COUNTY COMMISSION MEETING
Commission Chambers, 01 South Main Street, Brigham City, Utah 84302
Wednesday, March 16, 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 March 16, 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: Sheriff Potter
   C. Approve Minutes from 3-02-2022

3. ADMINISTRATIVE REVIEW / REPORTS / FUTURE AGENDA ITEMS

4. FORMER AGENDA ITEMS

5. EMERGENCY MANAGEMENT ISSUES

6. ARPA

7. PUBLIC INTERESTS / PRESENTATIONS / CONCERNS
   A. 11:38 Requesting Permission to Build a Road on County Right of Way-Jason Grover

8. AUDITOR'S OFFICE
   A. 11:48 Ordinance 555- Tax Sale Moved to Online-Tom Kotter

9. CLERK'S OFFICE
   A. 11:53 Special Service District Resolution #22-03-Marla Young

10. COMMISSIONERS
    A. 11:55 Addendum to Contract #22-08 for Mental Health Services-Chris Bennett

11. COMMUNITY DEVELOPMENT
    A. 11:58 John Pickett Subdivision-Scott Lyons
    B. 11:59 Corridor Preservation Fund- Brigham City Forest Street- Scott Lyons
    C. 12:01 Land Use Code Text Amendment- Removal of MPC (Master Plan Community )Zone-Scott Lyons

12. WARRANT REGISTER
13. PERSONNEL ACTIONS / VOLUNTEER ACTION FORMS / CELL PHONE ALLOWANCE

14. CLOSED SESSION

15. ADJOURNMENT

Prepared and posted this 11th day of March, 2022. Mailed to the Box Elder News Journal and the Leader on the 11th of March, 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 p.m. 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: t gibson@boxeldercounty.org

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

Date of meeting requested: 3/16/22         Date form submitted: 3/2/22

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

Person & Organization submitting item: Jason and jody grover

4352300087

Contact Information ____________________________________________
(Please include phone number)

Subject to be presented:
Open up county road. Improve drainline and water for agriculture use.

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

Reason for request:
Neighbors moved on to county right away. We cant acess our property to help improve drainage or irrigate crops. Rent or lease ground on tax parcel we own.

What action have you taken/Who have you contacted prior to this?
Road vacate to keep county property.

Official Action Requested:
Open and improve road and drainline for future flood . Irrigation has been cut off

Has the document been approved by the County Attorney?    Yes □ No ✔
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: 02-16-2022  Submitted Date: 03-08-2022
Person and Org Submitting Item: Jason and Jody Grover  Time Requested: 10 min
Contact Information: 435-230-0087
Item to be Presented in: Commission Meeting
Subject to be Presented: Requesting Permission to Build a Road on County Right of Way.

Reason for Request:
Neighbors moved onto county right away. We can’t access our property to help improve drainage or irrigate crops. Rent or lease ground on tax parcel we own.

What action have you taken/who have you contacted prior to this:
Road vacate to keep county property

Official Action Requested:
Open and improve road and drain line for future flood. Irrigation has been cut off.

Has the document been approved by the County Attorney?  no
BOX ELDER COUNTY ORDINANCE 2022-X

AN ORDINANCE OF BOX ELDER COUNTY, UTAH, ESTABLISHING THE METHOD, RULES, AND PROCEDURES FOR CONDUCTING THE ANNUAL TAX SALE, ESTABLISHING AN EFFECTIVE DATE, REPEALING ALL ORDINANCES IN CONFLICT THEREWITH AND RELATED MATTERS.

Whereas, §59-2-1351.1, Utah Code Annotated, authorizes the Box Elder County Commission to establish procedures, by ordinance, for the sale of properties which have delinquent property taxes due, in a manner which best protects the financial interests of the delinquent property owner and meets the needs of the County to collect delinquent property taxes due; and

Whereas, the Box Elder County Commission finds a public auction with the following defined rules and procedures, provides a fair opportunity for individuals to buy property with delinquent taxes, provides for a mechanism whereby multiple properties may be sold in one day, and protects the financial interests of the owner of property by selling a property to the highest bidder.

