BOARD OF COUNTY COMMISSIONERS, UTAH COUNTY, UTAH
MINUTES OF PUBLIC MEETING
COMMISSION CHAMBERS, ROOM 1400
OF THE UTAH COUNTY ADMINISTRATION BUILDING
January 8, 2013 - 9:00 A.M.

PRESENT: COMMISSIONER DOUG WITNEY, CHAIR
COMMISSIONER GARY J. ANDERSON, VICE-CHAIR
COMMISSIONER LARRY A. ELLERTSON

ALSO PRESENT:
Haley Christensen, Utah County Attorney's Office
Paul Jones, Utah County Deputy Attorney
Ryan Peters, Utah County Deputy Attorney
Scott C. Hogensen, Chief Deputy Clerk/Auditor
Julie Rollins, Utah County Purchasing Agent
Kris Poulson, Utah County Assessor
Bryce Armstrong, Community Development
Peggy Kelsey, Community Development
Ralph Clegg, Utah County Health Department
Carrie Bennett, Utah County Health Department
Toni Carpenter, Utah County Health Department
Rachel Morrey, Utah County Health Department
Richard Nance, Drug&Alcohol Prevention&Treatment
Lana Jensen, Utah County Personnel Director
Jane Ivie, Personnel Office
Don Nay, Public Works Associate Director
Andrea Allen, Utah County Recorder's Office
Robyn Jacob, Utah County Recorder's Office
James O. Tracy, Utah County Sheriff
Mike Forshee, Utah County Sheriff's Office
Dalene Higgins, Utah County Sheriff's Office
Gary Ratcliffe, Utah County Surveyor
Robert C. Kirk, Utah County Treasurer
Peter Anderson, Orem Resident
Sharon Anderson, Orem Resident
Larry Ballard, Salem Resident
George Bills, Crab Creek Estates
Kent Robert Blanco, American Legion Commander
Yvonne Blanco, American Fork Resident
Michelle Caldwell, Mountainland Assoc. of Governments
Helina Carter-Thomas, -No further information given-
Eldon A. Neves, Citizens for Rural Utah
Taylor Oldroyd, Utah County Association of Realtors
Seth Riddle, -No further information given-
Kraig A. Thorne, Veterans of Foreign Wars
Mike Stansfield, Fairways Media
Debra Pritchett, Commission Administrative Assistant

Commissioner Ellertson called the meeting to order at 9:00 A.M. and welcomed those present. The following matters were discussed:

PRAYER/READING/THOUGHT: Doug Witney, Utah County Commissioner
PLEDGE OF ALLEGIANCE: Larry Ballard, Salem Resident

CONSENT AGENDA

1. ELECTION OF A CHAIR AND VICE-CHAIR OF THE BOARD OF COUNTY COMMISSIONERS OF UTAH COUNTY, UTAH FOR THE YEAR 2013, PURSUANT TO SECTION 17-53-203, UTAH CODE ANNOTATED, 1953 AS AMENDED

Commissioner Ellertson summarized the elections of the Board of County Commissioners of Utah County to be as follows for calendar year 2013: Doug Witney as Chair; Gary J. Anderson as Vice-Chair; and Larry A. Ellertson as the third member of the quorum. Commissioner Witney conducted the regular business of the meeting from this point.

2. APPROVE THE 2013 PORTFOLIO ASSIGNMENTS FOR THE UTAH COUNTY COMMISSIONERS

3. RATIFY THE SIGNATURE OF THE COMMISSION CHAIR ON CHANGE ORDER NO. 4 TO AGREEMENT NO. 2012-389 WITH CK CONSTRUCTION FOR THE MOSQUITO ABATEMENT FACILITY PROJECT

4. APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO SIGN THE APPLICATION AGREEMENT WITH THE NATIONAL CHILDREN'S ALLIANCE, ON BEHALF OF THE UTAH COUNTY CHILDREN'S JUSTICE CENTER

5. APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO SIGN THE RENEWAL APPLICATION FOR A CLASS B RETAIL BEER LICENSE (ON-PREMISE CONSUMPTION) FOR SUNDANCE PARTNERS, LTD - BEAR CLAW CABIN LOCATED AT 8841 N ALPINE LOOP RD IN THE PROVO CANYON AREA OF UNINCORPORATED UTAH COUNTY

6. APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO SIGN THE RENEWAL APPLICATION FOR A CLASS B RETAIL BEER LICENSE (ON-PREMISE CONSUMPTION) FOR SUNDANCE PARTNERS, LTD - CREEKSIDE LOCATED AT 8841 N ALPINE LOOP RD IN THE PROVO CANYON AREA OF UNINCORPORATED UTAH COUNTY

7. APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO SIGN THE RENEWAL APPLICATION FOR A CLASS B RETAIL BEER LICENSE (ON-PREMISE CONSUMPTION) FOR SUNDANCE PARTNERS, LTD - FOUNDRY GRILL - TREE ROOM LOCATED AT 8841 N ALPINE LOOP RD IN THE PROVO CANYON AREA OF UNINCORPORATED UTAH COUNTY

8. APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO SIGN THE RENEWAL APPLICATION FOR A CLASS B RETAIL BEER LICENSE (ON-PREMISE CONSUMPTION) FOR SUNDANCE PARTNERS, LTD - GROCERY DELI LOCATED AT 8841 N ALPINE LOOP RD IN THE PROVO CANYON AREA OF UNINCORPORATED UTAH COUNTY

9. APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO SIGN THE RENEWAL APPLICATION FOR A CLASS B RETAIL BEER LICENSE (ON-PREMISE CONSUMPTION) FOR SUNDANCE PARTNERS, LTD - OWL BAR LOCATED AT 8841 N ALPINE LOOP RD IN THE PROVO CANYON AREA OF UNINCORPORATED UTAH COUNTY

10. APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO SIGN THE RENEWAL APPLICATION FOR A CLASS B RETAIL BEER LICENSE (ON-PREMISE CONSUMPTION) FOR SUNDANCE PARTNERS, LTD - CATERING-OUTDOOR THEATER-REHEARSAL HALL-SCREENING ROOM-CONFERENCE CENTER LOCATED AT 8841 N ALPINE LOOP RD IN THE PROVO CANYON AREA OF UNINCORPORATED UTAH COUNTY

11. APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO INCLUDE THE ADDENDUMS C AND D WITH UTAH COUNTY AGREEMENT NO. 2010-339

Commissioner Witney requested that Consent Agenda Item No. 11 be temporarily held for discussion.
TABLED
*Please refer to the final page of these minutes for additional notations.

12. APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO SIGN A MAINTENANCE AGREEMENT WITH CANON BUSINESS SOLUTIONS FOR AN IR1023 COPIER, SERIAL NO. TJE21514, LOCATED IN THE ASSESSOR'S OFFICE

13. APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO SIGN A MAINTENANCE AGREEMENT WITH CANON BUSINESS SOLUTIONS FOR AN IRC6800 COPIER, SERIAL NO. JJMO2557, LOCATED IN THE ATTORNEY'S OFFICE

14. APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO SIGN A MAINTENANCE AGREEMENT WITH CANON BUSINESS SOLUTIONS FOR AN IR2200 COPIER, SERIAL NO. MPG94776, LOCATED IN THE CHILDREN'S JUSTICE CENTER

15. APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO SIGN A MAINTENANCE AGREEMENT WITH CANON BUSINESS SOLUTIONS FOR AN IR1600 COPIER, SERIAL NO. MQS00747, LOCATED IN THE CLERK/AUDITOR'S OFFICE

16. APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO SIGN A MAINTENANCE AGREEMENT WITH CANON BUSINESS SOLUTIONS FOR AN IR330 COPIER, SERIAL NO. NQJ29827, LOCATED IN THE CLERK/AUDITOR'S OFFICE

17. APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO SIGN A MAINTENANCE AGREEMENT WITH CANON BUSINESS SOLUTIONS FOR AN IR13530 COPIER, SERIAL NO. KJG03465, LOCATED IN THE COMMUNITY DEVELOPMENT OFFICE

18. APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO SIGN A MAINTENANCE AGREEMENT WITH CANON BUSINESS SOLUTIONS FOR AN IRC5185 COPIER, SERIAL NO. MER06606, LOCATED IN THE HEALTH DEPARTMENT

19. APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO SIGN A MAINTENANCE AGREEMENT WITH CANON BUSINESS SOLUTIONS FOR AN IRC3300 COPIER, SERIAL NO. MPH28832, LOCATED IN THE HEALTH DEPARTMENT - ENVIRONMENTAL

20. APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO SIGN A MAINTENANCE AGREEMENT WITH CANON BUSINESS SOLUTIONS FOR AN IR2270 COPIER, SERIAL NO. KBT00727; AN IR3300 COPIER, SERIAL NO. PMH28189; AND AN IR2000 COPIER, SERIAL NO. MQU14912, ALL THREE OF WHICH ARE LOCATED IN THE HEALTH DEPARTMENT - FAMILY HEALTH SERVICES

21. APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO SIGN A MAINTENANCE AGREEMENT WITH CANON BUSINESS SOLUTIONS FOR AN IR2200 COPIER, SERIAL NO. MPG55459, LOCATED IN THE HEALTH DEPARTMENT - SENIOR COMPANIONS OFFICE

22. APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO SIGN A MAINTENANCE AGREEMENT WITH CANON BUSINESS SOLUTIONS FOR AN IR2020 COPIER, SERIAL NO. VLP00205, LOCATED IN THE HEALTH DEPARTMENT - VITAL RECORDS

23. APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO SIGN A MAINTENANCE AGREEMENT WITH CANON BUSINESS SOLUTIONS FOR AN IR2800 COPIER, SERIAL NO. MPJ12498, LOCATED IN THE DEPARTMENT OF DRUG AND ALCOHOL PREVENTION AND TREATMENT

24. APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO SIGN A MAINTENANCE AGREEMENT WITH CANON BUSINESS SOLUTIONS FOR AN IR2800 COPIER, SERIAL NO. MPJ12515, LOCATED IN THE DEPARTMENT OF DRUG AND ALCOHOL PREVENTION AND TREATMENT

25. APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO SIGN A MAINTENANCE AGREEMENT WITH CANON BUSINESS SOLUTIONS FOR AN IR3035 COPIER, SERIAL NO. MUP1370; AND AN IR1310 COPIER, SERIAL NO. ZTW11071, BOTH OF WHICH ARE LOCATED IN THE DEPARTMENT OF DRUG AND ALCOHOL PREVENTION AND TREATMENT

26. APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO SIGN A MAINTENANCE AGREEMENT WITH CANON BUSINESS SOLUTIONS FOR AN IR330 COPIER, SERIAL NO. MPH03883; AND AN NP6035 COPIER, SERIAL NO. NGL18015, BOTH OF WHICH ARE LOCATED IN THE JUSTICE COURT

27. APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO SIGN A MAINTENANCE AGREEMENT WITH CANON BUSINESS SOLUTIONS FOR AN IR2016 COPIER, SERIAL NO. MDD00451, LOCATED IN THE MOSQUITO ABATEMENT OFFICE

28. APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO SIGN A MAINTENANCE AGREEMENT WITH CANON BUSINESS SOLUTIONS FOR AN IR5000 COPIER, SERIAL NO. MPL74930, LOCATED IN THE PUBLIC WORKS DEPARTMENT

29. APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO SIGN A MAINTENANCE AGREEMENT WITH CES AND R FOR A XEROX 510 COPIER, SERIAL NO. MDH001382, LOCATED IN THE RECORDER'S OFFICE

30. APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO SIGN THE FY2012 HOMELAND SECURITY GRANT PROGRAM ARTICLES OF AGREEMENT AND ASSOCIATED DOCUMENTS FOR THE UTAH DEPARTMENT OF PUBLIC SAFETY - DIVISION OF EMERGENCY MANAGEMENT

31. APPROVE TAX CREDITS AND REFUNDS RECOMMENDED BY THE COUNTY ASSESSOR'S OFFICE IN CANCELLATION AND CORRECTION LETTER NO. 60282, DATED JANUARY 2, 2013

32. APPROVE TAX CREDITS AND REFUNDS RECOMMENDED BY THE COUNTY TREASURER'S OFFICE IN CANCELLATION LETTER NO. 13-381, DATED JANUARY 2, 2013

33. APPROVE TAX CREDITS AND REFUNDS RECOMMENDED BY THE COUNTY TREASURER'S OFFICE IN CANCELLATION LETTER NO. 20268, DATED JANUARY 2, 2013

34. ABATE PERSONAL PROPERTY ACCOUNTS ATTACHED FOR THE YEARS INDICATED, HAVING BEEN IDENTIFIED AS UNCOLLECTIBLE; THERE ARE NO ASSETS AVAILABLE

Commissioner Witney requested that Consent Agenda Item No. 34 be temporarily held for discussion.
TABLED
*Please refer to the final page of these minutes for additional notations.

35. APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO EXECUTE A SETTLEMENT AGREEMENT AND MUTUAL RELEASE OF ALL CLAIMS

36. APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO SIGN AN EXTENSION TO AGREEMENT NO. 2011-515 WITH MOUNTAINLAND ASSOCIATION OF GOVERNMENTS FOR THE COMMUNITY DEVELOPMENT BLOCK GRANT REVOLVING LOAN FUND

37. APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO SIGN A COMMUNITY DEVELOPMENT BLOCK GRANT FOR THE CITY OF LEHI

38. ADOPT RESOLUTION OF APPOINTMENT TO THE UTAH COUNTY PLANNING COMMISSION

39. ADOPT A RESOLUTION APPROVING VOLUNTEERS WHO WISH TO DONATE THEIR SERVICES TO THE CHILDREN'S JUSTICE CENTER, THE UTAH COUNTY HEALTH DEPARTMENT, AND THE UTAH COUNTY SHERIFF'S OFFICE

40. APPROVE THE MINUTES OF THE DECEMBER 18, 2012 COMMISSION MEETING
The commissioners requested that Consent Agenda Item No. 40 be continued to the next meeting of the board.
CONTINUED TO JANUARY 15, 2013

41. RATIFICATION OF PAYROLL

Period 26	**5 Checks: $4,230.64**	**1,082 Total Deposits: $1,451,139.20**	**Total:**	**$1,455,369.84**
		Federal Payroll Taxes	**Total:**	**$ 206,357.95**

42. RATIFICATION OF WARRANT REGISTER SUMMARY FOR DECEMBER 26, 2012

43. RATIFICATION OF WARRANT REGISTER SUMMARY FOR JANUARY 2, 2013

44. RATIFICATION OF WARRANT REGISTER SUMMARY FOR JANUARY 8, 2013

Register No. 1	**January 2, 2013**	**Check Nos. 174697-174699**	**Total:**	**$**	**583.00**
Register No. 2	**January 2, 2013**	**Check Nos. 174700-174700**	**Total:**	**$**	**30.00**
Register No. 3	**January 4, 2013**	**Direct Deposit:16020-16030**	**Total:**	**$**	**20,466.71**
Register No. 4	**January 4, 2013**	**Check Nos. 174701-174746**	**Total:**	**$**	**73,201.58**
Register No. 5	**January 4, 2013**	**Check Nos. 174747-174749**	**Total:**	**$**	**1,605.00**
			Total:	**$**	**95,886.29**

Consent Agenda Item Nos. 1 through 10, 12 through 33, 35 through 39, and 41 through 44 were approved as written. Commissioner Witney recommended the following Regular Agenda items be moved to Consent:

4. APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO SIGN THE LICENSE AGREEMENT BETWEEN UTAH COUNTY AND LAWROOM TO PROVIDE ONLINE TRAINING FOR COUNTY EMPLOYEES ***(Continued from the December 18, 2012 Commission meeting)***

5. APPROVE THE FOLLOWING CHANGES TO THE ATTORNEY'S OFFICE STAFFING PLAN: 1 - DELETE ONE ATTORNEY III/CRIMINAL POSITION (CLASS CODE 2002) AND ADD ONE ATTORNEY IV/CRIMINAL POSITION (CLASS CODE 2004); 2 - DELETE THREE LEGAL ASSISTANT II POSITIONS (CLASS CODE 6704) AND REPLACE WITH THREE LEGAL ASSISTANT III POSITIONS (CLASS CODE 6703); AND 3 - DELETE TWO LEGAL ASSISTANT I POSITIONS (CLASS CODE 6705) AND REPLACE WITH TWO LEGAL ASSISTANT II POSITIONS (CLASS CODE 6704)

