

**MINUTES
BOX ELDER COUNTY COMMISSION
NOVEMBER 1, 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 4:45 p.m. on **November 1, 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 4:49 p.m.

The regular session was called to order by Chairman Summers at 5:00 p.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 Chairman Summers.

The Pledge of Allegiance was led by Community Development Director Scott Lyons.

APPROVAL OF MINUTES

THE MINUTES OF THE REGULAR MEETING OF OCTOBER 18, 2023 WERE APPROVED AS WRITTEN ON A MOTION BY COMMISSIONER BINGHAM, SECONDED BY COMMISSIONER PERRY 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

Letter of Support for the Division of Wildlife - Commissioner Perry

Commissioner Perry explained they approved a letter of support that was sent to Governor Cox regarding the acquisition of land for the Division of Wildlife in a former Commission meeting, but the date of the letter was incorrect. They have drafted a new letter with the correct date.

MOTION: Commissioner Perry made a motion to approve the corrected letter of support. 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 - Letter of Support

EMERGENCY MANAGEMENT ISSUES

Emergency Manager Mark Millett stated they have been doing a four day exercise regarding recovery and transportation of missiles in case of an emergency. He spoke about the stages of a solid rocket booster. The training exercise was held west of the fairgrounds.

ARPA/LATCF

There was no ARPA or LATCF discussion.

BOX ELDER COUNTY EMPLOYEE RECOGNITION

Commissioner Perry said they continue to get nominations for the employee of month. This month they would like to acknowledge a group of employees who went above and beyond. They are being presented with a service recognition. He explained they performed a special act of service to a fellow employee and attempted to save his life. He explained there were two different incidents where the employee needed medical help and his coworkers jumped in to help him. Unfortunately the employee passed away while they were out west. He stated they are the best examples of “We have your back”.

The Commissioners recognized Tyler Wagstaff, Michael Burnett, Shawn Nicholas, Bruce Morris, James Page, and Gerald Richins for their extraordinary service in a very difficult circumstance.

PUBLIC INTERESTS / PRESENTATIONS / CONCERNS

Fee Waiver for Fairgrounds for the Tremonton Women's Civic League-Terri Fridal

Terri Fridal of Tremonton Women's Civic League gave a brief history of the fundraiser they do that provides service to multiple organizations. She asked the Commissioners for a waiver of the cost for the use of the fairgrounds for their pickleball fundraiser.

MOTION: Commissioner Bingham made a motion to waive the fee at the fairgrounds for the Tremonton Women's Civic League fundraiser. 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.

Culvert Issue Near Plymouth-Arnold Lamb

Arnold Lamb of Plymouth gave a history of problems regarding a culvert on a road in Plymouth. He stated people have fixed things temporarily, but when the culvert was put in there is now washing out of the road and into the fields. He said they would like to have the culvert moved back to where it was prior. He said there are concerns of winter coming on and after it freezes and thaws it will wash out the road.

The Commissioners recommended Mr. Lamb work with the Road Department.

ASSESSOR'S OFFICE

Appeal Personal Property Tax-Terry Bean

Karen, representing Terry Bean of Cate Rental & Equipment in Salt Lake City, said they had an oversight in their personal property taxes and the tax was received late and late fees were assessed. She asked for an adjustment.

Assessor Rodney Bennett explained this is state assessed property located in Salt Lake and they report to the State Tax Commission, then the county does the billing. In a letter from the state it says the company didn't respond to requests from them. He said an appeal would need to go through the state.

AUDITOR'S OFFICE

Presentation of the Proposed 2024 Budget-Shirlene Larsen

Auditor Shirlene Larsen gave a presentation on the 2024 proposed budget. She explained the different funds that exist in the county and what each fund does. She stated some funds have restrictions on what the money may be used for. She said the proposed budget includes a 4% cost of living increase and a 5% health insurance increase. She listed some new employment positions, capital improvements, and reported the salaries of the elected officials.

ATTACHMENT NO. 3 - Budget presentation

Public Hearing to Discuss the Proposed 2024 Budget-Shirlene Larsen

Chairman Summers opened the public hearing for the 2024 proposed budget.

DeAnna Hardy of Brigham City gave a history of the county's budget amounts. She said when the county's bond debt was paid the county's budget should have gone down but has steadily increased. The people have asked time and time again for the government to stop spending, cut government programs and return the economic system back to the free market systems. Their cries have been ignored. She stated the Lord tells us that if you do not heed our cries that he will arise and come forth and will cut off the wicked, unfaithful, and unjust stewards and appoint them among the hypocrites and unbelievers. She said since the Lord has not come yet, there is time for repentance and a return of the government to go back to its limited and proper role. She said the Box Elder Committee of Liberty opposes the \$52,000,000.00 2024 budget and asked them to stop spending and cut unconstitutional programs.

MOTION: Commissioner Perry made a motion to close the public hearing. The motion was seconded by Commissioner Bingham and the hearing was closed.

Public Hearing on Proposed Amendments to the 2023 Budget - Shirlene Larsen

Auditor Shirlene Larsen explained they have some adjustments that need to be made to the 2023 budget. She stated they include adjustments to expenditures as well as revenue due to the ARPA funds from the state for broadband projects, missing capital improvements, increases in state jail inmates, property recordings are down, and building inspection revenue has had a slow down.

Chairman Summers opened the public hearing regarding amendments to the 2023 budget.

DeAnna Hardy of Brigham City stated it is not right how things are being done. She said if the state is forcing you to do things, it isn't right and the Commission should declare nullification. She quoted Thomas Jefferson and said she doesn't agree with the majority of what the Commission is doing.

MOTION: Commissioner Bingham made a motion to close the public hearing. The motion was seconded by Commissioner Perry and the hearing was closed.

MOTION: Commissioner Perry made a motion to accept the 2023 Budget Amendments as presented. 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. 4 - Amendments to 2023 Budget

COMMISSIONERS

Indigent Burial Request-Chairman

Commission Secretary Chrisee Bennett stated they have received a request for an indigent burial from Myers Mortuary. She stated the usual amount to be paid is \$1200.00.

MOTION: Commissioner Perry made a motion to approve the indigent burial. 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.

Ratify Approval of a Fee Waiver for the Fairgrounds for a Fundraiser-Chairman Summers

Chairman Summers stated the request for approval of a fee waiver was for a fundraising event that took place between Commission meetings. He stated the fundraiser raised funds for a girl with cancer. They raised about \$19,000.00.

MOTION: Commissioner Bingham made a motion to ratify the fee waiver for a fundraiser held at the fairgrounds. 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.

COMMUNITY DEVELOPMENT

Ordinance #590- Anderson Rezone A-20 to RR-2-Scott Lyons

Community Development Director Scott Lyons explained Ordinance #590 is a rezone request to break off a parcel to build a home. The request was to change the zoning from an A-20 to RR2. A public hearing was held at the Planning Commission meeting and with no public comment. The Planning Commission recommended approval with modifications to have the remaining acreage be zoned as RR10.

MOTION: Commissioner Bingham made a motion to approve Ordinance #590 with the recommended modifications. 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.

ATTACHMENT NO. 5 - Ordinance #590

Mantua Corridor Preservation Funding Request-Scott Lyons

Community Development Director Scott Lyons stated they have received a funding request from the Town of Mantua for construction on an intersection located at Fish Hatchery Road, Meadow Lane and Rocky Dugway Road. The proposed project will cost approximately \$99,056.00. Mantua will provide a 10% match. They are requesting \$89,150.00 from the Corridor Preservation Fund. The COG approved the request at their October 16, 2023 meeting.

MOTION: Commissioner Bingham made a motion to approve the Corridor Preservation Funds for Mantua in the amount of \$89,150.00. 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.

ROAD DEPARTMENT

Public Hearing for Public Notice and Opportunity to Speak Regarding the 2023 Seasonal Road Closure Ordinance-Darin McFarland

Chairman Summers explained the legislature made some changes that require a public hearing to be held whenever there is a road closure. He explained the road closures are seasonal closures on the Dairy Valley Road, Willard Peak Road, Short Divide Road, and the Rocky Dugway Road. The public hearing was opened by Chairman Summers.

There were no public comments.

MOTION: Commissioner Perry made a motion to close the public hearing. The motion was seconded by Commissioner Bingham and the hearing was closed.

