

Beaver County Commission Meeting
Beaver, UT 84713
February 4, 2020

The Board of County Commissioners met on February 4, 2020, at 10:00 a.m. for its regular Commission Meeting. Attending were: Commissioner Michael Dalton, Chairman; Commissioner, Mark Whitney; Commissioner, Tammy Pearson; Ginger McMullin, Clerk/Auditor; Robert Pyles, Administrative Services Coordinator; Stephanie Laws, Commission Secretary and Von Christiansen, County Attorney.

Prayer was offered by Pastor Mark Dupont, Beaver First Baptist Church.

Pledge of Allegiance

Review and Approve County Bills. Motion to approve County Bills was made by Comm. Pearson, seconded by Comm. Whitney, and the vote was made unanimous.

Previous minutes were presented by Ginger McMullin, Clerk/Auditor. With minor adjustments and edits, motion to authorize minutes was made by Comm. Pearson, seconded by Comm. Whitney, the vote was unanimous.

Ratify Mid Utah Radio Advertising Contract. Motion to ratify the signing of the contract was made by Comm. Pearson, seconded by Comm. Whitney, and the vote was made unanimous.

Ratify Initial Census Boundary Validation. Motion to ratify the signing of the Initial Census Boundary Validation contract was made by Comm. Whitney, seconded by Comm. Pearson, and the vote was made unanimous.

Sign yearly FFSL Request to Serve Incident Management Team. This request is for additional training for George Humphries to attend Incident Management Training. Motion to authorize signature on the request for training, for George Humphries, was made by Comm. Pearson, seconded by Comm. Whitney, and the vote was made unanimous.

Board of Adjustments. Present were Kyle Blackner, County Building Authority. Mr. Blackner was present to recommend the Board of Adjustments Members, as Kade Blackner (Minersville Town), Tyler Schena (Beaver City), Scott Symond (Milford City), Lisa Carter (Beaver County School Board), Darrel Davis Beaver County (P/Z Rep.) & Bruce Brown as an alternate. Motion to ratify the listed members for the Board of Adjustments was made by Comm. Whitney, seconded by Comm. Pearson, and the vote was made unanimous.

Application for Re-Zonement. Present were Kyle Blackner, County Building Authority; Justin Finch, Property Owner; Justin Wayment, Attorney representing Mr. Finch. Mr. Blackner spoke of a request from Mr. Finch to change the zoning from A5 to Neighborhood Commercial. This change was presented to the Planning Commission for a vote, which the outcome was divided. Mr. Wayment addressed the Commission on behalf of the zone change and spoke in favor of Mr. Finch's request. Comm. Whitney addressed the Commission regarding not having a turning lane on that road. Comm. Whitney also

commented the fact that Smithfield uses Hwy 20 for their uses. He is concerned about the traffic on that highway, as well as spot zoning. Comm. Pearson addressed the Commission regarding her thoughts on the previous changes made to the zoning in that area. Mr. Wayment spoke about spot zoning, and his opinion regarding spot zoning, his view of spot zoning is done as a favor to someone else. All three Commissioner's spoke not in favor of the zoning change from A5 to Neighborhood Commercial. Comm. Whitney spoke of the written complaints against the zoning changes received by the Commission. Motion for application for re-zonement is denied was made by Comm. Pearson, seconded by Comm. Whitney, and the vote was made unanimous. Comm. Pearson made comment regarding the threats received from Mr. Finch as he left Commission Meeting.

Amend Travel Council Policy and Procedure. Motion to table this item was made by Comm. Whitney, seconded by Comm. Pearson, and the vote was made unanimous.

Motion to enter into closed session for the purpose of discussing the character, professional competence, or physical or mental health of an individual; discuss strategy for pending or reasonably imminent litigation, real property negotiation, was made by Comm. Pearson, seconded by Comm. Whitney, and the vote was made unanimous. Roll call vote Comm. Pearson "aye", Comm. Dalton "aye", Comm. Whitney "aye".

Closed session declared closed by Comm. Dalton.

