

**NOTICE OF MEETING TO BE HELD IN PUBLIC AND EXECUTIVE SESSION
OF THE MORGAN COUNTY COUNCIL
TUESDAY, DECEMBER 17, 2013
5:00 P.M.
MORGAN COUNTY COURTHOUSE
48 WEST YOUNG STREET
MORGAN, UTAH**

Except as noted above, times for agenda items are approximate and may be changed as circumstances require. Agenda items may or may not be discussed in the order they are listed. Interested members of the general public are encouraged to remain in attendance for the duration of the meeting in the event discussion of an agenda time begins earlier than listed.

AGENDA:

1. Call to Order
2. Prayer & Pledge
3. Consent Calendar
 - Approval of Agenda
 - Approval of Minutes
 - Check Edit List
 - Motor Vehicle Refund
4. Public Comment Period
5. County Council Business
6. Discussion/Decision – Resolution approving and authorizing the Execution of a Sixth Amended Interlocal Cooperation Agreement with other members of Utah Counties Indemnity Pool, relating to the establishment, funding and operation of Utah Counties Indemnity Pool
7. Jon Cannon – Discussion/Decision – Discuss the possibility of Morgan County selling Lot 55 to RMHB or other use of Lot 55 in Wasatch Shadow Subdivision
8. Dawna Zukirmi – Discussion/Decision – Ask for letter of support for River Restoration & Enhancements Project, committing some in-kind resources
9. Better City – Discussion – Quarterly Report of Economic Development in Morgan County
10. Public Hearing to receive feedback on possible CDBG Grant Projects
 - Dean Graham present CDBG program
 - Public Hearing
 - Discussion
11. Better City – Discussion/Decision – Approval to publish an RFP to procure the services of a professional engineering/consulting firm to conduct a feasibility study for the renovation of Como Springs

ADJOURN

Note: The Council may vote to discuss certain matters in Executive Session pursuant to Utah Code Annotated 52-4-5. In compliance with the Americans with Disabilities Act, individuals needing accommodations (including auxiliary communicative aids and services) during this meeting should notify Stacy Lafitte at (801)845-4011 at least 24 hours before this meeting. Agendas are also posted on the county web site at <http://www.morgan-county.net> under 'Agendas & Notices' and on the Utah Public Meeting Notice website at <http://www.utah.gov/pmn/index.html>

Date Posted December 10, 2013
Time Posted: 4:00 p.m.
Posted By: Teresa Lake

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Members Present

Tina Kelley, Chair
Daryl Ballantyne
Robert Kilmer
Logan Wilde
Ned Mecham
Lyle Nelson

Others Present

Debbie Sessions
Randy Sessions
Dawna Zukirmi
Dorothy Little
Garry Mowery
Darla Wright
Monika Ballantyne
Brent Anderson
Charlie Ewert

Excused

Austin Turner
Jann Farris, County Attorney

Other Staff Present

Teresa Lake, Deputy Clerk

Chair Kelley called the meeting to order at 5:00 p.m. She excused Attorney Farris.

The invocation was given and the pledge lead by Member Wilde.

Consent Calendar

- **Approval of Agenda**
- **Approval of Minutes**
- **Check Edit List**
- **Motor Vehicle Refund**

Member Nelson moved to approve the Consent Calendar. Seconded by Member Wilde. The vote was unanimous. The motion passed.

Public Comment Period

There were no public comments.

County Council Business

Member Mecham stated the Wasatch Energy had a productive meeting and things are going well in the district.

Member Nelson stated he has met with Better City; they are working on several projects and will give their quarterly report later in the meeting. He also noted there are items from the last audit report that the Council needs to address.

Member Wilde stated he went to a Sage Grouse meeting and Morgan County will be affected by the State's plan when it is incorporated. He noted the CIL was discussed and the rankings were changed in the COG meeting as recommended by Wasatch Front Regional Council.

