

**MINUTES
BOX ELDER COUNTY COMMISSION
JANUARY 8, 2025**

The Board of County Commissioners of Box Elder County, Utah met in an Administrative/Operational Session at the County Courthouse, 01 South Main Street in Brigham City, Utah at 4:45 p.m. on **January 8, 2025**. The following members were present:

Lee Perry	Chairman
Boyd Bingham	Commissioner
Tyler Vincent	Commissioner
Marla R. Young	Clerk

The following items were discussed:

1. Agenda Review/Supporting Documents
2. Commissioners' Correspondence
3. Staff Reports – Agenda Related
4. Correspondence

The Administrative/Operational Session adjourned at 4:50 p.m.

The regular session was called to order by Chairman Perry at 5:00 p.m. with the following members present, constituting a quorum:

Lee Perry	Chairman
Boyd Bingham	Commissioner
Tyler Vincent	Commissioner
Marla Young	County Clerk

The prayer was offered by Commissioner Bingham.

The Pledge of Allegiance was led by Clerk Marla Young.

APPROVAL OF MINUTES

THE MINUTES OF THE REGULAR MEETING OF DECEMBER 04, 2024 WERE APPROVED AS WRITTEN ON A MOTION BY COMMISSIONER VINCENT, SECONDED BY COMMISSIONER BINGHAM AND UNANIMOUSLY CARRIED.

ATTACHMENT NO. 1 - AGENDA

ADMINISTRATIVE REVIEW/REPORTS/FUTURE AGENDA ITEMS – COMMISSION

Bear River Massacre 162nd Anniversary - Chairman Perry

Chairman Perry stated they received an invitation and wanted to make the public aware that the Northwest Band of Shoshone will be holding their 162nd anniversary of the Bear River Massacre on Wednesday January 29, 2025. It will be held at the Daughters of Pioneers Historical Marker north of Preston Idaho.

FORMER AGENDA ITEMS FOLLOW-UP – COMMISSIONERS

Bridge Repair 12000 N E Highway 13 - Commissioner Bingham

Commissioner Bingham reported there is a bridge located at approximately 12000 N east of Highway 13 which the corrugated pipe fell and has caused a problem with the bridge. They are working with the canal company to get going and were hoping to start on January 6th. He stated they are working with the County Attorney's office to work out the details with the canal company.

Attorney Stephen Hadfield stated they will prepare an agreement for the next meeting.

EMERGENCY MANAGEMENT ISSUES

Chairman Perry stated the Annual Search and Rescue Banquet was amazing and reported there are 32 members in active training. He gave statistics of hours of service and miles driven. He stated there have been many hard recoveries this year and praised the Search and Rescue for their time and dedication.

ATTACHMENT NO. 2 - Search and Rescue Report

ARPA/LATCF

There were no ARPA/LATCF items discussed.

COMMISSIONERS

Appoint a 2025 Chairman-Commissioners

The Commissioners moved this item to the end of the meeting.

2025 Commission Assignments-Commissioners

The Commissioners moved this item to the end of the meeting.

ATTORNEY'S OFFICE

Ordinance #611 "Unlawful Dog Behavior Ordinance"-Stephen Hadfield

Attorney Stephen Hadfield stated a few months ago some citizens came to the Commission with concerns and issues about dogs. He said he has been working with the citizens to come up with an ordinance. He reported the county had an ordinance for vicious dogs, but there wasn't anything associated with property damage or barking during certain hours. Ordinance #611 addresses those issues. He stated the ordinance allows for the Sheriff's office to talk to the parties involved and gives them ten days to fix the problem. This makes it a class c misdemeanor and can be processed in justice court.

MOTION: Commissioner Vincent made a motion to adopt Ordinance #611. The motion was seconded by Commissioner Bingham and unanimously carried on a roll call vote of Chairman Perry voting Yea, Commissioner Bingham voting Yea, and Commissioner Vincent voting Yea.

ATTACHMENT NO. 3 - Ordinance #611

Interlocal Agreement #25-03 Bear River Association of Governments-Stephen Hadfield

Stephen Hadfield stated this agreement was on a prior agenda and redrafts the Articles of Association for Bear River Association of Governments for Box Elder, Cache, and Rich Counties. He has reviewed the agreement and it is ready for approval.

MOTION: Commissioner Bingham made a motion to approve Agreement #25-03. The motion was seconded by Commissioner Vincent and unanimously carried on a roll call vote of Chairman Perry voting Yea, Commissioner Bingham voting Yea, and Commissioner Vincent voting Yea.

ATTACHMENT NO. 4 - Agreement #25-03

Fourth Amendment to the Grant Agreement #25-05 for the Broadband Access Grant- Stephen Hadfield

Attorney Stephen Hadfield explained Grant Agreement #25-05 extends the conclusion of the grant from February to March. He said he had some concern about one specification in the agreement.

MOTION: Commissioner Bingham made a motion to approve the Fourth Amendment to the Grant Agreement #25-05 subject to the recommendations of the County Attorney. The motion was seconded by Commissioner Vincent and unanimously carried on a roll call vote of Chairman Perry voting Yea, Commissioner Bingham voting Yea, and Commissioner Vincent voting Yea.

ATTACHMENT NO. 5 - Agreement #25-05

The State Office of Victims of Crime Report to the County Commission-Cheryl Burgan

Victim Advocate Cheryl Burgan presented a biannual Victims of Crime Report to the Commission. She spoke about the new 24/7 hotline and on scene response team. She went over the divided responsibilities and differences between the advocates and staff. She stated they have helped 295 victims from July to September and 312 victims this last quarter. She thanked the Commissioners for their support.

COMMUNITY DEVELOPMENT

Public Hearing for Surplus Property Disposal - Bear River City Property-Scott Lyons

Community Development Director Scott Lyons explained the public hearing is for an Agricultural Lease in Bear River City. He stated they went out to bid. The winner of the bid was Luke Anderson for a five year lease. The address of the property is 4300 N 4800 W in Bear River City.

Chairman Perry opened the public hearing.

There was no public comment.

MOTION: Commissioner Bingham made a motion to close the public hearing. The motion was seconded by Commissioner Vincent and the hearing was closed.

Public Hearing for Surplus Property Disposal - Plymouth Property-Scott Lyons

Community Development Director Scott Lyons explained the public hearing is for an Agricultural Lease in Plymouth. He stated they went out to bid. The winner of the bid was Nick Hawkes for a five year lease. The address of the property is 19800 N 6000 W in Plymouth and is forty acres.

Chairman Perry opened the public hearing.

There was no public comment.

MOTION: Commissioner Bingham made a motion to close the public hearing. The motion was seconded by Commissioner Vincent and the hearing was closed.

CPF23-03-Mantua Corridor Preservation Fund Request-Scott Lyons

Community Development Director Scott Lyons explained CPF23-03 is a Mantua project approved in October of 2023. Mantua has successfully completed the project and is requesting \$89,150.00 in reimbursement from the Corridor Preservation Fund.

MOTION: Commissioner Vincent made a motion to approve the reimbursement on Project #CPF23-03 for Mantua Town. The motion was seconded by Commissioner Bingham and unanimously carried on a roll call vote of Chairman Perry voting Yea, Commissioner Bingham voting Yea, and Commissioner Vincent voting Yea.

FIRE DEPARTMENT

Approval for Ninth Brain Contract #25-04-Kevin Lloyd

Corey Oaks, EMS Coordinator, explained the Ninth Brain Contract is a learning management system to track personnel and credentials such as licenses and certifications. It is a one year contract and this company provides more for basically the same cost as the previous company.

MOTION: Commissioner Bingham made a motion to approve the Ninth Brain Contract upon attorney review. The motion was seconded by Commissioner Vincent and unanimously carried on a roll call vote of Chairman Perry voting Yea, Commissioner Bingham voting Yea, and Commissioner Vincent voting Yea.

ATTACHMENT NO. 6 - Contract #25-04

PUBLIC COMMENT (No action will be taken at this time)

Chairman Perry reviewed guidelines for the public comment period.

DeAnna Hardy of Brigham City stated the Box Elder Committee of Liberty is disappointed that the 2025 taxes were increased when the citizens are struggling. The people's pleas went unheard. Even though the County decreased the amount, the 12.54% harms the constituents. She asked what those on fixed incomes are supposed to do. She said the average wage in Box Elder County is \$55,000.00 and top wage is \$72,000.00. Our elected representatives are making way more than the average citizen. Comparing our county with other counties is not correct as it should be evaluated by what the citizens are making in each county. The government is repeating mistakes of the past. We need to find representatives that don't want to enrich themselves on the backs of the people.

Curtis Christensen stated he would like to talk about safety on 6800 West aka Iowa String Road. He said there are safety concerns as there are no markings at canal bridges and railroad tracks. It is difficult to navigate for even those who are familiar with the area. He feels there should be signage to tell where to turn onto 5600 North. He requested to meet with the road department as he is afraid there will soon be accidents.

Paul Coon stated he is not a resident in Box Elder County. He said he invested in a four-plex. It barely breaks even. He gave concerns about the property taxes and the increases. He feels it is unsustainable and has been told that nothing can be done. Everything is rising and everyone is being negatively impacted. He is concerned that there won't be any affordable housing.

