

**MINUTES FOR REGULAR COMMISSION MEETING HELD MARCH 03, 2008
BEGINNING AT 1:00 P.M. IN THE COMMISSION BOARD ROOM IN DUCHESNE,
UTAH**

Present

Commission Chairman W. Rod Harrison absent, Commissioner Kent R. Peatross acting as pro tem, Commissioner Kirk J. Wood, Deputy County Attorney Jonathan Stearmer, Bureau Indian Affairs Officer Janea Pike, Uintah Basin Standard Reporter Preston McConkie, and Commission Assistant BobbiJo Bailey taking minutes of the meeting.

Opening Comments

Commissioner Peatross gave the prayer. There were no other comments.

Pledge of Allegiance

Any wishing to participate.

Consideration Of Payment Vouchers

Clerk Auditor Diane Freston joined the meeting at 1:05 P.M...

Both commissioners reviewed vouchers #104892 through #104970 dated March 03, 2008 in the amount of three hundred thirty six thousand seventy two dollars and one cent (\$336,072.01). *Commissioner Wood motioned to approve the vouchers as presented. Commissioner Peatross seconded the motion. Both commissioners voted aye and the motion passed.*

Consideration Of Business License For Kay-Nat Welding & Oil Field Service

Chief Deputy Clerk JoAnn Evans joined the meeting at 1:08 P.M...

Deputy Clerk Evans stated that this company has been approved by the Planning and Zoning Department. *Commissioner Wood motioned to approve the application as presented. Commissioner Peatross seconded the motion. Both commissioners voted aye and the motion passed.*

Consideration Of Business License For Monster Mini's

Deputy Clerk Evans stated that they are a small scale wholesale and retail sales company. *Commissioner Wood motioned to approve the application as presented. Commissioner Peatross seconded the motion. Both commissioners voted aye and the motion passed.*

Consideration Of Proclamation For Child Abuse Prevention Month

Officer Pike stated that she is a member of the Child Abuse Prevention Team and April is Child Abuse and Neglect Prevention Month. She would like to get support from the Ute Tribal Business Committee, Uintah County Commission, and Duchesne County Commission to help families recognize resources and recreation programs available. Officer Pike also stated that the theme is to celebrate being a child and educate youth, families, and communities on how to prevent and report child abuse. Commissioner Peatross stated that Commission Chairman Harrison early on did state his endorsement of this proclamation; he felt strongly in supporting this. *Commissioner Wood motioned to endorse the proclamation as presented. Commissioner Peatross seconded the motion. Both commissioners voted aye and the motion passed.*

Consideration Of Resolution No. 08-10 A Resolution Amending Resolution No. 05-09 A Resolution Adopting A Policy Regarding The Sale Of Surplus Property Of The County

Attorney Stearmer stated that he is trying to figure out different ways to sell the surplus property a little more streamline in the county by utilizing methods to get the most value out of our surplus property by auction or sealed bid. In the past the language was a little ambiguous whether or not we could do both of them at the same time so Resolution No. 08-10 clarifies the point that we can do sealed bids and roll the property that wasn't purchased into the auction or dispose of it by other means lawful.

RESOLUTION #08-10

**A RESOLUTION AMENDING RESOLUTION #05-09
ADOPTING A POLICY REGARDING THE
SALE OF SURPLUS PROPERTY OF THE COUNTY**

WHEREAS, Duchesne County has previously adopted a policy governing the public auction of property it has declared as surplus; and

WHEREAS, it would be in the best interest of Duchesne County and the general public to amend the previous adopted policy,

BE IT HEREBY RESOLVED by the Board of County Commission of Duchesne County that:

1. Duchesne County shall sell its surplus property by way of public auction, sealed bid, a combination of public action and sealed bids, or by other means established by rule by order of the Duchesne County Commission.
2. The Duchesne County Elected Officials and Department Heads shall provide a list of surplus items from their offices/departments on or before February 15th of each year to the Duchesne County Clerk-Auditor's office.
3. In an open meeting, following proper public notice, the Duchesne County Commission and the Clerk-Auditor's office shall make a determination each year of surplus property, if there are sufficient surplus items to dispose of, and the appropriate method of disposition of these surplus items.
4. Items having a value of \$500.00 (five hundred dollars) or more shall be reviewed by the Board of County Commissioners and the Clerk-Auditor's office for fair market value.
5. In the event the bids/proposals received are not in the best interest of the County, the Board of County Commissioners reserves the right to reject any and all bids/proposals.
6. Notice and Advertising of surplus property shall be at the discretion of the Duchesne County Clerk-Auditor's office.
7. The above procedures shall not be construed as limiting the County's ability to dispose of additional surplus property from time to time throughout the year should the Duchesne County Commission determine that it would be imprudent to delay the sale of the surplus property.
8. In the event of a public auction, all participants will adhere to the rules of sale set forth by the Auctioneer conducting the auction.

BE IT FURTHER RESOLVED that public notice of any solicitation for sealed bids shall substantially comply with the following form:

PUBLIC NOTICE

Public Notice is hereby given that Duchesne County will sell by way of sealed bids the following items that have been deemed surplus property:

(LIST OF ITEMS INSERTED HERE)

Sealed bids will be accepted until **(insert date)** at 5:00 pm at the Duchesne County Auditor's Office, Duchesne County Administration Building, 734 North Center Street, Duchesne, Utah or by mail to Duchesne County Auditor, PO Box 910, Duchesne, Utah 84021-0910. All envelopes must be clearly marked with the words "SEALED BID" and the enclosed sealed bid should include the bidder's name, address, phone number, item description and bid. Bids will be opened on **(insert date)** in Conference Room #1, at **list time here** at the Duchesne County Administrative Office Building, 734 North Center Street, Duchesne, Utah.

Successful bidders will be notified by telephone and 1st class mail and all items need to be paid for and picked up on or before 5:00 pm Friday, **(insert date)**. Failure to remit timely payment for these items will cause the bid to be null and void and such items will be included in the public auction to be held at a later date.

A more complete list of items may be obtained from the Auditor's office, or on the County's website www.duchesnegov.net. All items may be viewed by appointment by calling (435) 738-1124.

Published in the Uintah Basin Standard **(insert dates)**.

Dated this 3rd day of March 2008.

Attest:

Duchesne County:

Diane Freston
County Clerk-Auditor

W. Rod Harrison
Chair, Board of Duchesne County
Commissioners

Approved as to form:

Jonathan A. Stearmer
Deputy County Attorney

Kent R. Peatross
Member

Kirk J. Wood
Member

Commissioner Wood motioned to adopt Resolution No. 08-10. Commissioner Peatross seconded the motion. Both commissioners voted aye and the motion passed.

Consideration Of The Minutes For Regular Commission Meeting Held February 25, 2008

Commissioner Wood motioned to approve the minutes with the corrections necessary. Commissioner Peatross seconded the motion. Both commissioners voted aye and the motion passed.

Adjournment

Commissioner Peatross adjourned the meeting at 1:35 P.M.

Read and approved this 10th day of March 2008.

W. Rod Harrison
Commission Chairman

Diane Freston
Clerk/Auditor

*Minutes of meeting taken by BobbiJo Bailey*_____