

BOARD OF COMMISSIONERS OF UTAH COUNTY, UTAH  
Public Meeting Minutes  
December 9, 2020  
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PUBLIC NOTICE IS HEREBY GIVEN THAT THE

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

WILL HOLD A PUBLIC MEETING  
IN THE COMMISSIONER CHAMBERS – ROOM 1400  
OF THE UTAH COUNTY ADMINISTRATION BUILDING  
100 East Center Street, Provo, Utah  
**December 9, 2020 – 3:00 P.M.**

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

**\*In accordance with the High Transmission Area restrictions instituted by the Department of Health in Utah County, members of the public are strongly encouraged to participate electronically. To accommodate physical distancing requirements, physical attendance will be limited to 20 people (including staff) at the anchor location. Once the room has reached capacity the doors will be locked, and additional attendees will be invited to participate online. All individuals in attendance must comply with State Public Health Order 2020-19 requiring face coverings in indoor spaces where social distancing is not possible, with certain exemptions\***

\*The public may participate electronically by joining via zoom at the following link <https://zoom.us/j/9938818466> or calling (346) 248-7799 or (669)900-6833, Meeting ID: 993 881 8466. Comments will be limited to three (3) minutes per individual unless otherwise approved by the Board. Please state your name at the beginning of the comment. Please no foul or abusive language.\*

\*If a member of the public is unable to provide comment electronically then they may contact the commission clerk to submit written comments for the record by emailing [commissionclerk@utahcounty.gov](mailto:commissionclerk@utahcounty.gov) or by calling 801-851-8111\*

**~COMMISSION MEETING MINUTES~**

Commissioner Lee and Commissioner Ivie in attendance  
Commissioner Ainge (Chair) via Zoom

*(Meeting called to order: 3:03 P.M.)*

**PRAYER/READING/THOUGHT: Member of Audience**  
**PLEDGE OF ALLEGIANCE: Member of Audience**

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*(Josh Daniels, Deputy Clerk/Auditor – Gave the instructions for all the different ways to make comments during the Public Comments section of the meeting)*

**CONSENT AGENDA**

1. APPROVAL OF THE PAYROLL WARRANT SUMMARY FOR PAY PERIOD 25-2020

**APPROVED ON CONSENT**

2. RATIFICATION OF WARRANT REGISTER FOR DECEMBER 9, 2020 INCLUDING NOTES AND COMMENTS FROM THE COMMISSIONERS AS RECORDED ON THE INTERNAL SYSTEM

**APPROVED ON CONSENT**

3. APPROVAL OF THE MINUTES FOR THE OCTOBER 3, 2019 BOARD OF COMMISSIONER WORK SESSION

**APPROVED ON CONSENT**

4. APPROVAL OF THE MINUTES FOR THE OCTOBER 21, 2019 BOARD OF COMMISSIONERS BUDGET WORK SESSION (COMMUNITY DEVELOPMENT AND PUBLIC WORKS)

**APPROVED ON CONSENT**

5. APPROVAL OF THE MINUTES FOR THE OCTOBER 22, 2019 SPECIAL BOARD OF COMMISSIONERS BOARD MEETING (GRAMA)

**APPROVED ON CONSENT**

6. APPROVAL OF THE MINUTES FOR THE DECEMBER 11, 2019 SPECIAL BOARD OF COMMISSIONERS BOARD MEETING

**APPROVED ON CONSENT**

7. APPROVAL OF THE MINUTES FOR THE DECEMBER 3, 2019 BOARD OF COMMISSIONERS BOARD MEETING

**APPROVED ON CONSENT**

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**8. APPROVAL OF THE MINUTES FOR THE NOVEMBER 4, 2020 BOARD OF COMMISSIONERS BOARD MEETING**

**APPROVED ON CONSENT**

**9. APPROVAL OF THE MINUTES FOR THE NOVEMBER 18, 2020 BOARD OF COMMISSIONERS BOARD MEETING**

**APPROVED ON CONSENT**

**10. APPROVAL OF THE MINUTES FOR THE DECEMBER 2, 2020 BOARD OF COMMISSIONERS BOARD MEETING**

**APPROVED ON CONSENT**

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

**APPROVED ON CONSENT**

**12. APPROVE AND AUTHORIZE THE SIGNING OF THE RENEWAL CLASS B RETAIL BEER LICENSE (ON PREMISE CONSUMPTION) APPLICATION FOR SUNDANCE PARTNERS, LTD, TREE ROOM/FOUNDRY GRILL LOCATED AT 8841 N ALPINE LOOP RD IN THE PROVO CANYON AREA OF UNINCORPORATED UTAH COUNTY**

**APPROVED ON CONSENT**

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

**APPROVED ON CONSENT**

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

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

**APPROVED ON CONSENT**

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

**APPROVED ON CONSENT**

17. ADOPT (OR DENY) AN ORDINANCE TO AMEND THE UTAH COUNTY ZONE MAP FROM THE GRAZING (G-1) ZONE TO THE RESIDENTIAL AGRICULTURAL (RA-5) ZONE FOR PROPERTY ORIGINALLY PROPOSED TO INCLUDE APPROXIMATELY 15.26 ACRES LOCATED IN SECTION 14, T8S R1E, WEST MOUNTAIN AREA OF UTAH COUNTY, SUBJECT TO THE FOLLOWING MINIMUM CONDITION: 1. ALL AREA DESIGNATED AS GRAZING (G-1) ZONE WITHIN THE SUBJECT PARCEL (28:008:0011) BE AMENDED TO THE RESIDENTIAL AGRICULTURAL (RA-5) ZONE, AS STATED IN THE STAFF REPORT

**COMMISSIONER IVIE: MOTION TO ADOPT**

**COMMISSIONER LEE: SECOND**

**AYE: ALL IN FAVOR**

**PASSED: 3/0**

18. APPROVE TAX CREDITS AND REFUNDS RECOMMENDED BY THE COUNTY ASSESSOR'S OFFICE IN CANCELLATION AND CORRECTION LETTER 60425 DATED 12/03/2020

**APPROVED ON CONSENT**

19. RATIFY THE SIGNING OF AN AGREEMENT BETWEEN UTAH COUNTY AND SOUTHERN COMPUTER WAREHOUSE FOR PURCHASE OF SCANNERS

**APPROVED ON CONSENT**

20. APPROVE AND AUTHORIZE THE SIGNING OF UTAH COUNTY CJC AGREEMENT WITH FAMILY SUPPORT AND TREATMENT CENTER TO PROVIDE SPECIALIZED CONTRACTED THERAPY SERVICES TO CHILD VICTIMS

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21. AUTHORIZE A STAFFING PLAN CHANGE TO UPGRADE ONE (1) FULL-TIME, CAREER SERVICE, GIS SYSTEMS ANALYST POSITION TO A FULL-TIME, CAREER SERVICE GIS ANALYST/PROGRAMMER POSITION [ACCOUNT: 100-41362. SUPERVISORY ORG: DARIN SLEIGHT; ADD ONE (1) FULL-TIME, CAREER SERVICE POSITION OF JOB CODE 2038, GRADE 516 AND DELETE ONE (1) FULL-TIME, CAREER SERVICE POSITION OF JOB CODE 3056, GRADE 511]

**APPROVED ON CONSENT**

22. ADOPT A RESOLUTION TO RATIFY THE UTAH COUNTY BOARD OF HEALTH APPOINTMENT OF THE UTAH COUNTY LOCAL HEALTH OFFICER AND TO RATIFY THE SALARY OF THE LOCAL HEALTH OFFICER

**COMMISSIONER LEE – THIS WAS QUITE A PROCESS. I SPENT MANY, MANY DAYS IN INTERVIEWS WITH QUALIFIED CANDIDATES ACROSS THE COUNTRY AND ERIC EDWARDS ROSE TO THE TOP OF THAT LIST. HE’S VERY, VERY QUALIFIED TO TAKE OVER THIS POSITION AND SO HE IS THE ONE THAT WAS SUBMITTED TO US FROM THE BOARD OF HEALTH FOR THE POSITION OF EXECUTIVE DIRECTOR OF THE UTAH COUNTY BOARD OF HEALTH.**

**ERIC EDWARDS, EXECUTIVE DIRECTOR, HEALTH – IT’S HUMBLING, BUT ALSO, I’M EXCITED FOR THE OPPORTUNITY TO ASSUME THIS ROLE AND OF ALL TIMES TO DO THIS, DURING THE MIDDLE OF A PUBLIC HEALTH PANDEMIC – IT IS QUITE REMARKABLE. YES, IT’S QUITE THE OPPORTUNITY AND I’M EXCITED FOR IT. MY CHARGE IS TO PRESERVE AND PROTECT THE HEALTH OF THE PUBLIC AND THAT’S WHAT WE’RE HERE FOR AS A HEALTH DEPARTMENT IS TO ACHIEVE THAT ORGANIZATIONAL MISSION. THAT’S MY CHARGE AND I’M EXCITED FOR THE OPPORTUNITY AND I THANK YOU FOR PROVIDING ME THIS OPPORTUNITY TO SERVE THE PUBLIC RESIDENTS HERE IN UTAH COUNTY.**

**COMMISSIONER LEE – THANK YOU. LOOK FORWARD TO SERVING WITH YOU.**

**COMMISSIONER IVIE – CONGRATULATIONS ERIC.**

**COMMISSIONER AINGE - THANK YOU. WE APPRECIATE YOUR INVOLVEMENT IN THE PROCESS, YOUR WILLINGNESS TO STEP UP AND I THINK IT ALSO GOES WITHOUT SAYING, THAT WE’RE GRATEFUL FOR THE SERVICE OF OUR OUTGOING HEALTH DIRECTOR, RALPH CLEGG IN HIS INCREDIBLY LONG AND DEDICATED CAREER OF APPROXIMATELY 38 YEARS.**

23. APPROVE AND AUTHORIZE THE SIGNING OF AN AGREEMENT WITH ESOLUTIONS

**APPROVED ON CONSENT**

24. APPROVE AND ADOPT A RESOLUTION TRANSFERRING FUNDS BETWEEN DEPARTMENTS OF UTAH COUNTY (NON-DEPARTMENTAL)

**APPROVED ON CONSENT**

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25. RATIFY THE SIGNING OF A NOTICE OF PUBLIC HEARING TO CONSIDER A CHANGE IN THE EXISTING SALARIES OF THE UTAH COUNTY OFFICERS OF UTAH COUNTY, UTAH

**APPROVED ON CONSENT**

26. APPROVE AN ORDER CALLING FOR A SPECIAL MEETING OF THE BOARD OF COUNTY COMMISSIONERS, UTAH COUNTY, UTAH PURSUANT TO SECTION 17-54-205 (2018)

**APPROVED ON CONSENT**

27. APPROVE AND AUTHORIZE FIDUCIARY ENGAGEMENT AGREEMENT EXTENSION WITH STIFEL, NICOLAUS & COMPANY, INCORPORATED

**APPROVED ON CONSENT**

28. APPROVE A REQUEST FOR A COUNTYWIDE WAIVER OF THE FOOD AND GIFT LIMIT IMPOSED UNDER SECTION 2.8 AND 3.9 OF POLICY 2012-2 FOR THIS CALENDAR YEAR

**APPROVED ON CONSENT**

29. APPROVE AND AUTHORIZE THE SIGNING OF AN AGREEMENT BETWEEN LEHI CITY AND UTAH COUNTY FOR THE DRY CREEK LAKE REGIONAL RECREATION AREA

**APPROVED ON CONSENT**

30. APPROVE A ONE-YEAR EXTENSION TO AGREEMENT NO. 2014-782 WITH SOLTIS INVESTMENT ADVISORS, LLC

**APPROVED ON CONSENT**

31. APPROVE AND AUTHORIZE A SIGNING OF AN AMENDED AGREEMENT WITH BIT LINK SOLUTIONS, LLC

**APPROVED ON CONSENT**

32. APPROVE AND AUTHORIZE THE SIGNATURE OF THE COMMISSION CHAIR TO EXECUTE AN AGREEMENT BETWEEN UTAH COUNTY AND AMERICAN FORK CITY FOR THEIR 2020 UTAH COUNTY MUNICIPAL RECREATION GRANT

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### REGULAR AGENDA – A

1. AUTHORIZE CHANGES TO THE STAFFING PLAN: ADD ONE (1) FULL-TIME, APPOINTED CHIEF ADMINISTRATIVE OFFICER AND DIRECTOR OF EXTERNAL RELATIONS POSITION AND TWO (2) FULL-TIME, CAREER SERVICE DEPUTY COUNTY ADMINISTRATOR POSITIONS; DELETE THREE (3) FULL-TIME, CAREER SERVICE SENIOR POLICY ADVISOR-COMMISSION POSITIONS ONCE RECRUITMENT FOR DEPUTY COUNTY ADMINISTRATOR POSITIONS HAS CONCLUDED, APPROXIMATELY FEBRUARY 1, 2021. [ACCOUNT NUMBER: TBD. ADD ONE CHIEF ADMINISTRATIVE OFFICER AND DIRECTOR EXTERNAL RELATIONS POSITION, JOB CODE: TBD, GRADE: 522; ADD TWO DEPUTY COUNTY ADMINISTRATOR POSITIONS, JOB CODE: TBD, GRADE: 511; DELETE THREE SENIOR POLICY ADVISOR-COMMISSION POSITIONS, GRADE: 511 (POSITIONS 01632, 01633 AND 01634).]  
-Merritt Fullmer, Human Resource Management

**COMMISSIONER AINGE – I RECEIVED A LETTER JUST A SHORT TIME AGO, BUT I HAD RECEIVED A LOT OF COMMUNICATION FROM DIFFERENT MEMBERS OF THE COMMUNITY. I’LL START BY READING THIS LETTER. IT CAME FROM MAYOR WESTMORELAND OF EAGLE MOUNTAIN. ON A NOTE; ONLY 2 OF THE 22 MAYORS DID NOT SUPPORT PUBLICLY THE CHANGE ON PROPOSITION 9 AND MAYOR WESTMORELAND WAS ONE OF THOSE AND I THINK YOU’LL SEE IN THE SPIRIT OF THESE COMMENTS AND THE INTRODUCTION I’M ABOUT TO MAKE THAT THE POINT IS REGARDLESS OF WHERE YOU WERE ON THAT TOPIC, THERE’S A LOT OF CONSENSUS ABOUT SOME CHANGES THAT WE COULD MAKE TO MAKE COUNTY GOVERNMENT MORE EFFECTIVE, MORE EFFICIENT. THIS IS THE LETTER.**