Approval for Ordinance #589 Allowing the Roads Department to Close Specified Roads Based on Safety and Weather Conditions for the Winter Season 2023 - 2024-Darin McFarland

Tyler Wagstaff of the Road Department explained Ordinance #589 allows the Road Department to close specific roads for the winter season. Those roads include: Dairy Valley Road, Willard Peak Road, Short Divide Road, and the Rocky Dugway Road.

MOTION: Commissioner Perry made a motion to approve Ordinance #589 based on safety and weather. 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. 6 - Ordinance #589

RISK MANAGEMENT

Policy 19 Updates-Chase Stratton

Risk Manager Chase Stratton stated there have been some changes made to Policy 19. He said they have made verbiage changes to section 19-7 regarding reporting accidents. They made changes to section 19-11 & 12 regarding bloodborne pathogens to be in compliance with OSHA regulations.

MOTION: Commissioner Perry made a motion to approve the updates to Policy 19. 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.

Appoint a UCIP Representative and Alternate by Resolution #23-13-Chase Stratton

Risk Manager Chase Stratton stated Resolution #23-13 appoints a representative for the annual UCIP board meeting in St. George. He recommended Stephen Hadfield be the representative and Jenica Stander be the alternate.

MOTION: Commissioner Perry made a motion to approve Resolution #23-13. 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. 7 - Resolution #23-13

PUBLIC COMMENT PERIOD

Commissioner Perry reviewed the rules for public comment. If written public comment statements were given to the clerk, they are available at the County Clerk's office.

Janene Beal of Riverside stated that recently the citizens of the county spoke their concerns to the Commissioners against multi-family dwellings. The Commission passed an ordinance that eliminated the ability to build multi-family dwellings in the unincorporated area. She said at first she thought it was a good idea but the more she learned about it she felt the government should not have the right to tell how someone can use their property and suggested they read through the constitution and see if it should be done. She concluded that everyone has the right to use their property how they would like if it is being done properly.

DeAnna Hardy of Brigham City quoted a portion of the Utah Constitution regarding the free market system. She reminded the Commission that each representative took an oath of office to support, obey, and defend the U.S. Constitution and the Utah Constitution. She said the Inland Port is a public/private partnership, which she feels is fascism. She stated the Inland Port is a monopoly and a political power which would cause additional harm to all citizens by capturing more of the citizen's dollars. She said the government should not be involved in business as it

creates an unfair playing field. She said the government should not be using tax dollars to pay for the county's small business program and asked for it to be defunded.

WARRANT REGISTER – COMMISSIONERS

The Warrant Register was signed and the following claims were approved: Claim numbers 121992 through 122051 in the amount of \$633,584.50 and claim numbers 122052 through 122123 in the amount of \$1,198,269.42 with voided claim number 121538.

PERSONNEL ACTIONS/VOLUNTEER ACTION FORMS – COMMISSIONERS

Employee Name:	Department:	PA Type:	Effective Date:
BOWEN, DAVID	SHERIFF'S OFFICE	PROMOTION	11/05/2023
COOK, KELLEN	LANDFILL	PROMOTION	10/24/2023
MARTINEZ, CALEB	SHERIFF'S OFFICE	PROMOTION	10/22/2023
SPARKS, LONDON	LANDFILL	STATUS CHANGE	10/23/2023
ESTRADA, ERIC	SHERIFF'S OFFICE	REHIRE	10/09/2023
LLUCH, ELOISA	SHERIFF'S OFFICE	NEW HIRE	10/16/2023
BENNION, LANCE	LANDFILL	SEPARATION	10/20/2023
CHRISTENSEN, TYLER	SHERIFF'S OFFICE	SEARCH & RESCUE VOLUNTEER	11/01/2023
BERRY, TARA	SHERIFF'S OFFICE	SEARCH & RESCUE VOLUNTEER	11/01/2023
GALAVIZ, DANIEL	SHERIFF'S OFFICE	COMPENSATION CHANGE	11/08/2023
BERRY, ERIC	ROAD DEPARTMENT	ON-CALL PAY	10/31/2023
NELSON, BROOKLYN	TREASURER'S OFFICE	NEW HIRE	10/30/2023
ROPER, DEBORAH	TREASURER'S OFFICE	REHIRE	10/30/2023
CARBINE, ASHLEE	ELECTIONS	SEPARATION	10/01/2023
HENDRICKS, JOSLIN	ELECTIONS	SEPARATION	10/01/2023
SHIRES, BONNIE	ELECTIONS	SEPARATION	10/01/2023
STEVENSON, TIFFANY	ELECTIONS	SEPARATION	10/01/2023


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 6:27 pm.

ADOPTED AND APPROVED in regular session this 22nd day of November 22, 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, November 01, 2023 at 5:00 PM

AGENDA

NOTICE: *Public notice is hereby given that the Box Elder County Board of County Commissioners will hold an Administrative/Operational Session commencing at 4:45 P.M. and a regular Commission Meeting commencing at 5:00 P.M. on Wednesday November 1, 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 5:00 P.M.

- A. Invocation Given by: Chairman Summers
- B. Pledge of Allegiance Given by: Community Development Director Scott Lyons
- C. Approve Minutes from the 18th of October, 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. 5:08 Fee Waiver for Fairgrounds for the Tremonton Women's Civic League-Terri Fridal
- B. 5:13 Culvert Issue Near Plymouth-Arnold Lamb

9. ASSESSOR'S OFFICE

- A. 5:18 Appeal Personal Property Tax-Terry Bean

10. AUDITOR'S OFFICE

- A. 5:20 Presentation of the Proposed 2024 Budget-Shirlene Larsen
- B. 5:28 Public Hearing to Discuss the Proposed 2024 Budget-Shirlene Larsen
- C. 5:38 Public Hearing on Proposed Amendments to the 2023 Budget-Shirlene Larsen

11. COMMISSIONERS

- A. 5:48 Indigent Burial Request-Commissioner
- B. 5:50 Ratify Approval of a Fee Waiver for the Fairgrounds for a Fundraiser-Commissioner

12. COMMUNITY DEVELOPMENT

- A. 5:52 Ordinance # 590- Anderson Rezone A-20 to RR-2-Scott Lyons
- B. 5:54 Mantua Corridor Preservation Funding Request-Scott Lyons

13. ROAD DEPARTMENT

- A. 5:55 Public Hearing for Public Notice and Opportunity to Speak Regarding the 2023 Seasonal Road Closure Ordinance.-Darin McFarland
- B. 6:05 Approval for Ordinance No. 589 Allowing the Roads Department to Close Specified Roads Based on Safety and Weather Conditions for the Winter Season 2023 - 2024-Darin McFarland

14. RISK MANAGEMENT

- A. 6:07 Policy 19 Updates-Chase Stratton
- B. 6:10 Appoint a UCIP Representative and Alternate by Resolution #23-13-Chase Stratton

15. 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.

16. WARRANT REGISTER

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

18. CLOSED SESSION

19. ADJOURNMENT

Prepared and posted this 27th day of October, 2023. Mailed to the Box Elder News Journal and the Leader on the 27th of October, 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 5:00 p.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.



Boyd Bingham □ Stan Summers □ Lee Perry

COUNTY COMMISSIONERS

September 13, 2023

Governor Spencer Cox
Utah State Capitol Complex
350 North State Street, Suite 200
P.O. Box 142220
Salt Lake City, Utah 84114

Dear Governor Cox,

On September 13, 2023, the Box Elder County Commission heard a presentation from Chad Cranney with the Utah Division of Wildlife Resources (UDWR) to discuss a land acquisition involving 701.45 acres of privately owned property, located adjacent to the Salt Creek Waterfowl Management Area (WMA).

UDWR presented information and maps of the property and explained the benefits of the acquisition for wildlife conservation and hunting opportunities.

The Box Elder County Commission is supportive of this acquisition and voted in favor of UDWR proceeding with the land acquisition.

