

**MINUTES
BOX ELDER COUNTY COMMISSION
SEPTEMBER 20, 2023**

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 11:15 a.m. on **September 20, 2023**. The following members were present:

Stan Summers	Chairman
Boyd Bingham	Commissioner
Lee Perry	Commissioner
Marla R. Young	Clerk

The following items were discussed:

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

The Administrative/Operational Session adjourned at 11:24 a.m.

The regular session was called to order by Chairman Summers at 11:30 a.m. with the following members present, constituting a quorum:

Stan Summers	Chairman
Boyd Bingham	Commissioner
Lee Perry	Commissioner
Marla Young	County Clerk

The prayer was offered by Commissioner Summers.

The Pledge of Allegiance was led by Assessor Rodney Bennett.

APPROVAL OF MINUTES

THE MINUTES OF THE REGULAR MEETING OF SEPTEMBER 13, 2023 WERE APPROVED AS WRITTEN ON A MOTION BY COMMISSIONER PERRY, SECONDED BY COMMISSIONER BINGHAM AND UNANIMOUSLY CARRIED.

ATTACHMENT NO. 1 - AGENDA

ADMINISTRATIVE REVIEW/REPORTS/FUTURE AGENDA ITEMS – COMMISSION

There were no Administrative Review items discussed.

FORMER AGENDA ITEMS FOLLOW-UP – COMMISSIONERS

Policy Changes to Box Elder County Facilities Management Department Policies and Procedures-Commissioner Perry

Commissioner Perry stated they tabled the policy change in the last Commission meeting. They have worked out the budget and supervision of the new facilities position.

Commissioner Bingham stated he felt this policy makes things more difficult.

MOTION: Commissioner Perry made a motion to approve the policy changes to the Box Elder County Facilities Management Department. Chairman Summers seconded the motion and the motion carried on a roll call vote of Chairman Summers voting Yea, Commissioner Perry voting Yea, and Commissioner Bingham voting Nay.

EMERGENCY MANAGEMENT ISSUES

Flooding issues- Chairman Summers

Chairman Summers reported there has been some flooding in the west part of the county.

ARPA/LATCF

There were no ARPA or LATCF Funding items discussed.

BOX ELDER COUNTY EMPLOYEE RECOGNITION

Commissioner Perry stated they received numerous recommendations for Employee of Month. One particular crew stood out for going above and beyond. He explained that a vendor at the fair inadvertently threw away a sack of jewelry in a dumpster. Three employees at the landfill located the area of the dumpster and brought metal detectors from home and searched until they found the jewelry. The Commissioners presented a certificate to Jeff Hess, Kellan Cook, and Travis Limb.

PUBLIC INTERESTS / PRESENTATIONS / CONCERNS

Appoint New Board Member Melissa Heil for the Library-Heather Nelson

Heather Nelson from the Bookmobile stated Katrina Nelson has served a four year term and she expressed appreciation for her service. She recommended Melissa Heil be appointed for four years to the Library board.

MOTION: Commissioner Perry made a motion to appoint Melissa Heil to the Library Board. The motion was seconded by Commissioner Bingham and unanimously carried on a roll call vote of Chairman Summers voting Yea, Commissioner Bingham voting Yea, and Commissioner Perry voting Yea.

Declare October 2023 Domestic Violence Awareness Month-Megan Talamantez

Megan Talamantez of the New Hope Crisis Center shared facts of the services given this past year. She stated they have assisted in 5,430 crisis calls which included women, children, and men. She read a proclamation to declare the month of October as Domestic Violence Awareness Month.

MOTION: Commissioner Perry made a motion to declare October 2023 Domestic Violence Awareness Month. The motion was seconded by Commissioner Bingham and unanimously carried on a roll call vote of Chairman Summers voting Yea, Commissioner Bingham voting Yea, and Commissioner Perry voting Yea.

ATTACHMENT NO. 2 - Proclamation

Renewal of Contract #23-79 with Box Elder County and Box Elder Chamber of Commerce for 2024 Year-Monica Holdaway

This Item was needed to be on an RDA agenda, so it was canceled.

AUDITOR'S OFFICE

Recommendations on CIP Project Requests for 2024-Shirlene Larsen

Auditor Shirlene Larsen presented the recommendations for Capital Improvement Projects. She said they will be a part of the tentative budget presentation. She stated there has been three staff, Commissioner Perry, and Risk Manager Chase Stratton involved in the process and they have

ranked the projects by an evaluation form. She talked about how the funding works for different departments.

COMMISSIONERS

Reschedule Commission Meetings October 4, 2023 and November 15, 2023-Commissioners

Chairman Summers stated there is a need to make a change to some regularly scheduled Commission meetings. He said they will cancel the October 1, 2023 meeting and hold the and have one Commission meeting on October 18th. He stated the November 15th meeting will need to be rescheduled due to the UAC Fall Conference. He recommended it be moved to November 22, 2023.

