

BOARD OF COMMISSIONERS OF UTAH COUNTY, UTAH

MINUTES OF PUBLIC MEETING

February 3, 2009

PRESENT: COMMISSIONER LARRY A. ELLERTSON, CHAIR
COMMISSIONER STEVE WHITE, VICE-CHAIR
COMMISSIONER GARY J. ANDERSON

ALSO PRESENT:

| | |
|---|--|
| Kent Sundberg, Civil Division Chief | John Anderson, CRU |
| Danene Jackson, Clerk/Auditor - Finance | Berta Lou Holt, CRU |
| Richard Nielson, Public Works | Ed Holt, CRU |
| James Tracy, Utah County Sheriff | Ray Mecham, CRU |
| Mike Forshee, Sheriff's Office | Elaine Mecham, CRU |
| Yvette Rice, Sheriff's Office | George Money, CRU |
| Dalene Higgins, Sheriff's Office | Shirle Money, CRU |
| Jason Randall, Sheriff's Office | Joel K., Rogers, CRU |
| Robert Kirk, Utah County Treasurer | Ed Evans, CRU |
| Peggy Kelsey, Community Development | Jim Magill, CRU |
| Jeff Mendenhall, Community Development Director | Carol Magil, CRU |
| Brandon Larson, Community Development | Desmond Reeder, CRU |
| Randy Covington, Utah County Recorder/Surveyor | Keith A. Prior, CRU |
| Andrea Allen, Recorder's Office | Eldon Money, Palmyra |
| Lana Jensen, Personnel Director | Randal Purcell Jr., Lake Shore |
| Jane Ivie, Personnel | Pat Purcell, Lake Shore |
| Richard Nance, Substance Abuse Director | Matt Jones, CRU |
| Laura Blanchard, Children's Justice Center Director | J. W., CRU |
| Cole Cannon, Cannon Group | Krystal, Warneck, Lake Shore |
| Joe Prior, CRU | Alta Lee, Lake Shore |
| Rollo Jones, CRU | Hilary Roberts, CRU |
| Eldon A. Neves, CRU | Helina Thomas, Citizen |
| Diana Neves, CRU | Paul Souther, West Mountain |
| Clayton Stephens, CRU | Namon Bills, <u>Spanish Fork Press</u> |
| Kathleen Stephens, CRU | Linda Strickland, Commission Clerk |

Commissioner Ellertson called the meeting to order at 9:04A.M. and welcomed those present. The following matters were discussed.

CONSENT

- 1. APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO SIGN A MAINTENANCE AGREEMENT WITH LES OLSON COMPANY FOR A SHARP MODEL M355 COPIER, SN6505361X - Located in the Sheriff's Office Evidence Department**
- 2. APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO SIGN A MAINTENANCE AGREEMENT WITH LES OLSON COMPANY FOR A SHARP MODEL M455 COPIER, SN 55051499 - Located in the Sheriff's Office Investigation Department**
- 3. APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO SIGN THE HISTORIC COUNTY COURTHOUSE LEASE AGREEMENT WITH LAURA CANTERA FOR A WEDDING RECEPTION TO BE HELD ON FEBRUARY 14, 2009**
- 4. SET A PUBLIC HEARING FOR THE RECOMMENDED AGRICULTURE PROTECTION AREA FOR SAUNDERS LIVESTOCK CORPORATION, SECTION 30, T9S, R2E, IN THE RA-5 ZONE, 92.13 ACRES, SPRING LAKE AREA - Suggested Date: February 24, 2009 at 9:00 A.M. in Room 1400, County Administration Building, 100 East Center Street, Provo, Utah**