7. TAKE ACTION TO APPROVE OR DENY AN ORDINANCE TO AMEND THE UTAH COUNTY LAND USE ORDINANCE, SECTION 3-47-H-1, TO ALLOW FOR USE OF PUBLIC LANDS AS PART OF ACCESSORY SKI LIFTS AND ASSOCIATED MOUNTAIN RESORT FACILITIES

8. TAKE ACTION TO APPROVE OR DENY AN ORDINANCE TO AMEND THE UTAH COUNTY GENERAL PLAN FROM AGRICULTURE/WATERSHED TO MANUFACTURING AND THE UTAH COUNTY ZONE MAP FROM THE RESIDENTIAL AGRICULTURAL, RA-5 ZONE TO INDUSTRIAL, I-1 ZONE, SECTIONS 17, 18, 19 & 20, T7S, R3E, PROVO CITY AREA

9. APPROVE (OR DENY) CRAB CREEK ESTATES SUBDIVISION, PLAT "B," SUBJECT TO THE CONDITIONS STATED IN THE STAFF REPORT

10. APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO SIGN AN AGREEMENT WITH MACEY'S ASSOCIATED FOOD STORES FOR DIAPER VOUCHERS FOR PRENATAL SMOKING CESSATION PARTICIPANTS

12. APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO SIGN AN AGREEMENT WITH ACCENAGROUP TO PROVIDE TRAINING FOR THE UTAH COUNTY STORM WATER COALITION

13. APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO SIGN AN AGREEMENT WITH CHAVEZ LLC TO PROVIDE LABOR AND MATERIAL FOR A PORTION OF THE HEALTH AND JUSTICE BUILDING SUITE 1700 REMODEL PROJECT

14. RESCIND AGREEMENT NO. 2012-571 BETWEEN THE UTAH COUNTY DEPARTMENT OF DRUG AND ALCOHOL PREVENTION AND TREATMENT AND HEBER VALLEY COUNSELING, AS HEBER VALLEY COUNSELING HAS BEEN DISSOLVED ***(Continued from the December 18, 2012 Commission meeting)***

At this point, the commissioners returned to discussion of Consent Agenda Item Nos. 11 and 34 as previously decided.

(TABLED FROM CONSENT)

11. APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO INCLUDE THE ADDENDUMS C AND D WITH UTAH COUNTY AGREEMENT NO. 2010-339

Commissioner Ellertson explained that these addendums are related to training expenses incurred during 2012, and will also occur again in 2014 and 2016 - specifically, election years.

(TABLED FROM CONSENT)

34. ABATE PERSONAL PROPERTY ACCOUNTS ATTACHED FOR THE YEARS INDICATED, HAVING BEEN IDENTIFIED AS UNCOLLECTIBLE; THERE ARE NO ASSETS AVAILABLE

Commissioner Witney noted the large price tag being "signed off" within this agenda item, and asked Utah County Treasurer Robert C. Kirk about the efforts made to collect the balance. Mr. Kirk explained that his office staff conducts extensive research in attempting to locate the defunct businesses, but there are unfortunately instances when the statute of limitations expires before the owed taxes are paid. The commissioners discussed collection options with Mr. Kirk, including cooperation with the Utah County Sheriff's Office.

Consent Agenda Item Nos. 11 and 34 were both approved unanimously as part of the Consent Agenda.

ACTIONS TAKEN

Consent Agenda Item No. 1 was completed; Nos. 2, 31, 32, and 33 were approved; Nos. 3, 41, 42, 43, and 44 were ratified; Nos. 4 through 10, 12 through 30, and 35, 36, and 37 were approved and authorized; No. 11 was tabled and subsequently approved and authorized; No. 34 was tabled and subsequently abated; Nos. 38 and 39 were adopted; and No. 40 was continued to the January 15, 2013 meeting of the Board. Regular Agenda Item Nos. 4, 10, 12 and 13 were approved and authorized; Nos. 5, 7, 8 and 9 were approved; and No. 14 was rescinded.

