Commissioner White called the meeting of the Board of Utah County Commissioners to order at 9:04 AM and welcomed those present. He excused President Jerry D. Grover and said Roberts’ Rules of Order would be waived for the duration of the meeting. The following matters were discussed:

**PUBLIC HEARING**

**PUBLIC HEARING TO DISCUSS AMENDING THE TEXT OF THE UTAH COUNTY ZONING ORDINANCE, SECTION 2-2-B-143, DEFINITION OF AN OBSOLETE VEHICLE (Hearing set May 25, 2004)**

Jeff Mendenhall explained this amendment came about as a result of a request from the attorney’s office which recommended the definition for obsolete vehicles be clarified and expanded. The previous ordinance did not include everything that would fit under this classification and the amendment will assist in the enforcement of the ordinance. Commissioner Herbert asked what the problem was with the previous ordinance and Mr. Mendenhall replied the previous definition only covered a vehicle that was un-licensed and not in working condition. The amendment defines the obsolete vehicle as being a used vehicle without license and state registration, and not in working condition. The exception would be a type of vehicle which is not required by law to be registered or licensed. There were no public comments.

Commissioner Herbert made the motion to close the Public Hearing to discuss amending the text for definition of an obsolete vehicle. The motion was seconded by Commissioner White and carried with the following vote:

**AYE:** Steve White  
Gary R. Herbert

**NAY:** None

**CONSENT AGENDA**

1. **APPROVE THE SUNRIDGE MEADOW SUBDIVISION, PLAT “A”, TO ACCEPT DEDICATION OF COUNTY ROAD 8400 SOUTH, AND ACCEPT IMPROVEMENT BOND OF $12,047.24 OR VERIFICATION THAT ALL REQUIRED IMPROVEMENTS HAVE BEEN COMPLETED (Referred from the June 8, 2004 meeting)**
2. APPROVE THE GORDON SUBDIVISION, PLAT “A”, TO ACCEPT DEDICATION OF COUNTY ROAD 5600 SOUTH, AND ACCEPT IMPROVEMENT BOND OF $8,440 OR VERIFICATION THAT ALL REQUIRED IMPROVEMENTS HAVE BEEN MADE (Referred from the June 8, 2004 meeting)

3. APPROVE AND AUTHORIZE RELEASE OF LIEN REGARDING TERRY AND AUDREY BRANIN ON PARCEL NO. 24:059:0055, GREENBELT ACCOUNT NO. 612, AGREEMENT NO. 2001-262

4. APPROVE AND AUTHORIZE RELEASE OF LIEN REGARDING SUSAN ANN BUCKNER ON PARCEL NO. 57:002:0069, AGREEMENT NO. 2001-282

5. APPROVE AND AUTHORIZE RELEASE OF LIEN REGARDING JEFF AND MICHELLE K. BIRD ON PARCEL NO. 45:065:0006, AGREEMENT NO. 2001-296

6. APPROVE AND AUTHORIZE RELEASE OF LIEN REGARDING DENNIS E. AND KANDICE F. JAMES ON PARCEL NO. 14:002:0065, AGREEMENT NO. 2001-368


8. APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO SIGN THE COST SHARE AGREEMENT FOR THE CHERRY CREEK FIRE

9. APPROVE TAX CREDITS AND REFUNDS RECOMMENDED BY THE COUNTY ASSESSOR’S OFFICE IN CANCELLATION AND CORRECTION LETTER NO. 60130, DATED JUNE 8, 2004

10. APPROVE TAX CREDITS AND REFUNDS RECOMMENDED BY THE COUNTY ASSESSOR’S OFFICE IN CANCELLATION AND CORRECTION LETTER NO. 20095 DATED JUNE 10, 2004

11. APPROVE REIMBURSEMENT OF MOTOR VEHICLE RETURNED CHECKS RECOMMENDED BY THE COUNTY ASSESSOR’S OFFICE IN VEHICLE TAX RETURNED CHECK REPORT DATED JUNE 10, 2004, INVOICE NO. 04-431

12. APPROVE THE MINUTES OF THE JUNE 8, 2004 BOARD OF UTAH COUNTY COMMISSIONERS’ PUBLIC MEETING

13. RATIFICATION OF PAYROLL
   Period 12   23 Checks -$13,382.87   957 Direct Deposits - $911,840.85 Total: $925,223.72
   Federal Payroll Taxes: $117,500.33