Member Kilmer stated that Mike Waite held a wrap up meeting for the road project on Morgan Valley Drive; there are still things that need to be completed and it will be spring before it is complete.

Member Ballantyne stated they are working on getting a grant for playground equipment at the Milton Park.

It was noted there was a meeting with some of the Council Members and the staff from Senator Hatch's office to discuss concerns from Morgan County.

Discussion/Decision – Resolution approving and authorizing the Execution of a Sixth Amended Interlocal Cooperation Agreement with other members of Utah Counties Indemnity Pool, relating to the establishment, funding and operation of Utah Counties Indemnity Pool

Member Kilmer moved to approve Resolution CR-13-19 authorizing the Execution of a Sixth Amended Interlocal Cooperation Agreement with other members of the Utah Counties Indemnity Pool, relating to the establishment, funding and operation of Utah Counties Indemnity Pool. Seconded by Member Mecham. The vote was unanimous. The motion passed.

Jon Cannon – Discussion/Decision – Discuss the possibility of Morgan County selling Lot 55 to RMHB or other use of Lot 55 in Wasatch Shadow Subdivision

It was noted that this building lot was acquired by Morgan County to be used for low income housing but nothing has ever happened with this lot.

Jon Cannon stated that Rocky Mountain Home Builders has been working to build low income housing within Morgan County and completing projects within 90 days. He stated they do not have any other lots available right now and he would like to pursue buying this lot to build a low income/affordable home.

Chair Kelley stated that research would have to be done with the County Attorney as well as Wasatch Regional Council to find out if this is something that can be done or what the criteria currently is to do something with the building lot.

Mr. Cannon stated they come up with the \$200,000 - \$250,000 building figure from funding that is available for financing. He stated they are willing to partner with Morgan County to make this feasible; they will help in any way they can to move forward with this.

It was noted that Jann Farris will be given the information and have Mr. Cannon follow-up with him; this will be on a future agenda.

Dawna Zukirmi – Discussion/Decision – Ask for letter of support for River Restoration & Enhancements Project, committing some in-kind resources

Chair Kelley stated that she does not have concerns with writing a letter but she is concerned about committing resources.

Dawna Zukirmi stated they need a letter now because Trout Unlimited and DWR want to go after some funding opportunities; Trout Unlimited has already applied for two grants within the last week for this project with the money possibly being available as early as April. She noted that DWR wants to be able to apply for money from their organization at the beginning of the year. She stated that they understand that Morgan County and Morgan City do not have the funds to put forward for the seed match at this time to put towards the design study but they are willing to move forward. She stated the in-kind resources would be appointing a Council Member to the committee to which Member Wilde has agreed to do. She stated they would like County Personnel for administrative work to provide financial information and records that can be used in grant applications; they would also like mapping and GIS personnel to help as part of the planning study.

Chair Kelley stated the County Personnel could possibly help provide the information but it will not be at the cost of other projects they are working on and it may take time for them to provide that information.

Dawna stated the letter would represent the County's interest and support in the project. She noted if the grants do not come through then the County is not out anything.

Member Mecham stated that he does not understand the rush for this study because it will be many years before the County has the money to pay their share for this project. He noted that he is also concerned about the rights of the property owners and the ditch companies.

Dawna stated that the River Restoration Company feels that there will be money available for this project from other sources. She stated that Trout Unlimited will be working with the stakeholders of the ditch companies and the property owners to make sure that their concerns are addressed.

Member Wilde stated that at the fairgrounds the County has put in a berm which diverts the water to a different flood plain area and the County could be held liable for doing something in the floodplain. He noted there is a State funding pool for the different drainage areas that comes around every eight years and if the money is not used then we will lose the money and it will be used somewhere else. He stated that he feels this project should be broken up into several projects; the only way to divide up the project is to do a study.

Member Nelson stated he is concerned about the impact on the landowners and they need to be part of the discussion.

It was noted that there needs to be 100% stakeholder buy-in for this project to move forward.

