

PUBLIC NOTICE IS HEREBY GIVEN THAT THE

**BOARD OF COMMISSIONERS OF UTAH COUNTY, UTAH**

WILL HOLD A PUBLIC MEETING  
IN THE COMMISSION CHAMBERS - ROOM 1400  
OF THE UTAH COUNTY ADMINISTRATION BUILDING  
100 East Center Street, Provo, Utah  
**April 16, 2019 - 09:00 A.M.**

\*Board members may participate electronically at will, with the anchor location as stated above.\*

PRAYER/READING/THOUGHT: To Be Announced  
PLEDGE OF ALLEGIANCE: To Be Announced

**CONSENT AGENDA**

1. APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO SIGN THE BOUNDARY LINE AGREEMENT WITH ROSS CARL NELSON FOR A PORTION OF PARCEL 30:051:0002 AND PARCEL 30:051:0009
2. APPROVE AND AUTHORIZE THE UTAH COUNTY COMMISSION CHAIR TO SIGN A BOUNDARY LINE AGREEMENT WITH MARION C. MANWILL AND VIOLET MANWILL FAMILY TRUST FOR A PORTION OF PARCEL 30:055:047.
3. ADOPT A RESOLUTION APPOINTING BOYD L. WARREN AS A DIRECTOR TO THE BOARD OF DIRECTORS OF THE MT. NEBO WATER AGENCY, REPRESENTING THE STRAWBERRY HIGH LINE CANAL COMPANY
4. RATIFICATION OF WARRANT REGISTER SUMMARY FOR APRIL 15, 2019, INCLUDING NOTES AND COMMENTS FROM THE COMMISSIONERS AS RECORDED ON THE INTERNAL SYSTEM
5. APPROVE OR DENY THE REQUEST FROM THE PREGNANCY RESOURCE CENTER OF SALT LAKE CITY TO WAIVE THE EVENT PERMIT FEE FOR THE LABOR DAY PUN RUN TO BE HELD ON SEPT 2, 2019
6. APPROVED THE MINUTES OF THE APRIL 2, 2019 COMMISSION MEETING
7. ADOPT A RESOLUTION APPOINTING SCOTT BIRD AS A REPRESENTATIVE AND TRAVIS TAYLOR AS AN ALTERNATE TO THE UTAH LAKE COMMISSION TECHNICAL ADVISORY COMMITTEE
8. APPROVE OR AUTHORIZE THE UTAH COUNTY COMMISSION CHAIR TO SIGN AN AGREEMENT WITH WELCH EQUIPMENT FOR A PURCHASE OF A 2019 CLARK GTS30 6000LB FORKLIFT FOR \$28,746.61
9. APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO SIGN THE FY 2019/20 JUSTICE COURT TECHNOLOGY, SECURITY AND TRAINING GRANT APPLICATION.
10. APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO SIGN THE SUPPLEMENTAL LAW ENFORCEMENT SERVICE WITH PROVO CITY POLICE DEPARTMENT ON BEHALF OF THE "PROVO CITY MARATHON" TO HAVE 30 DEPUTIES (LESS IS OKAY, TAKE AS MANY AS POSSIBLE) SECURE VARIOUS AREAS ON UNIVERSITY AVENUE, PROVO, UTAH ON MAY 4, 2019 FROM 06:00 AM TO 10:30 OR 11:00 AM VARIES DEPENDING ON POST LOCATION.