14. RATIFY WARRANT Registers as follows:
   Register No. 270  June 07, 2004  Check Nos. 28914-28936  Total: $ 49,472.09
   Register No. 271  June 07, 2004  Check Nos. 28937-28945  Total: $ 13,173.80
   Register No. 272  June 08, 2004  Check Nos. 28946-28956  Total: $ 10,040.26
   Register No. 273  June 08, 2004  Check Nos. 28957-29005  Total: $ 429,492.22
   Register No. 274  June 08, 2004  Check Nos. 29006-29048  Total: $ 11,222.23
   Register No. 275  June 09, 2004  Check Nos. 29049-29093  Total: $ 26,409.36
   Register No. 276  June 10, 2004  Check Nos. 29094-29233  Total: $ 173,896.09
   Register No. 277  June 10, 2004  Check Nos. 29234-29310  Total: $ 16,098.74
   Register No. 278  June 10, 2004  Check Nos. 29311-29327  Total: $ 6,513.14
   Register No. 279  June 11, 2004  Check Nos. 29328-29411  Total: $ 73,863.36
   Register No. 280  June 11, 2004  Check Nos. 29412-29454  Total: $ 6,496.35
   Register No. 281  June 11, 2004  Check Nos. 29455-29468  Total: $ 409,240.79
Commissioner White recommended approval of Consent Agenda Item Nos. 1-14, with No. 14 being subject to another commissioner’s approval. In addition, he recommended moving Regular Agenda items to Consent as follows: Nos. 1, 8, 10 and 11 to approve and authorize; No. 5 to adopt subject to corrections of typo and numbering, per David Shawcroft; 6, 7 and 12 to adopt; No. 9 to approve, subject to gaining the signature of Highland City’s attorney and correction of the signature block for the county commissioner; and Nos. 13, 14, 15 and 16 to strike. There were no objections.

1. APPROVE PERSONNEL ACTIONS ORIGINATING JUNE 10, 2004

5. TAKE ACTION ON PUBLIC HEARING TO ADOPT AN ORDINANCE AMENDING THE TEXT OF THE UTAH COUNTY ZONING ORDINANCE, SECTION 2-2-B-143, DEFINITION OF AN OBSOLETE VEHICLE

6. ADOPT AN ORDINANCE AMENDING CHAPTER II OF THE UTAH COUNTY CODE, LICENSES AND BUSINESS REGULATIONS

7. APPROVE A RESOLUTION ADOPTING THE POLICY OF THE UTAH COUNTY BOARD OF LICENSE EQUALIZATION ON APPLICATIONS TO BE ACCEPTED FOR CONSIDERATION BY THE BOARD

8. APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO EXECUTE THE JOINT STATISTICAL AGREEMENT WITH THE GOVERNOR’S OFFICE OF PLANNING AND BUDGET DEMOGRAPHIC AND ECONOMIC ANALYSIS SECTION

9. APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO SIGN THE INTERLOCAL AGREEMENT WITH THE CITIES OF UTAH COUNTY FOR PHASE II STORM WATER PUBLIC EDUCATION

10. APPROVE AND AUTHORIZE THE UTAH COUNTY CLERK TO SIGN A QUIT CLAIM DEED TO MAPLETON CITY FOR PROPERTY CONTAINED IN AN ANNEXED ROADWAY, IN ORDER THAT THE CITY CAN DEAL WITH ROADWAY REALIGNMENT ISSUES

11. APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO SIGN AN AGREEMENT WITH SHARPE PHOTOGRAPHY FOR EMPLOYEE OF THE MONTH PHOTOGRAPHS

12. ADOPT RESOLUTION OF APPOINTMENT OF MEMBER TO THE UTAH COUNTY CAREER SERVICE COUNCIL

13. 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

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

15. SET A DATE, TIME AND LOCATION FOR A CLOSED MEETING TO DISCUSS THE SALE OR PURCHASE OF REAL PROPERTY

16. SET A DATE, TIME AND LOCATION FOR A CLOSED MEETING TO DISCUSS COMMERCIAL INFORMATION AS DEFINED IN SECTION 59-1-404, U.C.A., 1953 AS AMENDED

Consent Agenda Item Nos. 1-14; and Regular Agenda Item Nos. 1, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15 and 16 were unanimously approved, approved subject to conditions, authorize, ratified, adopted as corrected, adopted, stricken.
ORDINANCE NOS. 2004-10 and 2004-11
RESOLUTION NOS. 2004-39 and 2004-40

REGULAR AGENDA

2. AUTHORIZE A CHANGE TO THE STAFFING PLAN OF THE ASSESSOR’S OFFICE BY APPROVING CHANGES ATTACHED (ACCOUNT NO. 10-4146)
Lana Jensen explained this change is part of the on-going changes in the Assessor’s Office. Kris Poulson said this will not require a budget increase for this year, but will increase the Assessor’s Office budget by approximately $4,000 in 2005.