UTAH COUNTY BOARD OF COMMISSIONERS

MINUTES - February 3, 2009

Page 2

5. APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO SIGN ONE TERMINATION AGREEMENT AND GENERAL RELEASE (RETIREMENT SEVERANCE PAYMENT OPTION) WITH ONE COUNTY EMPLOYEE
6. ADOPT A RESOLUTION APPROVING VOLUNTEERS WHO WISH TO DONATE THEIR SERVICES TO UTAH COUNTY
7. APPROVE AND AUTHORIZE EXECUTION OF STIPULATION AND MOTION FOR ORDER OF DISMISSAL AND ORDER WITHDRAWING PERMANENT INJUNCTION AND MANDATORY INJUNCTION REGARDING UTAH COUNTY VS PAUL HARDMAN, ET AL, CIVIL NO. 080402146. FOR RESOLUTION OF ZONING VIOLATION
9. APPROVE AND AUTHORIZE EXECUTION OF AN AGREEMENT WITH ALTIUS HEALTH PLANS FOR THE PEAK QUALIFIED HIGH DEDUCTIBLE PLAN MEDICAL INSURANCE COVERAGE
10. APPROVE AND AUTHORIZE EXECUTION OF AN AGREEMENT WITH ALTIUS HEALTH PLANS FOR THE PEAKS PLUS PLAN MEDICAL INSURANCE COVERAGE
11. APPROVE TAX CREDITS AND REFUNDS RECOMMENDED BY THE COUNTY ASSESSOR'S OFFICE IN CANCELLATION AND CORRECTION LETTER NO. 223, DATED JANUARY 29, 2009
12. APPROVE REQUESTED EXEMPTIONS ON THE LIST DATED JANUARY 23, 2009, APPLIED FOR BY TAXPAYERS, FOR PAYMENT OF TAXES WHERE THE MARKET VALUE OF EQUIPMENT WAS LESS THAN \$3,570 AS PROVIDED BY THE UTAH STATE LEGISLATURE FOR 2008
13. APPROVE THE MINUTES OF THE UTAH COUNTY BOARD OF COMMISSIONERS' JANUARY 27, 2009 MEETING
14. RATIFICATION OF PAYROLL
Period 3 8 Checks \$6,547.88 1,072 Total Deposits: \$1,388,520.63 Total: \$1,395,068.51
Federal Payroll Taxes: Total: \$ 207,369.78
15. RATIFICATION OF WARRANT REGISTER SUMMARY

| | | | |
|------------------|--------------|---------------------------|----------------------|
| Register No. 84 | Jan 26, 2009 | Check Nos.109527-109533 | Total: \$ 4,249.45 |
| Register No. 85 | Jan 26, 2009 | Check Nos. 109534-109545 | Total: \$ 4,633.90 |
| Register No. 86 | Jan 26, 2009 | Check Nos. 109546-109552 | Total: \$ 11,886.22 |
| Register No. 87 | Jan 26, 2009 | Check Nos. 109553-109590 | Total: \$ 120,793.69 |
| Register No. 88 | Jan 27, 2009 | Check Nos. 109591-109612 | Total: \$ 4,626.66 |
| Register No. 89 | Jan 27, 2009 | Check Nos. 109613-109622 | Total: \$ 1,760.80 |
| Register No. 90 | Jan 27, 2009 | Check Nos. 190623-109636 | Total: \$ 5,198.11 |
| Register No. 91 | Jan 28, 2009 | Check Nos. 109637-109543 | Total: \$ 7,001.86 |
| Register No. 92 | Jan 28, 2009 | Check Nos. 109544-109654 | Total: \$ 1,477.86 |
| Register No. 93 | Jan 28, 2009 | Check Nos. 109655-109668 | Total: \$ 88,521.53 |
| Register No. 94 | Jan 28, 2009 | Check Nos. 109669-109683 | Total: \$ 69,991.58 |
| Register No. 95 | Jan 28, 2009 | Direct Deposit: 5361-5361 | Total: \$ 132.93 |
| Register No. 96 | Jan 28, 2009 | Check Nos. 109684-109687 | Total: \$ 5,453.59 |
| Register No. 97 | Jan 28, 2009 | Check Nos. 109688-109702 | Total: \$ 25,306.34 |
| Register No. 98 | Jan 29, 2009 | Check Nos. 109703-109756 | Total: \$ 1,938.00 |
| Register No. 99 | Jan 29, 2009 | Check Nos. 109757-109774 | Total: \$ 187,856.68 |
| Register No. 100 | Jan 29, 2009 | Check Nos. 109775-109817 | Total: \$ 224,578.95 |
| Register No. 101 | Jan 29, 2009 | Direct Deposit: 5362-5365 | Total: \$ 418,809.00 |
| Register No. 102 | Jan 29, 2009 | Check Nos. 109818-109827 | Total: \$ 327,378.17 |
| Register No. 103 | Jan 29, 2009 | Check Nos. 109828-109828 | Total: \$ 284,754.00 |
| Register No. 104 | Jan 29, 2009 | Direct Deposit: 5366-5366 | Total: \$ 70.17 |
| Register No. 105 | Jan 29, 2009 | Check Nos. 109829-109840 | Total: \$ 14,248.68 |
| Register No. 106 | Jan 29, 2009 | Direct Deposit: 5367-5387 | Total: \$ 7,230.40 |