**“DEAR UTAH COUNTY COMMISSIONERS, THIS PAST ELECTION VOTERS REJECTED A WHOLESALE CHANGE TO UTAH COUNTY’S FORM OF GOVERNMENT, SO WE WILL CONTINUE WITH THE 3-COMMISSIONER STRUCTURE. STILL THE ISSUE OF EFFECTIVE GOVERNANCE REMAINS AS WE TRY TO PROVIDE THE BEST COUNTY GOVERNMENT AT THE LOWEST COST. A CHANGE WOULD BE A STEP IN THIS DIRECTION WOULD BE TO SWITCH FROM DEDICATED PERSONAL ASSISTANTS FOR EACH COMMISSIONER TO A SHARED SUPPORT MODEL. ONLY TWO UTAH COUNTIES USE DEDICATED RESOURCES HIRED BY EACH ELECTED OFFICIAL – UTAH AND SALT LAKE COUNTY. THE REMAINDER OF COUNTIES ALL USE A SHARED SUPPORT MODEL (*AND THEN HE SAYS WHERE*). SOME OF THEIR ADVANTAGES THEY SAY IS RETENTION OF INSTITUTIONAL KNOWLEDGE BECAUSE YOU DON’T HAVE AUTOMATIC TURNOVER WITH NEW ELECTIONS, STAFF ARE VIEWED AS NEUTRAL ON POLITICAL ISSUES. THEY DON’T CARRY THE SAME BAGGAGE AS SOMEONE WHO’S DEDICATED OR ALIGNED WITH EACH OF THE ELECTED OFFICIALS AND BECAUSE THEY REPRESENT THE ENTIRE COMMISSION, ADMINISTRATIVE TASKS CAN BE DELEGATED TO THIS BODY ALLOWING COMMISSIONERS TO FOCUS ON BROADER POLICY AND ADMINISTRATIVE FUNCTIONS. WE BELIEVE THAT SWITCHING TO A SHARED SUPPORT STAFF CAN BE MORE COST EFFICIENT AND PROMOTE A LESS DIVISIVE ENVIRONMENT AT THE COUNTY.”**

**I’M NOT GOING TO READ THE REST OF IT BUT AT THE END HE STATES THAT WITH A NEW COMMISSIONER COMING INTO OFFICE IN JANUARY, THE SOONER**

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**THE COMMISSION ADDRESSES THIS ISSUE, THE LESS DISRUPTION THERE WILL BE AMONG EXISTING EMPLOYEES.**

**I THINK THAT'S INTERESTING COMING FROM THE COMMUNITY. IN MY OWN OPINION, WE STILL DO NEED TO LOOK AT WAYS THAT WE CAN MAKE COUNTY OPERATIONS MORE EFFECTIVE AND IN WAYS THAT WILL LEAD TO BETTER GOVERNANCE. WHEN I LOOK PAST THE PROP 9 DISCUSSION AND INTO THE COMING YEAR WITH COMMISSIONER LEE AND COMMISSIONER-ELECT SAKIEVICH, I THOUGHT ABOUT HOW WE CAN CONTINUE TO COLLABORATE. TOM AND I RAN AGAINST EACH OTHER IN THE SAME PRIMARY IN 2018 AND DURING THAT TIME, WE BOTH TALKED ABOUT TWEAKS THAT COULD BE MADE. GEOGRAPHIC DISTRICTING WAS SOMETHING WE BOTH SPOKE ABOUT AND THEN IN 2019 HE AND COMMISSIONER LEE WERE SPONSORS OF A PLAN TO MOVE TO A 5-MEMBER COMMISSION WITH 5 GEOGRAPHIC DISTRICTS AND MOVING TO A ¾ TIME COMMITMENT.**

**I WAS READING SOME OF THIS THAT WHEN THE DAILY HERALD ASKED COMMISSIONER LEE ABOUT THE PART-TIME FEATURE, COMMISSIONER LEE SAID, "THIS ALLOWS FOR SOMEBODY TO COME ON AND STILL KEEP THEIR CAREER PATH GOING BUT STILL TO BE FULLY INVOLVED I SEE IT AS INCREASING OUR BASE OF INDIVIDUALS WHO WOULD LIKE TO LOOK AT BEING A PUBIC SERVANT." I WHOLEHEARTEDLY AGREE ON THAT TOPIC. RIGHT NOW, WE CAN'T TAKE ANY ACTION AT THE COUNTY LEVEL TO MOVE TO FIVE. THAT REQUIRES SOME STATE COORDINATION, BUT I'M WILLING TO TAKE A SERIOUS LOOK AT THESE REFORMS WITH COMMISSIONER LEE AND COMMISSIONER SAKIEVICH.**

**I WENT TO HIGH SCHOOL IN MARICOPA COUNTY, ARIZONA, AND THEY HAVE THIS MODEL. THEY HAVE A 5-MEMBER MODEL GEOGRAPHIC DISTRICTS. THEY'RE BASICALLY A ¾ TIME COMMISSION BOARD OF SUPERVISORS AND I SPOKE WITH THEM AND ASKED, "HOW DO YOU DO THAT? HOW DOES IT NOT FEEL LIKE YOU HAVE 5 CEO'S TRYING TO DO VERY ADMINISTRATIVE TASK?" THEY RESPONDED SAYING THAT IT WORKS WELL FOR THEM BECAUSE THEY HAVE A STRONG ADMINISTRATOR AND THEY WERE BAFFLED TO HEAR THAT WE DID NOT HAVE THAT TYPE OF FUNCTION. SO, AS I LOOK TO EXPLORE THIS MODEL, I THINK THERE'S A LOT OF BENEFITS TO IT EVEN WITHOUT THAT, BUT I DO THINK IT'S IMPORTANT THAT WE LOOK AT THIS SHARED STAFF AS THE MAYOR SAID OR ADMINISTRATIVE FUNCTION.**

**SO ON TO WHAT THIS AGENDA ITEMS ACTUALLY IS, IS THAT'S WHAT IT DOES – IT CREATES AN ADMINISTRATOR POSITION. I'VE GONE BACK AND FORTH ON THE TITLE. I THINK ON THE AGENDA ITEM IT SAYS, 'CHIEF ADMINISTRATIVE OFFICER'. YOU COULD ALSO CALL IT A 'DIRECTOR OF ADMINISTRATION AND PUBLIC AFFAIRS'. THAT SPEAKS TO 2 OF THE MAIN ISSUES THAT YOU COMMONLY HEAR WITH PEOPLE WHO DEAL WITH COUNTY GOVERNMENT IS: 1) SOMEONE NEEDS TO HAVE THAT CENTRALIZED TASK TO TAKE CARE OF THOSE SMALL THINGS AND 2) ON THE PUBLIC AFFAIRS SIDE, IT'S REALLY HARD TO UNDERSTAND COMMUNICATIONS FROM THE COUNTY WHEN IT COMES FROM 3 DIFFERENT VOICES AND FOR SOME BASIC THINGS, WE DO NEED AT LEAST A**



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**SINGLE POINT OF CONTACT. SO, THAT'S WHY THE PUBLIC AFFAIRS SIDE IS IN THERE.**

**THIS IS THE PROPOSAL. ON THE BUDGETARY PERSPECTIVE, ALL OF THE FUNDING NEEDED FOR THESE POSITIONS IS ACTUALLY AVAILABLE IN OUR NON-DEPARTMENTAL BUDGET. I WOULD CUT OUT ECONOMIC DEVELOPMENT. SOME OF THE MEMBERSHIP FEES THAT WE HAVE IN THERE AND LOBBYING CONTRACT TO BE ABLE TO PAY FOR THIS ON THE NON-DEPARTMENTAL SIDE AND SO THEN IF WE REMOVED THE SENIOR POLICY ADVISORS, THAT WOULD BE A SAVING OF \$300,000 IN THE COUNTY COMMISSION BUDGET. WE COULD ALSO HAVE A CONVERSATION ABOUT KEEPING SOME TYPE OF SUPPORT THERE FOR EACH OF THE COMMISSIONERS, BUT I FEEL STRONGLY ABOUT THIS. I'M HAPPY TO MOVE FORWARD WITH SOMETHING LIKE THIS. I'M HAPPY TO HAVE A DISCUSSION ABOUT THIS AND I AT LEAST WANTED TO GET IT OUT THERE AS WE LOOK INTO THE NEW YEAR.**

**COMMISSIONER LEE - WELL, I'VE LOOKED THIS OVER. MONDAY NIGHT IS WHEN I FIRST HEARD ABOUT IT. I THINK THERE'S A LONGER DISCUSSION THAT NEEDS TO BE HAD WITH THIS, ESPECIALLY WITH COMMISSIONER-ELECT TOM SAKIEVICH COMING IN. I WOULD PREFER THAT IT WOULD BE A DISCUSSION THAT WE HAVE TOGETHER WITH THE NEW COMMISSION NEXT YEAR. I WOULD HAVE A HARD TIME AS A NEW COMMISSIONER COMING IN, WITH A PROPOSAL LIKE THIS WITHOUT HAVING CONVERSATION. I UNDERSTAND THAT YOU HAVE SOME PROVISIONS IN HERE TO LOOK AT IT, OR RATIFIED. I CAN'T REMEMBER WHAT THE TERMS WERE ON THERE INTO FEBRUARY OF NEXT YEAR AND I GUESS IF THE CASE IS THAT YOU JUST WANT TO START THE BALL, I CAN UNDERSTAND THAT. I WILL BE VOTING 'NO' ON THIS ONE JUST BECAUSE I THINK THAT IT'S A DISCUSSION FOR NEXT YEAR.**

**COMMISSIONER AINGE - YOU WOULD HATE FOR A NEW INCOMING COMMISSIONER TO HIRE SOMEONE ON THE DEDICATED MODEL ONLY IF THERE'S GOING TO BE A SWITCH, SO IN SOME WAYS THIS IS ACTUALLY TRYING TO HELP PLAN AND ACCOMMODATE THE FACT THAT THERE'S BEEN SOME DISCUSSION ABOUT THIS AND SO PERHAPS THIS IS A WAY OF GIVING COMMISSIONER-ELECT SAKIEVICH SOME OF DIRECTION OF WHAT DIRECTION WE'RE GOING SO HE CAN PLAN ACCORDINGLY.**

**COMMISSIONER LEE - I BELIEVE FROM MY CONVERSATIONS WITH RALPH BARNES, THAT AN OFFER HAS ALREADY BEEN EXTENDED. HE MENTIONED TO ME THAT AN OFFER HAS ALREADY BEEN EXTENDED FROM COMMISSIONER-ELECT SAKIEVICH TO SOMEBODY. I KNOW DON'T WHO THAT IS OR WHAT THE PROCESS IS. I THOUGHT THEY WERE, FROM WHAT RALPH TOLD ME, POSSIBLY STARTING THE ONBOARDING SOON. SO THAT'S ALREADY STARTED.**

**COMMISSIONER AINGE - TO ME THAT'S ANOTHER EXAMPLE. IF THIS IS SOMETHING THAT WE CARE ABOUT AND WE WANT TO DO, I THINK THAT ANSWER WOULD SUGGEST THAT WE'RE NOT GOING TO TAKE A SERIOUS LOOK AT THIS BECAUSE ONCE SOMEONE IS HIRED, YOU HATE TO PULL THE RUG OUT FROM UNDER THEM SO QUICKLY. I ACKNOWLEDGE THE POINTS THAT YOU'VE MAKE I THINK THAT THOSE ARE FAIR AND SOMETHING THAT WE NEED TO**

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**CONSIDER. I'M JUST PRESENTING COUNTERPOINTS OF WHY IT MAY BE TIMELY TO ADDRESS IT NOW.**

**COMMISSIONER IVIE - FOR ME, I ACTUALLY HAVE SOME INITIAL CONCERNS ABOUT THE CHIEF ADMINISTRATIVE OFFICER POSITION. I ALWAYS GET CONCERNED HAVING A NON-ELECTED INDIVIDUAL SERVING AS A CHIEF ADMINISTRATOR SO THAT'S ALWAYS A CONCERN FOR ME WHEN IT COMES TO GOVERNMENT JUST ON A PRINCIPLED MATTER. THE REASON IT TROUBLES ME IS BECAUSE I CAN THINK OF A HANDFUL OF PEOPLE WHO I WOULD ABSOLUTELY LOVE TO SEE IN THAT POSITION AND A HANDFUL OF PEOPLE WHO I WOULD DREAD TO SEE IN THAT POSITION AND SO THAT GIVE ME PAUSE AS TO IF THIS IS REALLY A GOOD MODEL TO GO WITH. IF IT'S HIGHLY DEPENDENT UPON THAT SIMPLY BECAUSE AS A SOON-TO-BE ONLY CITIZEN, I CAN'T VOTE FOR THAT PERSON. IF I VOTE FOR THEM AND THEY WIN, GREAT. IF I VOTE FOR THEM AND THEY LOSE, THAT'S GREAT TOO BECAUSE I STILL GOT THE OPPORTUNITY TO VOTE FOR THE PERSON WHO WOULD BE HANDLING THE VAST MAJORITY OF THE ADMINISTRATIVE OFFICES SO THAT ONE ON A PRINCIPLED MATTERS DOES GIVE ME PAUSE AND CONCERN.**