AGREEMENT NOS.: 2013-1, 2013-2, 2013-3, 2013-4, 2013-5, 2013-6, 2013-7, 2013-8, 2013-9, 2013-10, 2013-11, 2013-12, 2013-13, 2013-14, 2013-15, 2013-16, 2013-17, 2013-18, 2013-19, 2013-20, 2013-21, 2013-22, 2013-23, 2013-24, 2013-25, 2013-26, 2013-27, 2013-28, 2013-29, 2013-29(A), 2013-29(B), 2013-30, 2013-31, 2013-32, 2013-33, 2013-34, 2013-35, 2013-36, 2013-37, 2013-38, 2013-39, 2013-40, 2013-41 and 2013-42

RESOLUTION NOS.: 2013-1 and 2013-2

ORDINANCE NOS.: 2013-1 and 2013-2

REGULAR AGENDA

1. PRESENTATION OF THE UTAH COUNTY VETERAN OF THE YEAR AWARD TO KENT ROBERT BLANCO

American Legion Commander Kent Robert Blanco was presented with the Utah County Veteran of the Year Award by Kraig A. Thorne and the Utah County Commissioners.

2. RECOGNITION OF THE UTAH COUNTY EMPLOYEE OF THE MONTH FOR JANUARY 2013

Rickie Liddiard of the Utah County Attorney's Office was recognized as the Utah County Employee of the Month for January 2013.

3. APPROVE PERSONNEL ACTIONS ORIGINATING DECEMBER 20 AND DECEMBER 27, 2012

Utah County Personnel Director Lana Jensen expressed that the questions and comments brought up by the Utah County Clerk/Auditor's Office regarding the Personnel actions had been resolved prior to the meeting. She noted that there had been budget transfer issues for career ladder advancements. Commissioner Witney indicated that further discussions would need to take place on the budgeting process for promotions in general.

Commissioner Anderson made the motion to approve the Personnel actions originating December 20 and December 27, 2012 as discussed in Regular Agenda Item No. 3. The motion was seconded by Commissioner Ellertson and carried with the following vote:

AYE: Doug Witney
Gary J. Anderson
Larry A. Ellertson
NAY: None

APPROVED

6. AUTHORIZE THE ELIMINATION OF ONE FULL-TIME APPOINTED DIRECTOR-COMMUNITY DEVELOPMENT POSITION FROM THE STAFFING PLAN, AND AUTHORIZE THE MOVEMENT OF THE SUPERVISORY AND REPORTING STRUCTURE OF COMMUNITY DEVELOPMENT TO THE DEPARTMENT OF PUBLIC WORKS (DELETING POSITION 1100-1-1 FROM ACCOUNT NO. 200-41810)

Utah County Personnel Director Lana Jensen explained that the current Community Development functions are being moved to be part of the Public Works organization. An Associate Director position will be replacing the appointed Community Development Director position.

Commissioner Anderson made the motion to authorize the elimination of one position and the movement of Community Development to the Department of Public Works as detailed in Regular Agenda Item No. 6. The motion was seconded by Commissioner Ellertson and carried with the following vote:

AYE: Doug Witney
Gary J. Anderson
Larry A. Ellertson
NAY: None

AUTHORIZED

11. APPROVE AND ADOPT A RESOLUTION AMENDING INTERLOCAL COOPERATION AGREEMENT NO. 2012-686 WITH THE UTAH COMMUNICATIONS AGENCY NETWORK

Commissioner Witney summarized comments left by the Utah County Clerk/Auditor's Office regarding this resolution and amendment for Agreement No. 2012-686 with the Utah Communications Agency Network (UCAN). The 2013 Budget only includes $10,000 for the site work, which was to have been completed by the end of calendar year 2012. Utah County Public Works Associate Director Don Nay stated that not all of the work is done, but the department is prepared for any necessary budget transfers. Mr. Nay mentioned that monies would be provided from the 400 fund.

Commissioner Ellertson made the motion to approve and adopt the resolution amending Agreement No. 2012-686 with the Utah Communications Agency Network as identified in Regular Agenda Item No. 1. The motion was seconded by Commissioner Anderson and carried with the following vote:

AYE: Doug Witney
Gary J. Anderson
Larry A. Ellertson
NAY: None

RESOLUTION NO. 2013-3
AGREEMENT NO. 2013-43

15. APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO SIGN AN AGREEMENT WITH PROVO SCHOOL DISTRICT FOR THE IMPLEMENTATION OF THE STRENGTHENING FAMILIES PROGRAM

Richard Nance, Director of the Utah County Department of Drug and Alcohol Prevention and Treatment, came forward with Kye Nordfelt of the same office to respond to the commissioners' questions. Commissioner Witney asked whether this agreement would be funded by a grant, and the response was unclear. Mr. Nance and Mr. Nordfelt noted that the Department of Child and Family Services (DCFS) would be involved, as well as Wasatch Mental Health.

