COUNTY COMMISSION MEETING
Commission Chambers, 01 South Main Street, Brigham City, Utah 84302
Wednesday, August 17, 2022 at 11:30 AM

AGENDA

NOTICE: Public notice is hereby given that the Box Elder County Board of County Commissioners will hold an Administrative/Operational Session commencing at 11:15 A.M. and a regular Commission Meeting commencing at 11:30 A.M. on Wednesday August 17, 2022 in the Commission Chambers of the Box Elder County Courthouse, 01 South Main Street, Brigham City, Utah.

1. ADMINISTRATIVE / OPERATIONAL SESSION
   A. Agenda Review / Supporting Documents
   B. Commissioners' Correspondence
   C. Staff Reports

2. CALL TO ORDER 11:30 A.M.
   A. Invocation Given by: Chairman Scott
   B. Pledge of Allegiance Given by: Stephen Hadfield
   C. Approve Minutes from 08-03-2022

3. ADMINISTRATIVE REVIEW / REPORTS / FUTURE AGENDA ITEMS

4. FORMER AGENDA ITEMS

5. ARPA

6. EMERGENCY MANAGEMENT ISSUES

7. PUBLIC INTERESTS / PRESENTATIONS / CONCERNS
   A. 11:38 Victim Services Report for January to June 2022-Cheryl Burgan
   B. 11:43 Peach Days Presentation-Monica Holdaway

8. ATTORNEY’S OFFICE
   A. 11:48 Utah Subdivision Agreement to Establish Utah Attorney Fee and Expense Fund-Anne Hansen

9. COMMISSIONERS
   A. 11:53 Perry City/UTA funding Ordinance-Commissioners

10. COMMUNITY DEVELOPMENT
    A. 11:58 Public Hearing Vacate County Road in Riverside Approximately 15500 North 5450 West-Scott Lyons
    B. 12:08 2400 W Rezone from RR-20 to CG – Scott Lyons

11. HUMAN RESOURCES
    A. 12:10 Safety Policy Updates-Jenica Stander
12. WARRANT REGISTER
13. PERSONNEL ACTIONS / VOLUNTEER ACTION FORMS / CELL PHONE ALLOWANCE
14. CLOSED SESSION
15. ADJOURNMENT

Prepared and posted this 12th day of August, 2022. Mailed to the Box Elder News Journal and the Leader on the 12th of August, 2022. These assigned times may vary depending on the length of discussion, cancellation of scheduled agenda times and agenda alteration. Therefore, the times are estimates of agenda items to be discussed. If you have any interest in any topic you need to be in attendance at 11:30 a.m.

Marla R. Young - County Clerk
Box Elder County

NOTE: Please turn off or silence cell phones and pagers during public meetings. This facility is wheelchair accessible and accessible parking spaces are available. Requests for accommodations or interpretive services must be made three (3) working days prior to this meeting. Please contact the Commission Secretary's office at (435) 734-3347 or FAX (435) 734-2038 for information or assistance.
AGENDA ITEM REQUEST FORM

All agenda items and any back-up material needs to be submitted to the Clerk’s Office by Thursday at 5:00 PM in order to be on the following Wednesday’s Agenda.

You may email back-up: ordinances, resolutions, contracts, agreements, and a brief explanation of your item to: tgibson@boxeldercounty.org

Meeting Date: August 17
Submitted Date: August 11, 2022

Person and Org:
Cheryl Burgan- Victim Services Director- Box Elder County Attorney’s Office

Submitting Item:

Time Requested: 5 minutes

Contact Information: 435-734-3386

Item to be Presented in: Commission Meeting,
Subject to be Presented: Victim Services report for January to June 2022

Reason for Request: BECOA’s Victim Services is partially funded by a grant from VOCA (Victims of Crime Act). One of the conditions of the grant is to report to the “governing body” (County Commissioners) every 6 months on the types of crime victim, crime categories and services provided.

What action have you taken/who have you contacted prior to this:

Official Action Requested:

Has the document been approved by the County Attorney?
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Item to be presented in: Admin/Operational ☐ Commission Meeting ✓ MBA ☐ RDA ☐ Closed Session ☐ Other ☐

Date of meeting requested: August 17, 2022 Date form submitted: July 19, 2022

Time allotment requested: ☐ 2 min. ☑ 5 min. ☐ 10 min. Other ☐

Person & Organization submitting item: Monica Holdaway Box Elder Chamber of Commerce monica@boxelderchamber.com 435-225-3931

Contact Information ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐ (Please include phone number)

Subject to be presented:
Peach Days presentation

(Please use specific language as to how you want the item noticed)

Reason for request:
Present commissioners baskets for Peach Days and answer any questions they have regarding the event.