**I WOULD SAY ON THE SECOND PORTION OF THIS, I ACTUALLY REALLY LIKED SOME OF THE CONTEXT AND AS WAS PRESENTED IN THE WORK SESSION ON CENTRALIZING SOME OF THE COMMISSION STAFF. I THINK THAT TAKES A LOT OF THE POLITICALNESS OUT OF IT, HELPS THE COMMISSION WORK BETTER AS A WHOLE UNIT AND THESE PEOPLE ARE SIMPLY DEDICATED TO THE COUNTY AS OPPOSED TO ONE INDIVIDUAL. SO, ON THE SECOND PART OF THIS PROPOSAL, THERE'S COMPONENTS TO THAT THAT I REALLY LIKE STRUCTURALLY. MY CONCERN WITH THAT IS I WOULD PERSONALLY WANT TO HAVE A CONVERSATION WITH COMMISSIONER-ELECT SAKIEVICH TO GET HIS FEELINGS ON THAT BECAUSE I DON'T NECESSARILY WANT TO THRUST SOMETHING ON HIM JUST BECAUSE I THINK IT'S A GOOD IDEA, BUT I'D BE HAPPY TO SHARE THAT WITH HIM. I'M PAUSED BECAUSE OF THE ADMINISTRATOR POSITION AND THAT'S JUST BECAUSE IT'S A POSITION THAT HAS A LOT OF SWAYING INFLUENCE THAT I CAN'T VOTE FOR AS A CITIZEN OF THE COUNTY. THE CHANGES TO SOME OF THE STAFFING I REALLY, REALLY LIKE BUT AGAIN, I HAVE A LITTLE BIT OF PAUSE BECAUSE IF I PUT MYSELF IN MR. SAKIEVICH'S POSITION, I WOULD NOT NECESSARILY APPRECIATE THAT BEING THROWN ON ME COMING INTO OFFICE. BEFORE WE TOOK FORMAL ACTION, I WOULD PROBABLY WANT A CONTINUANCE TO SEE IF WE COULDN'T HAVE MAYBE AT THE NEXT MEETING OR SOMETHING, HAVE COMMISSIONER-ELECT SAVIEVICH COME AND SHARE HIS THOUGHTS ON IT IN THE PUBLIC SETTING SO I HAD A GRASP OF WHERE HE WAS AT WITH THESE KIND OF CHANGES BECAUSE I AGREE WITH YOU TANNER, THAT IF WE WANT TO MAKE A CHANGE, IT PROBABLY MAKES SENSE TO DO IT BEFORE PEOPLE ARE HIRED AND SUCH, BUT I WOULD WANT TO GET HIS FEEDBACK ON THAT A LITTLE BIT TO TRY AND BE FAIR TO HIM COMING INTO OFFICE.**

**COMMISSIONER AINGE - THAT MAKES SENSE TO ME.**

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**COMMISSIONER IVIE: MOTION TO CONTINUE TO NEXT MEETING**  
**COMMISSIONER LEE: SECOND**  
**AYE: ALL IN FAVOR**  
**PASSED: 3/0**

2. APPROVE A RESOLUTION ADOPTING THE UTAH COUNTY CAPITAL IMPROVEMENT PROGRAM FOR 2021-2030  
-Rudy Livingston/CIP Committee

**COMMISSIONER AINGE – BOND RATING AGENCIES ENCOURAGED US TO PUT THIS INTO PLACE WHICH WE DID BY PASSING A POLICY AND FORMING A COMMITTEE IN 2019 AND NOW WE'RE ACTUALLY GOING THROUGH THE PROCESS OF IDENTIFYING WHICH PROJECTS AND ENSURING THAT WE HAVE FUNDING SET ASIDE FOR THEM. THIS IS A CRITICAL DEVELOPMENT ON OUR PATH TOWARD CONTINUED FISCAL RESPONSIBILITY HERE IN UTAH COUNTY. THIS YEAR WE ADDRESSED OUR OPERATING DEFICIT AND THAT WAS A BIG STEP IN THE RIGHT DIRECTION AND FOR THE FIRST TIME IN 4 YEARS WE OPERATED WITH A STRUCTURALLY BALANCED BUDGET. THE REASONS WHY BOND RATING AGENCIES CARE ABOUT THIS CAPITAL PLAN IS THAT IF WE DON'T HAVE ONE IN PLACE, IT COULD BITE YOU JUST AS MUCH AS INDEBTEDNESS COULD, BECAUSE IF WE HAVE REAL ASSETS THAT ARE DETERIORATING AND ALL OF A SUDDEN YOU HAVE A HUGE OUTLAY THAT'S REQUIRED AND YOU HAVEN'T SET ANYTHING ASIDE THEN THAT'S A LIABILITY JUST AS REAL AS DEBT. THIS IS THE PROCESS WHERE WE'RE GOING TO GO AHEAD AND PASS THIS AND WE HAVE A COMMITTEE.**

**ONE OTHER COMMENT THAT I'LL MAKE AS WE LEAD INTO THIS, BRIDAL VEIL FALLS IS LISTED ON THIS CAPITAL IMPROVEMENT PLAN AND THERE'S A MILLION DOLLARS GOING TO BRIDAL VEIL FALLS AND THAT WAS PASSED UNANIMOUSLY BY EACH OF THE COMMISSIONERS. I WOULD PROPOSE THAT WE AMEND THAT TO ADD AN ADDITIONAL \$500,000 SO THAT THAT RESOURCE IS PROPERLY ENDOWED GOING FORWARD TO MAKE SURE THAT WE CAN HAVE THE ENHANCEMENTS THAT ARE NEEDED TO PRESERVE IT WITH TRAILS AND THE PROPER LANDSCAPING AND ANYTHING ELSE THAT WE NEED TO DO THE ENHANCE PUBLIC ACCESS AND ENJOYMENT. THE TRCC TOURISM TAX WOULD FUND THIS CONTRIBUTION AND THAT JUST COMES FROM PEOPLE STAYING IN HOTELS, EATING OUT IN OUR COUNTY. IT DOESN'T COME FROM PROPERTY TAX. THAT'S WHAT THESE FUNDS ARE FOR. THEY CAN'T BE SPENT ON THE GENERAL OPERATIONS OF GOVERNMENT. THEY CAN ONLY BE SPENT TOWARDS TOURISM PROMOTION AND RECREATIONAL AND CULTURAL FACILITIES LIKE PRESERVING THIS GREAT LANDMARK OF OUR COUNTY. IF WE DO THIS, IT JUST SENDS A MESSAGE LIKE WE HAVE ENOUGH RESOURCES TO TAKE CARE OF THIS GEM AND WE DON'T NEED TO MAKE A DEAL TO SELL AT LEAST PART OF THE LAND WITH A PRIVATE DEVELOPMENT OF ANY KIND IN ORDER TO HAVE ADEQUATE FUNDING TO PRESERVE AND ENHANCE IT. SO, WE HAVE THAT RIGHT NOW AND I THINK WE CAN JUST GO AHEAD AND SET IT ASIDE SO THAT WOULD BE MY ONLY MODIFICATION TO THE CIP PLAN.**

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**COMMISSIONER LEE: MOTION TO APPROVE WITH THE ADDITIONAL \$500,000 FOR BRIDAL VEIL FALLS  
COMMISSIONER IVIE: SECOND  
AYE: ALL IN FAVOR  
PASSED: 3/0**

**COMMISSIONER LEE - I JUST THOUGHT OF THIS: WE DO HAVE TO TTAB BOARD THAT USUALLY WE GO THROUGH A RECOMMENDATION PROCESS. I JUST WANT TO MAKE SURE THAT WE'RE NOT OUT OF STEP WHEN IT COMES TO THE TRCC FUNDING. I THINK BY LAW IT'S REQUIRED THAT WE GO THROUGH A RECOMMENDATION PROCESS BEFORE WE ACTUALLY EXPEND THE MONEY SO I'M WONDERING IF WE CAN HAVE LEGAL JUMP IN ON THAT. IF NOT, IF WE'RE FINE THEN I'M FINE MOVING FORWARD BUT I'M JUST WORRIED THAT WE'RE GOING TO BE OUT OF LINE WITH TRCC STATE LAW.**

**DAVE SHAWCROFT, DEPUTY COUNTY ATTORNEY - THIS IS JUST RESERVING THE FUNDS. THERE WOULD STILL BE THE UNDERSTANDING THAT YOU WOULD HAVE TO GO THROUGH THE PROCESS TO ACTUALLY BE APPROVED FOR EXPENDITURES.**

**RUDY LIVINGSTON, CIP COMMITTEE MEMBER AND UTAH COUNTY BUDGET MANAGER - WE WOULD ANTICIPATE THAT WOULD BE HAPPENING IN 2022 OR 2023, SO THERE'S TIME TO MEASURE TO DEFINITELY MOVE THAT THROUGH THE TTAB BOARD.**

**COMMISSIONER LEE - FAIR ENOUGH. MOTION STANDS.  
COMMISSIONER IVIE – SECOND STANDS.  
PASSES 3/0 AS STATED ABOVE.**

### **PUBLIC HEARING**

**PUBLIC HEARING TO DISCUSS THE 2021 BUDGET FOR THE GENERAL FUND AND OTHER BUDGETARY FUNDS OF UTAH COUNTY**

**COMMISSIONER AINGE – WE KNOW THAT MOST PEOPLE ARE HERE FOR THE SECOND PUBLIC HEARING ON BRIDAL VEIL FALLS AND THIS ONE SHOULD BE SHORTER BECAUSE ONE OF THE GOALS FOR THIS YEAR, THAT I SAID PUBLICLY, I THINK WE ALL AGREED ON THE COMMISSION AND I THINK EVERYONE IN THIS ROOM AGREED IS THAT THIS YEAR WE WANTED TO PASS A STRUCTURALLY BALANCED BUDGET FOR THE SECOND YEAR IN A ROW WHILE LOWERING THE TAX RATE AND SO THE PROPOSED BUDGET DOES THAT AND PEOPLE LIKE TO HEAR THE WORD 'LOWER' RATE AND SO I DON'T THINK WE'RE GOING TO HAVE A LOT OF OPPOSITION IN THIS PUBLIC HEARING SECTION. BEFORE WE KICK IN MAYBE I'LL TURN SOME TIME OVER TO AMELIA POWERS GARDNER OR ONE OF HER STAFF MEMBERS WHO WANT TO KICK OFF ANY BUDGET INFORMATION INTRODUCTION.**

**COMMISSIONER LEE - I HAVE ONE QUESTIONS BEFOREHAND THOUGH. I'M NOT SURE THAT THE PUBLIC HAS HAD ACCESS TO THE DOCUMENTS. I DID NOT**

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**RECEIVE THE DOCUMENTS ON THIS UNTIL AN HOUR OR TWO AGO AND SO WE'RE LOOKING FOR A PUBLIC HEARING WHEN THEN PUBLIC HAS NOT HAD AN OPPORTUNITY TO EVEN REVIEW THE DOCUMENTS AND I WOULD PROPOSE THAT WE PROBABLY CONTINUE THIS FOR A WEEK SO THE PUBLIC HAS AN OPPORTUNITY TO LOOK AT THE DOCUMENTS BEFORE WE TAKE COMMENTS ON IT BECAUSE THEY HAVEN'T HAD A CHANCE TO LOOK AT IT.**

**AMELIA POWERS GARDNER, UTAH COUNTY CLERK/AUDITOR - THE TENTATIVE BUDGET WAS LOADED UP IN OCTOBER, SO THEY'VE HAD TIME TO LOOK AT THAT SINCE OCTOBER. THE ONLY COMMISSIONER THAT SUBMITTED A FINAL BUDGET WAS TANNER (AINGE) AND THAT'S COMMISSIONER AINGE'S BUDGET THAT WE HAVE HERE. AS FAR AS ANY OF THE OTHER BUDGETS, NONE WERE SUBMITTED. I'M FINE IF YOU WANT TO DO THAT.**

**COMMISSIONER LEE - THERE WASN'T EVEN A NORMAL 24-HOUR PROCESS THAT WE NORMALLY GO THROUGH FOR OUR MEETINGS AND THAT'S THE CONCERN I HAVE IS THAT HAS NOT EVEN BEEN MET. THERE'S ONLY BEEN ABOUT AN HOUR OR TWO.**

**AMELIA POWERS GARDNER – RIGHT, THAT THEY HAVE HAD TIME TO LOOK AT COMMISSIONER AINGE'S PROPOSED BUDGET. BUT AS FAR AS PEOPLE COULD GIVE ANY COMMENT THEY WANT ON THE TENTATIVE BUDGET THAT WAS ADOPTED UNANIMOUSLY IN OCTOBER, I'M FINE EITHER WAY.**

**COMMISSIONER IVIE - PART OF MY INCLINATION WHAT IF WE OPEN THE PUBLIC HEARING AND SEE IF THERE'S CONCERN?**

**COMMISSIONER LEE – HOW CAN THEY HAVE CONCERN IF THEY HAVEN'T EVEN LOOKED AT WHAT'S BEING PROPOSED?**

**AMELIA POWERS GARDNER - THAT'S FINE BUT THERE'S ALSO BEEN SEVERAL MONTHS THAT THEY HAVE BEEN ABLE TO LOOK AT THE TENTATIVE BUDGET. I MEAN THE BUDGET THAT COMMISSIONER AINGE PROPOSED AND THAT WE'RE LOOKING AT HERE COULD OBVIOUSLY CHANGE EITHER ANY FROM THIS POINT. IT'S REALLY NOT THAT DIFFERENT THAN THE BUDGET THAT WAS TENTATIVELY ACCEPTED IN OCTOBER SO WE COULD ACCEPT COMMENT ON THAT. I'M TOTALLY FINE IF YOU WANT TO PUT OFF PUBLIC COMMENT OR APPROVAL OF THE BUDGET BUT I THINK THERE IS PLENTY OF INFORMATION FOR PEOPLE TO COMMENT ON IN THE TENTATIVELY ACCEPTED.**

**COMMISSIONER LEE - THAT'S FINE.**

**COMMISSIONER IVIE - THAT WOULD BE MY INCLINATION. I JUST DON'T SEE THAT THERE'S A LOT OF CONCERN ABOUT THIS YEAR'S BUDGET.**

**AMELIA POWERS GARDNER - IT ALSO MIGHT BE HELPFUL TO SEE IF ANYBODY HAS COMMENT ON THE TENTATIVE BUDGET BEFORE YOU PLAY WITH THIS BUDGET AND SOLIDIFY. AND GIVE YOU AN OPPORTUNITY TO HEAR THAT BEFORE WE GO THROUGH.**

