

COMMISSION MINUTES
March 11, 2013

Minutes of the regularly scheduled meeting of the Sevier County Commissioners held this eleventh day of March, 2013. Meeting commenced at 1:30 p.m. with Commissioners 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.

Commissioner Gordon Topham was excused.

Commission business:

Commissioner Ogden reported he had received information that the PILT payments this year would be reduced by approximately 5%. He then updated the Commission on the EWP project indicating that some of the construction companies had finished and left. He said there is a small punch list of items to be finished, but the project is substantially done.

Minutes of February 25th approved:

Minutes of the February 25th Commission meeting were reviewed and approved on a motion by Commissioner Ogden, second Commissioner Mason. Motion passed.

Claims approved:

Claims for the month of February were reviewed and approved on a motion by Commissioner Ogden, second Commissioner Mason. Motion passed.

Additional Commission business:

Malcolm Nash then updated the Commissioners on Economic Development activities he has been working with, noting there are some companies looking at moving into the area.

Resolution 2013-3-1 adopted:

The Commissioners then reviewed Resolution 2013-3-1 establishing policies and procedures for the consumption of alcoholic beverages at specific events held at County facilities. The Commissioners discussed the previous draft they had been looking at with some minor changes that County Attorney Dale Eyre agreed could be made. This item had been discussed several times with the Fair Committee as well as with the Commissioners and County Attorney, etc. and would provide for consumption of alcoholic beverages at specific events at the Fairgrounds. Concerns were expressed of allowing alcohol, but noted that it may bring more events to the fairgrounds specifically. Discussion followed concerning this being done on a trial basis for now, and reviewing the matter in the future. After discussion, Commissioner Ogden moved to adopt resolution 2013-3-1 with the changes discussed, second Commissioner Mason. Motion passed.

Fee added to Sevier County Fee Schedule:

The Commission then discussed adding to the Sevier County Fee Schedule, noting that the normal deposit for use of the Fairgrounds is \$500, and setting the deposit fee for use of County Facilities at \$700 for events that include alcohol. After discussion, Commissioner Ogden moved

to adopt the new fee and add it to our fee schedule, second Commissioner Mason. Motion passed.

Exemptions reviewed, no action taken:

County Clerk/Auditor Steven C. Wall then reviewed with the Commissioners a list of property owners requesting tax exemption. He noted that the list was all renewals with the addition of one property added to an existing owner with other exempt properties. Assessor Amy Garren-Clark discussed with the Commission questions concerning subsidized housing apartments and whether they should be exempted, noting they have been exempted for several years. County Attorney Dale Eyre said he would review the prior history and minutes concerning that entity, and let the Commissioners know at a later date. Pending the information, the Commission took no action at this time and will review the list again at the next meeting.

Motor Vehicle Refund approved:

Assessor Amy Garren-Clark then recommended a refund for Busk Inc. for \$110 on a motor vehicle they paid the taxes on and then traded in a few days later. She said they had requested and received a refund from the State Tax Commission; therefore, she was requesting a refund on the fee-in-lieu for the property taxes. After discussion, Commissioner Ogden moved to approve the refund as recommended, second Commissioner Mason. Motion passed.

Business licenses for Russ Buchanan, Inc. and Sledge Auto approved:

The Commission then reviewed business licenses for Russ Buchanan, Inc. in Venice, and Sledge Auto in Sigurd. After noting that the Zoning Administrator had reviewed the applications, Commissioner Ogden moved to approve the licenses for Russ Buchanan, Inc. at a fee of \$25 per year and Sledge Auto at a fee of \$50 per year, second Commissioner Mason. Motion passed.

Changes made to Fairgrounds Advisory Board:

Chip Gleave, Lions Club and Chairman of the Sevier County Fairgrounds Advisory Board, reviewed with the Commissioners the changes they were making on the Board and the additions moving some of the Board to different assignments and adding Kathy Christensen as an at-large position, and Jay Holt to the Stock Show. After discussion, Commissioner Ogden moved to approve the members and assignments of the Fairgrounds Advisory Board as has been presented and recommended, second Commissioner Mason. Motion passed.

2013 Fair Committee approved:

Paula Martin then reviewed with the Commissioners a list for the 2013 County Fair Committee. After review and discussion, Commissioner Ogden moved to approve the list as recommended, second Commissioner Mason. Motion passed.

Cooperative Law Enforcement Agreement approved:

Sheriff Nathan Curtis reviewed with the Commissioners the renewal of a Cooperative Law Enforcement Agreement between the US Department of Agriculture, Fish Lake National Forest Service, and Sevier County for law enforcement in the Forest Service area, specifically the Fish Lake area. After discussion, Commissioner Ogden moved to approve the cooperative agreement as presented as recommended, second Commissioner Mason. Motion passed.

No action taken on Dennis Davis Contract:

The Commission then noted that the item on the agenda to consider the Contract with Dennis Davis had been postponed until the next meeting. No further action taken at this time.

Commission agrees to abate penalties and interest on parcel 1-S1-11:

The Commissioners then reviewed a request from Recorder Jayrene Nielsen requesting abatement of penalty and interest for 2012 on parcel 1-S1-11 indicating that there had been an error in the recording of the property and the owners did not receive a tax notice as they should have. They noted that the error in the Recorder's Office has since been corrected, and although the owners are prepared to pay the taxes, Recorder Nielsen has requested that the penalties and interest be abated. After discussion, Commissioner Ogden moved to abate penalties and interest for 2012 on property 1-S1-11 as recommended, second Commissioner Mason. Motion passed.

Changes made to 2014 PCIB list:

Emery Polelonema and Todd Thorne, Six County Association of Governments, reviewed with the Commissioners the Permanent Community Impact Fund Board Improvement List for the 2014 Consolidated Local Capital Improvements to be presented to the PCIB Board. The Commissioners reviewed the information and recommended a few changes to be made on the list. No action was taken at this time. The Commissioners requested the item to be placed on the next agenda.

Assignment order and Cooperative Agreement for Clear Creek EWP approved:

The Commission then reviewed an assignment order with Jones & DeMille Engineering concerning design and construction engineering services for the Clear Creek EWP project which needed to be approved in addition to some clarifying language from the previous order that had been signed previously by Commissioner Ogden. After review and discussion, Commissioner Ogden moved to ratify the agreement with Jones & DeMille Engineering, second Commissioner Mason. Motion passed.

The Commission then reviewed a Cooperative Agreement with the Department of Natural Resources, Division of Wildlife Resources for repair and modification of the Clear Creek Irrigation Diversion Structure. After discussion, Commissioner Ogden moved to ratify the Cooperative Agreement, second Commissioner Mason. Motion passed.

Cooperative Agreement with UDOT for Clear Creek EWP project approved:

County Attorney Dale Eyre then reviewed with the Commission a Cooperative Agreement between UDOT and Sevier County which would provide additional funding in the amount of \$25,000 for work needing to be done during the Clear Creek EWP project. After discussion, Commissioner Ogden moved to approve the agreement with UDOT, second Commissioner Mason. Motion passed.

There being no further business to come before the Board, meeting adjourned at 3:00 p.m.