Respectfully,



Stan Summers, Chair
Box Elder County Commission



Boyd Bingham
Commissioner



Lee Perry
Commissioner

Box Elder County 2024 Budget

The County provides services that include general government, public safety, public health and welfare, streets and public improvements, fairground management, tourism, solid waste management, library services, and conservation and development programs

Budgetary Purposes

- ▶ **General Fund** - accounts for General Offices
- ▶ **Municipal Services Fund** - accounts for municipal type services for the unincorporated areas
- ▶ **Landfill Fund** - accounts for the operations of the Landfill
- ▶ **Justice Court Fund** - accounts for the County's Justice Court
- ▶ **Tourism Fund** - accounts for Tourism (includes Fair and Fairgrounds)
- ▶ **Capital Project Fund** – accounts for capital projects (buildings and large assets)
- ▶ **County Library Fund** - accounts for the Bookmobile service
- ▶ **Box Elder County Redevelopment Agency (RDA) Fund** - accounts various Redevelopment Agencies in the County

Changes in Expenses & Revenue for 2024

(in accordance with Utah Code 17-36-10(5)(b))

Property Tax Revenues

- ▶ The County anticipates the following property tax revenues for 2024 using the certified tax rate with no increase in property tax
- ▶ General Fund
 - ▶ General County Property Taxes - \$9.95M
 - ▶ Assessing & Collecting - County - \$2M
 - ▶ Assessing & Collecting - State - \$100K
- ▶ Municipal Services Fund
 - ▶ Municipal Service Tax (unincorporated residents only) - \$1M
- ▶ County Library Fund
 - ▶ Library Levy (residents without a municipal library) - \$420K

Changes in Expenses & Revenue for 2024

(in accordance with Utah Code 17-36-10(5)(b))

Personnel Related Costs:

- Cost of Living Adjustment = **4%**
- Health Insurance – **5.5% increase**
- Market Salary Adjustments - Various Positions across several departments
- Public Safety Officer Market Inflation Adjustment – **Additional 4.5%**

Employment Positions Added

- 1 Purchasing Agent – Auditor’s Office
- 1 Part-time Victim Advocate moved to Full Time Position- Attorney’s Office
- 3 Positions-2 Heavy Equipment Operators, and 1 Seasonal Spotter-Landfill
- 3 Positions-Fire Clerk from part time to full time, Deputy Fire Marshal, Vehicle Equipment Installer split between Fire and Sheriff Department
- 1 Part Time Library Clerk
- 1 Weeds Operator

Changes in Expenses & Revenue for 2024

(in accordance with Utah Code 17-36-10(5)(b))

Elected Officials Salaries

- ▶ Assessor (Rodney Bennett) - \$107,558
- ▶ Attorney (Stephen Hadfield) - \$157,723
- ▶ Auditor (Shirlene Larsen) - \$107,558
- ▶ Clerk (Maria Young) – 107,558
- ▶ Commissioner (Boyd Bingham, Lee Perry, Stan Summers) - \$63,314
- ▶ Judge (Kevin Christensen) - \$141,941
- ▶ Recorder (Chad Montgomery) - \$107,558
- ▶ Sheriff (Kevin Potter) - \$117,321
- ▶ Treasurer (Shaun Thornley) - \$107,558

Fund Transfers for 2024

- ▶ The General Fund will transfer
 - ▶ \$1.8 to CIP for future projects
 - ▶ \$80K in ARPA funds for EM Storage Building to CIP Fund (Carryover from 2023)
- ▶ The Justice Court Fund will transfer \$500K to the General Fund
 - ▶ Offset costs of Public Safety
- ▶ The following Funds will transfer to General Fund for Building Utilities and Maintenance
 - ▶ Various Departments \$734K
- ▶ The Municipal Service Fund will transfer \$80,000 to CIP (Carryover from 2023)
 - ▶ EM grant to pay for part of EM Storage Building
- ▶ **Landfill Enterprise Fund will transfer \$1m as a market adjust for Host Fees due never having a market adjustment for inflation since inception of Host Fee in 20**

2024 Budget Summary

Fund	2024 Bud Rev	Transfer In	2024 Bud Exp	Transfer Out	Surplus/
General Fund	27,840,510	2,234,000	31,225,832	1,794,960	(£
Municipal Services Fund	9,658,000	-	15,933,811	200,000	(£
Landfill	7,535,500	-	7,366,172	1,044,500	
Justice Court	870,000	-	586,538	610,500	
Tourism	2,067,500	-	1,965,260	340,000	
CIP	160,000	1,794,960	2,685,665	-	
Library	477,925	-	438,925	39,000	
Box Elder County	48,609,435	4,028,960	60,202,203	4,028,960	(11
RDA - Admin	158,500	-	198,500	-	
RDA - Ag Park	-	-	-	-	
RDA - P&G	3,246,000	-	3,246,000	-	
RDA - Plymouth	112,800	-	112,800	-	
Box Elder RDA	3,517,300	-	3,557,300	-	
Total Budget	52,126,735	4,028,960	63,759,503	4,028,960	(11

Per State Code, Box Elder County is required to have a balanced budget. The table below shows the budgeted surplus/(each fund. The difference will either be a fund balance contribution (surplus) or appropriation (deficit).

Budget Comparison

General Fund	2022 Actual	2023 Budget	2024 Budget
Expenditures			
General Government			
Commission	\$360,947.09	\$439,504.00	\$386,846.00
Attorney	\$1,374,787.78	\$1,429,608.00	\$1,550,491.00
Human Resources	\$444,020.76	\$509,429.00	\$513,747.00
ITS	\$1,370,501.91	\$1,600,501.00	\$1,841,454.00
Auditor	\$667,871.16	\$806,603.00	\$938,723.00
Treasurer	\$516,935.39	\$674,992.00	\$752,156.00
Recorder	\$615,648.89	\$826,768.00	\$882,000.00
Assessor	\$704,257.51	\$890,490.00	\$942,071.00
Victim Advocate	\$236,172.15	\$305,015.00	\$422,622.00
Children's Justice Center	\$132,291.72	\$150,055.00	\$212,365.00
Non-Departmental	\$2,064,871.88	\$2,629,177.00	\$2,785,265.00
CARES Money	\$0.00	\$0.00	\$0.00
LATCF	\$0.00	\$20,000.00	\$0.00
Motor Pool	\$77,950.82	\$93,000.00	\$93,000.00
Bldgs & Grounds	\$1,134,919.03	\$1,950,044.00	\$1,563,857.00
Clerk	\$440,142.52	\$594,148.00	\$653,062.00
USU - Ag Extension	\$201,923.62	\$211,150.00	\$220,270.00
ARPA	\$6,502,569.83	\$2,737,410.00	\$2,370,000.00
Total General Government:	\$16,845,812.06	\$15,867,894.00	\$16,127,929.00

Budget Comparison

Public Safety	2022 Actual	2023 Budget	2024 Bu
Sheriff - Administration	\$547,649.25	\$773,010.00	\$804
Sheriff - Search & Rescue	\$38,426.83	\$47,600.00	\$47
Sheriff - Patrol	\$1,228,324.51	\$1,675,503.00	\$1,803
Sheriff - Detective	\$391,826.79	\$524,777.00	\$567
Sheriff - Dispatch	\$1,169,376.89	\$1,179,500.00	\$1,184
Corrections - Support Services	\$692,065.86	\$813,540.00	\$845
Corrections - Inmate Work Program	\$113,479.02	\$336,349.00	\$411
Corrections - Commissary	\$33,877.35	\$47,000.00	\$44
Corrections - Jail	\$4,215,821.39	\$5,114,503.00	\$5,783
Court Security	\$901,183.26	\$1,341,167.00	\$1,410
Academy Students	\$15,057.83	\$58,500.00	\$54
Corrections - Inmate Medical	\$355,659.94	\$534,741.00	\$533
Sheriff - Bldg & Grounds	\$339,378.13	\$533,043.00	\$519
Court Services	\$624,958.70	\$764,958.00	\$972
Corrections - Jail Diversion	\$292,634.78	\$448,262.00	\$1
Sheriff - Emergency Mgmt	\$54,233.76	\$77,197.46	\$112
Total Public Safety:	\$11,013,954.29	\$14,269,650.46	\$15,097
Total Expenditures:	\$27,859,766.35	\$30,137,544.46	\$31,225