**COMMISSIONER LEE - THE ONLY REASON I ASK THE QUESTION IS BECAUSE WITH ALL THAT'S GOING ON, IT'S HARD TO KEEP TRACK OF EVERYTHING THAT'S HAPPENING. I WENT OVER TO RUDY (LIVINGSTON) EARLIER TODAY SAID THAT WE DIDN'T HAVE A DOCUMENT ON HERE, THEN I RECEIVED A TEXT OR TWO SAYING THEY DIDN'T SEE ANY DOCUMENTS ON THERE FOR THE BUDGET AND HOW ARE WE CONSIDERING A RESOLUTION WITH NO NUMBERS. LATER ON, I RECEIVED THE NUMBERS BUT ACCORDING TO WHAT I SEE HERE, EVEN ON THE WEBSITE AGENDA, ALL WE HAVE IS A RESOLUTION AND I THINK THE RESOLUTION SAYS, 'SEE ATTACHMENT'. IF I'M NOT MISTAKE, THERE'S NO ATTACHMENT.**

**COMMISSIONER AINGE – IT IS ON THERE NOW.**

**AMELIA POWERS GARDNER - VOTING ON IT NEXT WEEK I THINK WOULD BE FINE, BUT I THINK THERE HAS BEEN PLENTY OF TIME FOR PEOPLE TO LOOK AT THE TENTATIVE AND GIVE FEEDBACK ON THE TENTATIVE SO THAT YOU AS COMMISSIONERS CAN TAKE THAT INFO INTO ACCOUNT AS WE GO THROUGH AND YOU MAY HAVE CHANGES YOU WANT TO DO BASED OFF OF PEOPLE'S OPINIONS AND THAT GIVE YOU TIME.**

**COMMISSIONER LEE - THAT'S FINE IF WE WANT TO DO THAT AND HAVE THE PUBLIC HEARING. I GUESS THEY CAN ALWAYS COMMENT NEXT WEEK IF THEY WANTED TO.**

**AMELIA POWERS GARDNER - THERE'S NO PROBLEM DOING BOTH.**

**COMMISSIONER AINGE - I THINK YOU RAISE AN INTERESTING POINT FOR ME. DAVE SHAWCROFT, CAN YOU ADVISE BECAUSE THE COUNTERPOINT IS THIS PUBLIC HEARING WAS NOTICED QUITE AWHILE AGO, WHEN WE ADOPTED THE TENTATIVE BUDGET SO I DON'T KNOW IF THE HEARING IS TIED TO A SPECIFIC BUDGET PROPOSAL LIKE YOU'RE SAYING COMMISSIONER LEE BECAUSE YOUR POINT IS ACKNOWLEDGED THAT THE SPECIFIC BUDGET PROPOSAL HAS ONLY BEEN UP THERE FOR AN INCREDIBLY SHORT TIME. DAVE (SHAWCROFT), DO YOU HAVE A VIEW ON THIS?**

**DAVE SHAWCROFT, DEPUTY COUNTY ATTORNEY - THIS IS THE PUBLIC HEARING WITH REGARDS TO THE 2021 BUDGET, SPECIFICALLY THE TENTATIVE BUDGET THAT WAS ADOPTED. AFTER THE PUBLIC HEARING, THE COMMISSIONERS CAN MAKE ADJUSTMENTS TO THAT TENTATIVE BUDGET BEFORE THEY ADOPT THE FINAL BUDGET. BUT THE PUBLIC HEARING WAS NOTICED FOR TODAY, SO YOU DO NEED TO HEAR THE COMMENTS OF ANYONE WHO IS HERE TODAY TO MAKE COMMENT. THEN IT WOULD BE YOUR CHOICE AS TO WHETHER TO TERMINATE THE PUBLIC HEARING TODAY OR TO CONTINUE THAT PUBLIC HEARING TO NEXT WEEK. IF YOU WANT, YOU COULD DO THAT.**

**COMMISSIONER LEE - THAT'S FAIR. I'M FINE WITH THAT.**

**COMMISSIONER AINGE - OK, AMELIA, BACK TO YOU FOR INTRODUCTORY COMMENTS.**

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**AMELIA POWERS GARDNER, UTAH COUNTY CLERK/AUDITOR – THE TENTATIVE BUDGET WAS ADOPTED IN OCTOBER. THE TENTATIVE BUDGET FOR 2021 WAS \$106,719,661. SINCE THAT TIME, WE’VE WORKED WITH SEVERAL OF THE DEPARTMENT HEADS AND SOME OF THEM WITHDREW SOME REQUESTS, BRINGING THAT DOWN SOME. ON TOP OF THAT, THE OUTLOOK FOR THE ECONOMY IN 2021 HAS BECOME A LOT SOFTER THAN IT WAS WHEN WE ORIGINALLY CREATED THE TENTATIVE BUDGET, SO OUR EXPECTED REVENUES HAVE COME DOWN SLIGHTLY.**

**MY DEPARTMENT DID SOME REORGANIZATION AND WE’VE BEEN TALKING ABOUT THIS FOR YEARS AND WE TALKED ABOUT IT MORE RECENTLY WITH YOU COMMISSIONER LEE AND ALSO COMMISSIONER IVIE AND AINGE THAT WE WANTED TO RESTRUCTURE THE WAY THAT WE DO ACCOUNTING A LITTLE BIT. THE MAIN REASON FOR THAT AND ESPECIALLY FOR THE FOLKS LISTENING TO HELP BETTER UNDERSTAND THAT, THERE’S A LOT OF PROGRAMS THROUGHOUT THE COUNTY THAT ARE FUNDED BY STATE AND FEDERAL GRANTS. THEY COME WITH OUTSIDE FUNDS AND THOSE PROGRAMS ARE SUPPLEMENTED BY OUR TAXPAYERS AND BY OUR PROPERTY TAXES IN THE WAY THAT ALL OF THE HUMAN RESOURCE COSTS FOR THE PEOPLE WHO WORK IN THOSE DIVISIONS COME DIRECTLY OUT OF OUR GENERAL FUND AS WELL AS ANY OF THE PURCHASING THAT IS DONE FOR THEM. ANY OF THE ACCOUNTS PAYABLE OR ACCOUNTS RECEIVABLE OR ANY OF THE CIVIL LITIGATION FROM THE ATTORNEY’S OFFICE. ALL OF THOSE THINGS GO TO SUPPORT THESE FUNCTIONS, EVEN IF THESE ARE GRANT FUNDED DIVISIONS. WHEN WE DO THAT, WE’RE SUPPLEMENTING THOSE PROGRAMS. THEY’RE REALLY PRESENTED TO THE PUBLIC AS BEING GRANT FUNDED BUT THEY’RE BEING SUPPLEMENTED USING OUR TAXPAYER DOLLARS. SO, IF WE REARRANGE THE WAY THAT WE DO OUR ACCOUNTING AND ACCOUNT FOR THOSE THINGS, WHAT IT DOES IS IT TAKES SOME OF THOSE OVERHEAD COSTS LIKE H.R. MY AUDITOR FUNCTIONS, INTERNAL AUDIT, ACCOUNTS PAYABLE, ACCOUNTS RECEIVABLE, PURCHASING, THE CIVIL DIVISION OF THE ATTORNEY’S OFFICE, AND PUTS THEM INTO WHAT’S CALLED AN ADMINISTRATIVE FUND AND THEN EACH DEPARTMENT PAYS THAT ADMINISTRATIVE FUND BASED OFF OF THEIR SIZE. THAT MORE ACCURATELY ACCOUNTS FOR THOSE THINGS. WE WERE GOING TO WAIT UNTIL THE END OF 2021 TO REARRANGE THE WAY WE DO ACCOUNTING IN OUR COUNTY SO THAT THAT WOULD BE ACCOUNTED FOR IN THE 2022 BUDGET. BUT WHEN WE REALIZED THAT THE ECONOMIC OUTCOME AND THE OUTLOOK FOR 2021 IS A LOT SOFTER THAN ECONOMISTS THOUGHT IT WOULD BE, THAT WOULD HAVE GIVEN US ABOUT A \$5 MILLION SHORTFALL WITH THE ADJUSTED REVENUE NUMBERS. THAT’S A BIG SHORTFALL FOR US AND SO WE WENT AHEAD AND IMPLEMENTED INTO THIS BUDGET, THAT CHANGE IN ACCOUNTING. THAT WILL MAKE US MORE EFFICIENT AND MORE EFFECTIVE AS A COUNTY AND IT WILL MORE ACCURATELY ACCOUNT FOR THE COST OF INDIVIDUAL PROGRAMS THROUGHOUT THE COUNTY. DOING THAT SAVED US ABOUT \$4 MILLION OUT OF THE GENERAL FUND BECAUSE THAT \$4 MILLION IS THEN REALLOCATED INTO OTHER REVENUE SOURCES AND OTHER FUNDS FOR OTHER DEPARTMENTS. THAT’S REALLY THE BIG DIFFERENCE ON THIS BUDGET.**

**THEN THERE WERE A COUPLE OF THINGS ON THE BUDGET THAT ALL 3 COMMISSIONERS AGREED UNANIMOUSLY THAT THEY WEREN’T GOING TO**

FUND AND SO WE WERE ABLE TO PULL THOSE THINGS OUT OF THE BUDGET. THOSE WERE REQUESTS FROM DEPARTMENTS. THE TENTATIVE BUDGET THAT YOU PASSED WAS THE \$106.7 MILLION. THE BUDGET THAT YOU SEE IN THE SYSTEM RIGHT NOW IS ACTUALLY \$101.6 MILLION SO IT'S GONE DOWN BY ABOUT \$5 MILLION. ABOUT \$4 MILLION OF THAT WAS THIS RESTRUCTURING OF THE WAY WE'RE GOING TO DO ACCOUNTING TO MAKE OUR COUNTY MORE EFFICIENT, EFFECTIVE AND MORE ACCURATELY ACCOUNT FOR THE TRUE COST OF DIFFERENT PROGRAMS THAT THE COUNTY GOVERNMENT OFFERS. THE OTHER \$1 MILLION THAT THIS REFLECTS IS THAT DIFFERENCE ON THOSE REQUESTS FROM THE DIFFERENT DEPARTMENT HEADS – ONES THAT WE FELT COMFORTABLE THAT WE HAD REACHED OUT AND ALL 3 OF YOU COMMISSIONERS UNANIMOUSLY SAID YOU DON'T THINK WE SHOULD FUND THAT. WE PULLED THOSE OUT AND THAT BROUGHT US DOWN ABOUT \$5 MILLION DOLLARS LESS SO THE BUDGET THAT YOU SEE IN THE SYSTEM IS \$5 MILLION LESS THAN THE TENTATIVE BUDGET THAT WAS UNANIMOUSLY ADOPTED IN OCTOBER.

FROM THIS POINT ON, MY DEPARTMENT IS DONE WITH THE BUDGET WITH THE EXCEPTION OF BEING A CONSULTANT FOR YOU AS COMMISSIONERS. AT THIS POINT, IT'S YOUR JOB TO TAKE THIS BUDGET, GO THROUGH AND SEE IF THERE ARE ANY ADJUSTMENT YOU WISH TO MAKE TO THIS, OTHER THINGS YOU WOULD LIKE TO CUT FROM THIS BUDGET OR ADD, SO THAT WE CAN COME UP WITH OUR FINAL NUMBER.

COMMISSIONER IVIE: MOTION TO OPEN PUBLIC HEARING  
COMMISSIONER LEE: SECOND  
AYE: ALL IN FAVOR  
PASSED: 3/0

*PUBLIC COMMENTS*

BENJAMIN YOUNG, UTAH COUNTY PUBLIC DEFENDERS OFFICE - LAST WEEK IN THE WORK SESSION BUDGET WAS PRESENTED TO THE COMMISSION REQUESTING \$7,176,298.59. THE FEEDBACK FROM THE COMMISSION WAS TO STRIKE A COUPLE OF THE ASKS. THAT CHANGE WAS MADE, AND THE NEW REQUEST IS \$6,955,569.03. IN THE PROPOSED BUDGET THERE'S AN INTERESTING ALLOCATION OF \$9,443,007.00. I WAS JUST WONDERING IF I COULD GET THE DETAIL OF HOW MUCH OF THAT IS ALLOCATED TO PUBLIC DEFENDERS.

COMMISSIONER AINGE - I CAN SPEAK TO MY BUDGET PROPOSAL. THERE IS A THERE IS A SLIGHT DISCONNECT. I THINK YOU'RE RIGHT TO LOOK TO THAT LINE ITEM OF THE BUDGET. THAT'S WHERE PUBLIC DEFENDER WOULD FUND BUT PASSING THE BUDGET ONLY SETS ASIDE CERTAIN SPENDING. THE FINALIZATION OF ANY BUDGET AMOUNT WITH THE PUBLIC DEFENDER'S OFFICE WOULD NOT BE APPROVED VIA PASSING THE BUDGET - IT WOULD BE APPROVED WHEN A MAJORITY OF THE COMMISSION AGREES TO A CONTRACT WITH THE PUBLIC DEFENDERS AND SO THERE IS A LARGE BUCKET BEING PASSED THAT IS INTERAGENCY AND OUT OF THAT BUCKET IS WHERE THE FINAL NUMBER WILL BE PULLED FROM THAT IS AGREED TO IN A CONTRACT.