NOW THEREFORE, THE COUNTY LEGISLATIVE BODY OF BOX ELDER COUNTY, UTAH ORDAINS AS FOLLOWS:

SECTION 1. DEFINITIONS

A. As used in this ordinance:
   a. "Administrative cost" means expenses incurred by Box Elder County in preparation of the tax sale.
   b. "Bid" means an offer of a purchase price for a property.
   c. "Bidder" means a natural person, husband and wife, or license business entity.
   d. "Collusive bidding" means any agreement or understanding reached by two or more parties that in any way alters the bids the parties would otherwise offer absent the agreement or understanding.
   e. "Public employee" means a person who is not a public officer who is employed on a full-time, part-time, or contract basis by the County.
   f. "Public officer" means all elected or appointed officers of the County who occupy policy making posts.
   g. "Substantial interest" means the ownership, either legally or equitably, by an individual, the individual's spouse, or the individual's minor children, of at least 10% of the outstanding capital stock of a corporation or interest in any other business entity.
h. "Tax sale" means the sale of properties with delinquent property tax due as authorized in Utah Code Ann. § 59-2-1351 et. seq.

SECTION 2. BIDDER REGISTRATION PROCEDURES

The Box Elder County Tax Sale, auction will be conducted via an internet website ONLY. Each bidder must register with the online company conducting the Tax Sale. The name of the auction company will be indicated on the County website. Bid deposits may be necessary to register as a bidder. This process must be completed no later than the date and time indicated.

The County nor the online auction company can or will be held responsible for late or misdirected bid deposits, proxy bids or any other transmission, mailing, email or other correspondence necessary to participate in the bid.

SECTION 3. REDEMPTION RIGHTS AND PROCEDURES

A property may be redeemed in behalf of the record owner, by any person, at any time prior to the start of the Tax Sale, on the scheduled date. Property is redeemed by paying to the County Treasurer, all delinquent taxes, interest, penalties, and administrative costs which have accrued on the property. Paying the delinquent amount does not grant ownership to the individual(s) or party(s) paying all delinquent taxes, interest, penalties and administrative costs. This only removes the property from the Tax Sale.

SECTION 4. PROHIBITED CONDUCT

Collusive bidding is not permitted and is punishable as a Class C Misdemeanor. Collusive bidding means to conspire to rig bids or fix prices to make it difficult or impossible for other individuals to take part in the bidding process.

SECTION 5. CONFLICT OF INTEREST PROHIBITIONS AND DISCLOSURE REQUIREMENTS

Every County official or employee who purchases or has a substantial interest in any business entity which purchases property at the tax sale must disclose said interest in a sworn statement filed with the Box Elder County Clerk and a copy of which provided to the Box Elder County Commission, Box Elder County Attorney's Office, and their immediate supervisor. These disclosures are public information and shall be available to the public for inspection.
No official or employee may have a personal investment in a business entity which will create a substantial conflict between his private interests and his public duties related to the tax sale.

SECTION 6. CRITERIA FOR ACCEPTING OR REJECTING BIDS

All bidding shall be conducted through the online company conducting the Tax Sale for the County. Bidding will advance in increments of a minimum of $100 or as indicated on each parcel listed for sale with the minimum acceptable bid starting at 'Taxes'.

All bids shall be considered conditional, whether or not the bid is contested, until reviewed and accepted by the Board of County Commissioners acting at a regularly scheduled Commission meeting.

The County reserves the right to reject any and/or all bids.

SECTION 7. SALE RATIFICATION PROCEDURES

The Box Elder County Auditor, or assigned Deputy, shall present the results of the May Tax Sale no later than four regularly scheduled County Commission meetings after the sale. The County Auditor, or assigned Deputy, will inform the commission regarding the number of properties sold, the number of properties struck off to the County, and the high bid amount for each property offered for sale at the tax sale.