MOTION: Commissioner Perry made a motion to cancel the October 1, 2023 meeting and hold one meeting on October 18, 2023 and to reschedule the November 15, 2023 meeting to November 22, 2023. The motion was seconded by Commissioner Bingham and unanimously carried on a roll call vote of Chairman Summers voting Yea, Commissioner Bingham voting Yea, and Commissioner Perry voting Yea.

Approval of Rural County Grant Program-Shawn Milne

Regional Economic Director Shawn Milne explained he talked with Commissioners in the last meeting regarding the Rural County Grant Program. He said the application is due on October 1st. He presented the application.

MOTION: Commissioner Perry made a motion to adopt the budget and application for the Rural County Grant. The motion was seconded by Commissioner Bingham and unanimously carried on a roll call vote of Chairman Summers voting Yea, Commissioner Brigham voting Yea, and Commissioner Perry voting Yea.

COMMUNITY DEVELOPMENT

Ordinance #586-Removing County Road Standards From Land Use Code-Scott Lyons

Community Development Director Scott Lyons stated the Commission passed new road standards in a recent meeting. Ordinance #586 removes the old standards from the Land Use Management Code. It was approved in the July Planning Commission meeting and a public hearing was held. The Planning Commission recommends approval.

MOTION: Commissioner Perry made a motion to approve Ordinance #586. The motion was seconded by Commissioner Bingham and unanimously carried on a roll call vote of Chairman Summers voting Yea, Commissioner Bingham voting Yea, and Commissioner Perry voting Yea.

ATTACHMENT NO 3: Ordinance #586

D & M Subdivision-Scott Lyons

Community Development Director Scott Lyons explained the D & M Subdivision is a two-lot subdivision west of Brigham City at approximately 1181 N 6000 W. Each lot is .67 acres in size and has been reviewed by all applicable departments and is recommended for approval.

MOTION: Commissioner Bingham made a motion to approve the D&M Subdivision. The motion was seconded by Commissioner Perry and unanimously carried on a roll call vote of Chairman Summers voting Yea, Commissioner Bingham voting Yea, and Commissioner Perry voting Yea.

HUMAN RESOURCES

Retirement Incentive 2024-Jenica Stander

Human Resource Manager Jenica Stander explained each year they come up with a retirement incentive for those that might be eligible. She requested an incentive for 2024. She said it could potentially affect thirteen employees with a potential of \$221,00.00 in savings.

MOTION: Commissioner Bingham made a motion to approve the retirement incentive for 2024. The motion was seconded by Commissioner Bingham and unanimously carried on a roll call vote of Chairman Summers voting Yea, Commissioner Bingham voting Yea, and Commissioner Perry voting Yea.

PUBLIC COMMENT

DeAnna Hardy of Brigham City expressed her concerns about the Joint Resolution the Legislature passed regarding economic development. She said on behalf of the Box Elder Committee of Liberty she urged the commission to become informed of Agenda 21. She said prophets have warned of secret combinations. She asked them to please awake to the covid pandemic and stand for liberty.

Fred Hayes of Bear River City expressed concerns regarding elections. He said it seems to be apparent that computerized voting, the loss of voter registrations, and the need for hand counts are important. He encouraged Box Elder County to be an example to the state and nation and return to the precincts to count their own votes and solidify our election systems. He feels there is a lot of looseness in our system with mail ballots and early voting it is easy to peek at early votes. He said there was a meeting with ES&S (Election Systems & Software) in South Dakota and there were things discussed that contradicted what ES & S had said. He said they have a history of lying.

WARRANT REGISTER – COMMISSIONERS

The Warrant Register was signed and the following claims were approved: Claim numbers 121710 through 121744 in the amount of \$69,610.08.

PERSONNEL ACTIONS/VOLUNTEER ACTION FORMS – COMMISSIONERS

Employee Name:	Department:	PA Type:	Effective Date:
HUNTER, RILEY	SHERIFF'S OFFICE	COMPENSATION CHANGE	09/13/2023
TALLANT, TAMIE	ATTORNEY'S OFFICE	COMPENSATION CHANGE	09/19/2023
BURGAN, CHERYL	ATTORNEY'S OFFICE	COMPENSATION CHANGE	09/19/2023
STRATTON, CHASE	ATTORNEY'S OFFICE	COMPENSATION CHANGE	09/06/2023
KLAVITTER, BLAYKE	VICTIM SERVICES	SEPARATION	09/19/2023

CLOSED SESSION

There was not a closed session.

ADJOURNMENT

A motion was made by Commissioner Perry to adjourn. Commissioner Bingham seconded the motion, and the meeting adjourned at 12:23 pm.