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**SO, THERE ARE TWO STEPS, AND THIS IS JUST ABOUT THE BUDGET AND THEN WE NEED TO FIGURE OUT THE CONTRACT WITH PUBLIC DEFENDERS.**

**BENJAMIN YOUNG - IS THERE ANY DIVISION WITHIN INTERAGENCY ALLOCATION FOR OTHER ORGANIZATIONS?**

**COMMISSIONER AINGE - YES THERE ARE OTHER ITEMS IN THAT DEPARTMENT.**

**BENJAMIN YOUNG - WHERE CAN I GET A DETAIL OF WHAT IS MADE UP OF INTERAGENCY ALLOCATION?**

**COMMISSIONER AINGE - YOU CAN TALK WITH OUR BUDGET STAFF. THEY WOULD BE HAPPY TO GO THROUGH THAT.**

**BENJAMIN YOUNG – OK. I WILL GET WITH THEM. THANK YOU.**

**MARK ALLEN, PROTECT AND PRESERVE AMERICAN FORK CANYON - ONE OF THE THINGS THAT I WOULD LIKE TO SEE YOU BALANCE IS THERE'S ABOUT 700 MAN-YEARS ON THE ATTORNEY PROSECUTORIAL SIDE AND 300 MAN-HOURS OF EXPERIENCE ON THE DEFENDER SIDE. THERE'S HALF THE BUDGET FOR PUBLIC DEFENDERS THAN THERE IS FOR THE PROSECUTORIAL SIDE. THE PRESUMPTION OF INNOCENCE SHOULD FAR OUTWEIGH BUDGETARILY, OR AT LEAST EQUALIZE, SO I'D ENCOURAGE YOU TO BALANCE THAT. GIVE DAVID LEAVITT WHAT HE NEEDS TO DO HIS JOB AND GIVE THE PUBLIC DEFENDERS WHAT THEY NEED TO DO THEIR JOB. RIGHT NOW, PUBLIC DEFENDERS ARE AT A DEFICIT NOT ONLY WITH EXPERIENCE BUT DOLLARS. THANK YOU.**

**AMELIA POWERS GARDNER, UTAH COUNTY CLERK/AUDITOR - ONE OTHER THING THAT I WANTED TO POINT OUT - I WANTED TO POINT OUT THAT THE \$101 MILLION DOLLAR BUDGET THAT'S BEING PROPOSED RIGHT NOW IS ABOUT \$3 MILLION LESS THAN OUR 2020 ACTUALS. SO, OUR 2021 BUDGET WOULD BE LOWER THAN OUR 2020 BUDGET.**

**VIC DEAUANO - I WANT TO TALK JUST ABOUT THE BUDGETARY ITEM AND I JUST HEARD THAT YOU'RE TALKING ABOUT IMPLEMENTING THE \$1 MILLION AND THEN ANOTHER \$500,000 AND I'M WONDERING, IS THAT GOING INTO THE 2021 BUDGET OR IS THAT COMING OUT OF THE 2022 BUDGET IF YOU'RE NOT IMPLEMENTING TILL 2022 AND 2023 IS WHAT I HEARD. WHERE IS THAT MONEY COMING FROM AND IS IT GOING TO BE APPROPRIATED IN 2021 OR IS IT BEING APPROPRIATED IN 2022-2023? I HEARD THAT NOTHING WAS GOING TO BE DONE UNTIL THE 2022-2023.**

**AMELIA POWERS GARDNER - WE WERE GOING TO WAIT TO IMPLEMENT IT JUST BECAUSE OF THE WORKLOAD IT WOULD TAKE, AND WE DECIDED TO ACCELERATE THAT. WE WILL BE IMPLEMENTING IT IN 2021.**

**VIC DEAUANO - SO WHAT ARE WE DOING SINCE YOU'RE APPROPRIATING THAT MONEY. WHAT ARE YOU DOING WITH ABOUT THE OTHER \$700,000? YOU GUYS BOUGHT IT FOR LIKE \$2.3 MILLION, AND I'M JUST WONDERING ON**

**APPROPRIATIONS - WE PAID THAT MONEY OUT. WHEN DID THAT MONEY COME OUT FOR BRIDAL VEIL FALLS?**

**AMELIA POWERS GARDNER - WE HAVEN'T TALKED ABOUT BRADWELL FALLS YET THAT'LL BE NEXT.**

**VIC DEAUVANO – NO, I'M NOT TALKING ABOUT WHAT'S GOING ON WITH BRIDAL FALLS. I'M TALKING ABOUT BUDGET -DID THAT BUDGET MONEY OVER THE LAST FIVE YEARS OR WAS IT THE YEAR THAT HE PURCHASED IT OR IS THERE STILL MONEY?**

**COMMISSIONER IVIE - I THINK I UNDERSTAND YOUR QUESTION. SO, WE HAVE ALREADY SET ASIDE IN PREVIOUS BUDGETS THROUGH OUR TRCC FUNDING, \$1 MILLION FOR IMPROVEMENTS TO BRIDAL VEIL FALLS. THAT PROJECT WAS ACTUALLY SLATED TO START IN SPRING OF THIS YEAR AND WITH COVID, OUR PUBLIC WORKS DEPARTMENT ENDED UP PUTTING PLEXIGLASS AND ALL KINDS OF SAFETY PRECAUTIONS IN PLACE AND SO THAT WAS PUSHED BACK AS FAR AS GETTING STARTED BUT THE MONEY WAS STILL SET ASIDE. THEN THE ADDITIONAL \$500,000 THAT WE JUST SPOKE ABOUT THAT FROM COMMISSIONER LEE'S EARLIER MOTION, WILL COME OUT OF OUR TRCC FUND AND BE IMPLEMENTED IN 2021 AS SOON AS A CONTRACT IS PUT IN PLACE WITH PUBLIC WORKS FOR THOSE ENHANCEMENTS THROUGH THE BOARD THAT AUTHORIZES THAT SPENDING.**

**VIC DEAUVANO - PRIOR TO YOU GUYS BECOMING COMMISSIONERS, YEARS AGO, THERE WAS PROMISES MADE BY THAT COMMISSION THAT THEY WERE GOING TO DO SOMETHING WITH THAT AREA THERE AND NOTHING WAS REALLY EVER DONE SO WE JUST WANT TO MAKE SURE ON FUNDING IF IT'S GOING TO BE APPROPRIATED PROPERLY AND ACTUALLY GO TO THE PROJECT?**

**COMMISSIONER IVIE – YES, IT IS A LINE ITEM FOR BRIDAL VEIL FALLS AND THAT HAS BEEN APPROVED SPECIFICALLY FOR THAT PROJECT. PUBLIC WORKS HAS A PLAN IN PLACE FOR ENHANCEMENTS AND AGAIN THAT WAS SLATED TO START THIS SPRING BUT BECAUSE OF COVID AND THE DRAW TAKEN ON THEIR PERSONNEL TO MAKE THE MODIFICATIONS TO OUR BUILDINGS AND OTHER THINGS, THAT WAS PUSHED BACK.**

**VIC DEAUVANO - AMELIA, WE WERE IN A VERY TUMULTUOUS YEAR IN 2020 AND MOST PEOPLE LAID A LOT OF PEOPLE OFF IN OUR COUNTRY AND SO MY QUESTION WHEN I WENT TO CITY HALLS IN A COUPLE OF THE CITIES THIS YEAR AND PROJECTS, I ASKED IF ANY OF THE CITY EMPLOYEES WERE BEING ROTATED TO 3/4 PAY OR ANYTHING ELSE LIKE THAT TO SHOW THE CITIZENS THAT WE WERE ACTUALLY BEING PRUDENT WITH OUR MONEY AND EVERYBODY WAS GOING TO BE IN THIS THING TOGETHER. IN 2020 AND IN THE 2021 BUDGET, WAS THERE ANY ADJUSTMENTS MADE FOR ANY REDUCTION OF PEOPLE WHO WORKED IN THE COUNTY CONCERNING COVID TO EQUAL WHAT WAS OUT IN THE GENERAL PUBLIC?**

**AMELIA POWERS GARDNER - WE ACTUALLY RECEIVED FUNDING FROM THE FEDERAL GOVERNMENT THAT THEY SENT TO US AND SO WHAT WE DID WITH THAT MONEY IS WE REACHED OUT AND HIRED TEMPORARY WORKERS TO DO**

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**SOME OF THESE PROJECTS. SO, WE TRIED TO REACH OUT TO KEEP AS MANY OF OUR CITIZENS OFF THE UNEMPLOYMENT ROLLS AS POSSIBLE. WE DID TWO THINGS:**

**1) WE ALLOCATED ABOUT \$20 MILLION INTO SMALL BUSINESS GRANTS THAT WERE SPECIFICALLY FOR UTAH COUNTY- BASED COMPANIES SO THAT THEY WERE PAYING THOSE FOR PAYROLL FOR UTAH COUNTY BASED EMPLOYEES SO THE WE SPENT \$20 MILLION REACHING OUT TO JUST SMALL BUSINESSES LOCATED IN UTAH COUNTY**

**2) WE ALSO INCREASED THE DONATION TO THE CHARITABLE ORGANIZATIONS IN UTAH COUNTY I CAN'T REMEMBER THE EXACT NUMBER, BUT IT WAS EITHER \$7 MILLION OR \$10 MILLION, THAT WENT TO THE PEOPLE THAT WERE LAID OFF IN THE COMMUNITY. WE GAVE AN ADDITIONAL AMOUNT OF MONEY TO THOSE CHARITIES TO HELP SUPPORT THOSE PEOPLE.**

**THEN AS WE HAD TO DO THINGS LIKE OUR PUBLIC WORKS DEPARTMENT HAVING TO INSTALL PLEXIGLASS, WE TRIED TO HIRE SOME OF THESE PEOPLE THAT WERE FURLOUGHED IN THE PRIVATE SECTOR. IF WE DIDN'T SPEND THE MONEY THE FEDERAL GOVERNMENT GAVE US, THEN WE HAVE TO RETURN IT TO THE FEDERAL GOVERNMENT AND THEN THEY SEND IT TO CHICAGO OR NEW YORK. SO, TO ENSURE THAT THAT MONEY STAYED HERE IN UTAH COUNTY, WE REALLOCATED IT TO THE CITIZENS OF UTAH COUNTY EITHER THROUGH TEMPORARY WORK PROGRAMS FOR THOSE WHO HAVE BEEN LAID OFF, SUPPORTING THE SMALL BUSINESSES OR THROUGH THE CHARITABLE CONTRIBUTIONS.**

**COMMISSIONER AINGE - ONE ADDITIONAL COMMENT ON THAT. JUST LIKE YOU SAID VIC, IN THE PRIVATE SECTOR YOU SEE UNFORTUNATELY RESTAURANTS AND RETAIL STRUGGLED DURING COVID, BUT COMPANIES LIKE ZOOM WENT THROUGH THE ROOF AND WERE HIRING MORE AND SPENDING MORE. IN THE SAME WAY WE HAD SOME DEPARTMENTS LIKE OUR FIRST RESPONDERS, LAW ENFORCEMENT AND OUR HEALTH DEPARTMENT THAT HAVE BEEN BUSIER THAN THEY'VE EVER BEEN IN THE HISTORY OF UTAH COUNTY AND ACTUALLY ADDED STAFF. BUT THEN FOR EXAMPLE, THE CONVENTION AND VISITORS BUREAU - THEY FURLOUGHED ALMOST ALL OF THEIR STAFF AT ONE POINT THIS YEAR. OUR CONVENTION CENTER ALSO HAD SOME PRETTY DEEP CUTS AND FURLOUGHING AS THERE WERE NO EVENTS COMING THROUGH. SO, THERE WERE SOME OPERATIONAL CUTS TO GET TO YOUR POINT BUT MANY TIMES OUR CORE GOVERNMENT SERVICES, THE DEMANDS ARE ACTUALLY HIGH. ONE THAT PEOPLE DON'T THINK ABOUT IS WITH RATES BEING HELD AS LOW AS THEY ARE, AND I'M NOT SURE WHAT OTHER FACTORS ARE INVOLVED, BUT IN THE MIDST OF THIS THE AMOUNT OF REFINANCINGS HAS GONE THROUGH THE ROOF SO RECORDER'S OFFICE HAS BEEN BUSIER IN 2020 THAN THEY'VE EVER BEEN AT ANY TIME IN UTAH COUNTY. SO, JUST A LITTLE BIT MORE COMMENTARY FOR YOU.**

**VIC DEAUVANO - I APPRECIATE THAT. WE HAVE A PROJECT IN DOWNTOWN SALT LAKE ON SUNDAYS AND I JUST DROVE BACK LAST WEEK FROM SUNDAY ON STATE STREET ALL THE WAY TO 123RD DRAPER EXIT, AND I JUST NOTICED**

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**HOW MANY SMALL BUSINESSES HAVE ACTUALLY CLOSED THEIR PLACES. I FEEL BAD FOR THEM. I FEEL BAD FOR ALL OF US WITH WHAT WE'VE GONE THROUGH IN THIS THING AND JUST WANT TO MAKE SURE THAT WE ARE TIGHT IN OUR BUDGETS AND STUFF LIKE THAT AND I THINK UTAH COUNTY'S BEEN VERY PRUDENT WHAT THEY'VE DONE BUT I JUST ASKED HIM THAT QUESTION SO I APPRECIATE IT.**

**AMELIA POWERS GARDNER - I THINK IT'S A GREAT QUESTION. THE OTHER THING IS WE PRIORITIZED PURCHASING FOR LOCAL SMALL BUSINESSES. FOR EXAMPLE: PLEXIGLASS THAT WE HAD TO PUT UP - WE TRIED, IF AT ALL POSSIBLE, TO GET IT FROM LOCAL COMPANIES. NOT THAT HOME DEPOT DOESN'T HAVE PEOPLE WHO LIVE LOCALLY WORKING THERE BUT INSTEAD OF JUST GOING TO HOME DEPOT BUYING PLEXIGLASS WE'VE REACHED OUT TO THE COMMUNITY FIRST AND SAID ARE THERE ANY SMALL BUSINESSES THAT COULD RE PURPOSE WHAT THEY'RE DOING AND PROVIDE US WHAT WE NEEDED. SO, WE ABSOLUTELY, LIKE COMMISSIONER AINGE MENTIONED, WHERE WE HAD TO FURLOUGH, WE FURLOUGHED BUT WHERE WE WERE IN NEED, WE TRIED TO MAKE SURE THAT WE WERE REACHING OUT TO THE LOCAL COMMUNITY AS MUCH AS POSSIBLE.**

**VIC DEAVANO - I'LL JUST SAY THE CHARITABLE PART OF IT WE'RE VERY APPRECIATIVE AT THE COMMUNITY REHAB CLINIC. WE STILL DID ALMOST 6,000 HOURS OF REHAB DONE BY THE PROFESSIONAL STAFF OF MASTER'S AND GRADUATE STUDENTS AT THE ROCKY MOUNTAIN UNIVERSITY, SO THANK YOU FOR THAT. WE'VE OFFERED A LOT OF GREAT SERVICE AND DONE A LOT OF IT WITH ZOOM ALSO BEING ABLE TO KEEP PEOPLE AT THE PHYSICAL THERAPY GOING. THANK YOU VERY MUCH.**

