

PUBLIC NOTICE IS HEREBY GIVEN THAT THE

BOARD OF COMMISSIONERS OF UTAH COUNTY, UTAH

WILL HOLD A PUBLIC MEETING

IN THE COMMISSION CHAMBERS - ROOM 1400

OF THE UTAH COUNTY ADMINISTRATION BUILDING

100 E CENTER ST, PROVO, UT 84606 October 2, 2024 - 2:00 PM

When necessary, board members may participate electronically with the anchor location as stated above.

The public may participate at the anchor location stated above. Public comments will be limited to two (2) minutes per individual unless otherwise approved by the Board.

Or you may watch the meeting live on YouTube under the heading UTAH COUNTY GOVERNMENT or by going to the link: https://www.youtube.com/channel/UCkRYDnXVDLGv9792bhWn9Wg/videos

Next two upcoming Commission Meeting dates: Wednesday, October 16, 2024 at 2:00 pm and Wednesday, October 30, 2024 at 2:00 pm.

~COMMISSION MEETING MINUTES~

In attendance: Commissioner Gordon, Commissioner Powers Gardner, Commissioner Beltran Others in attendance: see attached attendance sheet and Zoom list

(Meeting called to order: 2:09 p.m.)

PRAYER/READING/THOUGHT: Ezra Nair PLEDGE OF ALLEGIANCE: Nicole Neer

RECOGNITION

1. RECOGNITION OF OCTOBER 2024 EMPLOYEE OF THE MONTH.
-PJ Maughan, Human Resources

(Timestamp: 1:48)

COMMISSIONER GORDON ANNOUNCED THAT DEPUTY WYATT TOPHAM WAS SELECTED AS THE EMPLOYEE OF THE MONTH. HE READ THE FOLLOWING NOMINATION.

I would like to nominate Deputy Wyatt Topham for the Utah County Employee of the Month. Deputy Topham has worked at the Sheriff's office for over seven years. He is dedicated to his position in the jail and always goes out of his way to teach all the newer deputies to help set them up for success in their careers.

During Labor Day weekend Deputy Topham took the initiative to power wash the recreation yards for the inmates. During his night shift rotation, he brought his own pressure washer and gas and took the time to go to each recreation yard and make sure the floor and all windows were cleaned. He was assisted by Deputy Sorensen.

Deputy Topham always makes each shift enjoyable with his humor and his computer skills (if you know, you know). He organizes potluck dinners with a different theme each month, which has been a great asset in changing up the menus and showcases the other team members' skills and talents in cooking.

Deputy Topham has a great attitude and excellent work ethic. Since becoming my Deputy in Charge, he has become a true leader with his roll and can handle every situation that has been thrown his way no matter how difficult the situation.

CONSENT AGENDA

1. RATIFICATION OF WARRANT REGISTER FOR OCTOBER 2, 2024 INCLUDING NOTES AND COMMENTS FROM THE COMMISSIONERS AS RECORDED ON THE INTERNAL SYSTEM

-Jolynn Clegg, Clerk

- 2. APPROVAL OF THE PAYROLL WARRANT SUMMARY FOR PAY PERIOD 19-2024 -Jolynn Clegg, Clerk
- 3. APPROVAL OF THE MINUTES FOR THE SEPTEMBER 18, 2024 BOARD OF COMMISSIONERS BOARD MEETING

-Jolynn Clegg, Clerk

4. APPROVAL OF THE MINUTES FOR THE NOVEMBER 27, 2018 BOARD OF COMMISSIONERS BOARD MEETING

-Jolynn Clegg, Clerk

5. APPROVAL OF THE MINUTES FOR THE DECEMBER 18, 2018 BOARD OF COMMISSIONERS BOARD MEETING

-Jolynn Clegg, Clerk

6. COMMISSION TO APPROVE AND AUTHORIZE THE SIGNING OF A MEMORANDUM TO DECLARE A TOTALED VEHICLE AS SURPLUS TO BE JUNKED AND A SETTLEMENT MADE THROUGH THE INSURANCE COMPANY.

-Robert Baxter, Auditor

APPROVED ON CONSENT

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7. APPROVE A RESOLUTION AUTHORIZING THE TRANSFER OF RESTRICTED FUNDS FOR PUBLIC DEFENSE

-Ezra Nair, Commission

(Timestamp: 7:32)

EZRA NAIR (County Administrator) BRIEF BACKGROUNDS EXPLANATION ON TRANSFER AND STATED THIS WAS NOT IN ADDITION TO THE JULY INCREASE.