Appoint a 2025 Chairman-Commissioners

MOTION: Commissioner Vincent made a motion to appoint Commissioner Bingham as the Commission Chairman for 2025. The motion was seconded by Chairman Perry and the motion

passed unanimously on a roll call vote Chairman Perry voting Yea, Commissioner Bingham voting Yea, and Commissioner Vincent voting Yea.

Chairman Bingham conducted the remainder of the meeting.

2025 Commission Assignments-Commissioners

Chairman Bingham explained they have reviewed the Commission assignments and have not made too many changes other than for Commissioner Vincent. The Boundary Commission has been added to Commissioner Bingham's list, Tourism and Mineral Lease is now under Commissioner Perry. Commissioner Vincent will take on the BRAG board and Human Resources.

MOTION: Commissioner Perry made a motion to approve the 2025 Commission assignments. The motion was seconded by Commissioner Vincent and unanimously carried on a roll call vote of Chairman Bingham voting Yea, Commissioner Perry voting Yea, and Commissioner Vincent voting Yea.

ATTACHMENT NO. 7 - 2025 Commission Assignments

WARRANT REGISTER – COMMISSIONERS

The Warrant Register was signed and the following claims were approved: Claim numbers 125625 through 125702 in the amount of \$1,004,082.04 and 125577 through 125624 in the amount of \$176,180.21 with voided claim numbers 123835 and 125470 and 120532.

PERSONNEL ACTIONS/VOLUNTEER ACTION FORMS – COMMISSIONERS

First Name:	Last Name:	Department:	Change:	Effective:
CHRISTIN	BENNETT	Commission	Compensation Change	12/15/2024
STANLEY	SUMMERS	Commission	Separation	12/31/2024
TYLER	VINCENT	Commission	Compensation Change	12/30/2024
KEVIN	CHRISTENSEN	Justice Court	Compensation Change	12/15/2024
HANNAH	CROCKETT	Justice Court	Compensation Change	12/15/2024
SUZANNE	FALLETTA	Justice Court	Compensation Change	12/15/2024
MARCI	HANSEN	Justice Court	Compensation Change	12/15/2024
SANDY	PEREZ	Justice Court	Compensation Change	12/15/2024
DIANE	BLACK	HR	Compensation Change	12/15/2024
MARIANA	HERNANDEZ	HR	Compensation Change	12/15/2024
JENICA	STANDER	HR	Compensation Change	12/15/2024
PAIGE	STEVENSON	HR	New Hire	12/18/2024
NATHAN	HAMMER	ITS	Compensation Change	12/15/2024
AARON	HANKS	ITS	Compensation Change	12/15/2024
KEITH	KELLER	ITS	Compensation Change	12/15/2024
NATHAN	ADAMS	Auditor	Compensation Change	12/15/2024
JOSHUA	CAPELL	Auditor	Compensation Change	12/15/2024

DANIEL	FARNES	Auditor	Compensation Change	12/15/2024
ASHLEY	HENDRICKSON	Auditor	Compensation Change	12/15/2024
MARY	HUTHMAN	Auditor	Compensation Change	12/15/2024
SHIRLENE	LARSEN	Auditor	Compensation Change	12/15/2024
MARCIE	POWELL	Auditor	Compensation Change	12/15/2024
MELINDA	CARR	Treasurer	Compensation Change	12/15/2024
ASHLEY	DE LEON	Treasurer	Compensation Change	12/15/2024
STACY	MILES	Treasurer	Compensation Change	12/15/2024
ALEXANDRA	MUNIZ	Treasurer	Compensation Change	12/15/2024
SCOTT	SINGLETON	Treasurer	Compensation Change	12/15/2024
TAMARA	BERRY	Treasurer	Compensation Change	12/15/2024
CHRISTINE	HEATH	Treasurer	Compensation Change	12/15/2024
JULIE	HENDRICKS	Treasurer	Compensation Change	12/15/2024
STACIE	NELSON	Treasurer	Compensation Change	12/15/2024
SHAUN	THORNLEY	Treasurer	Compensation Change	12/15/2024
KELSEY	BENNETT	Recorder	Compensation Change	12/15/2024
FAYLENE	JENSEN	Recorder	Compensation Change	12/15/2024
JANESSA	KNOTTS	Recorder	Compensation Change	12/15/2024
CHAD	MONTGOMERY	Recorder	Compensation Change	12/15/2024
BRYANT	NELSON	Recorder	Compensation Change	12/15/2024
JESSICA	SMITH	Recorder	Compensation Change	12/15/2024
OAKLEE	SULLY	Recorder	Compensation Change	12/15/2024
BRIAN	DUNCAN	Attorney	Compensation Change	12/15/2024

RACHEL	GLOSSON	Attorney	Compensation Change	12/15/2024
STEPHEN	HADFIELD	Attorney	Compensation Change	12/15/2024
ANNE	HANSEN	Attorney	Compensation Change	12/15/2024
TYLER	HOLMES	Attorney	Compensation Change	12/15/2024
MELISSA	MILLER	Attorney	Compensation Change	12/15/2024
STEPHANIE	QUINTERO	Attorney	Compensation Change	12/15/2024
BYRON	SOUTHWICK	Attorney	Compensation Change	12/15/2024
BLAIR	WARDLE	Attorney	Compensation Change	12/15/2024
CHRISTINA	BROWN	Assessor	Compensation Change	12/15/2024
TY	ERICKSON	Assessor	Compensation Change	12/15/2024
DIANNA	GERHARDT	Assessor	Compensation Change	12/15/2024
JOSEPH	KREBS	Assessor	Compensation Change	12/15/2024
MARY ANN	PACKER	Assessor	Compensation Change	12/15/2024
KORY	WILDE	Assessor	Compensation Change	12/15/2024
KORY	WILDE	Assessor	New Position	12/30/2024
CHERYL	BURGAN	Victim Services	Compensation Change	12/15/2024
MADISON	CORDOVA	Victim Services	Compensation Change	12/15/2024
TAMIE	TALLANT	Victim Services	Compensation Change	12/15/2024
ERYN	TIM	Victim Services	Compensation Change	12/15/2024
STERLING	MARX	Victim Services	Compensation Change	12/15/2024
NATALIE	BROWN	Buildings/Grounds	Compensation Change	12/15/2024
THOMAS	BURTON	Buildings/Grounds	Compensation Change	12/15/2024
MIRANDA	MARTINEZ	Buildings/Grounds	Compensation Change	12/15/2024

JODI	PETERSON	Buildings/Grounds	Compensation Change	12/15/2024
NATALIE	BIERER	Clerk	Compensation Change	12/15/2024
TAMMY	GIBSON	Clerk	Compensation Change	12/15/2024
LORI	PURDUM	Clerk	Compensation Change	12/15/2024
MARLA	YOUNG	Clerk	Compensation Change	12/15/2024
DESTIN	CHRISTIANSEN	Community Development	Compensation Change	12/15/2024
DIANE	FUHRIMAN	Community Development	Compensation Change	12/15/2024
SCOTT	LYONS	Community Development	Compensation Change	12/15/2024
MARCUS	WAGER	Community Development	Compensation Change	12/15/2024
JESSIE	FERNELIUS	Inspection	Compensation Change	12/15/2024
TYSON	GREEN	Inspection	Compensation Change	12/15/2024
CODEY	ILLUM	Inspection	Compensation Change	12/15/2024
DALE KIRK	WARD	Inspection	Compensation Change	12/15/2024
LYNNETTE	CROCKETT	Tourism	Compensation Change	12/15/2024
JOAN	HAMMER	Tourism	Compensation Change	12/15/2024
BARBARA	HEREFORD	Sheriff's Office	Compensation Change	12/15/2024
MORGAN	NEEDHAM	Sheriff's Office	Compensation Change	12/15/2024
CADE	PALMER	Sheriff's Office	Compensation Change	12/15/2024
KEVIN	POTTER	Sheriff's Office	Compensation Change	12/15/2024
JAMES	SUMMERILL	Sheriff's Office	Compensation Change	12/15/2024
EYSTEN	WEIGHT	Sheriff's Office	Compensation Change	12/15/2024
MICHAEL	ALLRED	Sheriff's Office	Compensation Change	12/15/2024

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LARRY	BLANCHARD	Sheriff's Office	Compensation Change	12/15/2024
SHAWN	BLAUER	Sheriff's Office	Compensation Change	12/15/2024
DAVID	BOWEN	Sheriff's Office	Compensation Change	12/15/2024
SHANE	BRAEGGER	Sheriff's Office	Compensation Change	12/15/2024
ZACHARY	GRAVES	Sheriff's Office	Compensation Change	12/15/2024
DAMIEN	GUTIERREZ	Sheriff's Office	Compensation Change	12/15/2024
JAMES	HALL	Sheriff's Office	Compensation Change	12/15/2024
ANDREW	HOPKINS	Sheriff's Office	Compensation Change	12/15/2024
JOSHUA	IVERSON	Sheriff's Office	Compensation Change	12/15/2024
TIMOTHY	KENNEDY	Sheriff's Office	Compensation Change	12/15/2024
BRIAN	LINDSTROM	Sheriff's Office	Compensation Change	12/15/2024
RIBAY	PEREZ	Sheriff's Office	Compensation Change	12/15/2024
EDWIN	REYNOZA	Sheriff's Office	Compensation Change	12/15/2024
KHALIL	SHAH	Sheriff's Office	Compensation Change	12/15/2024
OSCAR	SILVA	Sheriff's Office	Compensation Change	12/15/2024
ZACHARY	STODDARD	Sheriff's Office	Compensation Change	12/15/2024
AGUSTIN	VALDEZ	Sheriff's Office	Compensation Change	12/15/2024
TYLER	GABRIEL	Sheriff's Office	Compensation Change	12/15/2024
CALEB	MARTINEZ	Sheriff's Office	Compensation Change	12/15/2024
ZACHARY	MOORE	Sheriff's Office	Compensation Change	12/15/2024
PARKER	NESSEN	Sheriff's Office	Compensation Change	12/15/2024
BRANDON	YATES	Sheriff's Office	Compensation Change	12/15/2024
KAYLYNE	BALLARD	Sheriff's Office	Compensation Change	12/15/2024