**WENDY PARMLEY - I THANK YOU. I JUST WANTED TO ECHO THE GENTLEMAN WHO SPOKE A COUPLE OF INDIVIDUALS AGO ABOUT THE NEED TO ENSURE THAT THERE'S INDIGENT DEFENSE FUNDING. I KNOW I'VE SPOKEN TO THIS BEFORE AND IN PRIOR YEARS THAT ITS STATUTORY REQUIRED THAT THERE IS FUNDING AT THE COUNTY LEVEL FOR INDIGENT DEFENSE AND KEEPING IN MIND THAT THE CAPITAL CASES PULLING 4-5 FTE'S WHERE THAT IS ALL THEY CAN WORK ON AND SO ENSURE THAT THERE'S ENOUGH BUDGET IN THERE TO ACCOMMODATE FOR THAT. DEFENSE COUNSEL IDC FUND MAY BE APPROPRIATE FOR THE CAPITAL CASE DEFENSE BUT IT'S NOT APPROPRIATE FOR ONGOING NEEDS AND SO I WOULD URGE THE COUNTY COMMISSION TO PLEASE CONTINUE TO PROMOTE AND PROVIDE PUBLIC DEFENSE PARITY. THANK YOU.**

**COMMISSIONER AINGE - THANK YOU FOR THAT COMMENT.**

**COMMISSIONER LEE: MOTION TO CONTINUE TO NEXT MEETING  
COMMISSIONER IVIE: SECOND**

**COMMISSIONER AINGE - OBVIOUSLY THAT'S NOT REQUIRED, I'LL JUST MAKE A NOTE AND I'M HAPPY TO ACT ON THAT. JUST MAKE A NOTE THAT'S NOT A REQUIREMENT TO MOVE FORWARD. WE'VE DONE THE HEARING. WE COULD JUST MOVE FORWARD AND CONTINUE THE AGENDA ITEM THAT'S NEXT TO**

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**ADOPT THE BUDGET, BUT I'LL JUST PAUSE AGAIN. IS THE INTENTION TO CONTINUE THE PUBLIC HEARING?**

**COMMISSIONER LEE – YES, THAT'S THE MOTION.**

**COMMISSIONER AINGE – OKAY.**

**AYE: ALL IN FAVOR**

**PASSED: 3/0**

**REGULAR AGENDA – CONTINUED – B**

1. ADOPT A RESOLUTION APPROVING THE 2021 BUDGET FOR THE GENERAL FUND AND OTHER BUDGETARY FUNDS OF UTAH COUNTY, UTAH

**COMMISSIONER LEE: MOTION TO CONTINUE FOR TO NEXT MEETING**

**COMMISSIONER IVIE: SECOND**

**AYE: ALL IN FAVOR**

**PASSED: 3/0**

**PUBLIC HEARING – CONTINUED**

PUBLIC HEARING TO CONSIDER THE DISPOSAL OF AN INTEREST IN REAL PROPERTIES IN PUBLIC USE AND/OR SIGNIFICANT PARCELS OF REAL PROPERTY BY GRANTING A CONSERVATION EASEMENT AND OTHER USES ON REAL PROPERTIES OWNED BY UTAH COUNTY AND IDENTIFIED AS TAX SERIAL NUMBERS 15:025:0001, 14:025:0002, 15:025:0003, 15:025: 0016, AND 15:025:0019 AND MORE COMMONLY KNOWN AS THE BRIDAL VEIL FALLS PROPERTIES. (PUBLIC HEARING SET DECEMBER 9, 2020)

**COMMISSIONER LEE – BEFORE WE GO INTO THE PUBLIC HEARING PROCESS, I WOULD LIKE TO MAKE A STATEMENT. I'M GLAD THAT SO MANY PEOPLE ARE INTERESTED IN BRIDAL VEIL FALLS BECAUSE I THOUGHT FOR THE LAST 5 YEARS, THERE MIGHT NOT BE AS MUCH INTEREST, BUT THERE IS A LOT OF INTEREST.**

**COMMISSIONER AINGE – COMMISSIONER LEE, YOU WILL HAVE THE OPPORTUNITY TO MAKE A STATEMENT IF YOU'D LIKE.**

**COMMISSIONER LEE – THIS IS A POINT OF PRIVILEGE, I'D LIKE TO MAKE A STATEMENT BEFORE, SO I'D LIKE TO USE THAT.**

**COMMISSIONER AINGE – MY POINT IS THAT WE HAVE AN INTRODUCTION THAT CAN BE TEED OFF. I WOULD PREFER THAT THE ORDER WOULD GO WITH ROB MOORE AND RICHARD NIELSON TO INTRODUCE THE ITEM.**

**COMMISSIONER LEE – I'M NOT DOING AN INTRODUCTION. THAT'S THE REASON WHY I'M ASKING IF I CAN DO THIS BEFORE AS A POINT OF PRIVILEGE WHICH ALL BOARD MEMBERS GET. AGAIN, THANK YOU. I'M GLAD THERE'S INTEREST**

**TO THIS. THERE'S A COUPLE OF THINGS THOUGH AND I WISH I HAD THE OPPORTUNITY TO SIT DOWN WITH EVERY SINGLE PERSON. I DID GO OUT YESTERDAY, THERE WAS A PROTEST ON THE CORNER, AND I TALKED WITH SOME OF THE PROTESTERS OUT THERE ABOUT THIS ISSUE AND THERE'S A COUPLE THINGS BEFORE WE GET INTO THE PUBLIC HEARING PORTION OF THIS THAT I THINK NEEDS TO BE CLARIFIED.**

**FIRST, BRIDAL VEIL FALLS HAS NOT BEEN FOR SALE. THAT SEEMS TO BE A NARRATIVE THAT HAS BEEN PUSHED AROUND OVER AND OVER THAT BRIDAL VEIL FALLS IS FOR SALE. THE WHOLE TIME THAT I'VE BEEN HERE AS A COMMISSIONER, THAT HAS NEVER COME BEFORE US AS A SALE FOR BRIDAL VEIL FALLS. IT'S A NARRATIVE THAT SEEMS TO BE PUSHED. IT'S CREATING A LOT OF ANGER AND FRUSTRATION. I THINK THAT NEEDS TO BE CLARIFIED AND EVEN MY ACTIONS IN VOTING IN THE PAST HAVE DEMONSTRATED THAT.**

**SECONDLY, ONE OF MY CORE PRINCIPLES WAS TO KEEP IT PUBLICLY ACCESSIBLE. IT'S ALWAYS BEEN THAT. SO, THERE'S A NARRATIVE OUR THERE THAT WE'RE TRYING TO DO SOME PRIVATIZATION. THAT IS INACCURATE. ACCORDING TO WHAT WE'VE DONE IN THE PAST – WHAT WE'VE VOTED ON IN THE PAST AND THE CONTINUED CONVERSATIONS THAT WE HAVE HAD.**

**LASTLY, I THINK THAT PUBLIC SAFETY AT BRIDAL VEIL FALLS HAS ALWAYS BEEN SOMETHING IN THE FOREFRONT FOR ME. WE'VE HAD 5 PEOPLE DIE UP THERE RELATIVE TO BRIDAL VEIL FALLS IN THE LAST 5 YEARS THAT THE COUNTY HAS OWNED IT.**

**SO, AS WE GO INTO OUR PUBLIC HEARING PORTION OF THIS, I THINK IT'S IMPORTANT TO NOTE THAT SOME OF THE NARRATIVE THAT'S BEING SPUN BECAUSE I SEE IT GOING DOWN THE ROAD, SAVE BRIDAL VEIL FALLS FROM A SALE WHICH IS NOT AN ACCURATE PORTRAYAL OF ACTIONS WE'VE TAKEN IN THE PAST NOR INTENTIONS OF WHAT WE'RE TRYING TO DO AS WE'RE GOING FORWARD.  
WITH MY OPPORTUNITY ON A PERSONAL BASIS BEFORE WE START AND GO INTO A PUBLIC HEARING.**

**COMMISSIONER AINGE - THAT MAKES A LOT OF SENSE COMMISSIONER LEE AND I CAN ACKNOWLEDGE THAT I'VE HEARD YOU MAKE THOSE STATEMENTS AND THOSE PRINCIPLES OVER THE PAST COUPLE OF YEARS AND THAT YOU SUPPORTED THE MILLION DOLLARS TO GO TO BRIDAL VEIL FALLS THAT WERE JUST FOR THE TRAILS AND THOSE TYPES OF ENHANCEMENTS. ALL THE THINGS YOU JUST SAID I HAVE HEARD YOU SAY SO MANY TIMES BEFORE, SO I APPRECIATE THAT.**

**COMMISSIONER IVIE - I APPRECIATE THE PUBLIC'S INTEREST IN THIS. I APPRECIATE THE CITIZENS WHO REACHED OUT TO ME A FEW WEEKS AGO ABOUT THE POSSIBILITY OF PLACING BRIDAL VEIL FALLS ON A CONSERVATION EASEMENT TO PRESERVE AND KEEP IT AS A BEAUTIFUL, NATURAL RELIC WHICH IT IS. I'M GRATEFUL TO HEAR COMMISSIONER LEE SAY THAT IT'S NOT FOR SALE. BECAUSE THERE AS BEEN A GROUP OF INDIVIDUALS WHO HAVE PUBLICLY MADE IT KNOWN AND IT'S BEEN REPORTED, THAT THEY'VE BEEN**

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**MEETING WITH COMMISSIONER LEE AND GIVEN SIGNIFICANT AMOUNTS OF MONEY TO HIS PICK IN OPPOSITION TO PROP 9 AND SIGNIFICANT AMOUNTS OF MONEY TO MY OPPONENT WHO HAVE PUBLICLY STATED THAT THEY WOULD LIKE TO LEASE OR PURCHASE A PORTION OF THE BRIDAL VEIL FALLS. THERE HAVE BEEN HISTORICAL ACCOUNTS OF INDIVIDUALS WHO HAVE SOUGHT BEYOND THIS GROUP, TO PURCHASE BRIDAL VEIL FALLS. ONE OF THE EMAILS I RECEIVED HIGHLIGHTED THAT. WILLIE HOLDMAN, WHO IS AN INDIVIDUAL WHO'S DEDICATED TO OUR OUTDOORS AND CAPTURING THEM ON FILM, GIVES A GREAT HISTORY IN HIS EMAIL ABOUT A GENTLEMAN NAMED L. L. DUNN WHO IS TRYING TO PURCHASE THE WATER AND TO PURCHASE THE FALLS. THERE'S BEEN A LONG HISTORY OF INDIVIDUALS WHO HAVE BEEN INTERESTED IN THIS PARCEL OF PROPERTY AND I APPLAUD THE ACTION OF THE COMMISSION IN THE PAST TO PURCHASE IT FOR THE PUBLIC. THIS IS ONE OF THOSE RARE NATURAL TREASURES THAT DESERVES THAT PROTECTION. IT'S A PRISTINE BEAUTIFUL PLACE. IT'S A PLACE OF SPIRITUALITY, IT'S A PLACE OF MEMORIES, OF LOVE THAT WE ALL CHERISH AND I BELIEVE THAT IT IS APPROPRIATE WHEN WE FIND THOSE SMALL PARCELS, TO PROTECT THOSE FOR THOSE PUBLIC USE AND THAT PUBLIC INTEREST. AND WHEN IT BECAME AVAILABLE, IT WAS RIGHT FOR THE COMMISSION TO ACT AND TO PURCHASE THE FALLS. BUT IT HAS CERTAINLY BEEN SOUGHT AFTER AS AN ENTITY TO BE PURCHASED IN THE PAST AND THERE'S CONCERN MOVING FORWARD. THAT'S WHY THESE INDIVIDUALS REACHED OUT TO ME. THIS WAS NOT SOMETHING THAT WAS ON MY RADAR. WE ARE IN THE MIDST OF A BUDGET SEASON AND WHEN I RECEIVED THIS, I SAID CERTAINLY, BECAUSE IT'S IN LINE WITH WHAT THE PUBLIC DESIRES. THAT'S WHY WE HAVE RECEIVED OVER 770 EMAILS TO MY OFFICE IN THE LAST TWO WEEKS IN SUPPORT OF A CONSERVATION EASEMENT FOR THIS PIECE OF PROPERTY, BECAUSE THE PUBLIC RECOGNIZES THAT THERE WILL ALWAYS BE INDIVIDUALS WHO WOULD LIKE TO PURCHASE SOMETHING AND HISTORY HAS TAUGHT US THROUGH SAD RECOURSE THAT THERE ARE INDIVIDUALS WHO ARE WILLING TO SELL WHAT IS MOST CHERISHED TO US IF THEY FEEL THAT IT BENEFITS THEM. A CONSERVATION EASEMENT GIVES US THE OPPORTUNITY TO PROTECT THIS GEM IN PERPETUITY FROM THAT SHORTCOMING. I'M GRATEFUL THAT IT ISN'T FOR SALE, COMMISSIONER LEE. I'M GRATEFUL TO HEAR THAT YOU ARE COMMITTED TO THAT AND THAT LEADS ME TO BELIEVE THAT YOU'LL BE VERY SUPPORTIVE OF A CONSERVATION EASEMENT, BECAUSE A CONSERVATION EASEMENT GIVES US THE OPPORTUNITY MOVING FORWARD TO ENSURE THAT THIS PIECE OF PROPERTY IS PROTECTED IN PERPETUITY FROM THAT DEMISE. BECAUSE I CERTAINLY BELIEVE, AND BASED UPON THE PUBLIC RESPONSE THAT WE'VE RECEIVED, THAT THERE ARE PLACES THAT WE CHERISH AS A COMMUNITY THAT DESERVE THIS PROTECTION. THEY'RE NOT VAST SWEEPING AREAS, THEY'RE SMALL DEDICATED PIECES OF PROPERTY THAT WE CAN ALL CHERISH AND CELEBRATE TOGETHER.**

**COMMISSIONER LEE - JUST BECAUSE SOMEBODY COMES AND OFFERS YOU MONEY FOR YOUR HOUSE DOESN'T MEAN IT'S FOR SALE. ROB, I THINK YOU ARE UP.**

**ROBERT MOORE, DEPUTY COUNTY ATTORNEY - ROB MOORE, UTAH COUNTY ATTORNEYS' OFFICE. I'LL BE BRIEF, YOU DON'T WANT TO HEAR FROM ME, YOU**

