

**MINUTES FOR REGULAR COMMISSION MEETING HELD FEBRUARY 26, 2007
BEGINNING AT 1:00 P.M. IN THE COMMISSION BOARD ROOM IN DUCHESNE,
UTAH**

Present

Commission Chairman Kent R. Peatross, Commissioner W. Rod Harrison, Commissioner Kirk J. Wood, Road Supervisor Glen Murphy, Eric Johnson of Smith Hartvigsen, Ed Bench of the Duchesne County Soil Conservancy District and Commission Assistant Andrea Arnold taking minutes of the meeting.

Opening Comments

Commissioner Harrison gave prayer. There were no other comments.

Pledge of Allegiance

Any wishing to participate.

Road Department Items

Mr. Glen Murphy stated that they have been repairing County Road #55 in the Myton Bench area, County Road #124 in the Altonah area and County Road #170 in the Neola area. Commissioner Peatross ask about snow plowing. Mr. Murphy replied that they would be out today with the plows and sanders and would rig down tomorrow. Commissioner Harrison asked about the Ravola Dugway project. Mr. Murphy replied that there has been a lot of movement on the project the past week. Commissioner Peatross stated that the commission was inform that Duchesne and Uintah Counties would be receiving five million dollars (\$5,000,000) jointly to improve the Pariette Road. He stated the county is moving forward with a Request For Proposals (RFP) process. He stated the county is also considering asking for financial participation from the Duchesne County Special Service District #2.

... Deputy Clerk/Auditor JoAnn Evans and Roland Uresk joined the meeting...

Consideration Of Tax Adjustments – Assessor

Deputy Evans presented the attached list of business personal property exemptions for approval and the following:

<u>Account</u>	<u>Year</u>	<u>Credit - / + Debit</u>	<u>Comments</u>
Personal	2007	-26.12	Exempt status.

Commissioner Harrison motioned to approve the tax adjustments. Commissioner Wood seconded the motion. All commissioners voted aye and the motion passed.

Consideration Of Tax Adjustments – Treasurer

<u>Account</u>	<u>Year</u>	<u>Credit - / + Debit</u>	<u>Comments</u>
00-0006-6039	2004	39.23	Exempt status.

Commissioner Harrison motioned to approve the tax adjustment. Commissioner Wood seconded the motion. All commissioners voted aye and the motion passed.

Consideration Of Payment Vouchers

The commission reviewed vouchers #100524 through #100664 in the amount of two hundred thirty-seven thousand, three hundred sixty-one dollars and seventy-three cents (\$237,361.73). *Commissioner Wood motioned to approve payments. Commissioner Harrison seconded the motion. All commissioners voted aye and the motion passed.*

...Daryl Gillman, William Merkley, Rebecca Pirie (all of the Duchesne County Soil Conservancy District) and Bradley Lebaron of the Uintah Basin Medical Center joined the meeting...

Consideration Of A Beer License For Moon Lake Resort

The commission verified Sheriff's approval of the application. *Commissioner Harrison motioned to approve the beer license. Commissioner Wood seconded the motion. All commissioners voted aye and the motion passed.*

Consideration Of A Business License Applications For Crozier Oilfield, Drafting By Design, Mary's Massage and Wills Trucking

The commission reviewed the applications. *Commissioner Wood motioned to approve the applications. Commissioner Harrison seconded the motion. All commissioners voted aye and the motion passed.*

Department Head Time Sheets

All were approved.

Consideration Of Fair Board Executive Committee Resumes

Commissioner Peatross stated that two (2) resumes had been received for the 2 vacant seats on the Fair Board Executive Committee. He stated that the commission has interviewed both applicants and he would like to recommend appointment of Melinda Larsen to Co-Chair and Diane Robinson to Secretary. *Commissioner Harrison motioned to accept this recommendation and appoint the applicants as stated. Commissioner Wood seconded the motion. All commissioners voted aye and the motion passed.*

...Deputy Attorney Grant Charles joined the meeting...