The County Commission may ratify the results of the tax sale after hearing the details offered by the Box Elder County Auditor or assigned Deputy.

SECTION 8 CRITERIA FOR GRANTING BIDDER PREFERENCE

All bidders have an equal opportunity to offer a bid on properties. Bids may be placed incrementally, or by "Auto Bid," in which a bidder's maximum offer is confidentially recorded by the system. Bidders who make a bona fide bid in the highest amount for a property become the successful bidder of the property auction.

SECTION 9. METHOD AND PROCEDURE OF PAYMENT, FEES AND PREMIUMS

All bids are an irrevocable offer to purchase the property in question. A bidder is legally and financially responsible for all properties bid upon. Payment in full by certified check/money order or wire transfer will be required no later than three (3) business days after the Tax Sale.
closes, unless otherwise advertised. No personal checks will be accepted and no financing is available. Other payment methods may be accepted depending on on-line bid company’s rules.

**A minimum $40 recording fee is required in addition to the winning bid.** Premiums charged by the online auction company may be associated with the sale of properties. This amount will be added to the winning bid and will be included in the total purchase price paid by the Buyer to the Seller. If the payment policy is not adhered to, the successful bidder will be considered in default. Any bid deposits will be forfeited to the Box Elder County Treasurer and the successful bidder will be banned from future sales. The Box Elder County Treasurer reserves the right to pursue all available legal remedies against a non-paying bidder.

**SECTION 10. PROCEDURES FOR CONTESTING BIDS AND SALES**

Any person wishing to contest any action taken in connection with the Box Elder County Tax Sale must present such protest to the Box Elder County Commission, through the Box Elder County Clerk’s Office in writing, within ten (10) calendar days of the sale.

Box Elder County Clerk
1 S. Main St.
Brigham City, UT 84302

**SECTION 11. CRITERIA FOR STRIKING PROPERTIES TO THE COUNTY**

Any parcel which does not receive a minimum bid shall be struck off to Box Elder County. Parcels struck off to the County may be available for sale through the Box Elder County Auditor’s Office when approved by the Box Elder County Commission.

Upon any final bid being rejected, the parcel may be offered to a bidder who offered the second highest bid in the amount of that bid. If the second highest bidder rejects the offer, the property shall be struck off to Box Elder County.

**SECTION 12. PROCEDURES FOR DISCLOSING PROPERTIES WITHDRAWN FROM THE SALE**

The Auction website will update the list of properties as often as possible, until the week leading up to the tax sale, then it will update once a day until the start of the sale. The Box Elder County website will be updated regularly with any changes in the available properties. If the list is published in a local newspaper, it will be updated with any changes prior to its publication each week.
Any properties which are redeemed or removed immediately prior to the beginning of the live auction the day of the Tax Sale, will be stricken and removed from live bidding prior to the close of the bid group.

SECTION 13. DISCLAIMER BY COUNTY WITH RESPECT TO TAX SALE PROCEDURES

Properties sold via the online Box Elder County Tax Sale shall be conveyed by Auditor's Tax Deed. This form of deed is not a warranty deed. No warranty or guarantee is made, expressed or implied, relative to the title, location, or condition of properties for sale. In addition, the County assumes no responsibility, implied or otherwise, that tax sale properties are in compliance with zoning ordinances, mining and reclamation regulations, building codes and permits, and/or any other applicable regulations or permits. In addition, Box Elder County makes no warranties or representations as to whether the property is buildable or developable.

Any property sold pursuant to the Tax Sale is without guarantee or warranty whatsoever as to existence, correctness of ownership, size, boundaries, location, structures or lack of structures upon the land, liens, titles, or any other matter or thing whatsoever. Box Elder County does not warrant or represent that any property purchased during the Tax Sale is habitable or in any particular condition.

