

## COMMISSION MINUTES

**November 26, 2018**

Minutes of the regularly scheduled meeting of the Sevier County Commissioners held this twenty-sixth day of November, 2018. Meeting commenced at 1:30 p.m. with Commissioners Garth 'Tooter' Ogden, Ken May, and Ralph Brown in the Commission Chambers of the Sevier County Administration Building, 250 North Main, Richfield, Utah. Clerk/Auditor Steven C. Wall and Executive Administrator Malcolm Nash were also present.

### **Minutes of November 13<sup>th</sup> Commission meeting approved:**

Minutes of the November 13<sup>th</sup> Commission meeting were reviewed and approved on a motion by Commissioner May, second Commissioner Brown, unanimous.

### **Minutes of November 19<sup>th</sup> Canvass of Election approved:**

Minutes of the November 19<sup>th</sup> Canvass of Election were reviewed and approved on a motion by Commissioner Brown, second Commissioner May, unanimous.

### **Indigent Burial request approved:**

The Commission then reviewed an indigent burial request for Bobby Day, noting that the County Attorney was in the process of having that investigated. After discussion, Commissioner Brown moved to approve the indigent burial as requested subject to final approval by the County Attorney, second Commissioner May, unanimous.

### **Resolution 2018-11-1 recommending Tobacco and Vape Free areas adopted:**

The Commission then discussed Resolution 2018-11-1 recommending Tobacco and Vape Free areas at County Facilities, more specifically at the County Fairgrounds. They noted that this comes as a request from the County Health Department to make these areas smoke free zones. The Resolution does not go so far as to call it smoke free zones, but it would remind people to avoid smoking in public areas. After discussion, Commissioner May moved to adopt Resolution 2018-11-1, second Commissioner Brown, unanimous.

### **Public Hearing to Consider 2019 tentative budget:**

Commissioner Brown then moved to recess the regular meeting and convene a public hearing as advertised to consider the 2019 tentative budget, second Commissioner May, unanimous.

At 1:45 p.m., the Commission opened the meeting for comments from the public concerning the 2019 tentative budget. The Commissioners reviewed the proposed budget for 2019, indicating there are still some minor changes to be made to the tentative budget and a final budget would be adopted on December 10. There were no comments from the public.

Meeting resumed at 1:55 p.m.

### **Resolution 2018-11-2 authorizing creation of Central Utah Throughput Agency adopted:**

The Commission then reviewed Resolution 2018-11-2 authorizing and approving the Interlocal Cooperation Agreement providing for the Creation and Organization of the Central Utah Throughput Infrastructure Agency and related matters. Commissioner May explained the purpose of the interlocal agreement between the four Counties of Carbon, Sanpete, Emery and Sevier to receive and oversee funding provided through CIB to help construct a facility in the Oakland Bay area to provide the ability for the Counties to continue to export coal from the area and continue to provide a viable economic base. They indicated that within a few years the IPP plant would be closing down, and they would lose the ability to provide jobs in the coal industry in this area with the mines that we have. Furthermore, use of

the Interlocal Agreement would provide the Counties with the opportunity to take the funding from CIB to use for that purpose, while also protecting the Counties from any inherent liability that may come with the endeavor. The Interlocal agreement would create a separate organization that would oversee this project, and allow us to appoint a director and alternate director to oversee the project. After review and discussion, Commissioner Brown moved to adopt Resolution 2018-11-2 and authorize an agreement with Chapman and Cutler LLP to act as Special Counsel Services to set up the entity and related matters, second Commissioner May, unanimous.

**Business license amendment approved for Wildland Nursery:**

The Commission then reviewed a renewal application for a current business license for Wildland Nursery to add an Air BNB license to their business. Building Inspector/Zoning Administrator Jason Mackelprang said that the change had been reviewed by the Planning Commission and a Conditional Use Permit issued. After review and discussion, Commissioner May moved to approve the amended business license as recommended at a yearly fee of \$25, second Commissioner Brown, unanimous.

**Business license for Cowboy Fencing approved:**

The Commission then reviewed a business license request from Paul Jenkins for Cowboy Fencing. After discussion, Commissioner Brown moved to approve the business license for Paul Jenkins for Cowboy Fencing at a fee of \$25 per year, second Commissioner May, unanimous.

**Travel Council recommendations approved with one exception:**

Tourism Director Cad McWilliams then reviewed with the Commission the Travel Council Recommendations from their last meeting. After discussion, Commissioner May moved to approve the expenditures as recommended with the exception of the Color Country 7<sup>th</sup>-8<sup>th</sup> Grade girls basket ball tournament to limit that to the \$1,500 as had been given to them previously, and to review the remainder in January giving Mr. McWilliams time to do some research on that event, second Commissioner Brown, unanimous.

**Items declared surplus, authorized for disposal:**

The Commission then reviewed a list of surplus equipment that was no longer used or broken. After discussion, Commissioner Brown moved to declare surplus the items on the list, and authorize their disposal as recommended, second Commissioner May, unanimous.

There being no further business to come before the Board, meeting adjourned at 2:20 p.m.