**WANT TO HEAR FROM THE PUBLIC. LET ME JUST SAY A FEW WEEKS AGO OR MAYBE ABOUT A MONTH AGO NOW OR A LITTLE MORE, COMMISSIONER IVIE APPROACHED ME ABOUT STARTING THE PROCESS TO LOOK AT A CONSERVATION EASEMENT ON THE BRIDAL VEIL FALLS PROPERTIES. THE COUNTY OWNS FIVE PROPERTIES. WE DO NOT OWN THE FALLS SO LET'S MAKE SURE EVERYBODY KNOWS THAT. WE OWN PROPERTIES AROUND THE FALLS AND SO I STARTED THAT PROCESS. I PUT ON YOUR AGENDA TO SET THIS PUBLIC HEARING FOR TODAY. WE HAVE A STATUTORY PROCESS AND A COUNTY CODE PROCESS FOR THE POTENTIAL DISPOSITION OF PUBLIC PROPERTY. NOW THIS PUBLIC HEARING IS ONLY FOR THE PURPOSE OF DECLARING IT SURPLUS OR DISPOSING OF THE PROPERTY FOR A CONSERVATION EASEMENT AND OTHER USES AS DETERMINED BY THREE COMMISSIONERS AT THE LAST, WHEN THEY SET THE PUBLIC HEARING. IT WAS NEVER A SET TO BE A SALE OR OTHERWISE LEASE OR ANY KIND OF POTENTIAL DIVESTMENT OF THE PROPERTY. WHAT I'D LIKE TO DO IS AFTER I FINISH HERE IS TO HAVE RICHARD NIELSON THEN GIVE A LITTLE PRESENTATION ON WHAT THE COUNTY'S VISION IS OF BRIDAL VEIL FALLS PROPERTIES AND IF YOU WOULD LIKE TO, I KNOW THAT WENDY FISHER FROM UTAH OPEN LANDS', WHO COULD ALSO TALK WITH YOU AND EXPLAIN WHAT A CONSERVATION EASEMENT IS, AND WHAT THEIR COMPANY DOES. BUT BEFORE WE GET TO THERE, LET ME JUST MENTION THAT BESIDES THIS PUBLIC HEARING THERE ARE FOUR OTHER ITEMS ON YOUR AGENDA AND JUST THOUGHT IT WOULD BE HELPFUL TO KIND OF MENTION WHAT THEY ARE. IF YOU DECIDE TO, AFTER THIS PUBLIC HEARING, YOU COULD DECIDE THE AUTHORIZE THE SIGNING OF A RESOLUTION TO ALLOW FOR THE GRANTING OF CONSERVATION EASEMENT. THAT'S #1 ON REGULAR AGENDA C. #2 IS AS I UNDERSTAND IT, THE CENTRAL UTAH WATER CONSERVANCY DISTRICT IS TRYING TO MOVE THEIR PIPING WHERE THEY ACCUMULATE THEIR WATER FROM THE BASE OF THE FALLS LITTLE BIT FURTHER DOWNSTREAM AND TUCK IT UNDER ONE OF OUR BRIDGES, AND #2 IS TO GRANT AN EASEMENT TO ALLOW THEM TO MOVE THEIR PIPING TO DO SO. THEY OWN THE WATER RIGHTS THAT ARE IN THE FALLS. #3 ON YOUR REGULAR AGENDA C IS THERE IS A REVISED CONCEPT PLAN THAT RICHARD NIELSON'S GOING TO PUT UP AND TALK ABOUT IN A MINUTE AND THAT CONCEPT PLAN INCLUDES THE USES THAT WE'LL TALK ABOUT, PLUS ALSO THAT GRANTS AN EASEMENT TO CENTRAL UTAH WATER, IF YOU DECIDE TO DO THAT. AND THEN FINALLY #4 IS THE ACTUAL CONSERVATION EASEMENT ITSELF AND THEN WE'LL PROBABLY HAVE FURTHER DISCUSSION ON THAT. BUT AS FAR AS I UNDERSTAND, THE CONSERVATION EASEMENTS IS MEANT TO PROTECT THE BRIDAL VEIL FALLS PROPERTIES, ALLOW FOR CONTINUED PUBLIC USE AND CONTINUED PUBLIC ENHANCEMENT OF THAT PROPERTIES AS WELL. BUT AT THIS THIS POINT, I'M GOING TO TURN IT OVER TO RICHARD NIELSEN.**

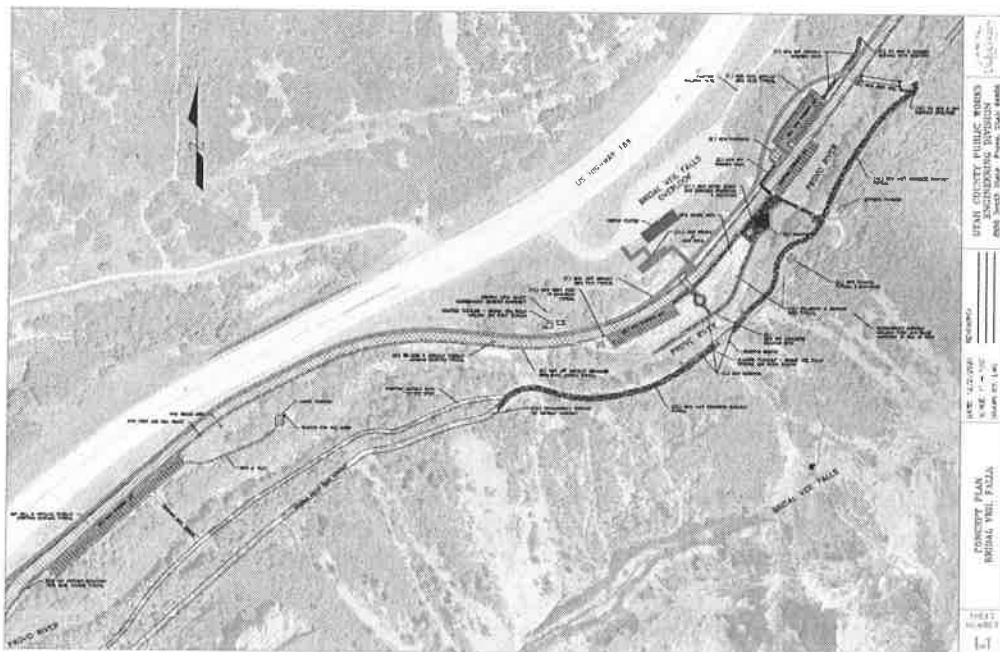
**COMMISSIONER LEE – SO ROB, IF YOU COULD JUST CLARIFY ONE MORE TIME BECAUSE I THINK YOU WENT PAST IT. BUT I THINK IT'S IMPORTANT TO NOTE THAT ALTHOUGH ON THE AGENDA IT SAYS DECLARE IT A SURPLUS PROPERTY, THAT IS A PROCEDURAL MATTER THAT ALLOWS THE COMMISSION THEN TO ACTUALLY TAKE ACTION AND HAVE CONVERSATION. IT IS NOT AN ACTUAL SALE OR IS NOT A FOR SALE SIGN THAT GOES UP ON THE PROPERTY, IF YOU JUST KIND OF CLARIFY THAT, I THINK THAT'S AN IMPORTANT NOTE.**



**ROB MOORE - THANK YOU, I APPRECIATE THAT QUESTION. SO, THE INTENT HERE WAS TO DRAFT THIS IN A WAY THAT IT DID LIMIT IT AND DID NOT, LIKE YOU SAID, PUT A FOR SALE SIGN ON IT. BUT THE COUNTY, IF THE COUNTY COMMISSION APPROVES A CONSERVATION EASEMENT, YOU ARE GIVING UP SOME RIGHTS OF THE BRIDAL VEIL FALLS PROPERTIES. IN ORDER TO DO THAT BOTH BY STATE STATUTE ON OUR COUNTY CODE, WE NEED TO GO THROUGH THIS PUBLIC HEARING PROCESS. IT'S NOT THAT YOU'RE SELLING THE BRIDAL VEIL FALLS PROPERTIES OR THAT YOU'RE LEASING THE BRIDAL VEIL FALLS PROPERTIES, ALL YOU'RE DOING IS GRANTING A CONSERVATION EASEMENT, WHICH DOES HAVE ITS OWN ON LITTLE SET OF REQUIREMENTS AND THINGS THAT GO ALONG WITH THAT. BUT THAT'S WHAT YOU'RE DOING HERE. THAT'S WHAT THE PROPOSAL IS HERE, NOT TO SELL THE PROPERTY AND BY DECLARING IT SURPLUS, YOUR ONLY, WE TRY TO PUT LIMITING LANGUAGE HERE THAT YOU'RE ONLY DECLARING IT SURPLUS FOR THE PURPOSE OF GRANTING A CONSERVATION EASEMENT, NOT FOR THE PURPOSE OF SELLING THE PROPERTY. NOT FOR THE PURPOSE OF LEASING THE PROPERTY OR APPROVING ANY OTHER KIND OF PROJECT. THAT ANSWER YOUR QUESTION?**

**COMMISSIONER LEE - THAT'S PERFECT, THANK YOU.**

**RICHARD NIELSON – DIRECTOR, PUBLIC WORKS – GO AHEAD BRIAN, WILL YOU THROW THAT UP ON THE SCREEN. COMMISSIONERS, THANK YOU. RICHARD NIELSON, UTAH COUNTY PUBLIC WORKS. MR. MOORE EXPLAINED PRETTY WELL WHAT'S GOING ON UP THERE. WE ARE GOING TO SHOW ON THE SCREEN AND HOPEFULLY EVERYBODY AT HOME WILL BE ABLE TO SEE THIS AS WELL, AS WE SHARE THE SCREEN THAT SHOWS THE MODIFIED VERSION OF THE CONCEPT PLAN THAT THE COMMISSION ADOPTED ABOUT A YEAR AGO. IT HAS SOME ADDITIONAL FEATURES IN THAT WE'LL TALK ABOUT HERE IN JUST A MINUTE. I WANT TO GIVE YOU JUST A REALLY BRIEF HISTORY OF HOW THE COUNTY CAME TO OWN THIS PROPERTY AROUND BRIDAL VEIL FALLS.**



IN THE 1960S, A PRIVATE ENTITY BUILT ON THE LAND UP THERE AND BUILT THE TRAMWAY THAT WENT ON TO THE TOP OF THE FALLS, HAD HAD A RESTAURANT AT THE TOP. IN 1996 THE LOWER SECTION OF THAT TRAM, THE LOWER TRAM BUILDING WAS DESTROYED BY AN AVALANCHE. IN 2008 THE BUILDING AT THE TOP, THE OLD RESTAURANT, WAS DESTROYED BY FIRE. AND IN THE LATTER PART OF 2014, THE LANDOWNERS WERE TRYING TO SELL THE PROPERTY. THEY HAD SOME INTERESTED PARTIES. THERE HAD BEEN A CONDITIONAL USE PERMIT, I THINK IS THE RIGHT TERM ROB, IS THAT RIGHT? (AFFIRMATIVE) AND THAT WAS APPROVED IN THE 1990S THAT ALLOWED FOR COMMERCIAL AND RESIDENTIAL DEVELOPMENT IN AND AROUND THE AREA BY BRIDAL VEIL FALLS. NOW THE COUNTY COMMISSION AT THE TIME SAID I THINK WE OUGHT TO BUY THIS, AND AT THAT POINT I WAS DIRECTED TO WORK WITH THE PROPERTY OWNERS AND THE COUNTY DID ULTIMATELY PURCHASE THE PROPERTY IN 2015. IN 2017 BECAUSE OF THE OLD TRAM SHACK THAT HAD BEEN PARTIALLY DESTROYED BY AN AVALANCHE AND THE REMAINDER OF THE BUILDING ON THE TOP THAT WAS THE OLD RESTAURANT, THE COUNTY CONTRACTED WITH A CONSTRUCTION FIRM TO DO THAT REMOVAL AND SPENT ABOUT \$1,000,000 TO REMOVE THOSE TWO STRUCTURES AND DO SOME OTHER CLEANUP WORK AROUND THE FALLS. THERE WAS AN OLD BRIDGE STRUCTURE THAT WAS THERE, IT WAS A VERY UNIQUE DEMOLITION PROJECT WHEN YOU'RE WORKING IN THE TOP OF 1100 FOOT CLIFF. EVERYTHING HAD TO BE FLOWN OUT BY HELICOPTER. ALSO, IN 2017 WE WERE DIRECTED BY THE COUNTY COMMISSION TO DO A SURVEY AND TRY TO GET USER INPUT. AND WE DID THAT AND COMMISSIONER LEE KIND OF ALLUDED TO IT IN HIS COMMENTS. WE DIDN'T GET A WHOLE LOT OF RESPONSE, WE HAD 50 OR 60, BUT NOT A GREAT DEAL OF RESPONSE FROM THE PUBLIC BUT THAT THEY DID ALL, THE MAJORITY OF THOSE COMMENTS WERE THAT THEY WANTED TO SEE THE FALLS STAY OPEN SPACE AND HAVE SOME IMPROVEMENTS TO ENHANCE THE FALLS THEMSELVES BUT NOT MAJOR IMPROVEMENTS UP THERE THAT WOULD BE IN THE LINE OF LIKE COMMERCIAL DEVELOPMENT AND THAT SORT OF THING. IN 2018 WE DID A REQUEST FOR PROPOSALS TO HAVE CONCESSIONAIRE GIVE US SOME PROPOSALS ON WHAT THEY COULD DO IN AND AROUND THE AREA, WHAT IMPROVEMENTS COULD BE DONE. THE COMMISSION REVIEWED THOSE AND ULTIMATELY DID NOT SELECT ANY OF THOSE. AND THEN IN 2019 THE MAJORITY OF WHAT'S ON THE SCREEN NOW IN THE CONCEPT PLAN WAS APPROVED BY THE COUNTY COMMISSION. I'LL JUST POINT OUT TO YOU A COUPLE OF THINGS THAT ARE ON THERE. THIS DOES ENHANCE SOME OF THE PARKING AND TAKES SOME OF THE OLD PARKING LOT OUT THAT'S IMMEDIATELY ACROSS FROM THE FALLS, PUTS THAT INTO A GREENSPACE WHERE PEOPLE CAN COME AND ENJOY THE VIEW OF THE FALLS WITHOUT STANDING IN THE PARKING LOT. THAT'S ON THE ROAD SIDE OF THE RIVER. IT ALSO DOES SOME IMPROVEMENTS ON THE TRAIL TO GIVE AN OPPORTUNITY FOR THE WHEELED TRAFFIC ON THE TRAIL TO BE OVER ON THE ROADSIDE AND NOT DOWN THROUGH WHERE ALL THE PEOPLE ARE STANDING ON THE TRAIL AND ENJOYING THE FALLS. IT INCLUDES SOME SMALL PAVILIONS WITH PICNIC TABLES. IT INCLUDES A RESTROOM, INCLUDES SOME TRAIL IMPROVEMENTS AND THEN ALSO A CONNECTION TO THE UPPER PARKING LOT THAT'S OFF THE HIGHWAY THAT'S NOT THERE NOW. THE THINGS THAT HAVE CHANGED ON THIS PLAN FROM WHEN THE COMMISSION APPROVED IT, IS TO THE LEFT SIDE OF THE SCREEN THERE'S A PARKING LOT DOWN TOWARDS THE HIGHWAY AND