COMMISSIONER BELTRAN: MOTION TO APPROVE COMMISSIONER POWERS GARDNER: SECOND

ALL IN FAVOR: AYE

PASSED: 3/0
Resolution: 2024-806

8. APPROVE THE SIGNATURE OF THE COMMISSION CHAIR ON THE ANNUAL BEER TAX REPORT

-Ezra Nair, Commission

APPROVED ON CONSENT

Agreement: 2024-807

9. APPROVE THE SIGNING OF AMENDMENT 9 TO UC #2020-825 WITH UTAH DEPARTMENT OF HEALTH AND HUMAN SERVICES FOR THE MATERNAL AND CHILD HEALTH PROGRAM.

-Juli Van Ginkel, Health

APPROVED ON CONSENT

Agreement: 2024-808

10. APPROVE THE SIGNING OF AMENDMENT 5 TO 2021-645 WITH UTAH DEPARTMENT OF HEALTH & HUMAN SERVICES FOR THE BREAST AND CERVICAL CANCER SCREENING PROGRAM.

-Juli Van Ginkel, Health

APPROVED ON CONSENT

Agreement: 2024-809

11. APPROVE THE SIGNING OF AMENDMENT 2 TO UC AGREEMENT 2022-1006 WITH UTAH DEPARTMENT OF HEALTH AND HUMAN SERVICES FOR THE VIOLENCE AND INJURY PREVENTION PROGRAM FY23-27.

-Juli Van Ginkel, Health

APPROVED ON CONSENT

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12. APPROVE THE SIGNING OF A RENEWAL OF UC 2023-889 WITH UTAH POISON CONTROL CENTER/UNIVERSITY OF UTAH/STATE OF UTAH FOR AN OUTREACH EDUCATION AGREEMENT.

-Juli Van Ginkel, Health

APPROVED ON CONSENT

Agreement: 2024-811

13. APPROVE THE SIGNING OF AMENDMENT 2 TO UC 2023-991 WITH UTAH DEPARTMENT OF HEALTH AND HUMAN SERVICES, OFFICE OF HEALTH PROMOTION AND PREVENTION (OHPP), FOR THE PREVENTIVE HEALTH AND HEALTH SERVICES (PHHS) BLOCK GRANT.

-Juli Van Ginkel, Health

APPROVED ON CONSENT

Agreement: 2024-812

14. APPROVE AMENDMENT 2 TO UC#2023-992 WITH UTAH DEPARTMENT OF HEALTH & HUMAN SERVICES FOR THE DISABILITY AND HEALTH PROGRAM 2023. 100% FEDERAL FUNDS.

-Juli Van Ginkel, Health

APPROVED ON CONSENT

Agreement: 2024-813

15. APPROVE THE SIGNING OF AMENDMENT 1 TO UC 2023-1136 WITH UTAH DEPARTMENT OF HEALTH & HUMAN SERVICES FOR THE WISEWOMAN PROGRAM.

-Juli Van Ginkel, Health

APPROVED ON CONSENT

Agreement: 2024-814

16. APPROVE THE SIGNING OF AN AGREEMENT WITH UTAH VALLEY CONVENTION CENTER FOR THE UCHD RESOURCE NIGHT AND CLOTHING GIVEAWAY.

-Juli Van Ginkel, Health

APPROVED ON CONSENT

Agreement: 2024-815

17. APPROVE THE SIGNING OF A MEMORANDUM OF AGREEMENT WITH SAFE KIDS UTAH (SKU)/UTAH HIGHWAY SAFETY FOR CHILD CAR SEATS AND TRAINING.

-Iuli Van Ginkel, Health

APPROVED ON CONSENT

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18. APPROVE THE SIGNING OF AN AGREEMENT WITH DEPARTMENT OF HEALTH AND HUMAN SERVICES FOR THE WIC PROGRAM.

-Juli Van Ginkel, Health

APPROVED ON CONSENT

Agreement: 2024-817

19. APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO SIGN AN AGREEMENT BETWEEN UTAH COUNTY GOVERNMENT DEPARTMENT OF HUMAN RESOURCES AND BATTLE CREEK BEHAVIORAL HEALTH TO PROVIDE FIT FOR DUTY SERVICES FOR COUNTY EMPLOYEES.