What action have you taken/Who have you contacted prior to this?
N/A

Official Action Requested:
N/A

Has the document been approved by the County Attorney? Yes ☐ No ✓
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<table>
<thead>
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<th>08-17-2022</th>
<th>Submitted Date:</th>
<th>07-19-2022</th>
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<tbody>
<tr>
<td>Person and Org</td>
<td>Monica Holdaway Box Elder</td>
<td>Time Requested:</td>
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<tr>
<td>Submitting Item:</td>
<td>Box Elder Chamber of Commerce</td>
<td></td>
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<tr>
<td>Contact Information:</td>
<td><a href="mailto:monica@boxelderchamber.com">monica@boxelderchamber.com</a></td>
<td>435-225-3931</td>
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<td>Item to be Presented in:</td>
<td>Commission Meeting,</td>
<td>Subject to be Presented:</td>
<td>Peach Days Presentation</td>
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Reason for Request:

Present Commissioner Baskets for Peach Days and answer any questions they have regarding the event.

What action have you taken/who have you contacted prior to this:

Official Action Requested:

Has the document been approved by the County Attorney?
All agenda items and any back-up material needs to be submitted to the Clerk’s Office by Thursday at 5:00 PM in order to be on the following Wednesday’s Agenda.

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Meeting Date: 8/17/2022  Submitted Date: 08/02/2022

Person and Org Submitting Item: Anne Hansen, County Attorney’s Office

Time Requested: 5 minutes

Contact Information: Ext 3202

Item to be Presented in: Commission Meeting,

Subject to be Presented: Utah Subdivision Agreement to Establish Utah Attorney Fee and Expense Fund

Reason for Request: Approval and signature needed.

What action have you taken/who have you contacted prior to this: Opioid Litigation group.

Official Action Requested: Approval and signature of the agreement

Has the document been approved by the County Attorney? Yes
Utah Subdivision Agreement to Establish Utah Attorney Fee and Expense Fund

Pursuant to sections 3.1, 4.2, and 6.2 of the One Utah Opioid Settlement Memorandum of Understanding (“MOU”) entered into by the undersigned governmental entity (“Governmental Entity”) and the State of Utah in 2022 concerning the Janssen and opioid distributor settlement agreements (“Settlement Agreements”), the Governmental Entity agrees as follows:

1. The Governmental Entity acknowledges that outside counsel for litigating subdivisions identified in the MOU (“Subdivision Outside Counsel”) have applied for payment of attorney fees through national fee funds created pursuant to the Settlement Agreements (“National Funds”).

2. The Governmental Entity acknowledges that payments from the National Funds may not be sufficient to pay the entirety of the fees and costs incurred by Subdivision Outside Counsel and payable under their contingency fee contracts with their Government Entity clients.

3. The Governmental Entity acknowledges that BrownGreer PLC (“Administrator”) was designated to administer the disbursement of payments to the State of Utah and its subdivisions pursuant to the Settlement Agreements.

4. Therefore, the Governmental Entity agrees that the Administrator shall disburse a portion of Settlement Agreements payments to the “Utah Fund” defined in Section 6.2 of the MOU. The portion directed to the Utah Fund shall be twenty (20) percent of the “Local Government Share” (as defined in Section 3.3 of the MOU). No portion of the “State Share” (as defined in Section 3.2 of the MOU) shall be directed to the Utah Fund.

5. Payments to Subdivision Outside Counsel from the Utah Fund shall be disbursed in the same proportion as the allocation percentages defined in Exhibit B to the MOU. E.g., where Salt Lake County is allocated 42.271% of funds in Exhibit B, the Administrator will direct 42.271% of the Utah Fund to the outside counsel representing Salt Lake County. Each Government Entity shall designate the attorney or law firm to which Administrator will make each payment, and that attorney or law firm will be responsible for distributing those funds among the Subdivision Outside Counsel for that Government Entity. Portions of the Utah Fund that would otherwise be due to outside counsel for participating but non-litigating subdivisions shall be reapportioned to the outside counsel for litigating subdivisions on a pro rata basis based on the percentages in Exhibit B.