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MONICA	CARRILLO	Sheriff's Office	Compensation Change	12/15/2024
CHRISTINE	GERHARDT	Sheriff's Office	Compensation Change	12/15/2024
STEPHANIE	GILL	Sheriff's Office	Compensation Change	12/15/2024
ELOISA	LLUCH	Sheriff's Office	Compensation Change	12/15/2024
AARON	BOYCE	Sheriff's Office	Compensation Change	12/15/2024
HAILEY	ALLEN	Sheriff's Office	Compensation Change	12/15/2024
SANDRA	BARFUSS	Sheriff's Office	Compensation Change	12/15/2024
CALEB	BELLES	Sheriff's Office	Compensation Change	12/15/2024
DALE	BINGHAM	Sheriff's Office	Compensation Change	12/15/2024
SAMUEL	BRADFIELD	Sheriff's Office	Compensation Change	12/15/2024
COLTON	BUCKLEY	Sheriff's Office	Compensation Change	12/15/2024
MICHAEL	BUNDERSON	Sheriff's Office	Compensation Change	12/15/2024
KATHERINE	CHAMPI	Sheriff's Office	Compensation Change	12/15/2024
JAMES	CHIPP	Sheriff's Office	Compensation Change	12/15/2024
CHAUNTELLE	CRANE	Sheriff's Office	New Hire	12/22/2024
ERIC	ESTRADA	Sheriff's Office	Compensation Change	12/15/2024
ALEXANDER	EVANS	Sheriff's Office	Compensation Change	12/15/2024
DANIEL	GALAVIZ	Sheriff's Office	Compensation Change	12/15/2024
CODY	GODFREY	Sheriff's Office	Compensation Change	12/15/2024
ZACHARY	HARRIS	Sheriff's Office	Compensation Change	12/15/2024
JAKE	HATCH	Sheriff's Office	Compensation Change	12/15/2024
RILEY	HUNTER	Sheriff's Office	Compensation Change	12/15/2024
RYAN	HURD	Sheriff's Office	Compensation Change	12/15/2024
KENDELL	HYER	Sheriff's Office	Compensation Change	12/15/2024

County Commission Meeting for January 08, 2025

ELIZABETH	JOHNSON	Sheriff's Office	Compensation Change	12/15/2024
SCOTT	JOHNSON	Sheriff's Office	Compensation Change	12/15/2024
WYATT	FREEZE	Weed Department	Compensation Change	12/15/2024
KADEN	MARSHALL	Weed Department	Compensation Change	12/15/2024
COURTLAND	RICHARDS	Weed Department	Compensation Change	12/15/2024
JUSTIN	BARFUSS	Road Department	Compensation Change	12/15/2024
ERIC	BERRY	Road Department	Compensation Change	12/15/2024
MICHAEL	BURNETT	Road Department	Compensation Change	12/15/2024
JABEZ	BURT	Road Department	Compensation Change	12/15/2024
CHANDLER	CHRISTOFFERSEN	Road Department	Compensation Change	12/15/2024
NIKKI	COMPTON	Road Department	Compensation Change	12/15/2024
JASON	COOK	Road Department	Compensation Change	12/15/2024
WILLOW	DESPAIN	Road Department	Compensation Change	12/15/2024
FRED	DOUGLAS	Road Department	Compensation Change	12/15/2024
CHAD	GATEHOUSE	Road Department	Compensation Change	12/15/2024
WILLIAM	GILSON	Road Department	Compensation Change	12/15/2024
DAVID	GLADE	Road Department	Compensation Change	12/15/2024
THOMAS	HANSEN	Road Department	Compensation Change	12/15/2024
JON	HAWKES	Road Department	Compensation Change	12/15/2024
BRIAN	HINDBERG	Road Department	Compensation Change	12/15/2024
A	KIMBER	Road Department	Compensation Change	12/15/2024
CODY	KIMBER	Road Department	Compensation Change	12/15/2024
DARIN	MCFARLAND	Road Department	Compensation Change	12/15/2024

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PAXTON	ISOM	Sheriff's Office	Compensation Change	12/15/2024
NIKOLAS	JOHNSON	Sheriff's Office	Compensation Change	12/15/2024
MARK	JORDAN	Sheriff's Office	Compensation Change	12/15/2024
JOURNEY	KING	Sheriff's Office	Compensation Change	12/15/2024
BRANDON	LANCASTER	Sheriff's Office	Compensation Change	12/15/2024
NAOMI	MATTHEWS	Sheriff's Office	Compensation Change	12/15/2024
PHILLIP	MCCULLAM	Sheriff's Office	Compensation Change	12/15/2024
ZACHARY	MILLER	Sheriff's Office	Compensation Change	12/15/2024
LYNN	MILLER	Sheriff's Office	Compensation Change	12/15/2024
DAVID	NICHOLLS	Sheriff's Office	Compensation Change	12/15/2024
NOAH	PEART	Sheriff's Office	Compensation Change	12/15/2024
KAYCEE	RICHARDS	Sheriff's Office	Compensation Change	12/15/2024
CLARK	RICHARDS	Sheriff's Office	Compensation Change	12/15/2024
RILEY	RISER	Sheriff's Office	Compensation Change	12/15/2024
JOSHUA	SCOTT	Sheriff's Office	Compensation Change	12/15/2024
BREANNA	SEVER	Sheriff's Office	Compensation Change	12/15/2024
KENNETH	SHERIDAN	Sheriff's Office	Compensation Change	12/15/2024
GREGORY	SPRING	Sheriff's Office	Compensation Change	12/15/2024
AUSTIN	STRONG	Sheriff's Office	Compensation Change	12/15/2024
DOUGLAS	THOMPSON	Sheriff's Office	Compensation Change	12/15/2024
JASON	TILBY	Sheriff's Office	Compensation Change	12/15/2024
FELIZA	UMAN	Sheriff's Office	Compensation Change	12/15/2024
JOHN	WARD	Sheriff's Office	Compensation Change	12/15/2024

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BRUCE	MORRIS	Road Department	Compensation Change	12/15/2024
EDDIE	NICHOLAS	Road Department	Compensation Change	12/15/2024
JAMES	PAGE	Road Department	Compensation Change	12/15/2024
THOMAS	PERKINS	Road Department	Compensation Change	12/15/2024
DAVID	SCHABER	Road Department	Compensation Change	12/15/2024
HANS	SIEG	Road Department	Compensation Change	12/15/2024
DELBERT	SPACKMAN	Road Department	Compensation Change	12/15/2024
DOUGLAS	SPENCER	Road Department	Compensation Change	12/15/2024
TYLER	WAGSTAFF	Road Department	Compensation Change	12/15/2024
WENDI	KAISERMAN	Bookmobile	Compensation Change	12/15/2024
HEATHER	NELSON	Bookmobile	Compensation Change	12/15/2024
BRADLEY	RHODES	Bookmobile	Compensation Change	12/15/2024
JOSHUA	SHANDREW	Bookmobile	Compensation Change	12/15/2024
KELLI	WESTERGARD	Bookmobile	Compensation Change	12/15/2024
MARK	MILLETT	Sheriff's Office	Compensation Change	12/15/2024
AMY	ADAMS	Fairgrounds	Compensation Change	12/15/2024
ALAN	FIRTH	Fairgrounds	Compensation Change	12/15/2024
DANIEL	FOWERS	Fairgrounds	Compensation Change	12/15/2024
RENO	GIBBS	Fairgrounds	Compensation Change	12/15/2024
KENDAL	JONES	Fairgrounds	Compensation Change	12/15/2024
JANALEE	RHODES	Fairgrounds	Compensation Change	12/15/2024
TRAVIS	UDY	Fairgrounds	Compensation Change	12/15/2024
ALEXIS	GIBBONS	Fire	Compensation Change	12/15/2024