UTAH COUNTY BOARD OF COMMISSIONERS
 MINUTES - February 3, 2009
 Page 3

| | | | |
|------------------|--------------|---------------------------|------------------------------|
| Register No. 107 | Jan 29, 2009 | Check Nos. 109841-109858 | Total: \$ 9,356.41 |
| Register No. 108 | Jan 29, 2009 | Direct Deposit: 5388-5389 | Total: \$ 1,037.18 |
| Register No. 109 | Jan 29, 2009 | Check Nos. 109859-109869 | Total: \$ 38,218.10 |
| Register No. 110 | Jan 29, 2009 | Check Nos. 109870-109890 | Total: \$ 146,652.14 |
| | | | Total: <u>\$2,063,162.40</u> |

Commissioner Anderson asked that Consent Agenda Item No. 8 be pulled for discussion. He made a name correction in the minutes for a board member of the Utah Valley Dispatch Special Service District. The name should be Stansfield. Commissioner Ellertson recommended approval for the remaining Consent Agenda items. The following Regular Agenda items were moved to Consent,.

1. RECOGNITION OF THE UTAH COUNTY EMPLOYEE OF THE MONTH FOR FEBRUARY, 2009
2. APPROVE PERSONNEL ACTIONS ORIGINATING JANUARY 29, 2009
3. APPROVE THE RESOLUTION MODIFYING SECTION IX.A.7.e OF THE UTAH COUNTY PERSONNEL RULES AND REGULATIONS PERTAINING TO FAMILY AND MEDICAL LEAVE TO PROVIDE LEAVE FOR MILITARY FAMILY MEMBERS TO ASSIST THOSE CALLED TO ACTIVE DUTY OR TO CARE FOR AN ILL OR INJURED SERVICE MEMBER *(Continued from the January 27, 2009 meeting)*
4. ADOPT A RESOLUTION TRANSFERRING FUNDS BETWEEN DEPARTMENTS OF UTAH COUNTY - *Sheriff - JCAT Statewide Grant: Commission - Golf Tournament*
5. APPROVE OR DENY THE REQUEST OF RICHARD ERICKSON FOR A RECORD OF SURVEY MAP FOR AN AGRICULTURAL WAIVER OF SUBDIVISION ON PARCEL NO. 24:068:0045
9. ADOPT A RESOLUTION OF APPOINTMENT TO THE CHILDREN'S JUSTICE CENTER ADVISORY BOARD
10. ADOPT A RESOLUTION OF APPOINTMENT TO THE UTAH COUNTY BOARD OF ADJUSTMENT
11. ADOPT A RESOLUTION OF REAPPOINTMENT TO THE UTAH COUNTY AGRICULTURE PROTECTION AREA ADVISORY BOARD
16. SET A DATE, TIME AND LOCATION FOR A CLOSED MEETING TO DISCUSS COMMERCIAL INFORMATION AS DEFINED IN SECTION 59-1-404, U.C.A., 1953 AS AMENDED