Commissioner Herbert made the motion to authorize a change to the staffing plan of the Assessor’s Office as requested. The motion was seconded by Commissioner White and carried with the following vote:

AYE: Steve White
Gary R. Herbert

NAY: None

3. AUTHORIZE A CHANGE TO THE STAFFING PLAN OF THE CHILDREN’S JUSTICE CENTER (ACCOUNT NO. 25-4126) BY ADDING A .25 MERIT ASSISTANT CLINICAL COORDINATOR POSITION (CLASS CODE 992080)
Lana Jensen stated the Children’s Justice Center has a need for an additional assistant clinical coordinator and they have the grant funds for this. Commissioner White indicated he had no objection as long as the grant restrictions are followed.

Commissioner Herbert made the motion to authorize a change to the staffing plan of the Children’s Justice Center for a grant-funded position. The motion was seconded by Commissioner White and carried with the following vote:

AYE: Steve White
Gary R. Herbert

NAY: None

4. APPROVE THE JOB DESCRIPTION DATED 6/15/04 FOR PERSONAL PROPERTY ASSESSMENT PROCESSOR I/II/III (CLASS CODES 6400, 6401, AND 6402)
Kris Poulson explained the Assessor’s Office no longer collects personal property taxes and this job description is a reflection of that change. The previous collection clerks will be moved to assessment processor positions with Levels I/II being lateral moves and the new Level III position being at a lower level than the collections clerk.

Commissioner Herbert made the motion to approve the job description dated 6/15/04 for personal property assessment processor I/II/III as presented. The motion was seconded by Commissioner White and carried with the following vote:

AYE: Steve White
Gary R. Herbert

NAY: None

WORK SESSION

1. DISCUSS APPLICATIONS FOR REFUND OR REDUCTION OF PROPERTY TAXES ERRONEOUSLY OR ILLEGALLY ASSESSED OR PAID MORE THAN ONCE; OR SETTLEMENT OR DEFERRAL OF PROPERTY TAXES FOR DAVE G. ADAMS, C/O JoANN ADAMS ON ACCOUNT NO. 43027
The attorney recommended approval of this matter and Agenda Item No. 1 was referred to the June 22, 2004 Consent Agenda for abatement of the $100 penalty.

2. DISCUSS APPLICATIONS FOR REFUND OR REDUCTION OF PROPERTY TAXES ERRONEOUSLY OR ILLEGALLY ASSESSED OR PAID MORE THAN ONCE; OR SETTLEMENT OR DEFERRAL OF PROPERTY TAXES FOR JACK ANGUS ON PARCEL NO. 18:024:0027

Jack Angus explained he purchased this property three months ago at which time he paid the Greenbelt Rollback taxes. The main property consisted of 18 acres for which he paid $9,600 in rollback. However, there is also a .98 acre piece of property for which they paid $4,415.55 in rollback. He asked about the discrepancy in value. Kris Poulson said in 1998 this small piece of property was classified as a buildable lot and it wasn’t until now that it was determined the property was landlocked and not buildable. Therefore, there was a county error in the classification. David Shawcroft noted this is clearly a valuation issue that was not timely appealed. In addition, the taxes have been paid and cannot be refunded under 1347. Karen Jordan reported this property has not been assigned a number and the taxes have not been received from the title company. Those present agreed this presented a different perspective to the matter. The Assessor will re-evaluate the value of the .98 acre and will report back to the Board of Commissioners. Agenda Item No. 2 was referred to the June 22, 2004 Regular Agenda for a decision.

3. DISCUSS APPLICATIONS FOR REFUND OR REDUCTION OF PROPERTY TAXES ERRONEOUSLY OR ILLEGALLY ASSESSED OR PAID MORE THAN ONCE; OR SETTLEMENT OR DEFERRAL OF PROPERTY TAXES FOR RICHARD BRENCHLEY ON ACCOUNT NO. 43445

This matter was referred to the June 22, 2004 Consent Agenda for a $75 abatement of the penalty.

PUBLIC COMMENTS

There being no further business nor public comments, the meeting adjourned at 9:25 AM. The minutes of the June 15, 2004 Commission meeting were approved as transcribed.

____________________________________
STEVE WHITE
Commission Chair

ATTEST:

____________________________________
KIM JACKSON
Utah County Clerk-Auditor

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