Budget Comparison

Municipal Services Fund Expenditures	2022 Actual	2023 Budget	2024
General Government			
Community Development	\$940,383.43	\$1,198,871.00	\$1,
Bldg Inspections	\$422,283.29	\$513,551.00	\$
Economic Development	\$98,359.58	\$75,000.00	\$
Total General Gov't:	\$1,461,026.30	\$1,787,422.00	\$1,
Public Safety			
Sheriff - Administration	\$368,157.54	\$530,591.00	\$
Sheriff - Patrol	\$980,026.58	\$1,311,998.00	\$1,
Sheriff - Detective	\$309,363.79	\$412,005.00	\$
Fire	\$1,348,899.76	\$1,901,918.00	\$2,
EMS - Ambulance	\$154,726.86	\$58,000.00	\$
Sheriff - Emergency Mgmt	\$115,470.90	\$168,106.00	\$
Total Public Safety:	\$3,276,645.43	\$4,382,618.00	\$5,
Public Works			
Noxious Weeds	\$497,965.14	\$647,568.00	\$
Roads	\$4,825,705.25	\$7,097,564.00	\$7,
Total Public Works:	\$5,323,670.39	\$7,745,132.00	\$8,
Total Expenditures:	\$10,061,342.12	\$13,915,172.00	\$15,

Budget Comparison

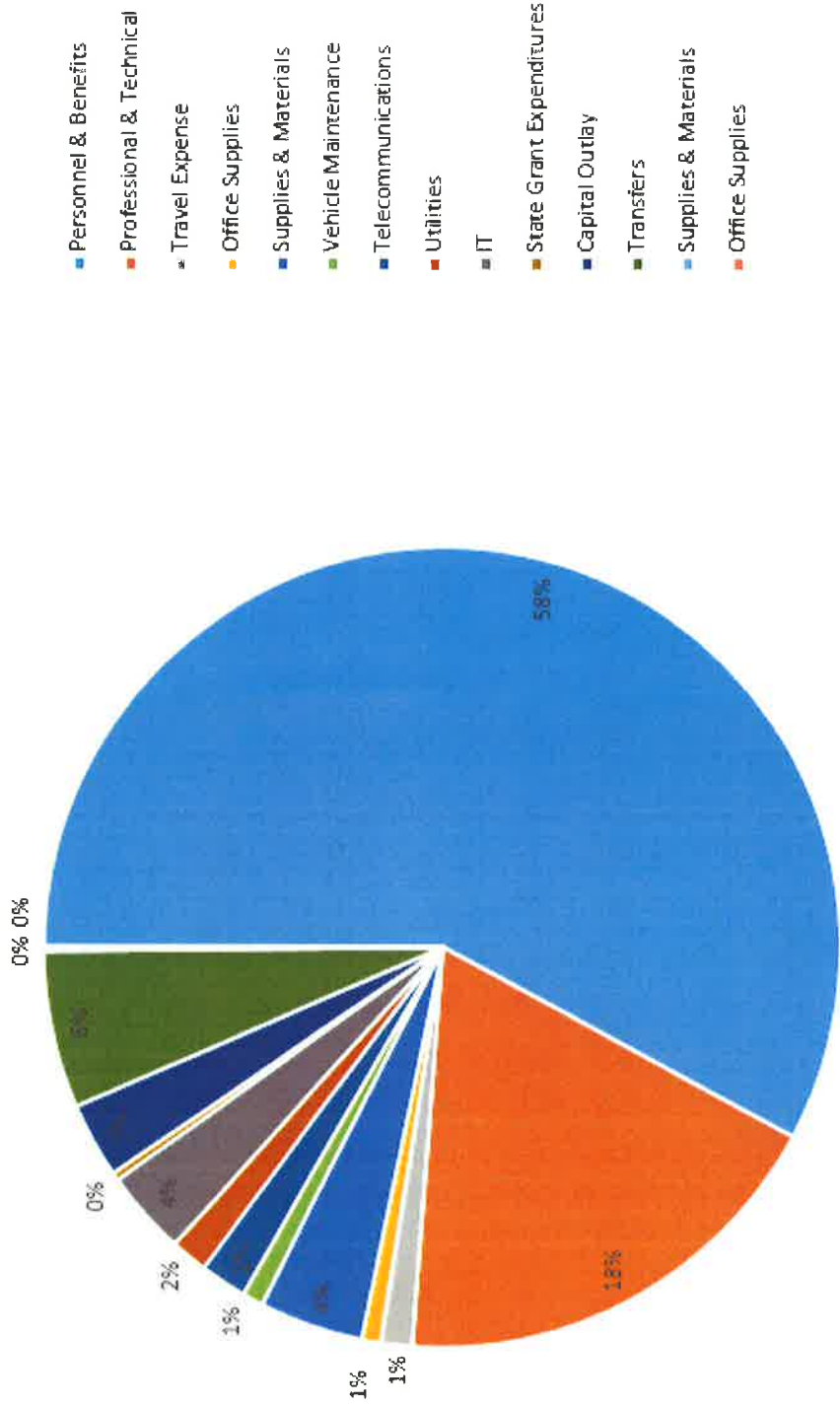
Tourism Fund Expenditures		2022 Actual	2023 Budget	2024
Culture/Tourism	Fairgrounds	\$466,913.09	\$812,224.00	\$1,110,000.00
	Travel & Tourism	\$376,776.21	\$622,102.00	\$622,102.00
	County Fair	\$479,686.33	\$481,600.00	\$500,000.00
Total Culture/Tourism:		\$1,323,375.63	\$1,915,926.00	\$2,232,102.00
Total Expenditures:		\$1,323,375.63	\$1,915,926.00	\$2,232,102.00

Budget Comparison

General Fund	2022 Actual	2023 Budget	2024 Bu
Personnel & Benefits	\$14,174,167.94	\$17,637,446.00	\$19,095
Professional & Technical	\$8,605,124.11	\$5,180,607.00	\$6,050
Travel Expense	\$256,888.07	\$421,585.00	\$410
Office Supplies	\$179,650.67	\$219,876.00	\$250
Supplies & Materials	\$812,783.47	\$1,648,866.00	\$1,400
Vehicle Maintenance	\$317,534.46	\$257,295.00	\$280
Telecommunications	\$612,066.63	\$145,564.00	\$630
Utilities	\$386,941.58	\$427,500.00	\$490
IT	\$1,073,687.36	\$948,100.00	\$1,120
State Grant Expenditures	\$119,983.32	\$102,650.00	\$100
Capital Outlay	\$908,606.86	\$409,000.00	\$1,000
Transfers	\$356,921.00	\$885,000.00	\$2,090
Supplies & Materials	\$51,071.02	\$32,000.00	\$41
Office Supplies	\$4,339.86	\$4,235.00	\$10
Total Expense:	\$27,859,766.35	\$28,319,724.00	\$33,020