Consideration Of Ordinance No. 07-253 An Ordinance Vacating A Certain Road In Township 1 South, Range 4 West, USM

The commission reviewed the following ordinance:

ORDINANCE NO. 07-253

AN ORDINANCE VACATING A CERTAIN ROAD IN TOWNSHIP 1 SOUTH RANGE 5 WEST USM USM;

WHEREAS Duchesne County has a certain road located in Township 1 South Range 5 West USM, more particularly described as follows:

Township 1 South Range 4 West USM

Section 17: Commencing at the North Quarter Corner of Section 17, Thence South 00°09'59" East 26.21 feet along the existing County Road right-of-way line; Thence South 80°33'42" East 260.25 feet along the existing County Road right-of-way line; Thence South 00°44'17" East 44.05 feet along an existing fence; Thence South 85°24'08" East 250.51 feet along an existing fence; Thence South 75°41'46" East 54.17 feet along an existing fence to the TRUE POINT OF BEGINNING; Thence South 45°58'51" East 60.62 feet; Thence South 48°39'06" East 137.34 feet; Thence South 43°19'19" East 156.59 feet; Thence South 43°19'19" East 59.33 feet; Thence South 52°33'37" East 47.31 feet; Thence South 63°46'04" East 63.26 feet; Thence North 80°17'50" East 61.62 feet; Thence North 43°31'01" East 65.00 feet; Thence North 12°55'46" East 16.85 feet to an existing fence; Thence North 50°32'36" West 46.89 feet along said fence;

Thence South 08°17'19" West 25.05 feet; Thence South 44°39'20" West 42.27 feet; Thence South 82°34'17" West 34.45 feet; Thence North 67°05'54" West 43.61 feet; Thence North 52°45'20" West 42.39 feet; Thence North 45°00'41" West 96.77 feet; Thence North 41°34'17" West 61.60 feet; Thence North 41°36'31" West 62.27 feet; Thence North 44°03'04" West 60.16 feet; Thence North 42°38'49" West 31.80 feet; Thence North 00°04'45" West 4.69 feet;

Thence North 75°41'46" West 110.19 feet to the TRUE POINT OF BEGINNING, containing 0.56 acres. **AND ALSO:** Commencing at said Quarter Corner; Thence South 87°05'11" East 667.01 feet along the North line of the NE1/4 of said Section; Thence South 00°04'45" East 92.42 feet to the existing County Road right-of-way line; Thence South 88°57'13" East 222.03 feet along said right-of-way line to the TRUE POINT OF BEGINNING; Thence South 39°46'47" East 171.59 feet; Thence South 25°53'21" East 56.41 feet; Thence South 05°24'21" East 19.84 feet; Thence South 48°20'57" East 59.48 feet; Thence North 04°57'19" West 70.59 feet; Thence North 26°54'55" West 75.51 feet; Thence North 39°16'24" West 133.32 feet; Thence North 88°57'13" West 56.07 feet to the TRUE POINT OF BEGINNING.

WHEREAS in Civil Case Number 030800047, filed in the Eight Judicial District Court, State of Utah Duchesne County, Judge A. Lynn Payne ordered that Duchesne County consider vacating a certain portion of the old County Road 115 no longer being used by the general public as a county; and,

WHEREAS the county has reviewed this road and the role this road plays in the county's overall road and access plan; and,

WHEREAS the county has determined that this road is not necessary for the county's road, transportation and access plan; and,

WHEREAS the County has conducted a public hearing on February 12th, 2007, hearing input from the public and having noticed all parties by way of publication, and for good cause shown,

BE IT HEREBY ORDAINED as follows:

1. The public's interest in the road located in Section 17, Township 1 South Range 4 West, USM, described as follows, to wit:

Township 1 South Range 4 West USM

Section 17: Commencing at the North Quarter Corner of Section 17, Thence South 00°09'59" East 26.21 feet along the existing County Road right-of-way line; Thence South 80°33'42" East 260.25 feet along the existing County Road right-of-way line; Thence South 00°44'17" East 44.05 feet along an existing fence; Thence South 85°24'08" East 250.51 feet along an existing fence; Thence South 75°41'46" East 54.17 feet along an existing fence to the TRUE POINT OF BEGINNING; Thence South 45°58'51" East 60.62 feet; Thence South 48°39'06" East 137.34 feet; Thence South 43°19'19" East 156.59 feet; Thence South 43°19'19" East 59.33 feet; Thence South 52°33'37" East 47.31 feet; Thence South 63°46'04" East 63.26 feet; Thence North 80°17'50" East 61.62 feet; Thence North 43°31'01" East 65.00 feet; Thence North 12°55'46" East 16.85 feet to an existing fence; Thence North 50°32'36" West 46.89 feet along said fence;

Thence South 08°17'19" West 25.05 feet; Thence South 44°39'20" West 42.27 feet; Thence South 82°34'17" West 34.45 feet; Thence North 67°05'54" West 43.61 feet; Thence North 52°45'20" West 42.39 feet; Thence North 45°00'41" West 96.77 feet; Thence North 41°34'17" West 61.60 feet; Thence North 41°36'31" West 62.27 feet; Thence North 44°03'04" West 60.16 feet; Thence North 42°38'49" West 31.80 feet; Thence North 00°04'45" West 4.69 feet;

Thence North 75°41'46" West 110.19 feet to the TRUE POINT OF BEGINNING, containing 0.56 acres. **AND ALSO:** Commencing at said Quarter Corner; Thence South 87°05'11" East 667.01 feet along the North line of the NE1/4 of said Section; Thence South 00°04'45" East 92.42 feet to the existing County Road right-of-way line; Thence South 88°57'13" East 222.03 feet along said right-of-way line to the TRUE POINT OF BEGINNING; Thence South 39°46'47" East 171.59 feet; Thence South 25°53'21" East 56.41 feet; Thence South 05°24'21" East 19.84 feet; Thence South 48°20'57" East 59.48 feet; Thence North 04°57'19" West 70.59 feet; Thence North 26°54'55" West 75.51 feet; Thence North 39°16'24" West 133.32 feet; Thence North 88°57'13" West 56.07 feet to the TRUE POINT OF BEGINNING.

and as shown on the attached map, is hereby vacated.

2. The vacation of said road shall only operate so as to terminate the public's interest in said road and shall not affect any private landowner's valid existing rights, including utility easements existing of record.

Commissioner Wood motioned to approve the ordinance. Commissioner Harrison seconded the motion. All commissioners voted aye and the motion passed.

Consideration Of Ordinance No. 07-254 An Ordinance Vacating A Certain Road In Township 1 South, Range 5 West, USM

Commissioner Peatross stated that the commission has received a request from the Bailey's (see attached letter) to continue the hearing. *Commissioner Harrison motioned to continue the hearing to a later date. Commissioner Wood seconded the motion. All commissioners voted aye and the motion passed.*

Consideration Of Resolution No. 07-03 A Resolution Of The Board Of County Commissioners Of Duchesne County, Utah (The "County"), Authorizing Annually Renewable Lease And Sublease Agreements; Authorizing The Issuance And Sale By The County's Municipal Building Authority Of Its \$5,000,000 Lease Revenue Bonds, Series 2007 For The Purpose Of Financing A Long Term Care Facility; Authorizing The Execution Of A Master Resolution, Ground Lease, And Security Documents; Authorizing The Taking Of All Other Actions Necessary To The Consummation Of The Transaction Contemplated By This Resolution; And Related Matters