Box Elder County also makes no warranties or representations regarding the accuracy of the assessment of the property or accuracy of the legal description of the real estate or improvements thereon. It is the responsibility of the bidder to determine the physical aspects of the property, its geographical location, and accessibility. Box Elder County makes no warranties regarding the availability, validity, or existence of water rights associated with any of the properties sold during the tax sale.

It is the bidder's responsibility to determine the liabilities, including other liens and encumbrances that exist on each property before and after the sale. The properties are sold "as is." Additionally, Box Elder County is not liable in any way whatsoever for damages sustained to property purchased from the time of sale until the recordation of the Auditor's Tax Deed to a purchaser.

All properties sold at the Box Elder County Tax Sale fall under the rule of caveat emptor, or "let the buyer beware", and all purchasers are accordingly hereby so notified.
SECTION 14. SEVERABILITY

Should any portion of this ordinance be found for any reason to be unconstitutional, unlawful, or otherwise void or unenforceable, the balance of the ordinance shall be severable therefrom, and shall survive such declaration, remaining in full force and effect.

SECTION 15. REPEAL OF CONFLICTING ORDINANCES

To the extent that any ordinances, resolutions or policies of Box Elder County conflict with the provisions of this ordinance, they are hereby amended to comply with the provisions hereof.

SECTION 16. EFFECTIVE DATE

This Ordinance, Box Elder County Ordinance 2022-X, shall become effective immediately after the required publication thereof, as set forth in Utah Code § 17-53-208(6).

PASSED AND ADOPTED BY THE BOARD OF COUNTY COMMISSIONERS OF BOX ELDER COUNTY, UTAH this 11th day of May, 2020.

BOARD OF COUNTY COMMISSIONERS
BOX ELDER COUNTY, UT

BY:_______________________________________

ATTEST:

____________________________________________

MARLA YOUNG
COUNTY CLERK
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: 03-16-2022    Submitted Date: 03-07-2022
Person and Org Submitting Item: Tom Kotter Auditor
Contact Information: 3317
Item to be Presented in: Commission Meeting
Subject to be Presented: Ordinance 555- Tax Sale

Reason for Request:
Moving to an online auction this year for the sale.

What action have you taken/who have you contacted prior to this:
Have sent draft copy out to various DH/ EO for input

Official Action Requested:
Adopt Ordinance

Has the document been approved by the County Attorney? no
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: 3/16/22  Date form submitted: 3/7/22

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

Person & Organization submitting item ______________________________________

3317

Contact Information ____________________________________________
(Please include phone number)

Subject to be presented:
Ordinance 22-XX: Tax Sale

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

Reason for request:
moving to an online auction this year for the tax sale

What action have you taken/Who have you contacted prior to this?
Have sent draft copy out to various DH/EO for input

Official Action Requested:
Adopt Ordinance

Has the document been approved by the County Attorney?  Yes ☐  No ☑
RESOLUTION NO. 22-03

A RESOLUTION APPOINTING AND REAPPOINTING MEMBERS TO SPECIAL SERVICE DISTRICTS IN BOX ELDER COUNTY

WHEREAS, it has become necessary for the governing board of Box Elder County to make appointments and reappointments to the various special service districts within the County and,

WHEREAS, the appointment and reappointment procedures have been followed according to 1999 Utah Code Unannotated 20A-1-512,

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Box Elder County, Utah as follows:

1. Michael Moss and Kerry Kunzler are hereby reappointed to the Box Elder County Special Service District (Mineral Lease) for a term of four (4) years to expire on December 31, 2025.

2. Scott Douglas and Reed Stokes are reappointed and Colby Roberts is appointed to the Box Elder Service District No. 1 (Howell) for a term of four (4) years to expire on December 31, 2025.

3. David Morris is reappointed and Kerry Zundel is appointed to the Box Elder County Service District No. 2 (Park Valley) for a term of four (4) years to expire on December 31, 2025.

4. Kent Nebeke, Joel Murray, and Zeke Marshall are hereby reappointed and Josh Braegger is appointed to the Box Elder County and Willard City Flood Control and Drainage District for a term of four (4) years to expire on December 31, 2025.