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KAYDEN	JORGENSEN	Fire	Compensation Change	12/15/2024
KEVIN	LLOYD	Fire	Compensation Change	12/15/2024
ASHLIE	LOGHRY	Fire	Compensation Change	12/15/2024
SARA	MEIER	Fire	Compensation Change	12/15/2024
SPENCER	NEWMAN	Fire	Compensation Change	12/15/2024
CORY	OAKS	Fire	Compensation Change	12/15/2024
LLOYD	PHELPS	Fire	Compensation Change	12/15/2024
PRESTON	YOUNGER	Fire	Compensation Change	12/15/2024
GINA	ALLEN	Landfill	Compensation Change	12/15/2024
DOUGLAS	ASHTON	Landfill	Compensation Change	12/15/2024
CARSON	BALLARD	Landfill	Compensation Change	12/15/2024
JAMES	BURTON	Landfill	Compensation Change	12/15/2024
RYAN	BUXTON	Landfill	Compensation Change	12/15/2024
JACQUELINE	CLARK	Landfill	Compensation Change	12/15/2024
KELLEN	COOK	Landfill	Compensation Change	12/15/2024
TRAVIS	LIMB	Landfill	Compensation Change	12/15/2024
REML	MABUS	Landfill	Compensation Change	12/15/2024
KARSON	RISER	Landfill	Compensation Change	12/15/2024
LANDON	SPARKS	Landfill	Compensation Change	12/15/2024
HEATH	THOMPSON	Landfill	Compensation Change	12/15/2024
BYRON	TUCK	Landfill	Compensation Change	12/15/2024
ALEESHA	VAN TASSELL	Landfill	Compensation Change	12/15/2024
ROMAN	VAN TASSELL	Landfill	Compensation Change	12/15/2024

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SCOTT	YOUNG	Sheriff's Office	Compensation Change	12/15/2024
JAMISON	ZITO	Sheriff's Office	Compensation Change	12/15/2024
HAYDEN	ZITO	Sheriff's Office	Compensation Change	12/15/2024
KYLEE	ANDERSON	Sheriff's Office	Compensation Change	12/15/2024
BRITTNEY	ZIESENISS	Sheriff's Office	Compensation Change	12/15/2024
CINDY	CRAPSE	Sheriff's Office	Compensation Change	12/15/2024
STEVEN	EDDINGTON	Sheriff's Office	Compensation Change	12/15/2024
CARSON	FERRIN	Sheriff's Office	Compensation Change	12/15/2024
MICKIE	FERRIN	Sheriff's Office	Compensation Change	12/15/2024
RYAN	FIELDING	Sheriff's Office	Compensation Change	12/15/2024
DAVID	FREEZE	Sheriff's Office	Compensation Change	12/15/2024
LARRY	HUBBARD	Sheriff's Office	Compensation Change	12/15/2024
AMBER	HUGHES	Sheriff's Office	Transfer	12/15/2024
AMBER	HUGHES	Sheriff's Office	Compensation Change	12/15/2024
ANDREW	HURST	Sheriff's Office	Compensation Change	12/15/2024
SCOT	LEWIS	Sheriff's Office	Compensation Change	12/15/2024
BRIAN	MILLAWAY	Sheriff's Office	Compensation Change	12/15/2024
BRIAN	MILLAWAY	Sheriff's Office	Separation	12/27/2024
TERRY	THOMPSON	Sheriff's Office	Compensation Change	12/15/2024
LANA	GEE	Sheriff's Office	Compensation Change	12/15/2024
DENISE	HECKERT	Sheriff's Office	Compensation Change	12/15/2024
BRANDON	SMITH	Sheriff's Office	Compensation Change	12/15/2024
CURTIS	PACKER	Sheriff's Office	Compensation Change	12/15/2024
STACY	YOUNGER	Sheriff's Office	Compensation Change	12/15/2024

County Commission Meeting for January 08, 2025

KAYLIE	WEIDMAN	Landfill	Compensation Change	12/15/2024
CARSON	WHITLOCK	Landfill	Compensation Change	12/15/2024
CHRISTIN	BENNETT	Commission	Temp Comp Adjustment	12/15/2024
MARCI	HANSEN	Justice Court	Temp Comp Adjustment	12/15/2024
SANDY	PEREZ	Justice Court	Temp Comp Adjustment	12/15/2024
HANNAH	CROCKETT	Justice Court	Temp Comp Adjustment	12/15/2024
DIANE	BLACK	HR	Temp Comp Adjustment	12/15/2024
MARIANA	HERNANDEZ	HR	Temp Comp Adjustment	12/15/2024
NATHAN	ADAMS	Auditor	Temp Comp Adjustment	12/15/2024
JOSHUA	CAPELL	Auditor	Temp Comp Adjustment	12/15/2024
MARCIE	POWELL	Auditor	Temp Comp Adjustment	12/15/2024
ASHLEY	HENDRICKSON	Auditor	Temp Comp Adjustment	12/15/2024
DANIEL	FARNES	Auditor	Temp Comp Adjustment	12/15/2024
ALEXANDRA	MUNIZ	Treasurer	Temp Comp Adjustment	12/15/2024
STACY	MILES	Treasurer	Temp Comp Adjustment	12/15/2024
STACIE	NELSON	Treasurer	Temp Comp Adjustment	12/15/2024
KELSEY	BENNETT	Recorder	Temp Comp Adjustment	12/15/2024
OAKLEE	SULLY	Recorder	Temp Comp Adjustment	12/15/2024
JESSICA	SMITH	Recorder	Temp Comp Adjustment	12/15/2024
BRYANT	NELSON	Recorder	Temp Comp Adjustment	12/15/2024
RACHEL	GLOSSON	Attorney	Temp Comp Adjustment	12/15/2024
BLAIR	WARDLE	Attorney	Temp Comp Adjustment	12/15/2024
STACIE	FRASSRAND	Attorney	Temp Comp Adjustment	12/15/2024
CHRISTINA	BROWN	Assessor	Temp Comp Adjustment	12/15/2024
TY	ERICKSON	Assessor	Temp Comp Adjustment	12/15/2024
ERYN	TIM	Victim Services	Temp Comp Adjustment	12/15/2024
TAMIE	TALLANT	Victim Services	Temp Comp Adjustment	12/15/2024
RANDY	PETERSEN	Buildings and Grounds	Temp Comp Adjustment	12/15/2024
TAMMY	GIBSON	Clerk	Temp Comp Adjustment	12/15/2024

County Commission Meeting for January 08, 2025

MARCUS	WAGER	Community Development	Temp Comp Adjustment	12/15/2024
DALE KIRK	WARD	Inspection	Temp Comp Adjustment	12/15/2024
JESSIE	FERNELIUS	Inspection	Temp Comp Adjustment	12/15/2024
TYSON	GREEN	Inspection	Temp Comp Adjustment	12/15/2024
LYNNETTE	CROCKETT	Tourism	Temp Comp Adjustment	12/15/2024
MORGAN	NEEDHAM	Sheriff's Department	Temp Comp Adjustment	12/15/2024
MONICA	CARRILLO	Sheriff's Department	Temp Comp Adjustment	12/15/2024
ELOISA	LLUCH	Sheriff's Department	Temp Comp Adjustment	12/15/2024
KYLEE	ANDERSON	Sheriff's Department	Temp Comp Adjustment	12/15/2024
LANA	GEE	Sheriff's Department	Temp Comp Adjustment	12/15/2024
DENISE	HECKERT	Sheriff's Department	Temp Comp Adjustment	12/15/2024
ELIZABETH	JOHNSON	Sheriff's Department	Temp Comp Adjustment	12/15/2024
COURTLAND	RICHARDS	Weed Department	Temp Comp Adjustment	12/15/2024
WYATT	FREEZE	Weed Department	Temp Comp Adjustment	12/15/2024
KADEN	MARSHALL	Weed Department	Temp Comp Adjustment	12/15/2024
DAVID	SCHABER	Road Department	Temp Comp Adjustment	12/15/2024
MICHAEL	BURNETT	Road Department	Temp Comp Adjustment	12/15/2024
ERIC	BERRY	Road Department	Temp Comp Adjustment	12/15/2024
BRIAN	HINDBERG	Road Department	Temp Comp Adjustment	12/15/2024
FRED	DOUGLAS	Road Department	Temp Comp Adjustment	12/15/2024
HANS	SIEG	Road Department	Temp Comp Adjustment	12/15/2024
WILLOW	DESPAIN	Road Department	Temp Comp Adjustment	12/15/2024
JAMES	PAGE	Road Department	Temp Comp Adjustment	12/15/2024
NIKKI	COMPTON	Road Department	Temp Comp Adjustment	12/15/2024
CHANDLER	CHRISTOFFERSEN	Road Department	Temp Comp Adjustment	12/15/2024
JON	HAWKES	Road Department	Temp Comp Adjustment	12/15/2024
JUSTIN	BARFUSS	Road Department	Temp Comp Adjustment	12/15/2024
JABEZ	BURT	Road Department	Temp Comp Adjustment	12/15/2024
DAVID	GLADE	Road Department	Temp Comp Adjustment	12/15/2024
CODY	KIMBER	Road Department	Temp Comp Adjustment	12/15/2024

