

**COMMISSION MINUTES**  
**January 27, 2014**

Minutes of the regularly scheduled meeting of the Sevier County Commissioners held this twenty-seventh day of January, 2014. Meeting commenced at 1:30 p.m. with Commissioners Gary Mason, Garth 'Tooter' Ogden and Gordon Topham 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 Executive Administrator Malcolm Nash were also present.

**Minutes of January 13<sup>th</sup> Commission Meeting approved:**

After discussion, Commissioner Mason moved to approve the minutes of the January 13<sup>th</sup> Commission meeting, second Commissioner Ogden, unanimous.

**Mark Alger appointed to Economic Development Board:**

Executive Administrator Malcolm Nash recommended adding Mark Alger to the Economic Development Board. After discussion, Commissioner Ogden moved to approve the addition of Mark Alger to the Economic Development Board, second Commissioner Mason, unanimous.

**PILT received from Division of Wildlife Resources:**

Kevin Bunnell, Division of Wildlife Resources, presented the Commissioners with a check in the amount of \$1,410.05 for the contractual in lieu of tax payment on land the Division of Wildlife Resources owns in Sevier County. Mr. Bunnell then gave them an update on programs they are doing, successes they are having, etc. He also reported that they will have two new employees starting the first of March in this area, and discussed an ice fishing clinic they will be having in the near future. After discussion, the Commissioners thanked Mr. Bunnell of the Division of Wildlife Resources for the payment in lieu of taxes on their property.

**County Seat program approved for another year:**

Commissioner Topham then reviewed with the Commissioners the Sponsorship Agreement between Chadwick Booth and Sevier County for the program the County Seat at a cost of approximately \$11,000 for the year. He indicated it had been reviewed by the County Attorney. After discussion, Commissioner Mason moved to ratify the agreement for the County Seat Program, second Commissioner Ogden, unanimous.

**Memorandum of Understanding with Robert Weidner approved:**

Commissioner Topham then discussed the Recommendation of the Rural Public Lands County Council in continuing the use of Robert Weidner in Washington DC as a lobbyist on behalf of the Rural Public Lands County Council. The Commissioners discussed the work he has been doing there, and that they would like to continue working with him. After discussion, Commissioner Ogden moved to approve the Memorandum of Understanding between Robert K. Weidner and Sevier County in the amount of \$16,000 subject to the review and approval of the County Attorney, second Commissioner Mason, unanimous.

**Commission assignments set for 2014:**

The Commissioners then reviewed their assignments for any changes for the year 2014. Commissioner Mason noted that because of the change in the Chairman, the Council of Governments Lead should follow the Chairman. After discussion, Commissioner Mason moved to approve the assignments with those two changes for the year 2014, second Commissioner Ogden, unanimous.

**Beer license renewals approved for Richfield Elk's Lodge and Pheasant Run:**

Beer license renewals for the Richfield Elk's Lodge and Pheasant Run were reviewed and approved after it was noted that the Sheriff had also given his approval on a motion by Commissioner Mason, second Commissioner Ogden, unanimous.

**Discussion on Employee 401K plan:**

The Commission then discussed an email they had received from Brent Gardner of the Utah Association of Counties recommending they sign an IRS form 8905 Certificate of Intent to Adopt a Pre-approved plan. They currently discussed that we have a good 401K plan, and that they are not looking at changing our plan. Leighann Wheeler, Personnel Director, also gave her recommendation that we stay with the current plan that we have as it is an approved plan. After discussion, the Commissioners took no action on the request from Mr. Gardner.

**Review of Monroe City's annexation request:**

Commissioner Topham then reported that the County had received a plat map, and noticed that Monroe City is in the process of annexing some properties.

**Deputies service weapons declared surplus:**

The Commission then discussed the program the Sheriff is offering to allow the deputies to purchase their service weapons. He is hoping that if they own their weapons they will take better care of them. He had a list of those that had a desire to purchase the current weapons they have, and recommended that they be declared surplus to allow them to be sold to the officers. After discussion, Commissioner Ogden moved to declare the weapons listed as surplus and authorize the officers to purchase them, second Commissioner Mason, unanimous.

**Contract with Western Land Services for environmental assessment approved:**

Ryan Savage then discussed with the Commissioners the requirement of the BLM to do an environmental assessment and plan of development on the property the County would like to purchase from the BLM for expansion of the landfill. Mr. Savage, acting on behalf of the County as the engineer/surveyor of the Landfill, indicated they had received some bids for the environmental assessment with the low bidder being Western Land Service Inc. in the amount of \$22,156.50. After discussion, Commissioner Ogden moved to approve the contract between the County and Western Land Services for the environmental assessment and plan of development for the addition to the Sevier County Landfill, second Commissioner Mason, unanimous.

**Travel Council recommendations approved:**

Tourism/Events Director Kevin Arrington met with the Commission concerning the Travel Council Recommendations. After review and discussion, Commissioner Ogden moved to approve the Travel Council Recommendations, second Commissioner Mason, unanimous.

**County to join in filing amicus brief on same sex marriage appeal:**

County Attorney Dale Eyre then discussed with the Commissioners an option joining with other Counties and filing an amicus brief as a friend of the Court on the appeal to Judge Shelby's decision to allow the same sex marriage in declaring Utah State Marriage Law unconstitutional. Basically, we will not be a party to the appeal, we are just requesting opportunity to voice our opinion. After discussion, Commissioner Mason moved to approve in joining with the other Counties in filing the amicus brief, second Commissioner Ogden, unanimous.

There being no further business to come before the Board, meeting adjourned at 2:50 p.m.