Mr. Eric Johnson stated that as a general rule, an election is held when public bodies take on debt. He stated that there are various exemptions to this rule. He stated that the Utah Code adopted the Municipal Building Authority (MBA) act to allow communities to take on debt for buildings without an election. He stated the MBA could lease the building to nonprofit bodies if the county retains the building for the useful life of the project. He stated the MBA board couldn't act until the county commission authorizes it to. He stated that the Community Impact Board (CIB) has reviewed the documents and have asked for a couple of changes. He stated that they do not like the idea of the Uintah

Basin Medical Center (UBMC) taking automatic ownership when the loan is paid off and that they are okay with the county taking twenty (20) one-year lease from the MBA but would like the UBMC to take a 20 year lease. Commissioner Peatross stated that he is more comfortable with deciding ownership of the building after the loan is complete today. Mr. Johnson replied that the CIB board is uncomfortable with that. Deputy Attorney Grant Charles stated that he has reviewed the documents and his concern was with the 20 one-year leases but that concern has been resolved. He stated that he had a question with the ownership of the land. Mr. Bradley Lebaron replied that UBMC is in the process of closing on the property. Commissioner Wood asked if the UBMC is purchasing the land from the Duchesne County School District. Mr. Lebaron replied that essentially they were for approximately ten dollars (\$10). He stated that the school district considered the cost of demolition of the old Jr. High that is located on the property and found it would be more economical to give the property to UBMC. The commission reviewed the following resolution:

DUCHESNE COUNTY, UTAH
AUTHORIZING RESOLUTION
February 26, 2007
RESOLUTION NO. 07-03

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF DUCHESNE COUNTY, UTAH (THE "COUNTY"), AUTHORIZING ANNUALLY RENEWABLE LEASE AND SUBLEASE AGREEMENTS; AUTHORIZING THE ISSUANCE AND SALE BY THE COUNTY'S MUNICIPAL BUILDING AUTHORITY OF ITS \$5,000,000 LEASE REVENUE BONDS, SERIES 2007 FOR THE PURPOSE OF FINANCING A LONG TERM CARE FACILITY; AUTHORIZING THE EXECUTION OF A MASTER RESOLUTION, GROUND LEASE, AND SECURITY DOCUMENTS; AUTHORIZING THE TAKING OF ALL OTHER ACTIONS NECESSARY TO THE CONSUMMATION OF THE TRANSACTION CONTEMPLATED BY THIS RESOLUTION; AND RELATED MATTERS.

WHEREAS, Duchesne County, Utah (the "County"), is a political subdivision and body politic duly and regularly created, established, organized, and existing under and by virtue of the Constitution and laws of the State of Utah; and

WHEREAS, the County has previously authorized and directed the creation of the Municipal Building Authority of Duchesne County, Utah (the "Authority"), pursuant to the provisions of a resolution (the "Creating Resolution"); and

WHEREAS, pursuant to the direction of the Board of County Commissioners contained in the Creating Resolution, the Authority has been duly and regularly created, established, and is organized and existing as a nonprofit corporation under and by virtue of the provisions of the Constitution and laws of the State of Utah, including, in particular, the provisions of the Utah Revised Nonprofit Corporations Act, Title 16, Chapter 6a, Utah Code Annotated 1953, as amended, and the Utah Municipal Building Authority Act, Title 17A, Chapter 3, Part 9, Utah Code Annotated 1953, as amended (collectively, the "Act"); and

WHEREAS, under the Articles of Incorporation of the Authority (the "Articles") the objects and purposes for which the Authority has been founded and incorporated are to acquire, improve or extend one or more projects and to finance their costs on behalf of the County in accordance with the procedures and subject to the limitations of the Act in order to accomplish the public purpose for which the County exists; and

WHEREAS, the County desires to lease, as lessee, on an annually renewable basis, improvements associated with the acquisition and construction of a long term care facility and related improvements (the "Project"); and

WHEREAS, the Authority desires to lease the Project, as lessor, on an annually renewal basis, to the County, as lessee; and

WHEREAS, pursuant to the terms of a Lease Agreement to be dated as of March 1, 2007, between the Authority and the County (the "Lease"), the County will lease, as lessee, the Project from the Authority, as lessor, on an annually renewable basis; and