5. Clay Blanthorn, Shorty Williams and Patti Kimber are reappointed to the Grouse Creek Special Service District for a term of four (4) years to expire on December 31, 2025.

6. Patti Kimber is hereby reappointed to the Grouse Creek Solid Waste Special Service District for a term of four (4) years to expire on December 31, 2025.

7. Guy Ballard and Ross Ballard are hereby reappointed to the Hansel Valley Watershed Special Service District for a term of four (4) years to expire on December 31, 2025.

8. Jerry Hirschi, Cody Rhodes and Brandon Hirschi are hereby reappointed to the Riverside Community Special Service District for a term of four (4) years to expire on December 31, 2025.

9. Mellonee Wilding, Richard Day, and Kent Davis are hereby reappointed to the South Willard Bay Municipal Special Service District for a term of four (4) years to expire on December 31, 2025.

10. Matt Baxter and Roger Burt are hereby reappointed to the Corinne Cemetery Special Service District for a term of four (4) years to expire on December 31, 2025.

11. Lisa Carter and Danny Austin are hereby reappointed to the Garland Cemetery Special Service District for a term of four (4) years to expire on December 31, 2025.

12. Jay Tanner is hereby reappointed to the Grouse Creek Cemetery Special Service District for a term of four (4) years to expire on December 31, 2025.

13. Reggie Peterson and Spencer Peterson are hereby reappointed to the Penrose Cemetery Special Service District for a term of four (4) years to expire on December 31, 2025.
13. Verlin Hess, is hereby reappointed to the **Plymouth Cemetery Special Service District** for a term of four (4) years to expire on December 31, 2025.

14. Todd Gibbs is hereby reappointed to the **Portage Cemetery Special Service District** for a term of four (4) years to expire on December 31, 2025.

15. Tricia Brown and Susan Burnett are hereby reappointed to the **Riverside Cemetery Special Service District** for a term of four (4) years to expire on December 31, 2025.

16. Shirleen Farley and John Riley are hereby reappointed to the **Willard Cemetery Special Service District** for a term of four (4) years to expire on December 31, 2025.

17. Brad Bourne and Glen Capener are hereby appointed to the **Belmont Drainage Special Service District** for the term of four (4) years to expire on December 31, 2025.

18. Ben Ferry is hereby appointed to the **Corinne Drainage Special Service District** for a term of four (4) years to expire on December 31, 2025.

19. Keenan Nelson is hereby reappointed to the **Elwood Drainage Special Service District** for the term of four (4) years to expire on December 31, 2025.

20. Chris Barfuss is reappointed to the **Iowa String Drainage Special Service District** for a term of four (4) years to expire on December 31, 2025.

21. A. Lynn Stander is hereby reappointed to the **Tremonton-Garland Drainage Special Service District** for a term of four (4) years to expire on December 31, 2025.

ADOPTED AND APPROVED in regular session this 16th day of March, 2022.

_______________________________
Jeff Scott, Chairman.

_______________________________
Stan Summers, Commissioner

_______________________________
Jeff Hadfield, Commissioner

Attest:

________________________________
Marla R. Young – County Clerk
AGENDA ITEM REQUEST FORM

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

Meeting Date: 03-16-2022
Submitted Date: 03-07-2022

Person and Org Submitting Item: Marla Young County Clerk
Time Requested: 2 min

Contact Information: 3355

Item to be Presented in: Commission Meeting
Subject to be Presented: Special Service District Appointees

Reason for Request:
To Appoint and Reappoint members for a new 4 year term

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

Official Action Requested:
To approve resolution.