ADOPTED AND APPROVED in regular session this 18th day of October 2023.

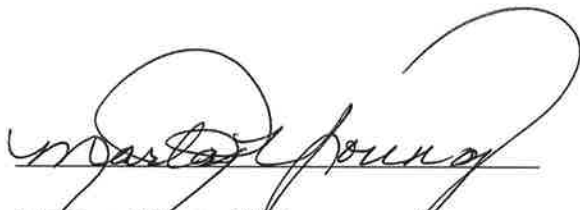

Stan Summers, Chairman


Boyd Bingham, Commissioner


Lee Perry, Commissioner



ATTEST:


Marla R. Young, Clerk



COUNTY COMMISSION MEETING
Commission Chambers, 01 South Main Street, Brigham City, Utah 84302
Wednesday, September 20, 2023 at 11:30 AM

AGENDA

NOTICE: *Public notice is hereby given that the Box Elder County Board of County Commissioners will hold an Administrative/Operational Session commencing at 11:15 A.M. and a regular Commission Meeting commencing at 11:30 A.M. on Wednesday September 20, 2023 in the Commission Chambers of the Box Elder County Courthouse, 01 South Main Street, Brigham City, Utah.*

1. ADMINISTRATIVE / OPERATIONAL SESSION

- A. Agenda Review / Supporting Documents
- B. Commissioners' Correspondence
- C. Staff Reports

2. CALL TO ORDER 11:30 A.M.

- A. Invocation Given by: Chairman Summers
- B. Pledge of Allegiance Given by: Assessor Rodney Bennett
- C. Approve Minutes September 13, 2023

3. ADMINISTRATIVE REVIEW / REPORTS / FUTURE AGENDA ITEMS

4. FORMER AGENDA ITEMS

5. EMERGENCY MANAGEMENT ISSUES

6. ARPA/LATCF

7. BOX ELDER COUNTY EMPLOYEE RECOGNITION

8. PUBLIC INTERESTS / PRESENTATIONS / CONCERNS

- A. 11:38 Appoint New Board Member Melissa Heil for the Library-Heather Nelson
- B. 11:40 Declare October 2023 Domestic Violence Awareness Month-Megan Talamantez
- C. 11:45 Renewal of Contract #23-79 with Box Elder County and Box Elder Chamber of Commerce for 2024 Year-Monica Holdaway

9. AUDITOR'S OFFICE

- A. 11:50 Recommendations on CIP Project Requests for 2024-Shirlene Larsen

10. COMMISSIONERS

- A. 11:55 Reschedule Commission Meetings October 4, 2023 and November 15, 2023-Commissioners
- B. 11:57 Approval of Rural County Grant Program-Shawn Milne

11. COMMUNITY DEVELOPMENT

- A. 11:59 Ordinance #586-Removing County Road Standards From Land Use Code-Scott Lyons

B. 12:02 D & M Subdivision-Scott Lyons

12. HUMAN RESOURCES

A. 12:05 Retirement Incentive 2024-Jenica Stander

13. PUBLIC COMMENT (No action will be taken at this time)

- A. Those wishing to make a public comment shall sign the comment roll and will be responsible for following the rules outlined in the County Commission Rules and Procedures.
- B. Speakers will have one, three (3) minute opportunity to speak regardless of the number of items they wish to address.
- C. Speakers shall address their comments to the County Commission only. This is a time to be heard, there will not be a back and forth dialogue with the Commissioners.
- D. Speakers may file copies of their remarks or supporting information with the County Clerk. The County Clerk will make the information available to the County Commission.

14. WARRANT REGISTER

15. PERSONNEL ACTIONS / VOLUNTEER ACTION FORMS / CELL PHONE ALLOWANCE

16. CLOSED SESSION

17. ADJOURNMENT

Prepared and posted this 15th day of September, 2023. Mailed to the Box Elder News Journal and the Leader on the 15th of September, 2023. These assigned times may vary depending on the length of discussion, cancellation of scheduled agenda times and agenda alteration. Therefore, the times are estimates of agenda items to be discussed. If you have any interest in any topic you need to be in attendance at 11:30 a.m.



Marla R. Young - County Clerk

Box Elder County

NOTE: Please turn off or silence cell phones and pagers during public meetings. This facility is wheelchair 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 (435) 734-3347 or FAX (435) 734-2038 for information or assistance.