WHEREAS, the Uintah Basin Medical Center, Inc. (the "Medical Center") owns the parcel of real property on which the Project will be located (the "Project Site") and the Medical Center, as lessor, desires to lease the Project Site to the Authority, as lessee, pursuant to a Ground Lease Agreement to be dated as of March 1, 2007 (the "Ground Lease"); and

WHEREAS, the Medical Center desires to sublease, as sublessee, the Project on an annually renewable basis and the County desires to sublease the Project, as sublessor, on an annually renewable basis to the Medical Center pursuant to the terms of a Sublease Agreement, to be dated as of March 1, 2007 (the "Sublease"); and

WHEREAS, the estimated costs of construction of the Project, including a certificate of the engineer/architect setting forth the estimated useful life of the Project has been submitted to the County; and

WHEREAS, the County has determined that the cost of construction of the Project is not less than the fair market value of the Project; and

WHEREAS, the Authority proposes to finance, in part, the costs of acquiring and constructing the Project with the proceeds of its Lease Revenue Bonds, Series 2007 in the aggregate principal amount of \$5,000,000 bearing interest at the rate or rates of three percent (3.0%) per annum (the "Series 2007 Bonds"); and

WHEREAS, the Authority will issue its Series 2007 Bonds in the total principal amount of \$5,000,000 pursuant to a Master Resolution to be dated as of March 1, 2007 (the "Master Resolution"); and

WHEREAS, the Authority proposes to secure its payment obligations under the Series 2007 Bonds by executing a Leasehold Deed of Trust, Assignment of Rents and Security Agreement with respect to the Project and an assignment of the Ground Lease (collectively, the "Security Documents") for the benefit of the holders of the Series 2007 Bonds; and

WHEREAS, the Authority shall adopt a resolution on February 26, 2007 (the "Authorizing Resolution"), which authorizes and approves the execution of the Lease, the issuance and sale by the Authority of its Series 2007 Bonds, the execution of the Master Resolution, the Ground Lease, Security Documents and other documents required in connection therewith, and the financing of the acquisition and construction of the Project; and

WHEREAS, the Series 2007 Bonds shall be payable solely from the rents, revenues and other income derived by the Authority from the leasing of the Project to the County on an annually renewable basis, and the subleasing of the Project to the Medical Center on an annually renewable basis, and shall not constitute or give rise to an obligation or liability of the County, the Medical Center or the State of Utah or constitute a charge against the general credit or taxing powers of the County or the State of Utah; and

WHEREAS, the County desires to improve and promote the local health and general welfare of the citizens of the County by entering into the Lease, the Ground Lease and the Sublease; and

WHEREAS, the State of Utah Permanent Community Impact Fund Board (the "Purchaser") has offered to purchase the Series 2007 Bonds and the Authority desires to sell the Series 2007 Bonds to the Purchaser; and

WHEREAS, under the Articles, the Authority may not exercise any of its powers without prior authorization by the governing body of the County and, therefore, it is necessary that the Board of County Commissioners authorize certain actions by the Authority in connection with the transactions contemplated by the Lease, the Ground Lease, the Sublease, the Master Resolution, the Series 2007 Bonds and the Security Documents; and

WHEREAS, the Governing Body of the Medical Center, by its resolution to be adopted on _____, 2007 will authorize, approve and direct the execution of the Sublease and the Ground Lease by the Medical Center and will further authorize the Medical Center to execute such other documents and undertake such additional acts as may be necessary or desirable in connection with the financing, acquisition and construction of the Project; and