11. APPROVE AND AUTHORIZE THE PURCHASE OF FLEX-RAY KIT AND PLATES FOR EOD USE.
12. APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO SIGN THE NATIONAL CHILDREN'S ALLIANCE COOPERATIVE AGREEMENT TO CONTINUE FUNDING TRAINING FOR THE UTAH COUNTY CHILDREN'S JUSTICE CENTER
13. ACKNOWLEDGEMENT OF AMENDMENT NO 25 TO CONTRACT 2015-421. BETWEEN UTAH COUNTY DEPARTMENT OF DRUG AND ALCOHOL PREVENTION AND TREATMENT AND THE STATE OF UTAH DIVISION OF SUBSTANCE ABUSE AND MENTAL HEALTH.
14. ADOPT A RESOLUTION APPROVING VOLUNTEERS WHO WISH TO DONATE THEIR SERVICES TO UTAH COUNTY
15. APPROVE AND AUTHORIZE COMMISSION CHAIR TO EXECUTE AGREEMENT BETWEEN UTAH COUNTY AND THE TOWN OF FAIRFIELD FOR A UTAH COUNTY ACTIVITIES GRANT FOR A TOURISM AND RECREATION DEVELOPMENT PROJECT
16. APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO SIGN THE SUPPLEMENTAL LAW ENFORCEMENT SERVICE WITH PROVO CITY POLICE DEPARTMENT ON BEHALF OF THE "UTAH VALLEY MARATHON" TO HAVE 30 DEPUTIES (LESS IS OKAY, WILL TAKE AS MANY AS POSSIBLE) TO SECURE VARIOUS AREAS ON UNIVERSITY AVENUE, PROVO, UTAH ON JUNE 1, 2019 FROM 05:00 AM TO 12:30 OR 13:30 PM DEPENDING ON POST LOCATIONS.
17. RATIFY LETTER APPROVING VOLUNTEERS WHO WISH TO DONATE THEIR SERVICES TO UTAH COUNTY
18. ACKNOWLEDGEMENT OF AMENDMENT NO 25B TO CONTRACT 2015-421. BETWEEN UTAH COUNTY DEPARTMENT OF DRUG AND ALCOHOL PREVENTION AND TREATMENT AND THE STATE OF UTAH DIVISION OF SUBSTANCE ABUSE AND MENTAL HEALTH.
19. APPROVAL OF THE PAYROLL WARRANT SUMMARY FOR PAY PERIOD 8
20. APPROVED THE MINUTES OF THE APRIL 4, 2019 COMMISSION MEETING
21. APPROVE AND AUTHORIZE THE DECLARATION OF ITEMS PURCHASED WITH UTAH DEPARTMENT OF PUBLIC SAFETY GRANT MONIES AS SURPLUS TO BE TRANSFERRED TO SPECIFIED BOMB SQUADS

### **REGULAR AGENDA**

1. APPROVE PROPERTY TAX ACTIONS CONTAINED IN RECOMMENDATION LETTER 2019-7  
- Paul Jones, Deputy Attorney -
2. APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO SIGN THE "COMPLIANCE AGREEMENT AND BOND FOR OPEN PIT MINING OPERATIONS" WITH CMC ROCK, LLC AND WESTLAKE MATERIALS, LLC. FOR AN EXISTING MINING OPERATION, APPROXIMATE SITE LOCATION 1169 S SR68 (REDWOOD RD) SECTION 13, T7S, R1W AND SECTION 18 T7S 1E, M&G-1 ZONE, LAKE MOUNTAIN AREA IN UNINCORPORATED UTAH COUNTY. SURETY BOND NO. EACX084000621, IN THE AMOUNT OF \$300,000.00 WITH ENDURANCE ASSURANCE CORPORATION, 10604, 4 MANHATTANVILLE RD., PURCHASE, NY 10577  
- Peggy Kelsey, Community Development -
3. APPROVE THE RELEASE OF THE BOND FOR OPEN PIT MINING OPERATIONS, FOR CMC ROCK, LLC AND WESTLAKE MATERIALS, LLC. , SURETY NO. SUR20000617 IN THE AMOUNT OF \$300,000.00, AND AUTHORIZE THE COMMISSION CHAIR TO SIGN THE RELEASE LETTER TO IRONSHORE INDEMNITY INC., 28 LIBERTY ST 4TH FL., NEW YORK, NY 10005.  
- Peggy Kelsey, Community Development -
4. APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO SIGN THE "COMPLIANCE AGREEMENT AND BOND FOR OPEN PIT MINING OPERATIONS" WITH CMC ROCK, LLC FOR AN EXISTING MINING OPERATION, APPROXIMATE SITE LOCATION 7605 S LINCOLN BEACH RD. SECTION 29, T8S, R1E, M&G-1 ZONE, WEST SIDE OF WEST MOUNTAIN AREA IN

UNINCORPORATED UTAH COUNTY. SURETY BOND NO. EACX084000622, IN THE TOTAL AMOUNT OF \$85,000.00 WITH ENDURANCE ASSURANCE CORPORATION, 10604, 4 MANHATTANVILLE RD., PURCHASE, NY 10577.