ACTIONS TAKEN

Consent Agenda Item Nos. 1, 2, 3, 5, 7, 11 and 12 were approved; No. 4 was set for a public hearing; No. 6 was adopted; No. 8 was pulled for discussion; Nos. 9 and 10 were continued to the February 10, 2009 meeting; and Nos. 14 and 15 were ratified. Regular Agenda Item No. 1 was continued to the February 10, 2009 meeting; Nos. 2 and 5 were approved; Nos. 3, 4, 9, 10 and 11 were adopted; and No. 16 was stricken.

AGREEMENT NOS. 2009-58, 2009-59, 2009-60, 2009-61, 2009-62, 2009-63 and 2009-64
 RESOLUTION NOS. 2009-21, 2009-22, 2009-23, 2009-24, 2009-25 and 2009-26

REGULAR

Consent Agenda Item No. 8 was discussed:

8. APPROVE AND AUTHORIZE EXECUTION OF SECOND STIPULATION REGARDING UTAH COUNTY VS. JANET M. WALBOM, TRUSTEE OF THE JANET M. WALBOM FAMILY PROJECTION TRUST, FOR RESOLUTION OF ZONING VIOLATIONS

Commissioner Anderson noted there was a typo on Page 2, Paragraph 4.

Commissioner White made the motion to approve execution of second stipulation regarding Utah County vs. Janet M. Walbom, Trustee of the Janet M. Walbom Family Projection Trust, for resolution of Zoning Violations with the corrected typo. The motion was seconded by Commissioner Anderson and carried with the following vote:

**AYE: Larry A. Ellertson
Steve White
Gary J. Anderson
NAY: None**

AGREEMENT NO. 2009-65

6. APPROVE OR DENY THE GARNER SUBDIVISION, PLAT "B"; ACCEPT IMPROVEMENT BOND OF \$19,142.00 OR VERIFICATION THAT ALL REQUIRED IMPROVEMENTS HAVE BEEN COMPLETED; AND REQUIRE GREENBELT ROLLBACK TAXES BE PAID PRIOR TO RECORDING THE PLAT ON LAND TO BE DEDICATED TO THE COUNTY FOR THE ROAD RIGHT-OF-WAY, IN ADDITION TO ANY REQUIRED BY THE COUNTY COMMISSION

Commissioner Ellertson noted this action left a peninsula and Brandon Larson explained this was a non-conforming lot and this action will make the lot legal.

Commissioner Anderson made the motion to approve the Garner Subdivision, Plat "B"; accept improvement bond of \$19,142 or verification that all required improvements have been completed; and require Greenbelt Roll back Taxes be paid prior to recording the plat on land to be dedicated to the county for the road right-of-way; in addition to any required by the county commission. The motion was seconded by Commissioner White and carried with the following vote:

**AYE: Larry A. Ellertson
Steve White
Gary J. Anderson
NAY: None**

7. TAKE ACTION ON THE PROPOSAL BY COLE CANNON TO AMEND THE LAND USE ORDINANCE OF THE UTAH COUNTY GENERAL PLAN, 2006, FROM AGRICULTURAL/WATERSHED DESIGNATION TO THE RESIDENTIAL DESIGNATION; AND ZONE MAP AMENDMENT FROM THE RA-5 ZONE TO THE RR-5 ZONE, 75 ACRES, SECTION 26, T8S, R1E, WEST MOUNTAIN AREA, AND ADOPT AN ORDINANCE IF APPROVAL IS GRANTED