Budget Comparison

2024 General Fund
Budget by Expenditure Type

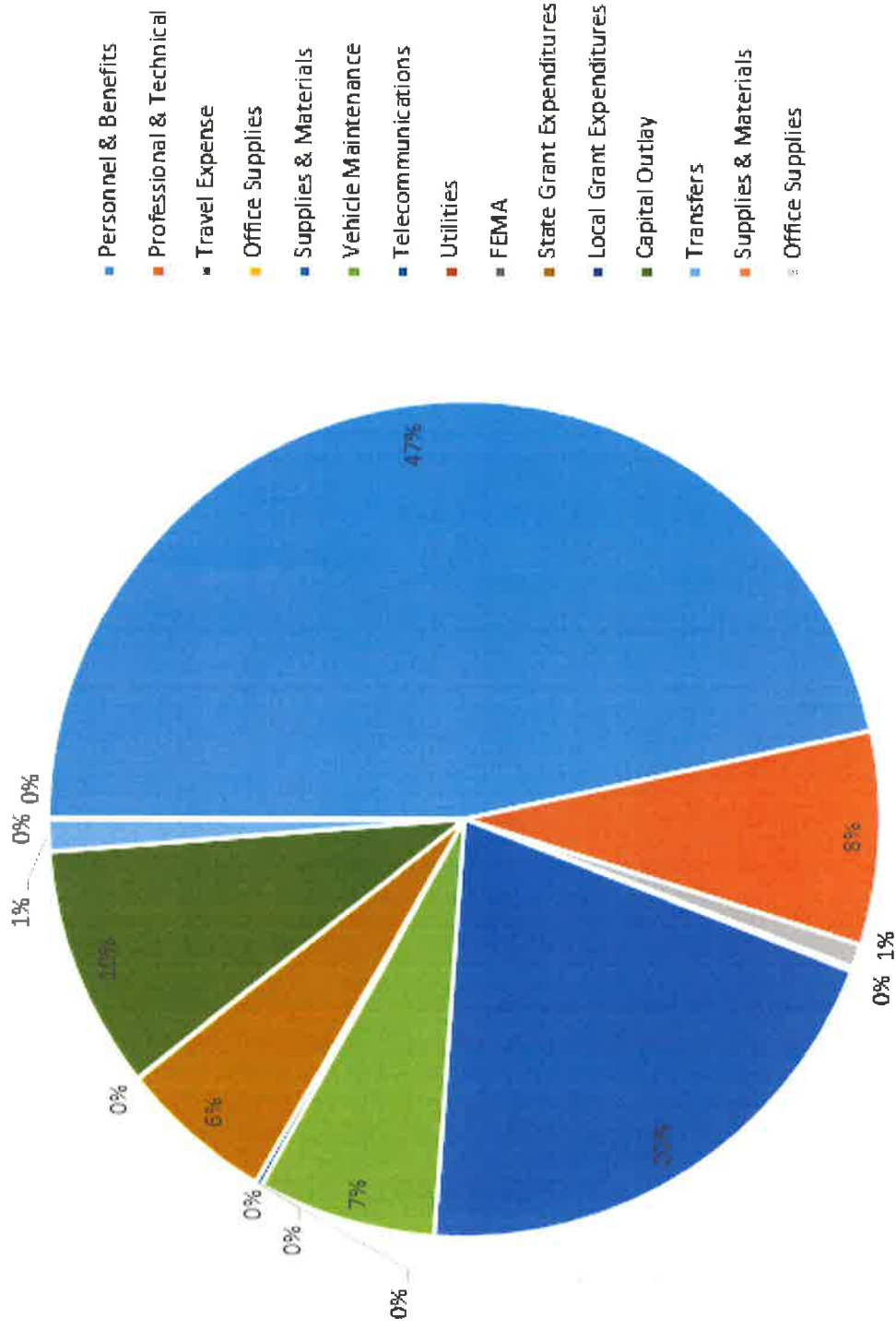


Budget Comparison

Municipal Services Fund	2022 Actual	2023 Budget	2024 Bu
Personnel & Benefits	\$5,104,871.43	\$6,394,070.00	\$7,517
Professional & Technical	\$681,019.99	\$1,217,413.00	\$1,325
Travel Expense	\$66,224.84	\$106,702.00	\$150
Office Supplies	\$8,107.87	\$21,610.00	\$21
Supplies & Materials	\$1,885,154.98	\$2,982,560.00	\$3,258
Vehicle Maintenance	\$926,994.25	\$1,295,337.00	\$1,118
Telecommunications	\$22,645.83	\$54,235.00	\$42
Utilities	\$136,586.75	\$0.00	
FEMA	\$0.00	\$0.00	
State Grant Expenditures	\$639,793.06	\$876,275.00	\$971
Local Grant Expenditures	\$1,302.80	\$5,000.00	\$2
Capital Outlay	\$587,284.11	\$960,150.00	\$1,512
Transfers	\$3,187,036.28	\$200,000.00	\$200
Supplies & Materials	\$338.81	\$1,320.00	\$1
Office Supplies	\$1,251.90	\$500.00	\$2
Total Expense:	\$13,248,612.90	\$14,115,172.00	\$16,133

Budget Comparison

Municipal Service Fund Expenditures by Type

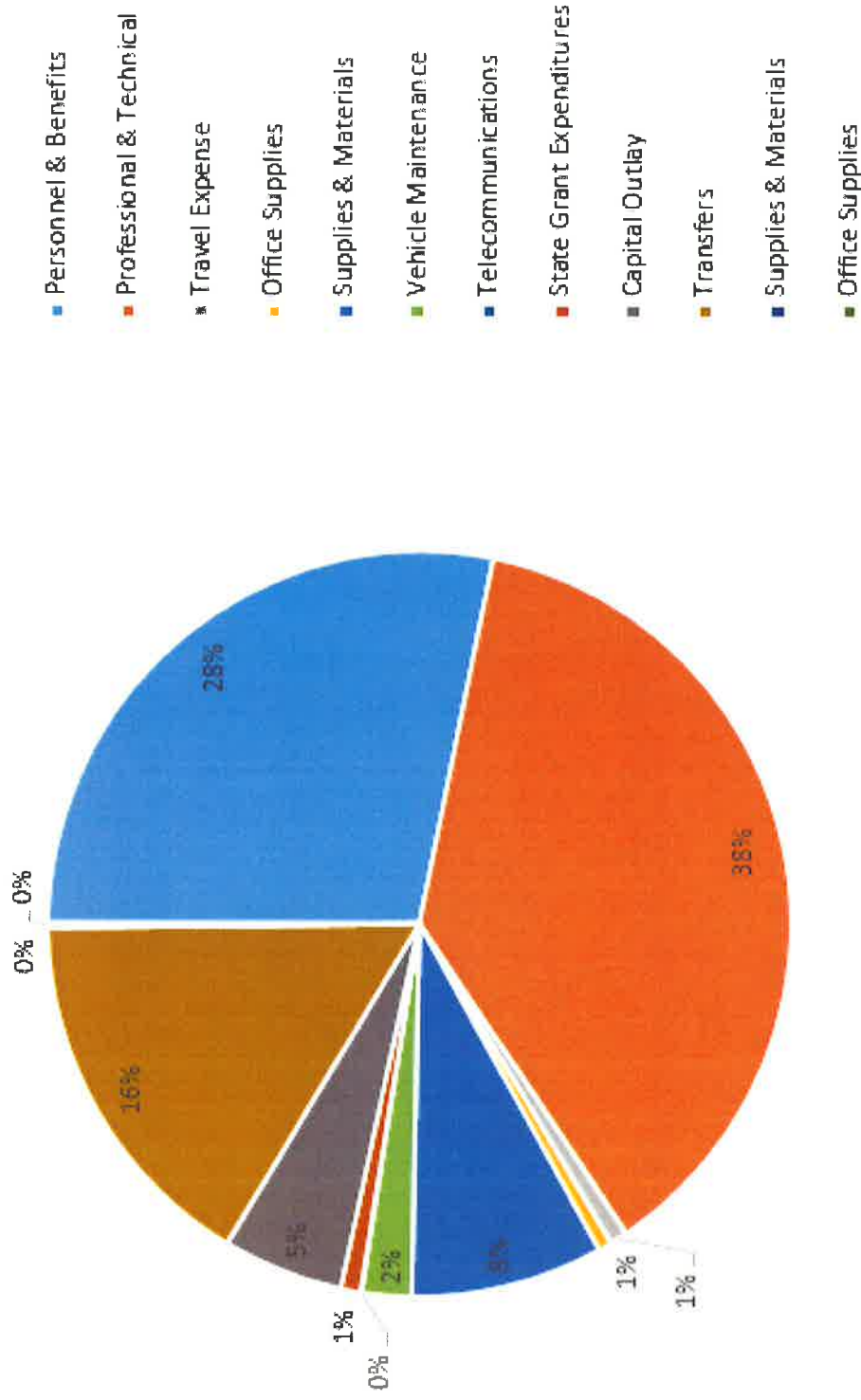


Budget Comparison

Tourism Fund	2022 Actual	2023 Budget	2024 Bu
Personnel & Benefits	\$452,190.13	\$606,026.00	\$659
Professional & Technical	\$661,393.72	\$807,300.00	\$877
Travel Expense	\$11,812.17	\$17,000.00	\$18
Office Supplies	\$5,438.28	\$13,500.00	\$10
Supplies & Materials	\$118,153.24	\$196,000.00	\$190
Vehicle Maintenance	\$48,252.82	\$45,000.00	\$51
Telecommunications	\$0.00	\$1,200.00	\$1
State Grant Expenditures	\$0.00	\$20,000.00	\$20
Capital Outlay	\$26,135.27	\$89,600.00	\$120
Transfers	\$258,341.35	\$680,000.00	\$380
Supplies & Materials	\$0.00	\$0.00	
Office Supplies	\$0.00	\$300.00	\$0
Total Expense:	\$1,581,716.98	\$2,475,926.00	\$2,345