Member Kilmer stated the point of diversion needs to be researched before they are changed.

It was noted that the County is in support but there are concerns. It was also noted that Attorney Jann Farris will write the letter or approve the letter that was suggested.

Dawna stated that she thinks the river restoration will lead the way for the Como Springs project and help it to move forward.

Member Mecham requested that all the water masters be contacted before a newspaper article is printed and gets the citizens in an uproar.

Member Wilde moved to approve the County Attorney drafting a letter in support of the River Restoration and Enhancement projects from the County to Trout Unlimited and the DWR. Seconded by Member Nelson. The vote was unanimous. The motion passed.

Better City – Discussion – Quarterly Report of Economic Development in Morgan County

Mathew Godfrey and Dean Graham reviewed the projects they have been working on. They also noted that the next step with the Como Springs project will be to publish an RFP to procure the services of a professional to conduct a feasibility study. They noted there are over 300 businesses in the County conducting business without a license and they will partner with the County to get those businesses information to get licensed. They requested an updated CIP list.

There was discussion about sending a Council Member to the Shot Show at the first of the year to help promote the County; Members Kilmer and Turner will possibly attend.

Public Hearing to receive feedback on possible CDBG Grant Projects

- **Dean Graham presented the CDBG program**

Dean read the following:

This hearing is being called to consider potential projects for which funding may be applied under the 2014 Community Development Block Grant Program.

CDBG grant money must be spent on projects benefiting primarily low and moderate income persons. The Wasatch Front Regional Council in which Morgan County is a member, is expecting to receive approximately \$900,000 in this new program year. All eligible activities that can be accomplished under this program are identified in the CDBG Application Policies and Procedures Manual and interested parties can review it at any time. Several of the eligible activities listed include: construction of public works and facilities, ie: water and sewer line, fire stations, acquisition of real property, provisions of public services such as food banks or homeless shelters, and economic development work to create jobs for low to moderate income persons. Also eligible are loan programs for private businesses which would then hire low income persons and the program can also pay for housing rehabilitation or down payment assistance for low income homeowners. In the past Morgan County has received eight CDBG grants, which helped pay for property acquisition, library equipment, a respite care van, and to pay to make property ADA compliant. The County has made available its capital investment plan as part of the regional “**Consolidated Plan**”. This list shows which projects the County has identified as being needed in the community.

If there is anyone with questions, comments or suggestions please identify yourself by name before speaking. The clerk will include your names in the minutes and we would like to specifically respond to your questions and suggestions during the hearing.

Member Kilmer moved to go into Public Hearing. Seconded by Member Mecham. The vote was unanimous. The motion passed.

- **Public Hearing**

Brent Anderson asked if there is a list of grants that Morgan County is pursuing. (It was noted that is the purpose of this item to put together a list.) He also asked if a contractor can apply for the CDBG Grants for affordable housing projects. (It was noted that Morgan County would have to sponsor them.)

Member Mecham moved to go out of Public Hearing. Seconded by Member Nelson. The vote was unanimous. The motion passed.

- **Discussion**

Matthew Godfrey stated they will look at the rankings from the projects on the CIL and go through the criteria and then come back to the Council and see what they want to pursue.

Better City – Discussion/Decision – Approval to publish an RFP to procure the services of a professional engineering/consulting firm to conduct a feasibility study for the renovation of Como Springs

Matthew Godfrey noted the next step in the Como Springs project is to procure the services of a professional to conduct a feasibility study; the RFP was included in the packet for approval. He stated after this study they will come back to the County with options for moving forward.

Member Wilde moved to approve to publish an RFP to procure the services of a professional engineering/consulting firm to conduct a feasibility study for the renovation of Como Springs as outlined in the packet. Seconded by Member Nelson. The vote was unanimous. The motion passed.

Member Mecham moved to adjourn.

APPROVED _____
Chairman

Date _____

ATTEST _____
Clerk

Date _____