County Commission Meeting for January 08, 2025

JOSHUA	SHANDREW	Bookmobile	Temp Comp Adjustment	12/15/2024
HEATHER	NELSON	Bookmobile	Temp Comp Adjustment	12/15/2024
KELLI	WESTERGARD	Bookmobile	Temp Comp Adjustment	12/15/2024
KENDAL	JONES	Fairgrounds	Temp Comp Adjustment	12/15/2024
AMY	ADAMS	Fairgrounds	Temp Comp Adjustment	12/15/2024
KAYDEN	JORGENSEN	Fire	Temp Comp Adjustment	12/15/2024
LLOYD	HELPS	Fire	Temp Comp Adjustment	12/15/2024
ASHLIE	LOGHRY	Fire	Temp Comp Adjustment	12/15/2024
PRESTON	YOUNGER	Fire	Temp Comp Adjustment	12/15/2024
DOUGLAS	ASHTON	Landfill	Temp Comp Adjustment	12/15/2024
LANDON	SPARKS	Landfill	Temp Comp Adjustment	12/15/2024
HEATH	THOMPSON	Landfill	Temp Comp Adjustment	12/15/2024
JAMES	BURTON	Landfill	Temp Comp Adjustment	12/15/2024
JACQUELINE	CLARK	Landfill	Temp Comp Adjustment	12/15/2024
RYAN	BUXTON	Landfill	Temp Comp Adjustment	12/15/2024
BYRON	TUCK	Landfill	Temp Comp Adjustment	12/15/2024
CARSON	WHITLOCK	Landfill	Temp Comp Adjustment	12/15/2024
CARSON	BALLARD	Landfill	Temp Comp Adjustment	12/15/2024
REML	MABUS	Landfill	Temp Comp Adjustment	12/15/2024
ALEESHA	VAN TASSELL	Landfill	Temp Comp Adjustment	12/15/2024
KAYLIE	WEIDMAN	Landfill	Temp Comp Adjustment	12/15/2024
CHRISTINE	HEATH	Treasurer's Office	New Hire	1/7/2025
STACIE	NELSON	Treasurer's Office	Separation	1/31/2025
ERIC	ESTRADA	Sheriff's Office	Separation	12/27/2024
CLARK	RICHARDS	Sheriff's Office	Transfer	12/29/2024
AUSTIN	STRONG	Sheriff's Office	Separation	12/19/2024
LEWIS	SCOT	Sheriff's Office	Separation	1/10/2025
KATHERINE	CHAMPI	Sheriff's Office	Promotion	1/12/2025
MARY	HUTHMAN	Auditor	Separation	1/10/2025
JOSHUA	KEARL	SCUBA	VOLUNTEER	1/8/2025
JUSTIN	BROWN	VICTIM SERVICES	VOLUNTEER	1/8/2025
CARSON	FERRIN	SHERIFF'S OFFICE	CELL PHONE ALLOWANCE	12/2/2024
KELLY	WALKER	ROAD DEPARTMENT	SEPARATION	11/6/2024

O'RYAN	SMITH	SCUBA	VOLUNTEER	1/8/2025
ROBERT	DAINES	SCUBA	VOLUNTEER	1/8/2025
JERRY	ESTEP	SCUBA	VOLUNTEER	1/8/2025
STEVE	GUNDERSON	SCUBA	VOLUNTEER	1/8/2025
JOSHLYN	JAGGI	SCUBA	VOLUNTEER	1/8/2025
KEVIN	JAGGI	SCUBA	VOLUNTEER	1/8/2025
STEVEN	JENSEN	SCUBA	VOLUNTEER	1/8/2025
BEN	LEAVELL	SCUBA	VOLUNTEER	1/8/2025

BOYD	REDDINGTON, II	SCUBA	VOLUNTEER	1/8/2025
ALAN	SMART	SCUBA	VOLUNTEER	1/8/2025
JAMES	SMITH	SCUBA	VOLUNTEER	1/8/2025
CASEY	TAYLOR	SCUBA	VOLUNTEER	1/8/2025
AARON	WHITAKER	SCUBA	VOLUNTEER	1/8/2025
NICOLE	WHITAKER	SCUBA	VOLUNTEER	1/8/2025
JOSHUA	KEARL	SCUBA	VOLUNTEER	1/8/2025
RODNEY	BENNETT	ASSESSOR	SEPARATION	12/31/2024
STACIE	NELSON	TREASURER	STATUS CHANGE	1/13/2025
LYNNETTE	CROCKETT	TOURISM	STATUS CHANGE	12/15/2024

CLOSED SESSION

Strategy session to discuss pending or reasonably imminent litigation

MOTION: At 5:52 p.m a motion was made by Commissioner Perry to move into a closed session. The motion was seconded by Commissioner Vincent and unanimously carried.

MOTION: At 6:12 p.m. a motion was made by Commissioner Perry to reconvene into regular commission meeting. Commissioner Vincent seconded the motion. The motion carried unanimously and regular commission meeting was reconvened.

ADJOURNMENT

A motion was made by Commissioner Vincent to adjourn. Commissioner Perry seconded the motion, and the meeting adjourned at 6:13 p.m.

ADOPTED AND APPROVED in regular session this 22nd day of January 2025.



Boyd Bingham, Chairman


Lee Perry, Commissioner


Tyler Vincent, Commissioner

ATTEST:




Marla R. Young, Clerk



COUNTY COMMISSION MEETING
Commission Chambers, 01 South Main Street, Brigham City, Utah 84302
Wednesday, January 08, 2025 at 5:00 PM

AGENDA

NOTICE: *Public notice is hereby given that the Box Elder County Board of County Commissioners will hold an Administrative/Operational Session commencing at 4:45 P.M. and a regular Commission Meeting commencing at 5:00 P.M. on Wednesday January 8, 2025 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 5:00 P.M.

- A. Invocation Given by: Commissioner Bingham
- B. Pledge of Allegiance Given by: Clerk Marla Young
- C. Approve Minutes from December 4, 2024 and December 18, 2024.

3. ADMINISTRATIVE REVIEW / REPORTS / FUTURE AGENDA ITEMS

4. FORMER AGENDA ITEMS

5. EMERGENCY MANAGEMENT ISSUES

6. ARPA/LATCF

7. COMMISSIONERS

- A. 5:08 Appoint a 2025 Chairman-Commissioners
- B. 5:10 2025 Commission Assignments-Commissioners

8. ATTORNEY'S OFFICE

- A. 5:12 Ordinance #611 "Unlawful Dog Behavior Ordinance"-Stephen Hadfield
- B. 5:14 Interlocal Agreement #25-03 Bear River Association of Governments-Stephen Hadfield
- C. 5:16 Fourth Amendment to the Grant Agreement #25-05 for the Broadband Access Grant-Stephen Hadfield
- D. 5:18 The State Office of Victims of Crime Report to the County Commission-Cheryl Borgan

9. COMMUNITY DEVELOPMENT

- A. 5:23 Public Hearing for Surplus Property Disposal - Bear River City Property-Scott Lyons
- B. 5:33 Public Hearing for Surplus Property Disposal - Plymouth Property-Scott Lyons
- C. 5:43 CPF23-03-Mantua Corridor Preservation Fund Request-Scott Lyons

10. FIRE DEPARTMENT

A. 5:45 Approval for Ninth Brain Contract #25-04-Kevin Lloyd

11. PUBLIC COMMENT (No action will be taken at this time)

- A. Those wishing to make a public comment shall sign the comment roll and will be responsible for following the rules outlined in the County Commission Rules and Procedures.
- B. Speakers will have one, three (3) minute opportunity to speak regardless of the number of items they wish to address.
- C. Speakers shall address their comments to the County Commission only. This is a time to be heard, there will not be a back and forth dialogue with the Commissioners.
- D. Speakers may file copies of their remarks or supporting information with the County Clerk. The County Clerk will make the information available to the County Commission.

12. WARRANT REGISTER

13. PERSONNEL ACTIONS / VOLUNTEER ACTION FORMS / CELL PHONE ALLOWANCE

14. CLOSED SESSION

15. ADJOURNMENT

Prepared and posted this 3rd day of January, 2025. Mailed to the Box Elder News Journal and the Leader on the 3rd of January, 2025. 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 5:00 p.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.

ORDINANCE NO. 611

AN ORDINANCE OF BOX ELDER COUNTY DEFINING UNLAWFUL DOG BEHAVIOR AND PROHIBITING AN OWNER OF POSSESSOR OF A DOG WITHIN BOX ELDER COUNTY TO ALLOW THE DOG TO ENGAGE IN UNLAWFUL DOG BEHAVIOR.

WHEREAS, a request has been made from residents of Box Elder County for Box Elder County to address and prohibit various problems and issues which can be created by dogs and the owners and possessors of dogs within Box Elder County; and

WHEREAS, Box Elder County currently regulates by ordinance dog kennels and vicious dogs, and the State of Utah currently regulates cruelty to animals, but Box Elder County does not currently have any ordinances addressing potential problems and issues relating to the keeping of dogs as pets; and

WHEREAS, after having considered the request and need for an ordinance in Box Elder County to address various potential problems and issues relating to the keeping of dogs as pets, the Box Elder County Commission finds that the ordinance set forth below does address the potential problems and issues which can be created by keeping dogs as pets within Box Elder County; and

WHEREAS, the Box Elder County Commission further finds that the ordinance set forth below would be in the best interests of and benefit the health, safety and welfare of the residents of Box Elder County;

NOW THEREFORE, the County Legislative body of Box Elder County, with ____ members present and ____ members voting in favor thereof, does hereby ordain as follows:

Section 1: Adoption of Unlawful Dog Behavior Ordinance. The following is hereby adopted and enacted as the Box Elder County Unlawful Dog Behavior Ordinance:

UNLAWFUL DOG BEHAVIOR ORDINANCE

- I. Unlawful Dog Behavior Defined. It shall be unlawful for the owner or possessor of a dog to allow the dog to:
 - A. Repeatedly cause any minor damage, or on a single occasion cause substantial damage, to the property of anyone other than its owner or possessor.
 - B. Have a communicable disease that could affect other dogs, animals or humans, without being properly quarantined.
 - C. Be in heat and not properly controlled.
 - D. Make disturbing noises, including but not limited to, continued and repeated howling, barking, whining, or other noise which causes unreasonable annoyance,

disturbance, or discomfort to neighbors or others, that occurs non-stop for ten (10) minutes or more between the hours of 10:00 p.m. and 7:00 a.m., or occurs non-stop for thirty (30) minutes or more, regardless of time of day.