Budget Comparison

Tourism Fund Expenditures by Type



2024 Capital Projects

2024 Capital Projects	Fund Source	Amount	Add/Replace
4 Leased Vehicles	Assessing and Collecting	13,500	Replace
Total Assessors		13,500	
Utilities Monitor System-Scada	Capital Projects	295,000	Add
Generator -DMV,CH, Justice Ctr	Capital Projects	500,000	Add
Lease of 4 Trucks	Capital Projects	37,500	Replace
Total Buildings and Grounds		832,500	
Skidster	Capital Project/Tourism	23,000	Replace
Water Truck	Capital Project/Tourism	80,000	Replace
Truck Lease	Capital Project/Tourism	4,000	Replace
Restroom/Lion's Stand/Ticket Booth	ARPA	770,500	Replace
Total Fairgrounds		877,500	
Fire Training Facility- Planning Phase- Architecture/Engineering	MOU/Preparedness/ Municipal Service Tax	50,000	Replace
Total Fire		50,000	
Security Camera and Access Control- all sites	Capital Projects	218,165	(option for \$218,165 for 5 years)
Total ITS		218,165	

2024 Capital Projects

2024 Capital Projects	Fund Source	Amount	Add/Replace
Electricity to PCC & P&G	Landfill Fees	25,000	Add
Commercial Generator	Landfill Fees	50,000	Replace
Asphalt Parking Lot	Landfill Fees	75,000	Add
Litter Fences	Landfill Fees	100,000	Add
Industrial Water Truck-Used	Landfill Fees	670,000	Add
Excavator 330	Landfill Fees	390,000	
Front End Loader	Landfill Fees	435,000	
Snow Plow Truck	Landfill Fees	145,000	Add
Vacuum Vehicle	Landfill Fees	25,000	Add
Pond Construction & Liner	Landfill Fees	300,000	Add
Bins 5 Custom & 10 County	Landfill Fees	200,000	Replace
Scale Program	Landfill Fees	50,000	Add
Total Landfill		2,465,000	
3 Leased Vehicles	Capital Projects	15,000	Replace
Total MotorPool		15,000	

2024 Capital Projects

2024 Capital Projects	Fund Source	Amount	Add/Replac
GPS/GIS Equipment	ClassB Road/Transportation Tax/MS Fund	85,000	Ac
Storm Drain Projects	ClassB Road/Transportation Tax/MS Fund	500,000	Ac
2 belly dump trailers	ClassB Road/Transportation Tax/MS Fund	120,000	
New Backhoe	ClassB Road/Transportation Tax/MS Fund	95,000	
New 10 Wheeler	ClassB Road/Transportation Tax/MS Fund	295,000	
Trucks-Leases	ClassB Road/Transportation Tax/MS Fund	15,000	
Total Roads		1,110,000	
19 Vehicles- 9 Trucks, 1 Van, 6 leases, 3 SUVs	Capital Projects	835,000	Replac
Carryover Project-Fencing and Leveling at Public Safety Bldg	Capital Projects	625,000	
EM Storage with Bays	State Grants	80,000	Ac
EM Storage with Bays	ARPA	80,000	Ac
Total Sheriff		1,620,000	
Spray Truck	Funding Source Municipal Service Tax	200,000	Replac
Total Weeds		200,000	

2024 Capital Projects

Total 2024 Capital Project Requests	7,401,665
Assessing and Collecting	13,500
Capital Projects Fund	2,525,665
Class B Road Funds/Transp. Tax/Municipal Services Tax	1,110,000
Fire MOU/Preparedness/Municipal Service Tax	50,000
Funding Source Municipal Service Tax	200,000
Funding Source Landfill	2,465,000
Funding Source Tourism	107,000
Funding Source ARPA	850,500
Grants	80,000
Total Funding Sources	7,401,665

2023 Budget Amendment DATED 11/1/23

General Ledger Account	Account Title	Account Type	Adjustment	New Budget	Explanation
GENERAL FUND					
10-4150-25920	Prof & Tech-Liability Insuranc	Expenditure	\$ 86,956.00	\$	482,087.00 Increase in Liability Insurance- Addition of Assets missing in Asset Tracking
10-4150-25730	Prof & Tech-Opioid Settlement	Expenditure	\$ 153,455.00	\$	153,455.00 Spending of Opioid Funds for Related Expenditures(BRHD)
10-4150-29000	Misc. Grant Expenditures	Expenditure	\$ 10,000.00	\$	10,000.00 Pass Through from State to Corinne City for CLG Grant Application for Methodist Church
10-4152-25200	Prof & Tech-State ARPA Grant	Expenditure	\$ 2,500,000.00	\$	2,500,000.00 Pass Through of State ARPA for Rural Broadband Project
10-4153-25000	Professional & Technical	Expenditure	\$ 20,000.00	\$	20,000.00 Budget for Spending of LATCF funding to UAC for Nat'l Center for Public Lands Counties
10-4215-27100	Telecommunications - Dispatch	Expenditure	\$ 490,000.00	\$	490,000.00 Missed recognized expenditure for E911 Services in Initial Budget
10-3610-36270	Miscellaneous Grant Revenue	Revenue	\$ (10,000.00)	\$	(10,000.00) Higher PILT than anticipated
10-3110-30310	Pit - Fed / Pymt in Lieu	Revenue	\$ (264,850.00)	\$	(3,775,900.00) Pass Through of State ARPA for Rural Broadband Project
10-3610-36470	State Grants-ARPA	Revenue	\$ (2,500,000.00)	\$	(2,500,000.00) Pass Through of State ARPA for Rural Broadband Project
10-3700-37340	Jail Fees / State Prisoner	Revenue	\$ (200,000.00)	\$	(270,000.00) Increase in Housing of State Inmates with Decrease in County Inmate Population
10-3700-37460	Recorders Fees	Revenue	\$ 400,000.00	\$	(350,000.00) Less Recordings taking place
10-3990-99900	Appropriated Fund Balance	Revenue	\$ (685,561.00)	\$	(6,097,886.00)
MUNICIPAL SERVICE FUND					
21-4225-21300	Education & Training	Expenditure	\$ 17,500.00	\$	25,000.00 Unanticipated needs for training
21-4225-24000	Supplies & Materials	Expenditure	\$ 32,500.00	\$	40,000.00 Unanticipated needs for supplies
21-4225-25660	Profess & Tech-EMS-EMT Payment	Expenditure	\$ 6,000.00	\$	13,500.00 Increase in Contracts for Fire Services
21-3990-99900	Appropriated Fund Balance	Revenue	\$ (56,000.00)	\$	(4,851,672.00)
LANDFILL FUND					
23-3700-37380	Landfill Fees	Revenue	\$ (4,500,000.00)	\$	(7,400,000.00) Correction to Budget for New Estimated Revenues for the Landfill for 2023
23-4955-24000	Supplies & Materials	Expenditure	\$ 140,000.00	\$	250,000.00 Higher than anticipated supplies for new waste water contract
23-4955-25020	Prof & Tech-Admin Fee	Expenditure	\$ 21,000.00	\$	31,000.00 Increase due to higher tonage processing
23-4955-25040	Prof & Tech-Post Closure Costs	Expenditure	\$ 210,000.00	\$	260,000.00 Increase due to higher tonage processing
23-4955-26010	Vehicle & Equip Maint	Expenditure	\$ 65,000.00	\$	150,000.00 Higher than anticipated equipment maintenance for new waste water contract
23-4955-60000	Depreciation	Expenditure	\$ 350,000.00	\$	700,000.00 New Waterline Asset and additions to asset not previously depreciated
23-4955-70000	Capital Outlay	Expenditure	\$ 133,000.00	\$	133,000.00 Landfill Water line System Expenditure continued into 2023
23-4955-70500	Vehicles	Expenditure	\$ 230,000.00	\$	395,000.00 Additional Vehicles needed for waste water contract, new supervisor truck
23-4955-70400	Construction (CIP)	Expenditure	\$ 225,000.00	\$	425,000.00 Increased Fence Cost
23-3990-99900	Appropriated Fund Balance	Revenue	\$ 3,126,000.00	\$	2,675,905.00
TOURISM FUND					
28-4162-70000	Capital Outlay	Expenditure	\$ 46,000.00	\$	46,000.00 Missed Fairgrounds Capital Project Items in Initial Budget
28-4162-70400	Construction (CIP)	Expenditure	\$ 24,000.00	\$	24,000.00 Missed Fairgrounds Capital Project Items in Initial Budget
28-4162-70500	Vehicles	Expenditure	\$ 50,000.00	\$	50,000.00 Missed Fairgrounds Capital Project Items in Initial Budget
28-3990-99900	Appropriated Fund Balance	Revenue	\$ (120,000.00)	\$	
CAPITAL PROJECTS FUND					
40-4951-70700	Computer (Hardware)	Expenditure	\$ 47,488.00	\$	196,793.00 Jail Security Video and Storage- Overage on Project
40-3990-99900	Appropriated Fund Balance	Revenue	\$ (47,488.00)	\$	611,817.00 Jail Security Video and Storage- Overage on Project