Jeff Mendenhall explained this action is a result of a request from the Cole Cannon Group to change the zoning from RA-5 to RR-5 in the West Mountain area. This is a change in the PUD Ordinance that would allow this capability. The amendment would also change the minimum for the development from 180 acres to 75 acres with the intent that the development would incorporate and annex the additional acreage into the town. Mr. Mendenhall said the PUD would allow two units per acre with the possibility of three units per acre with the appropriate green space. The development would also be required to have its own sewer system instead of septic tanks as well as its own water system. Commissioner Ellertson expressed concern about the roadways and traffic. He referred to the problems that occurred with Saratoga Springs and Eagle Mountain were incorporated without adequate roads and said while the 75-acre development may not create a problem, the increased development after that would. Mr. Mendenhall stated that initially the Planning Commission had voted against this application due to the transportation concerns, noting they would rather see the developments taking place near cities or annexing into existing cities. Commissioner White said a transportation study was conducted by Provo City a few years ago which indicated there was an average of 17 trips a day per household. Based on that study the 225 units would generate 2500 trips a day; however, it would likely be less for that area because it is further away from the cities. Commissioner Ellertson reiterated his concern regarding the long-term effect and noted the Board is amending the land use of the county general plan. Mr. Mendenhall agreed the Planning Commission had the same concerns and have now amended the PUD to address some of those concerns, although he wasn't sure all of their questions had been addressed. Commissioner Ellertson asked Cole Cannon about the time table and Mr. Cannon said they

UTAH COUNTY BOARD OF COMMISSIONERS
MINUTES - February 3, 2009
Page 5

hope to start development by 2010. He stated the group had addressed the impact and the traffic situation and they chose that area because there are five major thoroughfares in that part of the county.

Commissioner Anderson made the motion to approve the proposal by Cole Cannon to amend the Land Use Ordinance of the Utah County General Plan, 2006, from Agricultural/Watershed Designation to the Residential Designation; and Zone Map Amendment from the RA-5 Zone to the RR-5 Zone, 75 acres, Section 26, T8S, R1E, West Mountain area, and to adopt the ordinance. The motion was seconded by Commissioner White and carried with the following vote:

**AYE: Larry A. Ellertson
Steve White
Gary J. Anderson
NAY: None**

Commissioner Ellertson voted in favor with the understanding that work is going on to alleviate any problems.

ORDINANCE NO. 2009-4

8. APPROVE AND AUTHORIZE EXECUTION OF AN AGREEMENT WITH CROSSROADS ADULT AND ADOLESCENT SERVICES, LLC FOR CASE MANAGEMENT AND PROBATION SUPERVISION SERVICES FOR THE UTAH COUNTY JUSTICE COURT DRUG COURT PROGRAM

Jeff Buhman explained Crossroads Adult and Adolescent Services, LLC provides probation services for those individuals who are placed on probation by the district court. Commissioned Ellertson asked if this program has been successful in the past and Mr. Buhman said the program is new. The benefit will be to use a single provider with the hope that communication will improve. The individual will enter a plea of abeyance and enter into the program. The user will pay a fee of \$100 at the beginning which will cover the cost for tests and case management. Commissioner Anderson asked what would happen if the individual entered a plea of abeyance, but can't pay the fee. Mr. Buhman explained the plan would be for the individual to know about the fee before entering the plea. Commissioner Anderson expressed the opinion that the concept is great; however, the fact is that some will not pay and will not complete the program. Mr. Buhman said any increase of jail population should be minimal. Sheriff Jim Tracy said he believed the program will work and he isn't worried about an increase of inmates. Commissioner White asked what the penalties would be for those who agree to be on probation, but don't follow through. Mr. Buhman said this would be handled on a case-by-case basis. Commissioner Anderson stressed the fact that the defendants must know all of the consequences before entering into an agreement. Mr. Buhman noted the Substance Abuse Division would not be involved in these cases; however, they did give approval of the provider.