- E. Repeatedly chase vehicles, people, other domesticated animals, or livestock.
 - F. Repeatedly molest or intimidates neighbors, pedestrians, or passersby by acting aggressively towards such person or persons, unless provoked by such person or persons.
 - G. Be ineffectively controlled while the dog is on public property or on private property without the permission of the owner of the private property.
- II. Exceptions. A dog shall not be engaged in unlawful dog behavior if at the time of the conduct giving rise to the unlawful dog behavior finding, the dog is being teased or provoked by a person or animal.
- III. Proof of Unlawful Dog Behavior. In the absence of credible audio recordings, video recordings, or circumstantial evidence, proof of the conduct giving rise to a finding of unlawful dog behavior must be established by three (3) or more witnesses who personally witnessed the conduct.
- IV. Enforcement.
- A. Any law enforcement officer shall have authority to issue a citation to the owner or possessor of a dog which has engaged in unlawful dog behavior. In the event the law enforcement officer did not witness the conduct giving rise to the unlawful dog behavior, a citation may be based upon a complaint signed under penalty of perjury by an individual who did witness the conduct. All such complaints must specifically identify the complainant by name, address and telephone number, and describe the conduct, the date, time, place and duration of the conduct, and if known, the name and address of the owner or possessor of the dog.
 - B. Upon receiving a complaint, the law enforcement officer shall make reasonable attempt to contact the owner or possessor of the dog and provide notice of the complaint and warn the owner or possessor that a citation may be issued. After such notice and warning, the owner or possessor of the dog shall be given ten (10) days to resolve the issue prior to the issuance of a citation. In the event the law enforcement officer is unable to locate or contact the owner or possessor of the dog, leaving a warning notice in a conspicuous place on the premises satisfies the "reasonable attempt" requirement.
- V. Violation. A violation of this ordinance shall be a Class C Misdemeanor, subject to all the penalties established by the State of Utah for class C misdemeanors.

Section 2: Effective Date. This ordinance shall become effective fifteen (15) days after its passage.

PASSED, ADOPTED AND A SYNOPSIS ORDERED PUBLISHED this 8th day of January, 2025 by the Board of County Commissioners of Box Elder County, Utah.

Commissioner Bingham
Commissioner Perry
Commissioner Vincent

Voting Aye
Voting Aye
Voting Aye



Lee Perry
Boyd Bingham Lee Perry
Chair, Box Elder County Commission

Attest:

Marla Young
Marla Young
Box Elder County Clerk

INTERLOCAL AGREEMENT
BEAR RIVER
ASSOCIATION OF GOVERNMENTS

Re-drafted from the Articles of Association dated November 28, 1973 which was re-drafted and re-executed from the original version dated June 23, 1971 that included amendments from May 24, 1972, October 25, 1972, and October 24, 1973.

We, the representatives of the counties of Box Elder, Cache, and Rich, find the following. First, concerns of growth and development transcend the boundary lines of our local government units and that no single unit can plan for their solution without affecting other units in the region. Second, various multi-county planning activities available under various laws of the United States should be conducted and administered in a coordinated manner. Third, intergovernmental cooperation on a regional basis is an effective means of combining the resources of local governments to approach common concerns.

Therefore, we hereby continue this voluntary collaborative effort by establishing this interlocal agreement and continuing the organization known as Bear River Association of Governments (Region I). We will continue to meet regularly to discuss and study area-wide concerns of common interest and to develop policies and recommendations for ratification and implementation by the counties who are members of the Association.

We also continue to encourage cooperation. We declare that this Association is not a new layer of government, nor is it a government that holds power over the governments that created it. As a voluntary organization, we continue the effective execution and coordination of programs to meet the common needs of the citizens. Our goal is to utilize our combined resources to provide a more effective means of planning for and developing the physical, economic, and government resources of the region to address the mutual concerns we face.

We declare that the Bear River Association of Governments (Region I) was previously established by the joint powers agreement among its previous members pursuant to Utah Code Title 11, Chapter 13 (1953, as amended). The Association shall now continue as a public agency pursuant to Utah Code Title 11, Chapter 13, Interlocal Cooperation Act (2002, as amended), and is separate from the agencies creating it, is a body politic and corporate, and is a political subdivision of the State of Utah.

Terms & Conditions

I. Definitions

Region. A geographic area composed of groupings of counties designated and established for carrying out the purposes of these articles.

Regional Concerns. A regional issue that meets the following criteria:

- a. A concern that is common to two or more local governments within the region, the solution of which will not or cannot be achieved by government agencies acting independently of each other, or which cannot be achieved separately as economically as when acting cooperatively, and
- b. A concern regarding the public health, safety, or welfare that is not the specific duty of the local public health department, law enforcement, or any other government agency charged with these concerns.
- c. The following list is an incomplete list of recognized regional concerns and does not limit BRAG to these efforts only:
 - i. Aging services;
 - ii. Community and economic development;
 - iii. Housing; and
 - iv. Human services.

II. Purpose

The Bear River Association of Governments (Region I), hereinafter referred to as “BRAG” or “Association,” is a voluntary organization of governments to facilitate inter-governmental cooperation and to ensure the orderly and harmonious coordination of federal, state, and local programs for the solution of mutual concerns of the region.

Additionally the purpose of the Association should be to create efficiencies and cost savings to the taxpayers by having shared regional staff to carry out designated functions of government. It should help eliminate the duplication of efforts and provide local governments with planning, coordination, and administration of state and federal programs. It should also bring resources to the area that might not otherwise be available while ensuring those resources meet local needs.

III. Powers & Duties

The Association shall hold all the powers and duties that are permitted under Utah Code §11-13-204(1). Some of these powers and duties of the Association are listed below along with other powers and duties delegated to the Association.

a. The power to:

- i. Act in its own name, to sue and where appropriate, to be sued;
- ii. Make, enter into, and enforce all manner of contracts and obligations consistent with the law for the purposes, duties, and functions stated in this interlocal agreement;
- iii. Adopt and amend bylaws, policies, and procedures for the regulation of the Association's affairs and to conduct its business;
- iv. Amend or repeal bylaws, policy, or procedure;
- v. Create, construct, or otherwise acquire facilities or improvements to render services or provide benefits to meet the purposes set forth in this agreement;
- vi. Issue bonds or notes as permitted under Utah Code §11-13-218 and all other applicable laws; and
- vii. Perform any other act or function permitted under the Interlocal Cooperation Act (2002, as amended).

b. The duty to:

- i. Identify, discuss, study, and bring into focus regional challenges and opportunities;
- ii. Make the most effective use of local government leadership and staff resources;
- iii. Engage and carry out planning and development programs to achieve regional benefit and advantage;
- iv. Review and create policy with respect to proposals from public and private agencies;
- v. Provide effective communication and coordination among public officials pertaining to regional interests;
- vi. Serve as a liaison between the local governments and interested groups and organizations;
- vii. Register and maintain its registration as a limited purpose entity in accordance with state law;
- viii. Serve as a regional representative for the counties served by BRAG;
- ix. Perform those functions delegated to the Association that are identified in this interlocal agreement;

- x. Establish a system of personnel administration as provided in Utah Code §11-13-225 and in conformity with all other applicable laws; and
- xi. Perform other duties as deemed appropriate by the counties.

IV. Functions Delegated to the Association

- a. Administer & Coordinate Programs. The Association shall coordinate, administer, and operate common programs of mutual interest and impact to the region. The Association is the authorized agent to receive federal grants for all planning and development programs that have multi-county or regional level designation. Regarding these functions, BRAG may establish boards, committees, or similar subunits to meet state and federal program requirements or to meet its own requirements. The Governing Board of the Association shall determine the composition of these subunits, but in no case may the subunit have less than thirty-three (33) percent elected local government officials. Subunits shall, as far as practical, serve as advisory groups to the Governing Board.
- b. Planning. The Association shall prepare and amend area-wide plans for the physical, economic, and social resources of the region, and conduct studies and research on matters of regional concern. These plans shall serve to foster, develop, and review policies and priorities for regional growth and development.
- c. Review of Federal & State Aid Programs. The Association has the authority to apply for and receive state and federal grants for regional purposes. The Association may review and coordinate federal, state, and local applications for loans or grants from the United States of America for all units of government operating within the region. The Association shall be eligible to serve as the official clearinghouse agency for the purpose of Section 204 of the Demonstration Cities and Metropolitan Development Act of 1966 and Title IV of the Intergovernmental Cooperation Act of 1968, acting on behalf of, and under the recommendations of the counties of the Association. The Association shall develop review procedures in accordance with federal requirements.
- d. Services to Local Governments. The Association may furnish general and technical aid to local units of government within the region to provide them with services and technical assistance with planning and development activities.

- e. Joint-Powers Authorization. The counties may authorize the Association to exercise those powers held by the counties that are necessary or desirable for dealing with concerns of mutual interest. Such authorization may include joint financing, scheduling, and development of public facility projects with interjurisdictional significance or involve direct public services functions.