Public Hearings 11/1/2023

<u>Name</u>	<u>Phone #</u>
Christie Bennett	435- 734 -734-349
DeAnna Hardy	On record
Jonene Beal	435-730-8877
Fred & Glenn Selman	435-452-1674
Bill Gidley	801-603-4284
Jenica Stander	435-734-3364
Chase Stratton	435-734-3387
Kevin Lloyd	435-730-2625
Kevin Potter	435-734-3814
Cade Palmer	435-734-3800
Brandy Funks Siatt Lyons	801-726-9563 3316
Tyler Wagstaff	720-0054



ORDINANCE NO. 590

AN ORDINANCE OF BOX ELDER COUNTY AMENDING THE BOX ELDER COUNTY ZONING MAP BY REZONING 13.56 ACRES LOCATED AT APPROXIMATELY 7829 SOUTH 1500 WEST FROM A-20 (AGRICULTURE 20 ACRES) TO RR-10 (RURAL RESIDENTIAL) ZONE AND RR-2 (RURAL RESIDENTIAL 2 ACRES) ZONE.

WHEREAS, the applicant is requesting that the property described herein be zoned from A-20 (Agriculture 20 acres) to the RR-10 (Rural Residential) zone and RR-2 (Rural Residential 2 acres) zone; and

WHEREAS, the Box Elder County Planning Commission scheduled a public hearing on the petition to rezone the property and amend the Box Elder County zoning map and provided notice of the public hearing by mailing notice to each affected property owner and each adjacent property owner, and 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 October 19, 2023, to allow the general public to comment on this proposed rezone and amendment of the zoning map; and

WHEREAS, after providing for public comment from the general public, the Box Elder County Planning Commission has found and determined that the proposed rezone and amendment to the zoning map 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 the property to be rezoned 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 zoning map as has been requested; and

WHEREAS, the Box Elder County Commission, after appropriate notice, held a public meeting on November 1, 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 zoning map as set forth below 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 the property to be rezoned 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: Zoning Map Amendment. The Zoning Map of Unincorporated Box Elder County is hereby amended by classifying the following described parcel(s) in unincorporated Box Elder County from A-20 (Agriculture 20 acres) to the RR-10 (Rural Residential) zone and RR-2 (Rural Residential 2 acres) zone:

PART OF PARCEL 01-041-0030 TO BE ZONED TO RR-10

PART SW/4 OF SEC 02 & SE/4 OF SEC 03, T 07N, R 02W SLM. COMMENCING AT THE BE CO ALUMINUM CAP MONUMENT THE SW CORNER OF SAID SEC 02, N 01°00'26" E 1524.16 FT COINCIDENT WITH THE CALCULATED WEST LINE OF SAID SEC 02 AS SHOWN & DEPICTED ON THAT CERTAIN REC OF SURVEY CERTIFIED BY DAVID E. HAWKES PROFESSIONAL LAND SURVEYOR HOLDING UT REGISTRATION #356548 DATED DEC 27 2005 ON FILE WITH THE BE CO SURVEYOR TO A # 5 REBAR & CAP STAMPED PLS 356548 & THE TRUE POB. THENCE S 88°06'11" E 398.47 FT ALONG THE SOUTH LINE OF NERVA LANE (7800 S ST) A BE CO PRESCRIPTIVE ROADWAY TO A NUMBER 5 REBAR & CAP STAMPED PLS 356548 IN THE WESTERLY R/W FENCE OF I-15, S 02°44'24" W 337.63 FT ALONG SD R/W FENCE COINCIDENT WITH THE WESTERLY R/W LINE OF SAID I-15 TO A FENCE CORNER, N 88°10'43" W 1739.98 FT ALONG A FENCE LINE TO A FENCE CORNER ON THE EASTERLY R/W LINE OF A PRESCRIPTIVE BE CO ROADWAY KNOWN AS 1500 W ST, N 01°21'08" E 314.66 FT COINCIDENT WITH THE EASTERLY R/W LINE OF SAID 1500 WEST ST TO A NUMBER 5 REBAR & PLASTIC CAP STAMPED PLS 356548 & A POINT OF CURVATURE, FOLLOWING 2 COURSES COINCIDENT WITH THE SOUTHERLY R/W LINE OF NERVA LANE(780 S ST) A PRESCRIPTIVE BE CO ROADWAY 1) EASTERLY 39.51 FT ALONG THE ARC OF A 25.00 FT RADIUS CURVE TO THE RIGHT (CENTER BEARS S 88°38'52" E TO A POINT OF TANGENCY, 2) S 88°06'11" E 1324.47 FT TO THE POB.

LESS: A PART OF THE SOUTHEAST QUARTER OF SECTION 3, TOWNSHIP 7 NORTH, RANGE 2 WEST OF THE SALT LAKE BASE AND MERIDIAN.

BEGINNING AT A POINT DESCRIBED OF RECORD AS BEING THE EASTERLY RIGHT-OF-WAY LINE OF A PRESCRIPTIVE BOX ELDER COUNTY ROADWAY KNOWN AS 1500 WEST STREET AND RECORDED AS ENTRY NO. 226628 IN THE BOX ELDER COUNTY RECORDER'S OFFICE, SAID POINT OF BEGINNING LOCATED 1358.91 NORTH 88°40'15" WEST ALONG THE SOUTH LINE OF SAID SECTION 3 AND 1197.47 FEET NORTH 01°21'47" EAST FROM THE SOUTHEAST CORNER OF SAID SECTION 3;

RUNNING THENCE NORTH 01°21'47" EAST (NORTH 01°21'08" EAST BY RECORD) 314.66 FEET ALONG SAID EASTERLY RIGHT-OF-WAY LINE; THENCE NORTHEASTERLY TO THE RIGHT ALONG THE ARC OF A 25.00 FOOT RADIUS CURVE, A DISTANCE OF 39.51 FEET, CHORD BEARS NORTH 46°38'08" EAST 35.52 FEET, HAVING A CENTRAL ANGLE OF 90°32'41" TO THE SOUTHERLY RIGHT-OF-WAY LINE OF 7800 SOUTH STREET; THENCE SOUTH 88°05'32" EAST (SOUTH 88°06'11" EAST BY RECORD) 241.46 FEET ALONG SAID SOUTHERLY RIGHT-OF-WAY LINE; THENCE SOUTH 01°21'47" WEST 339.55 FEET; THENCE NORTH 88°10'04" WEST (NORTH 88°10'43" WEST BY RECORD) 266.70 FEET TO THE POINT OF BEGINNING.

PART OF PARCEL 01-041-0030 TO BE ZONED TO RR-2

A PART OF THE SOUTHEAST QUARTER OF SECTION 3, TOWNSHIP 7 NORTH, RANGE 2 WEST OF THE SALT LAKE BASE AND MERIDIAN.