- Peggy Kelsey, Community Development -

5. APPROVE THE RELEASE OF THE BOND FOR OPEN PIT MINING OPERATIONS, FOR CMC ROCK, LLC, SURETY NO. SUR20000618 IN THE TOTAL AMOUNT OF \$85,000.00, AND AUTHORIZE THE COMMISSION CHAIR TO SIGN THE RELEASE LETTER TO IRONSHORE INDEMNITY INC., 28 LIBERTY ST 4TH FL., NEW YORK, NY 10005.  
- Peggy Kelsey, Community Development -
6. APPROVE AND AUTHORIZE COMMISSION CHAIR TO SIGN AN AGREEMENT WITH NORTH POINTE SOLID WASTE SPECIAL SERVICE DISTRICT FOR WASTE DISPOSAL REIMBURSEMENT.  
- Ralph Clegg, Health Department Executive Director -
7. APPROVE A LATE FILED 2018 DISABLED VETERAN ABATEMENT APPLICATION FOR BLAINE TUFT, SERIAL NO. 37:214:0202, WITH A FINDING THAT THE FAILURE OF THE CLAIMANT TO TIMELY FILE THE APPLICATION WAS BEYOND THE CLAIMANT'S REASONABLE CONTROL AND TO NOT EXTEND THE DEADLINE WOULD BE AGAINST EQUITY OR GOOD CONSCIENCE.  
- Vicky Westergard, Clerk/Auditor's Office - Tax Administration -
8. APPROVE A LATE FILED APPLICATION FOR 2018 DISABLED VETERAN EXEMPTION FOR SAUL HERRERA, SERIAL NO. 48:277:0002, WITH A FINDING THAT THE FAILURE OF THE CLAIMANT TO TIMELY FILE THE APPLICATION WAS BEYOND THE CLAIMANT'S REASONABLE CONTROL AND TO NOT EXTEND THE DEADLINE WOULD BE AGAINST EQUITY OR GOOD CONSCIENCE  
- Vicky Westergard, Clerk/Auditor's Office - Tax Administration -
9. APPROVE A LATE FILED 2018 DISABLED VETERAN ABATEMENT FOR MICHAEL MULLINS, SERIAL NO. 55:555:0011, WITH A FINDING THAT THE FAILURE OF THE CLAIMANT TO TIMELY FILE THE APPLICATION WAS BEYOND THE CLAIMANT'S REASONABLE CONTROL AND TO NOT EXTEND THE DEADLINE WOULD BE AGAINST EQUITY OR GOOD CONSCIENCE.  
- Vicky Westergard, Clerk/Auditor's Office - Tax Administration -
10. ADOPT A RESOLUTION REGARDING VINEYARD CITY'S NOTICE OF INTENT TO SUBMIT AN OPINION QUESTION TO ITS VOTERS REGARDING THE IMPOSITION OF A "RAP" TAX, CONFIRMING THAT UTAH COUNTY IS NOT SEEKING TO IMPOSE A TAX UNDER SECTION 59-12-1402  
- David H. Shawcroft, Deputy Attorney -
11. APPROVE AND AUTHORIZE COMMISSION CHAIR TO SIGN AN AMENDMENT TO 2016-752 WITH EMI HEALTH.  
- Ralph Clegg, Health Department Executive Director -
12. APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO EXECUTE AN AGREEMENT WITH MARIELLE P. YOUNG, MD FOR EXPERT WITNESS SERVICES  
- David H. Shawcroft, Deputy Attorney -
13. APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO SIGN THE 2019 COOPERATIVE LAW ENFORCEMENT ANNUAL OPERATING AND FINANCIAL PLAN IN RELATION TO AGREEMENT #15-LE-11041902-017.  
- Lieutenant Yvette M. Rice, Utah County Sheriff's Office -
14. APPROVE AND AUTHORIZE AMENDMENT TO 2019-75 WITH BUSINESS INFORMATION GROUP, INC.  
- Ralph Clegg, Health Department Executive Director -
15. ADOPT A RESOLUTION DECLARING UTAH COUNTY PERSONAL PROPERTY AS SURPLUS AND AWARDED SAID SURPLUS PROPERTY AS A GIFT TO DEPUTY DANIEL HERRIN IN RECOGNITION OF MERITORIOUS SERVICE TO UTAH COUNTY  
- Shawn Radmall, Utah County Sheriff's Office -
16. ADOPT A RESOLUTION DECLARING UTAH COUNTY PERSONAL PROPERTY AS SURPLUS AND

