

COMMISSION MINUTES
September 24, 2012

Minutes of the regularly scheduled meeting of the Sevier County Commissioners held this twenty fourth day of September, 2012. Meeting commenced at 1:30 p.m. with Commissioners Gordon Topham, Gary Mason, and Garth 'Tooter' Ogden in the Commission Chambers of the Sevier County Administration Building, 250 North Main, Richfield, Utah. Clerk/Auditor Steven C. Wall, County Attorney Dale Eyre, and Malcolm Nash were also present.

Commission business:

Commissioner Ogden updated the Commissioners on the Clear Creek Project, stating it had been extended into December. Commissioner Ogden then noted that the CWP River Project has been extended to June 2013, as they are still waiting for the 404 permit from the Corps of Engineers to get inside the river and do the work necessary there.

Commissioner Topham reviewed some of the information that they had discussed at the Commissioners workshop. Some of the items discussed were the Hatch Act and how it applies to County offices and County officials, the Supreme Court ruling on the Obamacare and how they recommended that the States and local agencies need to challenge some of those items that they feel may affect them. He also reported that according to Robert Widener, part of Romney's presidential plan would be to give the states more control on energy development and government lands. They discussed the coming changes, the election process and terms of County offices and changing election cycles, as well as a letter from Robert Widener regarding his contract for the coming year. The Commissioners noted that they would consider the contract during their upcoming budget sessions.

Commissioner Ogden then reported that he had checked with several other counties on the predator control contracts with the State and how they are handling those with the new proposal with the higher fees and management. He noted that several other counties have opted out of the State program, while others are still working with them.

Minutes of September 10th Commission meeting approved:

After review, Commissioner Topham moved to approve the minutes of the September 10th Commission meeting, second Commissioner Mason, unanimous.

Public Comment:

Commissioner Ogden then opened the meeting for comments from the public. There were no comments.

Public Hearing to consider Hospital Revenue Bonds:

Commissioner Ogden then opened the meeting for a public hearing as advertised with respect to the proposed issuance by Utah County of hospital revenue bonds not to exceed \$545,000,000 of which approximately \$20,000,000 will be used for health care facilities in Sevier County for Intermountain Health Care, along with an interlocal agreement with rural counties on the bonding. Dustin Matsumori, Intermountain Health Care, explained that for their bonding they use a conduit through government agencies, which they can do as a non-profit organization, to

obtain tax exempt bonding. Since most of the money will be used in Utah County, they can be used as the conduit, which would provide them the opportunity to do the bonding. There would be no financial obligation by Utah County or Sevier County, or any of the other counties, as the bond would be repaid by Intermountain Healthcare. He reviewed with the Commissioners the work that is being done in several areas of the State on Intermountain HealthCare facilities, including the Sevier Valley Hospital here in Richfield. He explained that the interlocal agreement would be between Utah County, Sevier County, Cache County, Salt Lake County, Summitt County, and Weber County. He said this is considered to be a TEFRA hearing and bonding. The Commission asked for any other comments on the bonding. There being none, they resumed the regular meeting.

Approval of Resolutions 2012-9-1 and 2012-9-2:

After discussion, Commissioner Topham moved to approve Resolution 2012-9-1, which was the resolution approving the proposed issuance by Utah County Hospital Revenue Bonds in an amount not to exceed \$20,000,000 with respect to the facilities and Sevier County, second Commissioner Mason, unanimous.

Commissioner Topham then moved to approve 2012 -9-2, which is a resolution approving and authorizing the execution of the Interlocal Cooperation Agreement dated as of October 1, 2012, among Utah County, Cache County, Salt Lake County, Sevier County, Summitt County, and Weber County, second Commissioner Mason ,unanimous.

Personal property refunds approved:

Assessor Amy Garren-Clark recommended to the Commissioners a refund of personal property taxes in the amount of \$117.60 to Woodchuck Tree Services, which is a result of a State conducted audit of personal property. After discussion, Commissioner Mason moved to approve the refund to Woodchuck Tree Services in the amount of \$117.60, second Commissioner Topham, unanimous.

Assessor Garren-Clark then recommended a refund of \$90.67 to Jerry Mecham. She noted that after he had paid his taxes, he applied for and received a low income abatement. After discussion, Commissioner Topham moved to approve the refund as recommended, second Commissioner Mason, unanimous.

Board of Equalization:

Commissioner Mason then moved to convene Board of Equalization, second Commissioner Topham, unanimous.

Assessor Garren-Clark then reviewed with the Commissioners the changes that were recommended from the Hearing Officer from those that had applied for a review of their values during Board of Equalization hearings, which would result in a deduction of taxable value of \$586,583. She then reviewed Assessor Adjustments to correct incorrect properties which would result in an increase of taxable value of \$108,950. She also reviewed the list of those who had applied for a review of their values, but had not brought in sufficient evidence or were ineligible for any type of deduction. The Commission had also reviewed the minutes of the Board of

Equalization hearing officer, and recommended some minor changes to the September 6th meeting. After discussion, Commissioner Topham moved to approve the adjustments as recommended, and approval of the minutes as corrected, second Commissioner Mason, unanimous.

The Commission then resumed the regular meeting.

Travel Council recommendations approved:

Special Events Director Kevin Arrington reviewed with the Commission the recommendations from the Travel Council for funding. After review and discussion, Commissioner Topham moved to approve the recommendations, second Commissioner Ogden. Commissioner Mason had stepped out of the meeting momentarily.

County's State Fair Booth wins award:

Fair Director Paula Martin reported on the State Fair booth, noting that the booth had won the award "Best Use of Theme" this year. She presented the Commissioners a check for \$100 from the State Fair. The Commission thanked her for the work she had done in handling that state fair booth.

USU Cooperative Agreement approved:

Kim Chapman, USU Extension, reviewed with the Commissioners the standard cooperative agreement for 2012 between Utah State University and Sevier County for the budgeted amount that we have for 2012 of \$109,800. After discussion, Commissioner Mason moved to approve the agreement as presented, second Commissioner Topham, unanimous.

Memorandum of Understanding with State Library Division approved:

The Commissioners then reviewed the Memorandum of Agreement with the Utah State Library Division and Sevier County for bookmobile services for the County from July 1, 2012, through June 30, 2013 in the amount of \$39,855. After discussion, Commissioner Topham moved to approve the Memorandum of Understanding, second Commissioner Mason, unanimous.

There being no further business to come before the Board, meeting adjourned at 2:45 p.m.