHEREAS, the Box Elder County Commission has been made aware that fifteen (15) years of surveys conducted by the National Center on Addiction and Substance Abuse (CASA) at Columbia University have consistently found that the more often children and teenagers eat dinner with their families the less likely they are to smoke, drink and use illegal drugs; and

WHEREAS, the Box Elder County Commission is of the opinion that family dining is associated with lower rates of teen smoking, drinking, illegal drug use and prescription drug use and the correlation between frequent family dinners and reduced risk for teen substance abuse is well documented; and

WHEREAS, the Box Elder County Commission is further of the opinion that family dinners have long constituted a substantial pillar of family life in America, and that parents who are engaged in their children's lives, through such activities as frequent family dinners, are less likely to have children who abuse substances; and

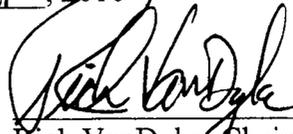
WHEREAS, the Box Elder County Commission is desirous of protecting the children of Box Elder County from the dangers of substance abuse.

NOW THEREFORE, BE IT RESOLVED by the County Legislative Body of Box Elder County, State of Utah, with 3 members present and 3 members voting in favor thereof, that the fourth Monday of every September is hereby proclaimed as **"Family Day – A Day to Eat Dinner with Your Children"** within Box Elder County.

A11 #2

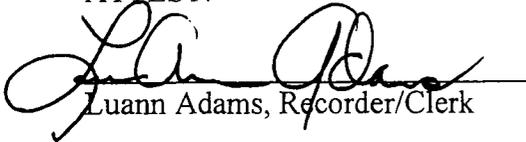
and all parents residing in Box Elder County are encouraged to make a special effort to eat dinner with their children on that day.

ADOPTED AND APPROVED in regular session of the Box Elder County Commission this 7th day of September, 2010



Rich VanDyke, Chairman
Box Elder County Commission

ATTEST:



Luann Adams, Recorder/Clerk