AWARDING SAID SURPLUS PROPERTY AS A GIFT TO DEPUTY DANNY NEZ IN RECOGNITION OF MERITORIOUS SERVICE TO UTAH COUNTY

- Shawn Radmall, Utah County Sheriff's Office -

17. DECLARE AS SURPLUS A GLOCK MODEL 17, SERIAL NUMBER WBW882, WITH AN ESTIMATED VALUE OF \$300.00 TO BE PRESENTED TO DEPUTY DANNY NEZ FOR SERVING THE UTAH COUNTY SHERIFF'S OFFICE AND THE CITIZENS OF UTAH COUNTY.  
- Shawn Radmall, Utah County Sheriff's Office -
18. DECLARE AS SURPLUS A GLOCK MODEL 17, SERIAL NUMBER WBW821, WITH AN ESTIMATED VALUE OF \$300.00 TO BE PRESENTED TO DEPUTY DANIEL HERRIN FOR SERVING THE UTAH COUNTY SHERIFF'S OFFICE AND THE CITIZENS OF UTAH COUNTY.  
- Shawn Radmall, Utah County Sheriff's Office -
19. ADOPT (OR DENY) AN ORDINANCE AMENDING SECTIONS 3-51-D BUILDINGS AND FACILITIES FOR THE REPAIR OF AGRICULTURAL EQUIPMENT AND AGRICULTURAL VEHICLES AND 3-52-D EQUINE REPRODUCTION AND/OR REHABILITATION FACILITY OF THE UTAH COUNTY LAND USE ORDINANCE TO DELETE THE REQUIREMENT TO OBTAIN A BUSINESS LICENSE  
- Peggy Kelsey, Community Development -
20. ADOPT AN ORDINANCE AMENDING CHAPTER 9: FIRE PREVENTION AND PROTECTION OF THE UTAH COUNTY CODE  
- Kirk Bertelsen, Utah County Fire Inspector -
21. APPROVE AND AUTHORIZE COMMISSION CHAIR TO SIGN AN AGREEMENT WITH SOUTH UTAH VALLEY SOLID WASTE SPECIAL SERVICE DISTRICT FOR WASTE DISPOSAL REIMBURSEMENT.  
- Ben VanNoy
22. APPROVE AND RATIFY THE COMMISSION TO SIGN AN AGREEMENT WITH ATTORNEYS TO REPRESENT MATT HOOVER IN DISTRICT COURT.  
- Paul Jones, Deputy Attorney -
23. ACCEPT THE ANNUAL PAYMENT IN LIEU OF TAXES (PILT) AND RECEIVE AN UPDATE ON LAND MANAGEMENT ACTIVITIES IN THE COUNTY FROM THE DIVISION OF WILDLIFE RESOURCES.  
- Brian Voeks, Commission Office -
24. APPROVE AND SET A DATE, TIME AND LOCATION FOR A CLOSED MEETING FOR A STRATEGY SESSION TO DISCUSS THE PURCHASE, EXCHANGE, OR LEASE OF REAL PROPERTY, WATER RIGHTS, OR WATER SHARES (SUGGESTED FOR TODAY'S DATE, AT THIS LOCATION, FOLLOWING THE COMPLETION OF THE REGULAR AGENDA) (ANNOUNCE THE VOTE OF EACH COMMISSIONER)  
- Justin Anderson, Utah County Clerk/Auditor's Office -
25. APPROVE AND SET A DATE, TIME AND LOCATION FOR A CLOSED MEETING FOR A STRATEGY SESSION TO DISCUSS THE SALE OF REAL PROPERTY, WATER RIGHTS, OR WATER SHARES, PREVIOUSLY PUBLICLY NOTICED FOR SALE (SUGGESTED FOR TODAY'S DATE, AT THIS LOCATION, FOLLOWING THE COMPLETION OF THE REGULAR AGENDA) (ANNOUNCE THE VOTE OF EACH COMMISSIONER)  
- Justin Anderson, Utah County Clerk/Auditor's Office -
26. APPROVE AND 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 (SUGGESTED FOR TODAY'S DATE, AT THIS LOCATION, FOLLOWING THE COMPLETION OF THE REGULAR AGENDA) (ANNOUNCE THE VOTE OF EACH COMMISSIONER)  
- Justin Anderson, Utah County Clerk/Auditor's Office -
27. APPROVE AND SET A DATE, TIME AND LOCATION FOR A CLOSED MEETING FOR A STRATEGY SESSION TO DISCUSS PENDING OR REASONABLY IMMINENT LITIGATION (SUGGESTED FOR

TODAY'S DATE, AT THIS LOCATION, FOLLOWING THE COMPLETION OF THE REGULAR AGENDA) (ANNOUNCE THE VOTE OF EACH COMMISSIONER)

- Justin Anderson, Utah County Clerk/Auditor's Office -

### **WORK SESSION**

NO WORK SESSION ITEMS WERE SUBMITTED

### **PUBLIC COMMENTS**

In compliance with the Americans With Disabilities Act, individuals needing special accommodations (including auxiliary communicative aids and services) during this meeting should notify Renée Caron at (801) 851-8111 at least three days prior to the meeting.

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