Commissioner Anderson made the motion to approve and authorize the agreement with Provo School District for the implementation of the Strengthening Families Program as discussed in Regular Agenda Item No. 15. The motion was seconded by Commissioner Ellertson and carried with the following vote:

AYE: Doug Witney
Gary J. Anderson
Larry A. Ellertson
NAY: None

AGREEMENT NO. 2013-44

At this point, the commissioners determined which closed meetings would be necessary to set and which could be stricken from the Regular Agenda.

18. SET A DATE, TIME AND LOCATION FOR A CLOSED MEETING FOR A STRATEGY SESSION TO DISCUSS THE PURCHASE, EXCHANGE, OR LEASE OF REAL PROPERTY

STRICKEN

19. SET A DATE, TIME AND LOCATION FOR A CLOSED MEETING FOR A STRATEGY SESSION TO DISCUSS THE SALE OF REAL PROPERTY

STRICKEN

20. SET A DATE, TIME AND LOCATION FOR A CLOSED MEETING TO DISCUSS COMMERCIAL INFORMATION AS DEFINED IN SECTION 59-1-404, U.C.A., AS AMENDED

STRICKEN

Commissioner Anderson made the motion to strike Regular Agenda Item Nos. 18, 19, and 20 to set dates, times and locations for closed meetings for a strategy session to discuss the purchase, exchange, or lease of real property; for a strategy session to discuss the sale of real property; and to discuss commercial information as defined in Section 59-1-404, U.C.A., as amended. The motion was seconded by Commissioner Ellertson and carried with the following vote:

AYE: Doug Witney
Gary J. Anderson
Larry A. Ellertson
NAY: None

16. SET A DATE, TIME AND LOCATION FOR A CLOSED MEETING TO DISCUSS THE CHARACTER, PROFESSIONAL COMPETENCE, OR PHYSICAL OR MENTAL HEALTH OF AN INDIVIDUAL OR INDIVIDUALS

Commissioner Anderson made the motion to set a date, time and location for a closed meeting to discuss the character, professional competence, or physical or mental health of an individual or individuals to immediately follow the public comment portion of the regular public meeting today in Room 1400 of the County Administration Building. The motion was seconded by Commissioner Ellertson and carried with the following vote:

AYE: Doug Witney
Gary J. Anderson
Larry A. Ellertson
NAY: None

SET

17. SET A DATE, TIME AND LOCATION FOR A CLOSED MEETING FOR A STRATEGY SESSION TO DISCUSS PENDING OR REASONABLY IMMINENT LITIGATION

Commissioner Anderson made the motion to set a date, time and location for a closed meeting for a strategy session to discuss pending or reasonably imminent litigation to immediately follow the previously scheduled closed meeting today in Room 1400 of the County Administration Building. The motion was seconded by Commissioner Ellertson and carried with the following vote:

AYE: Doug Witney
Gary J. Anderson
Larry A. Ellertson
NAY: None

SET

WORK SESSION

NO WORK SESSION ITEMS WERE SUBMITTED

PUBLIC COMMENTS

There were no public comments and the meeting recessed at 9:26 A.M. to go into closed meetings. The public meeting reconvened at 10:08 A.M.

Commissioner Anderson made the motion to adjourn the January 8, 2013 meeting of the Utah County Board of Commissioners. The motion was seconded by Commissioner Ellertson and carried with the following vote:

AYE: Doug Witney
Gary J. Anderson
Larry A. Ellertson
NAY: None

There being no further business nor public comment, the meeting adjourned at 10:08 A.M. The minutes of the January 8, 2013 Commission Meeting were approved as transcribed on January 22, 2013.

DOUG WITNEY, Commission Chair

ATTEST:

BRYAN E. THOMPSON
Utah County Clerk/Auditor

*Consent Agenda Item No. 11:
The commissioners approved to include Addendums C and D with Utah County Agreement No. 2010-339 as part of the Consent Agenda, before moving into discussion of the Regular Agenda items.

*Consent Agenda Item No. 34:
The commissioners abated the specified Personal Property accounts that had been identified as uncollectible as part of the Consent Agenda, before moving into discussion of the Regular Agenda items.