V. Governing Structure

- a. Governing Board. The Association shall have one policy making body known as the Governing Board. The Governing Board shall consist of the county commissioners of Box Elder and Rich Counties, the County Executive and two appointed county council members from Cache County, and two appointed mayors from each county. One mayor from each county should represent the largest municipality in the county and another mayor should represent the remaining municipalities within the county. The county commission or county council of the respective county shall appoint each appointed position.
 - i. Fiduciary Duty. Each member of the Governing Board has and owes a fiduciary duty to the Association at large.
 - ii. Terms of Office. Appointed members on the Governing Board shall serve until the respective jurisdictions elect their successors. All other positions are permanent positions.
 - iii. Officers. The Governing Board shall elect the officers of the Governing Board by a majority vote. There shall be a chairperson and a vice chair.
 - iv. Voting. Each member of the Governing Board shall have one vote. A simple majority of the entire Governing Board is necessary to make a determination on an issue.
 - v. Quorum. A quorum shall consist of either the Chair or the Vice Chair and a majority of the other members of the Governing Board.
 - vi. Meetings. The Governing Board shall approve a yearly meeting schedule and shall meet at least quarterly. The Governing Board may meet upon the call of the Chair if the need arises. Every six months, the Governing Board shall hold a meeting where the Executive Director presents a full report of current activities and where the Executive Director or a designee presents the budget and financial transactions that transpired since the previous semi-annual meeting. This semi-annual meeting may be held during a regularly held board meeting or as a separate meeting.
 - 1. Each meeting of the Governing Board shall comply with Utah Code Title 52, Chapter 4, Open and Public Meetings Act

- (2006, as amended) regardless of whether the Association is supported in whole or part by tax revenue;
2. The Governing Board shall adopt rules of order and procedure to govern public meetings;
 3. Conduct meetings in accordance with adopted rules of order and procedure; and
 4. Make the rules of order and procedure available to the public at each meeting and on the Association's website if available.
- vii. Responsibilities. The powers and responsibilities of the Governing Board are to:
1. Manage and direct the business and affairs of the Association;
 2. Adopt bylaws for the orderly functioning of the Governing Board;
 3. Adopt and enforce rules and regulations for the orderly operation of the Association or for carrying out the Association's purposes;
 4. Establish and impose fees for the services provided by the Association;
 5. Establish advisory councils and subcommittees as needed;
 6. Appoint, fix the salary of, and remove the Executive Director;
 7. Review the actions of the Executive Director and the staff;
 8. Control or direct litigation to which the Association is a party or in which it is otherwise involved;
 9. Delegate to employees or officers the authority to exercise a power or to perform a function of the Association, as needed;
 10. Adopt rules or policies for the competitive public procurement of goods and services required for the operation of the Association as required under Utah Code §11-13-226; and
 11. Perform all functions provided in the interlocal agreement and the Interlocal Cooperation Act that are necessary to accomplish the Association's purpose unless otherwise specified in the agreement or the Interlocal Cooperation Act.
- viii. Compensation. The members of the Governing Board may receive compensation for their services in accordance with Utah Code §11-13-403.

b. Staff and Staff Services

- i. Executive Director. The position of Executive Director is an at-will position. The Governing Board shall appoint the Executive Director and may terminate the Executive Director for any reason that is not contrary to the law. The Governing Board shall vote on whether to terminate the Executive Director when the issue is brought before them. The Chair or Vice Chair shall ensure that the issue of termination is addressed by the board if any one or more board members request that the board consider terminating the Executive Director.
 1. Responsibilities. The responsibilities of the Executive Director are:
 - a. Coordinate and direct all staff;
 - b. Recommend staff appointments, advancements, employment policies, and policy amendments to the Governing Board;
 - c. Prepare and administer an annual work program and budget; and
 - d. Perform all other duties delegated from the Governing Board.
- ii. Central Staff. The Association may provide basic administrative, research, and planning services for all regional activities of the Association. The central staff shall perform their activities for and be responsible to the Governing Board.
- iii. Other Staff. The Governing Board may appoint the staff of the Association when recommended by the Executive Director or when recommended and contributed by any public agencies or any of the counties that are a member of the Association.

VI. Finances

- a. Fiscal Procedures. The Association shall comply with all relevant requirements of the law as found in Utah Code Title 11, Chapter 13, Part 5 Fiscal Procedures for Interlocal Entities.
- b. State & Federal Funding. The Association shall exert maximum effort to obtain and use state and federal funds whenever possible.
- c. County Funding. Each county must contribute to the Association. At a minimum, the three counties shall contribute funds annually to meet the requirements of federal match funds and to help cover administrative and

operational costs of the Association through an assessment that is in addition to match funds.

- i. The Association must submit the total requested county match amount and the recommended assessed amount to the three counties well in advance of the time the counties adopt their budgets. The counties must each contribute a portion of the total match and assessed amounts approved by the counties. The counties may approve, disapprove, or request an adjustment to any match or assessed amount. Each county contribution from the total match and assessed amounts shall be proportional to the total population of the counties as determined by the most recent federal census.
 - ii. The Association may levy a separate special assessment on any of the three counties that agree with the Association to provide special services to that government alone, if approved by the legislative body of that county.
- d. Budget. The Executive Director or designee shall prepare a proposed annual budget describing the estimated revenues and expenditures for the consideration and approval of the Governing Board in accordance with Utah Code §11-13-508 through 11-13-511. With regard to the budget, the Association shall comply with Utah Code §§11-13-506 and 11-13-507. The Association shall comply with all other relevant budget requirements of the law as found in Utah Code Title 11, Chapter 13, Part 5 Fiscal Procedures for Interlocal Entities.
- e. Fiscal Year. The Governing Board shall determine whether the fiscal year is the calendar year or a period from July 1 to the following June 30.
- f. Uniform Accounting System. The Association shall establish and maintain accounting records and financial statements as required by generally accepted accounting principles. The Association shall also adopt and implement internal accounting controls in light of the needs and resources of the Association.

VII. Duration, Withdrawal, & Termination

- a. Duration of this Agreement. Pursuant to Utah Code §11-13-204(3)(a), the duration of this agreement will be fifty (50) years from the effective date.
- b. Withdrawal of Membership. Any county may withdraw from this agreement by submitting a written notice to the Governing Board 30 days prior to the effective date of withdrawal.

- c. Termination of the Agreement. All parties to the agreement may agree to terminate the Association. Upon termination, none of the assets or property shall be distributed to any individual, staff, or officers of the Association, but shall be distributed to the counties and cities on the same pro rata basis that they contributed to the Association.

VIII. Amendments

The Governing Board may amend this interlocal agreement at regular or special meetings of the Governing Board if the county government proposing an amendment provides written notice that states the proposed amendments to each county who is a member of the Association. Two thirds of the Governing Board must affirm the amendment by vote for the amendment to pass.

IX. Review

The Association shall review this interlocal agreement regularly and often to ensure the Association is abiding by the terms and conditions of this agreement. The Association shall also review this agreement annually to ensure that the agreement is compliant with applicable law.

X. Effective Date

This interlocal agreement shall go into effect once all parties to the agreement sign and date this agreement, and all counties that are members of the Association file the completed agreement with their respective keeper of records pursuant to Utah Code 11-13-209.

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IN WITNESS WHEREOF, we attach our signatures on this 8th day of January
2025

BOX ELDER COUNTY

APPROVED AS TO FORM

BY: [Signature]
County Commission Chair

BY: [Signature]
Box Elder County Attorney

DATE: Jan 8, 2025

DATE: 1/8/25

ATTEST:

BY: [Signature]
County Clerk

DATE: 1-8-2025



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CACHE COUNTY

APPROVED AS TO FORM

BY: _____
County Council Chair

BY: _____
Cache County Attorney

DATE: _____

DATE: _____

BY: _____
County Executive

DATE: _____

ATTEST:

BY: _____
County Clerk

DATE: _____

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RICH COUNTY

APPROVED AS TO FORM

BY: _____
County Commission Chair

BY: _____
Rich County Attorney

DATE: _____

DATE: _____

ATTEST:

BY: _____
County Clerk

DATE: _____

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STATE OF UTAH
The Governor's Office of Economic Opportunity
Utah Broadband Center

FOURTH AMENDMENT TO GRANT AGREEMENT
Broadband Access Grant

1. **Parties:** Governor's Office of Economic Opportunity, the Utah Broadband Center, referred to collectively as the "State", and the following Grantee listed below:

Box Elder County
 1 South Main Street
 Brigham City, UT 84302

Contact Person: Paul Davis
 Primary Contact Phone #: (435) 757-4677
 Email: paulb@brag.utah.gov

Legal Status of Grantee: Governmental Entity
 Federal Tax ID: 87-6000293
 Vendor #: VC0000128922

Project Name: Box Elder County High Speed Internet Expansion

State and Grantee are referred to collectively herein as the "Parties".

2. **Incorporation of Contract and Effect of Amendment.**

2.1 The Parties previously entered into a Grant Agreement Broadband Access Grant effective September 8, 2022 ("Grant Agreement"), with the purpose that the Grantee may obtain and maintain eligibility for the State Broadband Access Grant program to provide funding for the construction and expansion of highspeed broadband service in unserved or underserved areas of the State. Also, the Parties agreed to a Second Amendment dated February 28, 2024 ("Second Amendment"). Also, the Parties agreed to a Third Amendment dated April 15, 2024 ("Third Amendment").