WHEREAS, the Chair and other officials of the County have presented the Lease and the Sublease to the Board of County Commissioners for the purpose of obtaining the approval of the Board of County Commissioners of the terms and provisions thereof and for the purpose of confirming the execution thereof as the official act of the Board of County Commissioners.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF DUCHESNE COUNTY, UTAH AS FOLLOWS: All action heretofore taken (not inconsistent with the provisions of this Resolution or the Creating Resolution) by the Board of County Commissioners and by the officers of the County directed toward the creation and establishment of the Authority and the leasing and the subleasing of the Project by the County are hereby ratified, approved and confirmed. The Lease in the form presented to this meeting and attached hereto as Exhibit A is in all respects approved, authorized and confirmed and the Chair is authorized to approve the final terms thereof and to execute and deliver the Lease in the forms and with substantially the same content as set forth in Exhibit A for and on behalf of the County. The appropriate officials of the Authority are authorized to approve the final terms and to execute the Lease on behalf of the Authority in the forms and with substantially the same content as set forth in Exhibit A for and on behalf of the Authority. The Sublease in the form presented to this meeting and attached hereto as Exhibit B is in all respects authorized, approved and confirmed. The Chair of the County Commissioners is authorized to approve the final terms of the Sublease, subject to the consent of the Authority, and to execute and deliver the same in the form and with substantially the same content as set forth in Exhibit B for and on behalf of the County. The appropriate officials of the Authority are authorized to execute and deliver the Master Resolution and the Security Documents in the forms and with substantially the same content as set forth in Exhibit C and Exhibit D, respectively, for and on behalf of the Authority.

The Authority is authorized to issue the Series 2007 Bonds in the aggregate principal amount of \$5,000,000. The Series 2007 Bonds shall be issued as fully registered bonds bearing interest at the rate or rates of three percent (3.0%) per annum, and shall be dated and mature as provided in the corresponding Master Resolution.

The Chair of the Governing Board of the Authority is hereby authorized, on behalf of the Authority, to award the sale of the Series 2007 Bonds to the Purchaser.

The form, terms and provisions of the Series 2007 Bonds and the provisions for the signatures, payment, registration, transfer, exchange, redemption and number shall be as set forth in the Master Resolution to be executed

by the Authority. The Series 2007 Bonds shall mature prior to the expiration of the estimated useful life of the Project. The Chair of the Governing Board of the Authority is hereby authorized to execute the Series 2007 Bonds. The Secretary of the Governing Board of the Authority is hereby authorized to attest to the signature of the Chair of the Authority, affix the seal of the Authority on the Series 2007 Bonds and deliver the Series 2007 Bonds to the Purchaser in exchange for the purchase price thereof. The signatures of the Chair and the Secretary of the Governing Board of the Authority may be by facsimile or manual execution, provided at least one of their signatures is manual.

The appropriate officers of the County are authorized to take all action necessary or reasonably required to carry out, give effect to and consummate the transaction contemplated hereby, including, without limitation, the execution and delivery of any closing and other documents required to be delivered in connection with the sale and delivery of the Series 2007 Bonds.

Upon their issuance, the Series 2007 Bonds will constitute special limited obligations of the Authority payable solely from and to the extent of the sources set forth therein and in the Lease, the Sublease, Security Documents and the Master Resolution. No provision of this Resolution, the Lease, the Sublease, the Ground Lease, the Master Resolution, the Series 2007 Bonds or the Security Documents, or any other instrument, shall be construed as creating a general obligation of the Authority or the County or as incurring or creating a charge upon the general credit of the County or the Authority or against the taxing powers of the County. The County shall have no power to pay out of its funds, revenues, or accounts, or otherwise contribute any part of the cost, or of making any payment in respect of the Series 2007 Bonds, except in connection with the payment of the Base Rentals, Additional Rentals and Purchase Option Price pursuant to the Lease (as those terms are defined in the Lease) which may be terminated by the County on any annual renewal date thereof in accordance with the provisions of the Lease.

The Chair of the Board of the County Commissioners is hereby authorized to make any alterations, changes or additions in the Lease and the Sublease herein approved and authorized necessary to correct errors or omissions therein, to remove ambiguities there from, or to conform the same to other provisions of such instruments, to the provisions of this Resolution or the provisions of the laws of the State of Utah or the United States. Execution of those documents shall conclusively establish approval of any such changes.

