

**MINUTES FOR REGULAR COMMISSION MEETING HELD OCTOBER 29, 2012
BEGINNING AT 1:00 P.M. IN THE COMMISSION BOARD ROOM IN DUCHESNE,
UTAH**

Present

Commissioner Kent R. Peatross acting as Chairman Pro Tem, Commissioner Ronald Winterton, Deputy County Attorney Marea Doherty, Clerk Auditor Diane Freston, and Commission Assistant BobbiJo Casper taking minutes of the meeting.

Absent

Commissioner Peatross stated that Commission Chairman Kirk J. Wood was on another matter and will join the meeting momentarily.

Opening Comments

Assistant Casper offered the prayer. There were no other comments.

Pledge Of Allegiance

Any wishing to participate.

Tax Deferrals – Assessor

The commission reviewed the attached tax deferrals presented by Auditor Freston. *Commissioner Winterton motioned to approve the tax deferrals as recommended by the Assessor's Office. Commissioner Peatross seconded the motion. Both commissioners voted aye and the motion passed.*

Consideration Of Payment Vouchers

Commission Chairman Kirk J. Wood joined the meeting at 1:11 P.M...

The commission reviewed vouchers # 123220 through 123245 dated October 29, 2012, in the amount of one hundred fourteen thousand ninety two dollars and eight cents (\$114,092.08) as presented by Auditor Freston. *Commissioner Peatross motioned to approve the vouchers as presented by the Clerk Auditor's Office. Commissioner Winterton seconded the motion. All commissioners voted aye and the motion passed.*

Consideration Of Resolution No. 12-14, A Resolution Of Appointment Of A Duchesne County Representative And An Alternate Representative For The Utah Counties Indemnity Pool (UCIP) Annual Membership Meeting

Commissioner Winterton stated that this appointment is done by resolution annually that appoints a county representative and an alternate representative to UCIP.

Resolution No. 12-14

RESOLUTION OF APPOINTMENT OF A DUCHESNE COUNTY REPRESENTATIVE AND AN ALTERNATE REPRESENTATIVE FOR THE UTAH COUNTIES INDEMNITY POOL ANNUAL MEMBERSHIP MEETING

WHEREAS, the Governing Body of Duchesne County, Utah, is the proper authority to appoint a qualified person to act as the official representative for Duchesne County at the Utah Counties Indemnity Pool Membership Meeting to be held on December 6, 2012; and

WHEREAS, the Governing Body of Duchesne County, Utah, has been informed that the By-laws of the Utah Counties Indemnity Pool require that the official representative and an alternate representative for Duchesne County must be an elected or appointed officer or employee of a Member and must be appointed by majority vote of the Governing Body of the Member to be the Member's official representative for the purposes of the Pool

NOW, THEREFORE, be it resolved that the Governing Body of Duchesne County, Utah, hereby appoints **Ron Winterton** as the official Duchesne County representative for the Utah Counties Indemnity Pool Membership Meeting to be held on December 6, 2012, with **JoAnn Evans** as an alternate representative.

RESOLVED ADOPTED AND ORDERED this 29th day of October, 2012.

GOVERNING BODY
DUCHESNE COUNTY, UTAH

Kirk J. Wood, Chairman

Kent R. Peatross, Member

Ron Winterton, Member

ATTEST:

By: _____
Diane Freston, Clerk/Auditor

APPROVED AS TO FORM:

By: _____
Marea A. Doherty, Deputy Attorney

Commissioner Peatross motioned to adopt Resolution No. 12-14. Commissioner Winterton seconded the motion. All commissioners voted aye and the motion passed.

Consideration Of Minutes For Combined Commission Meeting Held October 15, 2012

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

Consideration Of Minutes For Combined Commission Meeting Held October 22, 2012

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

1:30 Public Hearing

Consideration Of Resolution No. 12-13, A Resolution Annexing Certain Lands Into The Upper County Water Improvement District

Upper County Water Improvement District's Ilene Jensen joined the meeting at 1:30 P.M...

Mrs. Jensen stated that the commission adopted a resolution for the intent to annex on October 1, 2012. This is on a piece of property in the Bluebell area where the original owners withdrew from the district. Since then, it has been purchased by Jordan Robinson who wants the property annexed into the district. The public hearing for the annex has been advertised for the past three (3) weeks as per the Utah Code. This is the final resolution to annex fifteen (15) acres into the water district. We have received no opposition to the annex.

RESOLUTION NO. 12-13

**A RESOLUTION ANNEXING CERTAIN LANDS INTO
THE UPPER COUNTRY WATER IMPROVEMENT DISTRICT**

WHEREAS, the Board of Commissioners of Duchesne County, State of Utah, did, on the 1st day of October 2012, pass a Resolution, declaring its intention to annex into the Upper Country Water Improvement District certain lands at the request of the property owners of an area adjacent to the Upper Country Water Improvement District and in accordance with the provisions of Title 17B-1-401 thru 417, et seq. Utah Code Annotated, as amended, and

WHEREAS, many of the residents have sought to be included in the District and have urged that they be included in the District, and

WHEREAS, public hearings have been held pursuant to notice published in the *Uintah Basin Standard* as provided by law, and

WHEREAS, it appears that the inclusion of the below-described lands of said district is in the best interest of the public and of the health, safety, and convenience of the public, require the annexation of these lands to the Upper Country Water Improvement District,

BE IT THEREFORE RESOLVED that certain lands adjacent to the Upper Country Water Improvement District be annexed into said district. The description of said lands is as follows:

TOWNSHIP 2 SOUTH RANGE 3 WEST USM

Section 4: Beginning at the NE Corner of W2NW4NE4 (Lot 2), TH S 1385.34 FT. W 502.91 FT, N 1385.34 FT, E 502.91 FT TO BEG. 15.00 AC. (00-0028-3451/1875-0003)

PASSED this 29th day of October 2012, by the Board of County Commissioners.

DUCHESNE COUNTY:

Attest:

Diane Freston
County Clerk/Auditor

Kirk J. Wood,
Chairman
Duchesne County
Board
of County Commissioners

Kent R Peatross, Member

Ronald Winterton, Member

-Re-entered Regular Commission Meeting at 1:44 P.M...

Commissioner Winterton motioned to adopt Resolution No. 12-13. Commissioner Peatross seconded the motion. All commissioners voted aye and the motion passed.

Adjournment

Chairman Wood adjourned the meeting at 1:44 P.M.

Read and approved this 5th day of November 2012.

Kirk J. Wood
Commission Chairman

Diane Freston
Clerk/Auditor

Minutes of meeting prepared by BobbiJo Casper _____