2.2 State and Grantee agree to amend Section 4, page 1, of the Grant Agreement to modify the Project Completion date from February 1, 2025 to a new estimated Project Completion Date of: March 31, 2025.

2.3 Now, State and Grantee agree to amend the Scope of Work, Attachment C, page 24, of the Grant Agreement to modify the locations of deployment and the number of households and businesses passed.

3. **Miscellaneous Provisions**

3.1 **Entire Agreement.** This Forth Amendment constitutes the entire agreement of the Parties hereto with respect to the subject matter hereof and supersedes all prior agreements and amendments or undertakings, both written and oral, among the parties with respect to the subject matter hereof. Except as amended by this Fourth Amendment, the Grant Agreement (as amended by the First, Second, and Third Amendments), shall continue in full force and effect.



3.2 **Severability.** If any term or other provision of this Fourth Amendment is invalid, illegal or incapable of being enforced by any law or public policy, all other terms and provisions of this Fourth Amendment shall nevertheless remain in full force and effect so long as the economic or legal substance of the transactions contemplated by this Fourth Amendment is not affected in any manner materially adverse to any party. Upon such determination that any term or other provision is invalid, illegal or incapable of being enforced, the parties hereto shall negotiate in good faith to modify this Fourth Amendment so as to affect the original intent of the parties as closely as possible in an acceptable manner in order that the transactions contemplated by this Fourth Amendment are consummated as originally contemplated to the greatest extent possible.

3.3 **Counterparts.** This Fourth Amendment may be executed and delivered (including by facsimile or electronic transmission) in one or more counterparts, and by the different parties hereto in separate counterparts, each of which when executed shall be deemed to be an original but all of which taken together shall constitute one and the same agreement. Electronic signatures on are acceptable, and as effective as ink signatures.

(This Section is intentionally left blank, the signature page follows)



Attachment 1

Revised Project Scope of Work

Summary:

The project will extend fiber optic internet access to the door of over 920 households and businesses in rural communities of Box Elder County, including Mantua, Howell, Bear River City, Elwood, and the unincorporated areas of Thatcher, and Penrose.

This investment from the Utah Broadband Center will build out the fiber backbone of each community and the contracted telecommunications provider will provide last-mile connections to each user at no additional charge to the subscriber.

The backhaul between locations will consist of Ciena hardware and will start with 10Gbps capacity with the ability to add additional 10Gbps links or 100Gbps as needed. Each cabinet will start with one Calix E7-2 GPON blade that has 8 GPON ports capable of 2.5Gbps down, 1.2Gbps up, and supporting up to 32 subscribers per port with a total of 256 subscribers per blade. Adding additional blades to support more subscribers is easily done. As bandwidth requirements continue to grow, we can utilize the Calix 10Gbps PON platform side by side with the existing platform without a major overhaul and using the same fiber plant. At the subscriber's premise we will use Calix ONTs/Routers to support end users. Calix and Ciena are top-tier fiber network hardware are used by numerous service providers around the world.

This investment will provide residents and businesses of dispersed, remote communities in Box Elder County with access to state-of-the art "future-proof" fiber optic telecommunications technology. This infrastructure will be incrementally upgradable for at least the foreseeable decade. It will provide access to critical communication, education, health care, and economic opportunity in portions of the state that are otherwise unlikely to receive private investment within the decade due to geographic remoteness and low population densities.

This investment will allow for the adoption of high-speed internet service at multiple community institutions including Howell Town Office, Elwood Town Office, Bear River City Town Office, Mantua City Office, and the Box Elder County Roads Department Office in Elwood, and several churches within and surrounding these communities.

Last-mile deployment of connection lines to subscribers' doors will be provided without cost to subscribers, and multiple service subscription tiers will be available to incentivize adoption by low-income households.

The EIG website measurements indicate that, as a whole, Box Elder County is in a good place, economically. However, by the measure of Per Capita Personal Income, a common metric for Federal Economic Development Assistance, Box Elder County lags behind national averages at 72%, \$40,621 to \$56,490.

Additionally, remote rural communities within the county have lower median incomes and struggle with economic diversity and opportunity due to lack of access to consistent high speed internet service. Two of the three U. S. Census tracts that encompass this project area record 2019 Per Capital Money Incomes of less than 80% of the national average at \$25,671 and \$26,380 to \$34,103.

Project Plans (see attached Plans, stamped by a Professional Engineer)



Map of Project’s Geographic Area (see attached to Application)

Deliverables: Grantee shall construct, install, and provide high-speed broadband service with speeds set forth in the table below for customers/households in the Project Geographic Area. Broadband services shall be at a minimum: 100 Mbps download and 20 Mbps upload speeds and shall have low latency of less than 100 ms, and packet loss of less than two percent (2%).

Customer Pricing Table (Example provided below is specific, and comes from the Grantee’s Project application):

\$60/month - 1 Gig Download/1 Gig Upload speeds and number of passes: 424

Desription	Number of
Households	1,149
Businesses	12
Farms/Ranches	33
Anchor Institutions or Public Facilities	9



IN WITNESS WHEREOF, the parties have signed this Second Amendment as of the dates below.

STATE:
UTAH BROADBAND CENTER

GRANTEE:
BOX ELDER COUNTY



Name: Jim Grover
Title: Managing Director of Incentives and Grants
Date:

Name: Lee B. Perry
Title: Chairman
Date: 1-8-2025

**GOVERNOR'S OFFICE OF ECONOMIC
OPPORTUNITY**

**GOVERNOR'S OFFICE OF ECONOMIC
OPPORTUNITY**

Name: Jason Marden
Title: Director of Finance
Date:

Name: Kamron Dalton
Title: Managing Director of Operations (COO)
Date:

APPROVED BY:
DIVISION OF FINANCE

Name:
Title:
Date:



1/08/2025 Public Hearings: Surplus property Disposal

Name

Christer Bennett

Jack Capell

Paloma Hardy

Lynnette Crockett

Jenica Stander

Paige Stevenson

Cory OACS

Kevin Lloyd

Casey

Kerrin Potter

Lucas Martin

Shawn Wilson

Keith Kelly

Scott Lyons

Tyler Holmes

Cheryl Burgan

Damon Budy

Gary Bean

Curtis Christensen

Mary Bingham

Paul Cook

Connie Lemmon

Kelly Lemmon

25-04



NinthBrain

Ninth Brain Suite, LLC
Box Elder County

Order Date: 1/2/2025

Subscription Contract				
Subscription	# of Accounts	Payment Plan	Yearly Investment	10% Discount with Upfront Yearly Payment
Custom Package (Base, Education, Credentials, Forms, and Checklist) with NBS Library Plus Upgrades	30	Upfront Annual	\$3,600	\$3,240

Special Terms:
Special Terms - This is a one-year contract, with no auto-renewal.

All Subscriptions include:
Initial and ongoing online training for administrators, scheduled at your convenience
Automatic free upgrade when a new version of our software is released
Email and toll-free client support during normal business hours (8-5 PM EST)

Terms: This order is governed by the terms of the Terms of Service between the parties, which terms are incorporated into this order for all purposes. This order and the agreement are the entire agreement between the parties, and they supersede and replace all prior and contemporaneous negotiations, agreements, representations and discussions regarding this subject matter. Only a signed writing of the parties may amend this order.

BOX Elder County:
Signature: Lee Perry
Title: Chairman
Date: 1-8-2025

Ninth Brain Suite, LLC
Name: _____
Signature: _____
Title: _____
Date: _____

2025 BE Commission Assignments, Committees and Boards

Commission Seat A_Boyd

Brag Governing Board

Human Resources

Warrant Register

Emergency Service Board

COM. Dev./Planning

(Planning/Zoning)

Weed Dept

USU Extension

ITS Dept

Mosquito Abatement

USACCC member

Boundary Commission

Bear River Water Conservancy District

Public Lands

(RS 2477/Access Mgt)

(PILT)

Natural Resources

(Perry Flood)

(Willard Flood)

Willard Spur

Utah Defense Alliance

Brigham City Corp Mantua Reservoir Advisory Committee

Conservation Districts

(CRM Coord Resources Mgt.)

(Northern Utah CD)

(Sage Grouse/Elk/Bird Refuge)

Commission Seat B – Lee

Brag Governing Board – Chair 2025 year

Human Resources

Warrant Register

Emergency Service Board

Buildings and Grounds

Public Safety- Fire Marshal Office

(EMS/Ambulance)

Emergency Management

(Dispatch Board/LEPC)

Central BE Fire District

Tourism

(Tourism Council)

(Tourism Tax Advisory Board)

USACCC member

Human Services – Bear River Health Dept

Utah Association of Counties Board member

Great Salt Lake Advisory Committee

UCIP Board Member for 3rd class counties

Utah State Brigham City Campus Advisory Board

Mineral Lease

Utah Railroad Museum and Spike 150

Wasatch Front Regional Council

Community Development Block Grant CDBG

Utah Defense Alliance

Tax Entity Commission

Envision Utah

Commission Seat C- Tyler

BRAG Governing Board

Human Resource

Warrant Register

Emergency Services Board

Fair/ Fairgrounds

Landfill

Transportation/ Roads

Road Dept.

Bookmobile/Library Board

USACCC member

Boys & Girls Club

BRLHC

BC Chamber of Commerce

Mayors Association

Air Quality Board

Quality Growth/ Economic growth

Education

UTA Coordination & UDOT

WFRC

State CDC Commission

BCCH Board