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

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

Meeting Date: 03-16-2022
Submitted Date: 03-01-2022
Person and Org Submitting Item: Beth Smith Bear River Mental Health
Time Requested: 2

Contact Information:

Item to be Presented in: Commission Meeting
Subject to be Presented: Addendum to Contract for Mental Health Services

Reason for Request:
Amends to Compensation or Reimbursement

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

Official Action Requested:

Has the document been approved by the County Attorney?
JOHN PICKETT SUBDIVISION
BOX ELDER COUNTY, UTAH
A PART OF THE NORTHWEST QUARTER OF SECTION 22,
TOWNSHIP 11 NORTH, RANGE 4 WEST, SALIS LAKE BASE & MERIDIAN

OWNER'S DEDICATION

This tract of land represents the dedication of the owner's right to divide the land into lots, as shown on the plat and made this Subdivision in accordance with this plat. The lots so divided shall be subject to all covenants, restrictions, and conditions set forth in this plat. The dedication shall be evidenced by the owner filing the plat in the proper county office.

SUBDIVISION BOUNDARY DESCRIPTION

This plat represents the subdivision of the owner's land into lots as shown on the plat and made this Subdivision in accordance with section 7-21-1. This plat shall be recorded in the county recorder's office of the county in which the land is located and shall be evidence of the dedication of the land to the public use. The plat shall be recorded after the necessary approvals and endorsements have been obtained.

APPRAISAL AS TO FORM

The plat as to form shall be prepared in accordance with the standards of the county recorder's office. The plat shall be certified by an appraiser and the certificate shall be filed with the plat.

APPRAISAL AND ACCEPTANCE

This plat shall be accepted by the county recorder's office and recorded in accordance with the procedures established by the county recorder. The plat shall be approved by the county clerk and the approving authority.

COUNTY SURVEYOR'S CERTIFICATE

This plat has been surveyed and found to conform to the requirements set forth in section 7-21-1. The plat is hereby approved and accepted by the county surveyor and the county clerk, and the same is recorded as an evidence of the dedication of the land to the public use.
### Agenda Item Request Form

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

<table>
<thead>
<tr>
<th>Item to be presented in:</th>
<th>Admin/Operational</th>
<th>Commission Meeting</th>
<th>MBA</th>
<th>RDA</th>
<th>Closed Session</th>
<th>Other</th>
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<tbody>
<tr>
<td>Date of meeting requested:</td>
<td>03-16-2022</td>
<td>Date form submitted:</td>
<td>03-09-2022</td>
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<td>Time allotment requested:</td>
<td>✔️ 2 min.</td>
<td>5 min.</td>
<td>10 min.</td>
<td>Other</td>
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<tr>
<td>Person &amp; Organization submitting item</td>
<td>Scott Lyons - Community Development</td>
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<td></td>
<td></td>
</tr>
<tr>
<td>Contact Information</td>
<td>435-734-3316</td>
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(Please include phone number)

**Subject to be presented:**

John Pickett Subdivision

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

**Reason for request:**

Final approval for the subdivision

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

Administratively approved.

**Official Action Requested:**

Final approval

Has the document been approved by the County Attorney? ✔️ Yes ✔️ No
AGENDA ITEM REQUEST FORM

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

Meeting Date: 03-16-2022  Submitted Date: 03-09-2022
Person and Org Submitting Item: Scott Lyons Community Development
Contact Information: 435-734-3316
Item to be Presented in: Commission Meeting
Subject to be Presented: John Pickett Subdivision

Reason for Request:
Final approval for the subdivision

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

Official Action Requested:
Final approval

Has the document been approved by the County Attorney?
Agenda Item Request Form

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Item to be presented in: Admin/Operational [ ] Commission Meeting [x] [ ] MBA [ ] RDA [ ] Closed Session [ ] Other [ ]

Date of meeting requested: 3/16/22 Date form submitted: 3/10/22

Time allotment requested: [x] 2 min. [ ] 5 min. [ ] 10 min. [ ] Other [ ]


Contact Information: [ ] 3316

(Please include phone number)

Subject to be presented:
Corridor Preservation Fund - Brigham City Forest Street

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

Reason for request:
Reimbursement approval by County Commission required.

What action have you taken/Who have you contacted prior to this?
Review by staff, project approval by COG 4/1/19, project approval by CC 6/5/19.