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THERE'S ALSO A GREEN BOX THERE THAT'S A PAVILION, IT WOULD BE ONE OF THE LARGER PAVILIONS THAT CITIZENS COULD RENT TO HOLD A FAMILY FUNCTION OR SOMETHING LIKE THAT. THERE WOULD ALSO BE SOME GREEN SPACE IN THAT AREA. IT ALSO INCLUDES UP NEAR THAT UPPER PARKING LOT THAT'S ACTUALLY ON *UDOT* PROPERTY A POTENTIAL FOR A VISITOR CENTER THAT COULD BE BUILT THERE AT SOME POINT IN THE FUTURE. THAT'S NOT SOMETHING THAT'S IN THE IMMEDIATE PLANS, BUT IT IS SOMETHING THAT COULD BE OUT THERE LATER ON. JUST BY WAY OF WHAT OUR NEIGHBORS ARE, THE PROPERTY TO THE EAST OF THE FALLS, SO UP CANYON, IS OWNED BY THE FOREST SERVICE. UTAH COUNTY OWNS NOW IT'S ABOUT 30 ACRES ISH IN AND AROUND THE FALLS AND THEN THE PROPERTY DOWN CANYON AND ON THE SOUTH SIDE OF THE RIVER IS ALL OWNED BY PROVO CITY. THE PROPERTY ALL AROUND BRIDAL VEIL FALLS IN PUBLIC OWNERSHIP AND IT IS SOMETHING THAT TO MY KNOWLEDGE, THERE'S NOT ANY DESIRE BY ANY OF THOSE ENTITIES TO DO ANYTHING COMMERCIALY. PROVO CITY DOES ALSO HAVE SOME CULINARY SPRINGS THAT ARE IN THE AREA AND HAVE SOME PIPING IN THE AREA. MR. MOORE ALSO TALKED ABOUT THE CENTRAL UTAH WATER. NOW CENTRAL DOES OWN THE WATER RIGHTS FOR THE WATER THAT COMES OFF OF THE WATERFALLS. THERE IS A CURRENT COLLECTION POINT RIGHT AT THE BASE OF THE FALLS, BEFORE IT COMES DOWN TOWARDS THE TRAIL AND A PIPELINE THAT GOES FROM THERE OVER INTO THEIR AQUEDUCT ON THE OTHER SIDE OF THE CANYON. WHAT CENTRAL UTAH WOULD LIKE TO DO IS TO RECONSTRUCT. A COLLECTION POINT WOULD BE DOWN AT THE TRAIL AND ACTUALLY BE UNDERNEATH THE BRIDGE TO WHERE IT WOULD BE PROTECTED AND KIND OF OUT OF SIGHT, AND THEN A PIPELINE THAT WOULD GO OVER ON THE NORTH SIDE OF THE OF THE OLD HIGHWAY AND BUILD A SMALL PUMP STATION THAT WOULD BE TUCKED BACK INTO THE HILLSIDE, THAT'S WHERE THE EASEMENT COMES INTO PLAY IS GETTING FROM THERE BY THE TRAIL OVER TO THAT TO WHERE THEIR EXISTING EASEMENT IS ON THE PIPELINE. EVERYTHING WOULD BE UNDERGROUND WITH THE EXCEPTION OF THAT SMALL PUMP HOUSE THAT WOULD BE TUCKED BACK INTO THE HILLSIDE ON THE OTHER SIDE OF THE ROAD, KIND OF DOWN AROUND THE CORNER FROM THE FALLS. OTHER QUESTIONS FOR ME BEFORE I SIT DOWN?

COMMISSIONER LEE – NO, IT'S GREAT AND THANK YOU. AND I THINK THE ENHANCEMENT THAT YOU HAVE WITH THE PARKING LOT, I LOVE THE CONCEPT PLAN ON THIS. COULD YOU JUST GO OVER A LITTLE BIT MORE THOUGH ON THE TRAIL AND THE CHANGE IN THE TRAILS?

RICHARD NIELSON - ON THE PROVO RIVER?

COMMISSIONER LEE – NO, I'M TALKING ABOUT HOW WE ARE TRYING TO SEPARATE THE BIKERS FROM, YEAH, I THINK THAT'S AN IMPORTANT ENHANCEMENT THAT I LIKE IN THERE TOO.

COMMISSIONER IVIE - WE RECEIVED A LOT OF EMAILS IN OUR EMAILS THAT THAT WAS A CONCERN.

RICHARD NIELSON - SO ONE OF THE THINGS THAT WE'VE SEEN IN PUBLIC WORKS IS THE CONFLICTS IF YOU WILL, FROM THE WHEELED TRAFFIC, THE

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**CYCLISTS AND THE LONG-BOARDERS, THINGS LIKE THAT AND THEN THE PEDESTRIAN TRAFFIC THAT'S THERE AT THE FALLS, BECAUSE OFTENTIMES THE PEDESTRIAN TRAFFIC IS MORE STATIONARY. THEY'RE THERE TO LOOK AT THE FALLS WHERE THE OTHER USERS ARE TRYING TO GO THROUGH. WHAT THIS PROJECT WOULD DO IS WE'D GO ABOUT 500 FEET UPSTREAM FROM WHERE THE CURRENT FOOTBRIDGE IS AND TAKE THE TRAIL THAT'S CURRENTLY THERE NOW, TURN IT AND CROSS ON A NEW BRIDGE, ACROSS TO THE NORTH SIDE OF THE OLD HIGHWAY, RIGHT BELOW THE HILL. AND THAT WOULD BE WHERE THE WHEELED TRAFFIC, THE PEOPLE THAT JUST WANT TO GO UP AND DOWN THE CANYON ON THE TRAIL, THAT'S WHERE THEY WOULD GO. THE CURRENT TRAIL WOULD THEN BE RECONSTRUCTED BETWEEN THAT POINT AND THE PROVO CITY PARK, WHERE THE TRAIL SPLITS UP 500 OR 600 FEET BELOW THE FALLS. AND IT WOULD BE RECONSTRUCTED IN THAT AREA WITH CONCRETE AND IF YOU KNOW WHAT A STRIKE JOIN IS, IT'S THE LINES THAT ARE ACROSS THE CONCRETE. ONE REASON WE WOULD DO THAT RATHER THAN ASPHALT IS IF YOU'RE ON A BICYCLE AND YOU HIT THOSE JOINTS, IT'S NOT AN ENJOYABLE RIDE. SO, WE DO THAT TO TRY TO ENCOURAGE THE CYCLIST TO GET OVER ON THE OTHER SIDE. IF THEY WANT TO GO THROUGH, THAT GIVES THEM PLENTY OF ROOM TO GET THROUGH THERE, BUT IT MAKES IT SO WE DON'T HAVE THOSE CONFLICTS IN THAT AREA. THE WHEELED TRAFFIC WOULD THEN REJOIN THE MAIN PROVO CANYON TRAIL DOWN AT THE BRIDGE GOING INTO NUNN'S PARK.**

**COMMISSIONER LEE -YEP, VERY GOOD.**

**COMMISSIONER IVIE - THANK YOU.**

**COMMISSIONER AINGE – OKAY, THANK YOU FOR THIS OVERVIEW. ROB, I DO THINK IT PROBABLY MAKES SENSE GIVEN THAT UTAH OPEN LANDS' IS ON THE RECEIVING END OF A POTENTIAL CONTRACT THAT WE VOTE ON HERE TONIGHT, TO GIVE THEM A MOMENT PRIOR TO THE PUBLIC HEARING.**

**JOSH DANIELS, CHIEF DEPUTY, COUNTY CLERK/AUDITOR – OKAY, WE'RE GOING TO UNMUTE WENDY FISHER HERE IN A MOMENT. OKAY. WENDY SHOULD BE ABLE TO UNMUTE HERSELF NOW SO THAT SHE CAN SPEAK.**

**WENDY FISHER, EXECUTIVE DIRECTOR, UTAH OPEN LANDS' – WELL IT'S A PLEASURE TO BE WITH ALL OF YOU HERE TONIGHT. I'M WENDY FISHER. I AM THE EXECUTIVE DIRECTOR OF UTAH OPEN LANDS' AND TO GIVE JUST A BRIEF OVERVIEW, I WANTED TO MAKE SURE THAT IT WAS CLEAR THAT ACTUALLY UTAH OPEN LANDS' IS NOT A COMPANY. RATHER WE ARE A 501(c)3 PUBLIC CHARITY. WE ARE ESTABLISHED UNDER A SPECIFIC PART OF THE FEDERAL CODE, UNDER 178 THAT ALLOWS US TO ACCEPT CONSERVATION EASEMENTS AND TO BE A QUALIFIED ENTITY. WE ARE ALSO A NATIONALLY ACCREDITED ORGANIZATION THAT HAS THE ABILITY TO HOLD CONSERVATION EASEMENTS AND THAT EXEMPLIFIES AS PART OF THAT NATIONAL ACCREDITATION THE HIGHEST STANDARDS IN THE NATION AMONG WITH OTHER LAND TRUST ORGANIZATIONS. WE HAVE BEEN AROUND FOR 30 YEARS. I HAVE ACTUALLY BEEN WITH THE ORGANIZATION SINCE ITS INCEPTION AND FOR ME HAVING GROWN UP IN UTAH COUNTY, I AM VERY FAMILIAR WITH BRIDAL VEIL FALLS. I**

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**THINK THAT WHAT IS PROBABLY IMPORTANT TO ALSO UNDERSTAND IS THAT AS UTAH OPEN LANDS' HAS HEARD BOTH FROM THE PUBLIC AND ALSO AS WE WERE APPROACHED IN TERMS OF HOW CONSERVATION EASEMENT WOULD WORK FROM THE UTAH COUNTY PERSPECTIVE, IT IS ONE, NOT SOMETHING THAT IS UNFAMILIAR. IN FACT, WE HOLD CONSERVATION EASEMENTS ON LAND THAT NUMEROUS CITIES AND COUNTIES OWN, INCLUDING CONSERVATION EASEMENTS ON STATE OWNED LAND, SUCH AS WASATCH MOUNTAIN STATE PARK, WHERE A JOINT EFFORT HELPED TO PRESERVE SNAKE CREEK CANYON. PROBABLY MOST PEOPLE IN THE AUDIENCE ARE FAMILIAR WITH ONE OF OUR MORE RECENT CAMPAIGNS, WHICH WAS THE PROTECTION OF THE BONANZA FLAT PROPERTY AT THE TOP OF BIG COTTONWOOD CANYON. SO, WHEN A CONSERVATION SOLUTION IS SOMETHING THAT FOLKS ARE LOOKING AT, THAT IS SOMETHING THAT UTAH OPEN LANDS' IS VERY FAMILIAR WITH AND WE'VE DONE IT WITH PRIVATE LANDOWNERS AS WELL AS PUBLIC LANDOWNERS. I ALSO WANT TO MAKE IT VERY CLEAR THAT THIS IS NOT AN ASSET THAT IS BEING GIVEN TO UTAH OPEN LANDS', RATHER I THINK AS COMMISSIONER AINGE INDICATED, THIS CONTRACT CREATES AN OBLIGATION FOR UTAH OPEN LANDS' TO PRESERVE, PROTECT, STEWARD, AND DEFEND THE CONSERVATION VALUES AS ITERATED BY THE COUNTY COMMISSION OF THE LANDSCAPE OF THE PROPERTY TO BE PROTECTED. THIS IS SOMETHING THAT WE DO IN PERPETUITY, AND WE UNDERSTAND THE OBLIGATION. THE CONSERVATION EASEMENT AS WE SEE IT, AND I THINK IT WAS PRESENTED BY THE STAFF, IS SOMETHING THAT CERTAINLY IS IN CONCERT WITH ANY INTENTION OF THE PURCHASE WITH RESPECT TO ITS PERMANENT PRESERVATION AND IS SOMETHING THAT THE ORGANIZATION CAN WORK TO ACHIEVE. WE HAVE BEEN VERY GRATEFUL TO ENGAGE IN THIS. WE STAND READY TO WORK THROUGH ANY ISSUES, BUT WE ALSO FEEL THAT WE'VE HELPED TO PROVIDE A PATH FOR CONSERVATION. AND WE APPLAUD THE COMMISSION AND THE PUBLIC FOR LOOKING AT THE POTENTIAL OF HAVING A CONSERVATION SOLUTION FOR THIS PARTICULAR PIECE OF PROPERTY IN PERPETUITY.**

**COMMISSIONER IVIE - THANK YOU.**

**WENDY FISHER - ARE THERE ANY, IS THERE ANYTHING ELSE YOU WOULD LIKE ME TO SPECIFICALLY ADDRESS THAT I MAY HAVE MISSED?**

**COMMISSIONER AINGE - NOT AT THE MOMENT. THANK YOU. OKAY. I WOULD ENTERTAIN A MOTION TO ENTER THE PUBLIC HEARING.**

**COMMISSIONER LEE: SO MOVED  
COMMISSIONER IVIE: SECOND  
AYE: ALL IN FAVOR.  
PASSED: 3/0**

**COMMISSIONER AINGE - WERE NOW IN PUBLIC HEARING. AND I'M TURNING IT TO JOSH TO ADMINISTER THIS PUBLIC HEARING IN TERMS OF THE NAMES OF PARTICIPANTS AND THE LISTS AND TO GIVE INTRODUCTORY STATEMENTS ON TIME LIMITS AND HOW THIS GOES. GO AHEAD JOSH.**