The appropriate officials of the Authority are authorized to make any alterations, changes or additions in the Lease, the Ground Lease, the Master Resolution and the Security Documents herein authorized and approved which may be necessary to correct errors or omissions therein, to remove ambiguities there from, to conform the same to other provisions of said instruments, to the provisions of this Resolution, the Creating Resolution or any resolution adopted by the County or the Authority, or the provisions of the laws of the State of Utah or the United States. Execution of those documents shall conclusively establish approval of any such changes.

If any provisions of this Resolution (including the exhibits attached hereto) should be held invalid, the invalidity of such provisions shall not affect any of the other provisions of this Resolution or the Exhibits.

The County Clerk/Auditor is hereby authorized to attest to all signatures and acts of any proper official of the County, and to place the seal of the County Clerk/Auditor on the Lease and the Sublease. The Chair and other proper officials of the County and each of them, are hereby authorized to execute and deliver for and on behalf of the County any and all additional certificates, documents and other papers and to perform all other acts that they may deem necessary or appropriate in order to implement and carry out the matters herein authorized.

The Secretary of the Authority is hereby authorized to attest to all signatures and acts of any proper official of the Authority, and to place the seal of the Authority on the Lease, the Ground Lease, the Master Resolution, the Security Documents, the Series 2007 Bonds, and any other documents authorized, necessary or proper pursuant to this Resolution or any other resolution of the Authority. The appropriate officials of the Authority, and each of them, are hereby authorized to execute and deliver for and on behalf of the Authority any or all additional certificates, documents and other papers to perform all other acts they may deem necessary or appropriate in order to implement and carry out the matters authorized in this Resolution and any resolution of the Authority.

The County Clerk/Auditor is directed to complete and execute the Record of Proceedings attached hereto as Exhibit E to officially record the proceedings at which this Resolution was adopted.

All regulations, orders and resolutions of the County or parts thereof inconsistent herewith are hereby repealed to the extent only of such inconsistency. This repealer shall not be construed as reviving any regulation, order, resolution or ordinance or part thereof.

This Resolution shall become effective immediately upon adoption by the Board of County Commissioners . APPROVED AND ADOPTED BY THE BOARD OF COUNTY COMMISSIONERS OF DUCHESNE COUNTY, UTAH THIS FEBRUARY 26, 2007.

Commissioner Harrison motioned to approve the resolution. Commissioner Wood seconded the motion. All commissioners voted aye and the motion passed.

Recess 1:50 p.m.

Commissioner Harrison motioned to recess the meeting and go into the MBA hearing. Commissioner Wood seconded the motion. All commissioners voted aye and the motion passed.

Resume 2:05 p.m.

Other Business

Mr. Ed Bench and associates were present to update the commission on the progress of the Duchesne County Soil Conservancy District. (See attached document.)

Mrs. Rebecca Pirie stated that her role with the district is to provide programs, funding and implement projects to improve the quality of water. She stated she is working on a watershed plan for public and private lands and will prioritize areas. Commissioner

Peatross stated that a lot of the county is federal lands. Mrs. Pirie stated that her area of interest is mainly private lands but does work with public entities.

Consideration Of The Minutes For Regular Commission Meeting Held February 12, 2007

Commissioner Wood stated that he has corrections. He stated that the correct term to continue the public hearings is “postponed” and not “tabled”. *Commissioner Wood motioned to approve the minutes as corrected. Commissioner Harrison seconded the motion. All commissioners voted aye and the motion passed.*

Adjournment

Commissioner Harrison motioned to adjourn the meeting at 2:35 p.m. Commissioner Wood seconded the motion. All commissioners voted aye and the motion passed.

Read and approved this 5th day of March 2007.

Kent R. Peatross
Commission Chairman

Diane Freston
Clerk/Auditor

Minutes of meeting taken by Andrea Arnold _____