Official Action Requested:
Motion.

Has the document been approved by the County Attorney? Yes [ ] No [ ]
REQUEST for PAYMENT

From: Box Elder County Commission
To: Tom Kotter
   Box Elder County Auditor
Date: March 16, 2022
Subject: Request for Payment of funds from the Box Elder County Local Transportation Corridor Preservation Fund.

Project ID: CPF19-02 – Brigham City – Forest Street

The Box Elder County Commission has reviewed the request for payment of funds from the Box Elder County Local Transportation Corridor Preservation Fund from Brigham City for $4,297.50 pursuant to Utah Code Ann. § 72-2-117.5. The request is for the purchase of property located at approximately West Forest Street, Brigham City, Utah.

The documents contained in Brigham City’s request appear to fulfill the statutory requirements, including:

1. The money will be used to preserve transportation corridors, promote long-term statewide transportation planning, save on acquisition costs, and promote the best interests of the state in a manner that minimizes impact on prime agricultural land.
2. The money is not being used for a transportation corridor that is primarily a recreational trail.
3. The application for the payment is made by a highway authority.
4. The application is endorsed by the applicable council of governments.
5. The highway authority either has a transportation corridor property acquisition policy or ordinance in effect that meets federal requirements for the acquisition of real property or any interests in real property or the highway authority has a written agreement with the department for the acquisition of real property or any interests in real property.
6. The highway authority has an access management policy or ordinance in effect.

The Box Elder Council of Governments approved funding for this project on April 1, 2019 and subsequently, the Box Elder County Commission approved funding for this project on June 5, 2019.
The Acquiring Entity has provided necessary documentation showing it is entitled to disbursement, provided that the county’s allotment in the Fund is sufficient to cover the request.

Request made by: Brigham City

Check to be written to: Brigham City in the amount of $4,297.50

Approval: ________________________________
Box Elder County Commission

Attest: ________________________________
Marla Young, County Clerk
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

<table>
<thead>
<tr>
<th>Meeting Date:</th>
<th>03-16-2022</th>
<th>Submitted Date:</th>
<th>03-10-2022</th>
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<tbody>
<tr>
<td>Person and Org</td>
<td>Scott Lyons Community Development</td>
<td>Time Requested:</td>
<td>2 min</td>
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<tr>
<td>Contact Information:</td>
<td>3316</td>
<td>Item to be Presented in:</td>
<td>Commission Meeting</td>
</tr>
<tr>
<td>Subject to be Presented:</td>
<td>Corridor Preservation fund- Brigham City Forest Street- Scott Lyons</td>
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Reason for Request:
Reimbursement approval by County Commission Required

What action have you taken/who have you contacted prior to this:
Review by staff, project approval by COG 4/1/19, project approval by CC 6/5/19.

Official Action Requested:
Motion.

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

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

<table>
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<td>Scott Lyons Community Development</td>
<td>Time Requested:</td>
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<td>Commission Meeting</td>
<td></td>
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<tr>
<td>Subject to be Presented:</td>
<td>Land Use Code Text Amendment- Removal of MPC (Master Plan Community )Zone-Scott Lyons</td>
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<td></td>
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</tbody>
</table>

Reason for Request:
Final Action to be made by the County Commission

What action have you taken/who have you contacted prior to this:
Staff review, Planning Commission public Hearing and recommendation to remove from land use code.

Official Action Requested:
Motion

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 p.m., 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

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

Date of meeting requested: 3/16/22 ______ Date form submitted: 3/10/22 ______

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


Contact Information: ____________________________________________
(Please include phone number)

Subject to be presented:

Land Use Code Text Amendment - Removal of MPC (Master Planned Community) Zone

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

Reason for request:

Final action to be made by County Commission.

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

Staff review, Planning Commission public hearing and recommendation to remove from Land Use Code.

Official Action Requested:

Motion.

Has the document been approved by the County Attorney? Yes ☐ No ☐