Commissioner White made the motion to approve an agreement with Crossroads Adult and Adolescent Services, LLC for case management and probation supervision services for the Utah County Justice Court Drug Program, The motion was seconded by Commissioner Anderson and carried with the following vote:

**AYE: Larry A. Ellertson
Steve White
Gary J. Anderson
NAY: None**

AGREEMENT NO, 2009-66

12. SET A DATE, TIME AND LOCATION FOR A CLOSED MEETING TO DISCUSS THE CHARACTER, PROFESSIONAL COMPETENCE, OR PHYSICAL OR MENTAL HEALTH OF AN INDIVIDUAL OR INDIVIDUALS

Commissioner White made the motion to set a date, time and location for a closed meeting to discuss the character, professional competence, or physical or mental health of an individual or individuals to immediately follow today's public meeting in Room 1400 of the County Administration Building. The motion was seconded by Commissioner Anderson and carried with the following vote:

**AYE: Larry A. Ellertson
Steve White
Gary J. Anderson
NAY: None**

UTAH COUNTY BOARD OF COMMISSIONERS

MINUTES - February 3, 2009

Page 6

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

Commissioner White made the motion to set a date, time and location for a closed meeting for a strategy session to discuss pending or reasonably imminent litigation to immediately follow the previously scheduled closed meeting in Room 1400 of the County Administration Building. The motion was seconded by Commissioner Anderson and carried with the following vote:

AYE: Larry A. Ellertson
Steve White
Gary J. Anderson
NAY: None

14. SET A DATE, TIME AND LOCATION FOR A CLOSED MEETING FOR A STRATEGY SESSION TO DISCUSS THE PURCHASE, EXCHANGE, OR LEASE OF REAL PROPERTY

Commissioner White made the motion to set a date, time and location for a closed meeting for a strategy session to discuss the purchase, exchange, or lease of real property to immediately follow the previously scheduled closed meetings in Room 1400 of the County Administration Building. The motion was seconded by Commissioner Anderson and carried with the following vote:

AYE: Larry A. Ellertson
Steve White
Gary J. Anderson
NAY: None

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

Commissioner White made the motion to set a date, time and location for a closed meeting for a strategy session to discuss the sale of real property to immediately follow the previously scheduled closed meetings in Room 1400 of the County Administration Building. The motion was seconded by Commissioner Anderson and carried with the following vote:

AYE: Larry A. Ellertson
Steve White
Gary J. Anderson
NAY: None

WORK SESSION

NO WORK SESSION ITEMS WERE SUBMITTED

PUBLIC COMMENTS

Eldon Neves, representing Citizens for Rural Utah, expressed appreciation for the opportunity to speak before the Board. He indicated he would like to set a date for a meeting during which time individuals could provide input and express their concerns regarding recent zoning changes that would allow a waste transfer station in the Palmyra area. The Board of Commissioners agreed to set this meeting for April 22, 2009 at 6:00 P.M. in Room 1400 of the County Administration Building. He distributed information regarding the concerns about the fact that there was sufficient room for expansion at the existing transfer station and also about the fact that Springville had already advertised that land for sale at the asking price of \$12,000,000.00. Mr. Neves' written remarks are attached.

There being no further business nor public comment, the meeting adjourned at 9:47 A.M. The minutes of the February 3, 2009 Utah County Board of Commissioners meeting were approved as transcribed on February 10, 2009.

UTAH COUNTY BOARD OF COMMISSIONERS
MINUTES - February 3, 2009
Page 7

ATTEST:

LARRY A. ELLERTSON
Utah County Commission Chair

BRYAN E. THOMPSON
Utah County Clerk-Auditor

Copies Available upon Request or on the County Web Site at www.utahcountyonline.org
Recorded by: Linda Strickland, Commission Clerk

ATTACHMENT

Good morning Chairman Ellertson, Commissioner White, and Commissioner Anderson:

Thank you for letting me speak to you once more for a few minutes this morning. I know that you are busy with the state legislature business and watching over for county interests. Thank you for your time.