-PJ Maughan, Human Resources

APPROVED ON CONSENT

Agreement: 2024-818

20. APPROVE AND AUTHORIZE THE SIGNING OF CHANGE ORDER #7 TO AGREEMENT #2019-210 FOR J-U-B ENGINEERS, INC FOR PLANS AND SPECIFICATIONS FOR REMOVAL AND DISPOSAL OF SEDIMENT AND DEBRIS FROM THE HOBBLE CREEK, PAYSON, THISTLE, AND SANTAQUIN DEBRIS BASINS CAUSED BY THE 2023 FLOODING.

-Richard Nielson, Public Works

APPROVED ON CONSENT

Agreement: 2024-819

21. APPROVE AND AUTHORIZE THE SIGNING OF CHANGE ORDER #2 OF UCA #2022-313 WITH GALLOWAY & COMPANY, INC., FOR THE RECORDS STORAGE BUILDING PROJECT.

-Richard Nielson, Public Works

APPROVED ON CONSENT

Agreement: 2024-820

22. APPROVE AND AUTHORIZE THE SIGNING OF CHANGE ORDER #07 TO AGREEMENT #2023-711 FOR HOGAN & ASSOCIATES CONSTRUCTION INC., FOR THE JAIL MEDICAL & MENTAL HEALTH REMODEL AND ADDITION PROJECT.

-Richard Nielson, Public Works

APPROVED ON CONSENT

Agreement: 2024-821

23. APPROVE AND AUTHORIZE THE SIGNING OF CHANGE ORDER #07 TO AGREEMENT #2023-715 WITH BH, INC. RELATED TO THE EMERGENCY MANAGEMENT BUREAU (EMB) BUILDING PROJECT.

-RICHARD NIELSON, Public Works

APPROVED ON CONSENT

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24. APPROVE AND AUTHORIZE THE SIGNING OF CHANGE ORDER #4 TO AGREEMENT #2023-716 FOR BH, INC. FOR CHANGES TO THE SALT STORAGE BUILDING PROJECT.
-RICHARD NIELSON, Public Works

APPROVED ON CONSENT

Agreement: 2024-823

25. APPROVE AND AUTHORIZE THE SIGNING OF CHANGE ORDER #04 TO AGREEMENT #2023-1208 FOR CALVIN L. WADSWORTH CONSTRUCTION LLC FOR THE FUEL ISLAND EXPANSION PROJECT.

-Richard Nielson, Public Works

APPROVED ON CONSENT

Agreement: 2024-824

26. APPROVE AND AUTHORIZE THE SIGNING OF A RELEASE LETTER OF THE SECOND 25% OF THE DEVELOPMENT ESCROW FOR UTAH REAL ESTATE VENTURES, LLC PER AGREEMENT 2023-720.

-Richard Nielson, Public Works

APPROVED ON CONSENT

Agreement: 2024-825

27. APPROVE AND AUTHORIZE THE PUBLIC WORKS DIRECTOR TO SIGN A PETITION ON BEHALF OF THE COUNTY FOR COUNTY OWNED PROPERTY IN FAVOR OF ANNEXATION INTO SALEM CITY AS ILLUSTRATED ON THE SALEM CANAL ANNEXATION PLAT.

-Richard Nielson, Public Works

APPROVED ON CONSENT

Agreement: 2024-826

28. APPROVE AND AUTHORIZE THE SIGNING OF THE PURCHASE AGREEMENT WITH QUALITY STEEL BUILDINGS, TO PROVIDE AND CONSTRUCT A CARPORT AT THE THISTLE GUN RANGE, PER ATTACHMENT B OF THE AGREEMENT.

-Richard Nielson, Public Works

APPROVED ON CONSENT

Agreement: 2024-827

29. APPROVE AND AUTHORIZE THE PUBLIC WORKS DIRECTOR/COUNTY ENGINEER TO SIGN A DEOBLIGATION OF FUNDS FORM AS REQUIRED BY THE GRANT FOR REMAINING FUNDS UNSPENT ON FEDERAL OR STATE WEED GRANTS.

-RICHARD NIELSON, Public Works

APPROVED ON CONSENT

REGULAR AGENDA

1. APPROVE A RESOLUTION TO ELECT SKYLER BELTRAN AS VICE CHAIR OF THE BOARD OF COUNTY COMMISSIONERS OF UTAH COUNTY, UTAH,
-PAUL JONES, Attorney

APPROVED ON CONSENT

Resolution: 2024-829

2. APPROVE A RESOLUTION OF APPOINTMENT OF A BOARD MEMBER TO THE BOARD OF TRUSTEES OF THE NORTH UTAH COUNTY WATER CONSERVANCY DISTRICT.