Domestic Violence Awareness Month

October 2023

WHEREAS, one in every four women and one in ten men in Utah will experience domestic violence during her lifetime; and

WHEREAS, victims should have help to find the compassion, comfort and healing they need, and domestic abusers should be punished to the full extent of the law; and

WHEREAS, fleeing domestic violence has caused women and children to be the fastest growing homeless population; and

WHEREAS, Domestic Violence Awareness Month provides an excellent opportunity for the community to recognize this issue and the many victims of this terrible crime and to show support for the numerous organizations and individuals who provide critical advocacy, services and assistance to victims;

THEREFORE, we, commissioners for Box Elder County, urge our residents to work together to eliminate domestic violence from our community and hereby declare October 2023 as

DOMESTIC VIOLENCE AWARENESS MONTH IN BOX ELDER COUNTY, UTAH



Stan Summers



Boyd Bingham



Lee Perry

ORDINANCE NO. 586

AN ORDINANCE OF BOX ELDER COUNTY REMOVING EXHIBIT A, NEW ROAD STANDARDS 2014 (ORD. 379) FROM ARTICLE 5: REGULATIONS OF GENERAL APPLICABILITY, IN THE BOX ELDER COUNTY LAND USE MANAGEMENT & DEVELOPMENT CODE.

WHEREAS, a proposal has been made to remove Exhibit A, New Road Standards 2014 from Article 5: Regulations of General Applicability, in the Box Elder County Land Use Management & Development Code; and

WHEREAS, the Box Elder County Planning Commission scheduled a public hearing on the proposal to amend the text of the Box Elder County Land Use Management & Development code and provided notice of the public hearing by mailing notice to each affected entity at least 10 calendar days before the public hearing, and by posting it on the County's official website; and by publishing it on the Utah Public Notice Website at least 10 calendar days before the public hearing; and

WHEREAS, the Box Elder County Planning Commission, after appropriate notice, held a public hearing on July 20, 2023 to allow the general public to comment on this proposed text amendment; and

WHEREAS, after providing for public comment from the general public, the Box Elder County Planning Commission has found and determined that the proposed text amendment is in conformity with the General Plan of Box Elder County, that the uses allowed by the proposed change are harmonious with the overall character of the existing development in the vicinity of the property, that it will not adversely affect adjacent properties, that the facilities and services intended to serve property are adequate, and will provide for the health, safety, and general welfare of the public and protect the environment; and

WHEREAS, based upon these findings, the Box Elder County Planning Commission has recommended that the Box Elder County Commission amend the text as has been requested; and

WHEREAS, the Box Elder County Commission, after appropriate notice, held a public meeting on September 20, 2023, to review and discuss this proposed amendment; and

WHEREAS, after reviewing and discussing, the Board of County Commissioners of Box Elder County, Utah finds that the amendment to the text as set forth in Exhibit B is in conformity with the General Plan of Box Elder County, that the uses allowed by the proposed change are harmonious with the overall character of the existing development in the vicinity of the property, that it will not adversely affect adjacent properties, that the facilities and services intended to serve property are adequate, and that it will be in the best interest of and promote the health, safety and general welfare of the residents of Box Elder County;

NOW THEREFORE, the County legislative body of Box Elder County ordains as follows:

SECTION 1: Ordinance Text Amendment. Exhibit A, New Road Standards 2014, in the Box Elder County Land Use Management & Development Code is hereby removed in its entirety.

SECTION 2: Box Elder County Road Standards. Exhibit B, the 2023 updated Road Department Engineering Standards, having been previously approved and adopted, independent of the Box Elder County land Use Management & Development Code, by the Box Elder County Commission on

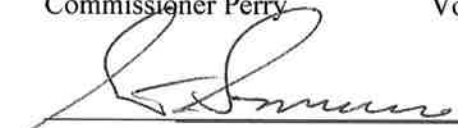
August 16, 2023.

SECTION 3: Effective Date. This ordinance shall become effective fifteen (15) days after its passage.

PASSED, ADOPTED AND A SYNOPSIS ORDERED PUBLISHED this 20th day of September, 2023, by the Board of County Commissioners of Box Elder County, Utah,

Commissioner Bingham
Commissioner Summers
Commissioner Perry

Voting Aye
Voting Aye
Voting Aye



Box Elder County Commission Chair



Attest:

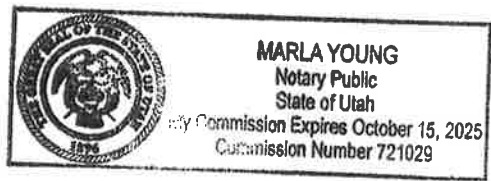



Marla Young
Box Elder County Clerk

State of Utah)
)
)
County of Box Elder)

On this 20th day of September, 2023, personally appeared before me, the undersigned notary public, Stan Summers, whose identity is personally known to me (or proved on the basis of satisfactory evidence) and who by me duly sworn (or affirm), did say he is the **Commission Chairman for Box Elder County** and said document was signed by him in behalf of said Corporation and acknowledged to me that said Corporation executed the same.

My Commission Expires: Oct 15, 2025





Notary Public