6. Disbursement to the Utah Fund shall commence with the initial disbursement of payments under the Settlement Agreements and shall continue until fees and costs of the Subdivision Outside Counsel are paid in full subject to Section 6.5 of the MOU. Any funds remaining in the Utah Fund beyond what is required to pay the attorney fees and expenses of Subdivision Outside Counsel shall revert to the Local Government Share and be distributed to the counties according to the percentage allocation defined in Exhibit B to the MOU.

Governmental Entity: ___________________________

Signed By: ___________________________

Title: ___________________________

Date: ___________________________
Agenda Item Request Form

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Item to be presented in: Admin/Operational ☐ Commission Meeting ☑ MBA ☐ RDA ☐ Closed Session ☐ Other

Date of meeting requested: 8/17/22 Date form submitted: 8/11/22

Time allotment requested: ☐ 2 min. ☑ 5 min. ☐ 10 min. Other

Person & Organization submitting item: Robert Barnhill - Perry City

435.723.6464

Contact Information

(Please include phone number)

Subject to be presented:

Perry City/UTA funding ordinance

(Please use specific language as to how you want the item noticed)

Reason for request:

Ordinance approval for infrastructure funding out of UTA funds

What action have you taken/Who have you contacted prior to this?

Spoken with Commissioner Hadfield and Scott Lyons. Preliminary review by County Attorney

Official Action Requested:

Motion

Has the document been approved by the County Attorney? Yes ☐ No ☐
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<td>Robert Barnhill- Perry City</td>
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<td>Perry City/UTA funding Ordinance</td>
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Reason for Request:
Ordinance approval for infrastructure funding out of UTA funds

What action have you taken/who have you contacted prior to this:
Spoken with Commissioner Hadfield and Scott Lyons. Preliminary review by County Attorney

Official Action Requested:
Motion

Has the document been approved by the County Attorney?
NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN that a public hearing has been scheduled on August 17, 2022 at 11:30 a.m. or as soon as possible thereafter, to receive public input regarding a VACATE COUNTY ROAD, VAC22-001, Request to vacate a portion of County Road Way at approximately 15500 North 5450 West in the Riverside area of Unincorporated Box Elder County. The public hearing will be held in the Commission Chambers at the Box Elder County Courthouse 1 S Main Street, Brigham City, Utah 84302. All interested parties are invited to attend.

Sincerely,

[Signature]

Marla R. Young
Box Elder County Clerk
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You may email back-up: ordinances, resolutions, contracts, agreements and a brief explanation of your item to: tgbison@boxeldercounty.org

Item to be presented in: Admin/Operational □  Commission Meeting  □
MBA □  RDA □  Closed Session □  Other ____________

Date of meeting requested: 8-17-22  Date form submitted: 8-11-22

Time allotment requested: □ 2 min.  □ 5 min.  □ 10 min.  Other ____________


Contact Information: 734-3316

Subject to be presented:
2400 W Rezone from RR-20 to CG.

(Please use specific language as to how you want the item noticed)

Reason for request:

County Commission to make final decision.

What action have you taken/Who have you contacted prior to this?
Planning Commission forwarded a recommendation of approval for 2 acres

Official Action Requested:

Has the document been approved by the County Attorney?  Yes □  No □
All agenda items and any back-up material needs to be submitted to the Clerk’s Office by Thursday at 5:00 PM in order to be on the following Wednesday’s Agenda.

You may email back-up: ordinances, resolutions, contracts, agreements, and a brief explanation of your item to: tgibson@boxeldercounty.org

Meeting Date: 08-17-2022
Person and Org Submitting Item: Scott Lyons - Community Development
Contact Information: 3316

Submitted Date: 08-11-2022
Time Requested: 2 min

Item to be Presented in: Commission Meeting

Subject to be Presented: 2400 W Rezone from RR-20 to CG – Scott Lyons

Reason for Request:
County Commission to make final decision.

What action have you taken/who have you contacted prior to this:
Planning Commission forwarded a recommendation of approval for 2 acres

Official Action Requested:

Has the document been approved by the County Attorney?
AGENDA ITEM REQUEST FORM

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<tr>
<td>Subject to be Presented:</td>
<td>Safety Policy Updates</td>
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Reason for Request:
Approve Changes to policies regarding safety.

What action have you taken/who have you contacted prior to this:
Attorneys

Official Action Requested:
Approve policy changes

Has the document been approved by the County Attorney? Yes