The weeks have gone by since we agreed to an April meeting and in spite of many phone calls I still haven't heard from Barbara concerning a date for our community meeting with the CRU folks and the commissioners.

We would like to propose the 21st of April for that meeting so we might have a target date? That would be helpful for us so that we'll be able to better plan and give the participants a target day and time.

We've noted as we've examined the planning commission minutes and the feasibility study or technical report done by the URS Corporation for South Utah Valley Solid Waste District on the 13th of June 2007 that possibly the most viable solution to the need for more space for the transfer station would be to simply expand on the existing land already owned by the solid waste district next to their current facility.

That possible solution, of course, is only valid if we operate on the assumption that the actual reason for the proposed re-location is because of the need for more space. The probable reason for the requested re-location seems to be more obvious.

The option to simply expand the current facility at its current location is one of the solutions which we wanted to present in April at our proposed meeting with the commissioners.

On the 13th of January during this normal commission meeting we agreed that nothing would be done concerning the matter of the re-location of the solid waste transfer station prior to our meeting in April.

After I left the commission meeting last Tuesday I noted that a FOR SALE sign had been installed in front of the transfer station.

I called the listing agent and found that the land, about fifty five acres, had been actually listed for sale on Monday for about 12 million dollars. I was pretty sure at the time that you, the commissioners, didn't know about this sale since that would indeed be moving on with things which we'd agreed wouldn't happen.

I feel that if this sale is allowed to proceed, one of the main options that might be considered will be eliminated without the county residents being allowed to have any input on the matter.

Would you please be able to instruct the solid waste district people to remove the property from the listing until we are able to meet in April as we agreed?

UTAH COUNTY BOARD OF COMMISSIONERS

MINUTES - February 3, 2009

Page 8

I have often heard the council which states, "If you want to know the truth of the matter you should follow the money". This council seems to be true in this case as well.

On page 1 of the Executive Summary portion of the technical report done by the URS Corporation for South Utah Valley Solid Waste District that I referred to earlier it states, "The City of Springville has asked the District to find a new transfer station site. This request is based on a growing demand for retail business development opportunities along the Interstate 15 corridor".

On page 4 of the Executive Summary portion of the report it states in item #3 under Critical Criteria that, "it is critical that the site have the appropriate land use designation..Residential, commercial, or agricultural zoning would not be consistent with a transfer station."

The twelve million dollars in the Solid Waste coffers, the seven hundred thousand dollars in realtor's fees and commissions, the developer's profits, and Springville city's increased tax revenue all shout to me, "follow the money".

We here in South Utah County and in Utah County do feel that we were cheated out of our day in court on the 9th of December of last year when we were not present when the zoning was changed.

Senator Eldon Money is here today and can testify that he was not aware that the re-zoning was to be an issue in the commission meeting that morning. We were simply not represented here on the 9th of December in that meeting.

I know that as elected officials you are charged with representing all of the county citizens and not just a handful of us. It was not just those of us here on the south side of the lake that got you elected, I know.

Often however, those of us who actually live in the county and not within any city boundary, feel a distinct lack of representation.

During the last few weeks I have received phone calls and visits from a surprisingly large number of interested citizens not only from the county but from within the cities in Utah County who are tired of seeing the interests of the common citizen overwhelmed in favor of big business and big interests.

Much of that discontent arises from daily news out of Chicago, New York, and Washington but also in reality some of the discontent arises from what we see here in Utah County.

I anticipate a time when the little common ordinary citizens will rise up on their hind legs and say, "We've had enough. It's time to stop this now. And when that time comes perhaps then we will find our voice heard once more in the country, in our communities, and in our own homes.

Thank you.

Eldon A. Neves
Citizens for Rural Utah

UTAH COUNTY BOARD OF COMMISSIONERS
MINUTES - February 3, 2009
Page 9