BEGINNING AT A POINT DESCRIBED OF RECORD AS BEING THE EASTERLY RIGHT-OF-WAY LINE OF A PRESCRIPTIVE BOX ELDER COUNTY ROADWAY KNOWN AS 1500 WEST STREET AND RECORDED AS ENTRY NO. 226628 IN THE BOX ELDER COUNTY RECORDER'S OFFICE, SAID POINT OF BEGINNING LOCATED 1358.91 NORTH 88°40'15" WEST ALONG THE SOUTH LINE OF SAID SECTION 3 AND 1197.47 FEET NORTH 01°21'47" EAST FROM THE SOUTHEAST CORNER OF SAID SECTION 3;

RUNNING THENCE NORTH 01°21'47" EAST (NORTH 01°21'08" EAST BY RECORD) 314.66 FEET ALONG SAID EASTERLY RIGHT-OF-WAY LINE; THENCE NORTHEASTERLY TO THE RIGHT

ALONG THE ARC OF A 25.00 FOOT RADIUS CURVE, A DISTANCE OF 39.51 FEET, CHORD BEARS NORTH 46°38'08" EAST 35.52 FEET, HAVING A CENTRAL ANGLE OF 90°32'41" TO THE SOUTHERLY RIGHT-OF-WAY LINE OF 7800 SOUTH STREET; THENCE SOUTH 88°05'32" EAST (SOUTH 88°06'11" EAST BY RECORD) 241.46 FEET ALONG SAID SOUTHERLY RIGHT-OF-WAY LINE; THENCE SOUTH 01°21'47" WEST 339.55 FEET; THENCE NORTH 88°10'04" WEST (NORTH 88°10'43" WEST BY RECORD) 266.70 FEET TO THE POINT OF BEGINNING.

SECTION 2: Effective Date. This ordinance shall become effective fifteen (15) days after its passage.

PASSED, ADOPTED AND A SYNOPSIS ORDERED PUBLISHED this 15th day of November, 2023, by the Board of County Commissioners of Box Elder County, Utah,

Commissioner Summers Voting Aye
Commissioner Bingham Voting Aye
Commissioner Perry Voting Aye

[Signature]
Box Elder County Commission - Chair



Attest:

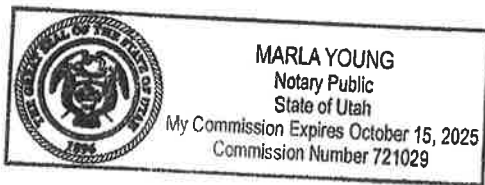
[Signature]
Marla Young
Box Elder County Clerk

State of Utah)
.ss)
County of Box Elder)

On this 15th day of November, 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 **Commissioner 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

[Signature]
Notary Public



ORDINANCE NO. 589

AN ORDINANCE OF BOX ELDER COUNTY AUTHORIZING THE SEASONAL CLOSURE OF DAIRY VALLEY ROAD, WILLARD PEAK ROAD, ROCKY DUGWAY ROAD AND SHORT DIVIDE ROAD

WHEREAS, Dairy Valley Road in Collinston, Willard Peak Road and Rocky Dugway Road in Mantua, and the Short Divide Road are all Class B or Class D Box Elder County roads; and

WHEREAS, during the winter months these roads become wet, are typically covered in snow, and become impassible to motor vehicles; and

WHEREAS, attempting to travel on the roads in a motor vehicle when they are wet causes substantial damage to the roads; and

WHEREAS, attempting to travel on the roads during the winter months is detrimental to the health, safety, and welfare of the persons travelling because of the risk of vehicles becoming stuck and the occupants becoming stranded; and

WHEREAS, when the roads are covered in snow, they become a popular recreational area for snowmobiling; and

WHEREAS, the Board of Box Elder County Commissioners passed an ordinance in 1998 seasonally closing county roads as necessary during winter months; and

WHEREAS, the Board of Box Elder County Commissioners recognizes the value in seasonally closing the roads to motor vehicles in order to protect the roads from damage, prevent motorists from becoming stranded, and to preserve the roads for recreational purposes; and

WHEREAS, §72-5-105(3)(c)(iii) of the Utah Code authorizes Box Elder County, as the local highway authority, to implement a temporary seasonal closure of these roads, provided that Box Elder County, as the local highway authority, provides notice of the proposed temporary closure, holds a public hearing, and adopts an ordinance temporary closing these roads (see §72-5-105(4) and (5)); and

WHEREAS, Box Elder County scheduled a public hearing and provided notice of this hearing as follows:

- (a) hold a hearing on the proposed temporary . . . closure; and
- (b) provide notice of the hearing by mailing a notice to the Department of Transportation and all owners of property abutting the highway.

WHEREAS, after providing this required notice, the Box Elder County Commission held a public hearing on the 1st day of November 2023, and received input from the public at this hearing;

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

A. Road Closures

1. Dairy Valley Road in Collinston, Willard Peak Road and Rocky Dugway Road in Mantua, and the Short Divide Road shall be closed when weather and soil conditions are such that vehicular traffic over the road could:
 - a. cause substantial damage to the road; or
 - b. risk the health, safety, or welfare of motorists who may attempt to travel on the road because of unsafe conditions.

B. Physical Closure and Signage.

1. When the Dairy Valley Road in Collinston, Willard Peak Road and Rocky Dugway Road in Mantua, and the Short Divide Road needs to be closed for the 2023/2024 season, the County shall block access to the road and to post signs to inform motorists that the road is closed and that travel beyond that point is a violation of this Ordinance.
2. It is anticipated that the closures will generally take place from November to the middle of May each year. The Road Superintendent, at his discretion, may change the dates of the closure based on weather and road conditions.

C. Prohibited Activity.

It shall be a violation of this Ordinance to drive a motor vehicle beyond the marked closure on Dairy Valley Road in Collinston, Willard Peak Road and Rocky Dugway Road in Mantua, and the Short Divide Road when the road is closed.

D. Exemptions.

1. The following persons and acts are not subject to the prior restrictions:
 - a. Any person travelling on a machine that is designed and manufactured for the exclusive purpose of traveling on snow;
 - b. Any person with a permit from the Forest Service or from Box Elder County which expressly authorizes travel which would otherwise be prohibited; or
 - c. Any authorized Federal, State, or local law enforcement officers or any member of an organized rescue or firefighting force in the performance of their official duties.

E. Violations.

1. Violation of this Ordinance is an infraction.

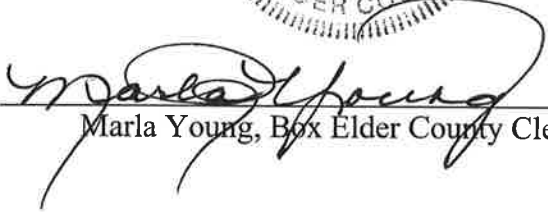
This Ordinance supersedes all prior ordinances and policies of Box Elder County to the extent that such may be in conflict with the specific provisions contained herein. In all other respects, such prior ordinances, resolutions, actions, and policies shall remain in full force and effect.

This Ordinance shall be effective immediately upon approval of Box Elder County Commission and appropriate public notice.

ADOPTED AND APPROVED by the County Legislative Body of Box Elder County, State of Utah, with 3 members present and 3 members voting in favor thereof in regular session of the Box Elder County Commission this 1st day of November 2023.



ATTEST:


Marla Young, Box Elder County Clerk


Stan Summer, County Commission Chair

RESOLUTION OF APPOINTMENT OF A BOX ELDER COUNTY REPRESENTATIVE AND AN ALTERNATE REPRESENTATIVE FOR THE UTAH COUNTIES INDEMNITY POOL ANNUAL MEMBERSHIP MEETING

WHEREAS, the Governing Body of Box Elder County, Utah, is the proper authority to appoint a qualified person to act as the official representative for Box Elder County at the Utah Counties Indemnity Pool Membership Meeting to be held on November 15, 2023; and

WHEREAS, the Governing Body of Box Elder County, Utah, has been informed that the By-laws of the Utah Counties Indemnity Pool require that the official representative and an alternate representative for Box Elder County must be an elected or appointed officer or employee of a Member and must be appointed by majority vote of the Governing Body of the Member to be the Member's official representative for the purposes of the Pool

NOW, THEREFORE, be it resolved that the Governing Body of Box Elder County, Utah, hereby appoints Stephen Hadfield as the official Box Elder County representative for the Utah Counties Indemnity Pool Membership Meeting to be held on November 15, 2023, with Venica Stander as an alternate representative.

RESOLVED ADOPTED AND ORDERED this 10th day of November, 2023.



GOVERNING BODY
BOX ELDER COUNTY, UTAH
[Signature]
Boyd Mil
[Signature]

ATTEST:

By: [Signature]

APPROVED AS TO FORM:

By: _____