Weed Sprayer ATV. Present were Keven Whicker, Cory Beebe & Michelle Evans. Ms. Evans discussed an idea to purchase a new ATV with the help of the Conservation District. The Conservation District has offered to make application for grant reimbursement to assist in acquiring a replacement ATV. It was decided to authorize the purchase of a new ATV with the partnership with the Soil and Conservation District in the amount of \$4000. Motion to authorize purchase of the new ATV was made by Comm. Pearson, seconded by Comm. Whitney, and the vote was made unanimous.

Multi Event Center Discussion. Comm. Dalton discussed the Multi Event Center project and the loss of potential funding. Comm. Dalton spoke about the length of time since making application was too long, and the fact that the CIB application is expiring. Commission discussed the need for public opinion, then made a decision to possibly place a question on the ballot for the General Election. Motion to table the Event Center Project until a question can be placed on the ballot was made by Comm. Whitney, seconded by Comm. Pearson, and the vote was made unanimous.

Minersville Town Cattle Guard Funding. Present were Cory Beebe, County Road Supervisor; Kade Blackner, Minersville Town Council Member. Mr. Blackner addressed the Commission regarding a new cattle guard on Thermo Road which sits in Minersville Town's boundary. Mr. Blackner spoke of a discussion with Minersville Land & Livestock, and they also requested the cattle guard to be moved. The cattleman with Minersville Land & Livestock are willing to contribute \$9000 towards the moving and replacing with a new cattle guard. Mr. Blackner is asking for assistance in the replacement of the cattle guard. Minersville Town will contract the removal of the old cattle guard. Motion to authorize \$9,000 towards the removal and replacement of a new cattle guard was made by Comm. Whitney, seconded by Comm. Pearson, and the vote was made unanimous.

Road Improvements 1400 N (County). Present was Cory Beebe, County Road Supervisor. Commission discussed with Mr. Beebe the possibility of working with the land owners adjacent to 1400 North, just East of Eagles Landing, to remove the existing cement ditch, within the county road right of way, and have the owners relinquish their interest in the cement ditch, thereby being able to remove the ditch and widen the roadway to a much safer and manageable width. Motion to authorize Comm. Dalton and Mr. Beebe to negotiate a price with the property owner to acquire the right-of-way and return to the next meeting was made by Comm. Whitney, seconded by Comm. Pearson, and the vote was made unanimous.

Consider Signing Resolution 2020-02, A Resolution Appointing Administrative Control Board Members for Elk Meadows SSD. Motion to authorize signature on Resolution 2020-02 was made by Comm. Pearson, seconded by Comm. Whitney, and the vote was made unanimous.

Commission Updates/ Discussions. Comm. Dalton discussed a 2nd Amendment Sanctuary Ordinance that is being prepared. Comm. Dalton discussed the Short Term Rail Feasibility study that has been in the works for this past year. Mr. Pyles reported on the information presented by Jones & DeMille Engineering Firm that has been prepared for the Short Term Rail Feasibility study. Comm. Pearson reported on the meetings she has scheduled for the next few days. Comm. Pearson commented on the Predator Management Letter that was drafted and sent. Comm. Whitney discussed the following bills Co-Op Grant money for Recreation and Tourism, Wayfinding funding through appropriations, Form of Government Bill, B & C Road Hold Harmless formula, secondary water metering bill, which would affect Beaver City, EMS Funding preliminary discussions, and Inland Port Authority. Comm. Pearson spoke about CDC Funding, County Seat Segment in relation to Wild Horses, Census Meeting discussions for the upcoming Census for 2020.

Commission discussed sample resolutions prepared by Wayne County and Uintah County in regards to a 2nd Amendment Sanctuary County. Comm. Dalton has requested a draft on a Resolution regarding Second Amendment Sanctuary County.

Motion to enter into closed session for the purpose of discussing the character, professional competence, or physical or mental health of an individual; discuss strategy for pending or reasonably imminent litigation, real property negotiation, was made by Comm. Pearson, seconded by Comm. Whitney, and the vote was made unanimous. Roll call vote Comm. Pearson "aye", Comm. Dalton "aye", Comm. Whitney "aye".

Closed session declared closed by Comm. Dalton.

Meeting Adjourned.