-Paul Jones, Attorney

APPROVED ON CONSENT

Resolution: 2024-830

3. APPROVE AND AUTHORIZE SUBLEASE AGREEMENT BETWEEN UTAH COUNTY AND SARATOGA SPRINGS FOR OFFICE SPACE IN THE NEW GOVERNMENTAL OFFICE BUILDING.

-BEN STANLEY, Attorney

CONTINUED TO OCTOBER 16, 2024 COMMISSION MEETING

4. DESIGNATE PAST DUE ACCOUNTS RECEIVABLE AS UNCOLLECTIBLE AND APPROVE AND AUTHORIZE THE AMOUNTS TO BE WRITTEN OFF.

-Danene Jackson, Auditor

APPROVED ON CONSENT

Agreement: 2024-831

5. APPROVE THE PROPOSAL RECOMMENDED BY THE EVALUATION COMMITTEE FOR RFP 2024-2 FOR A NEW ERP SYSTEM FOR FURTHER NEGOTIATION AND AWARD OF A CONTRACT.

-Robert Baxter, Auditor

APPROVED ON CONSENT

Agreement: 2024-832

6. APPROVE AND AUTHORIZE THE SIGNING OF A RESOLUTION AUTHORIZING THE SIGNING OF AN INTERLOCAL COOPERATION AGREEMENT BETWEEN UTAH COUNTY, UTAH, AND THE EAGLE MOUNTAIN REDEVELOPMENT AGENCY FOR THE TRIPLE TAIL COMMUNITY REINVESTMENT PROJECT AREA.

-Ezra Nair, Commission

(Timestamp: 9:15)

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EZRA NAIR (County Administrator) GAVE A BACKGROUND ON THE RESOLUTION. COMMISSIONER BELTRAN FELT HE DIDN'T HAVE ENOUGH INFORMATION AND SAID HE WOULD ABSTAIN FROM THE VOTE.

COMMISSIONER GORDON SUSPENDED THE RULES SO HE CAN VOTE. COMMISSIONER POWERS GARDNER: MOTION TO APPROVE

COMMISSIONER GORDON: SECOND

ALL IN FAVOR: AYE

PASSED: 2/0

Resolution: 2024-833 Agreement: 2024-834

7. ADOPT A RESOLUTION APPROVING AND AUTHORIZING THE EXECUTION OF AN INTERLOCAL COOPERATION AGREEMENT BETWEEN UTAH COUNTY AND WASATCH BEHAVIORAL HEALTH SPECIAL SERVICE DISTRICT FOR THE FISCAL YEAR 2025 MATCH.

-Zachary Zundel, Commission

(Timestamp: 10:50)

COMMISSIONER POWERS GARDNER ASKED HOW MUCH THE INCREASE OF THE MATCH IS RIGHT NOW. SHE WILL FOLLOW UP WITH THE AUDITOR'S OFFICE SO THAT THEY COULD BE PREPARED FOR THE BUDGET. SHE EXPLAINED THIS WAS A STATUTORY OBLIGATION AND FELT COMFORTABLE APPROVING THE MOTION.

COMMISSIONER POWERS GARDNER: MOTION TO APPROVE COMMISSIONER BELTRAN: SECOND

ALL IN FAVOR: AYE

PASSED: 3/0

Resolution: 2024-835 Agreement: 2024-836

8. APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO SIGN AN AGREEMENT WITH WEX FOR FSA COMMUTER BENEFITS FOR UTAH COUNTY EMPLOYEES

-Brandon Chambers, Human Resources

APPROVED ON CONSENT

Agreement: 2024-837

9. APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO SIGN AN AMENDED AGREEMENT WITH THE STANDARD FOR LONG TERM DISABILITY BENEFITS FOR UTAH COUNTY EMPLOYEES

-Brandon Chambers, Human Resources

APPROVED ON CONSENT

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10. APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO SIGN AN AGREEMENT WITH ARAG FOR PRE-PAID LEGAL BENEFITS FOR UTAH COUNTY EMPLOYEES

-Brandon Chambers, Human Resources

APPROVED ON CONSENT

Agreement: 2024-839

11. APPROVE AND AUTHORIZE IMPLEMENTATION OF PHASE 4 OF THE 2024 LIMITED COMPENSATION REVIEW. PAY PERIOD 20 OF 2024.

-Merritt Fullmer, Human Resources

APPROVED ON CONSENT

Agreement: 2024-840

12. ADOPT A RESOLUTION AUTHORIZING THE AMENDMENT OF UTAH COUNTY POLICY REGARDING IT SECURITY AND ACCEPTABLE USE

-Patrick Wawro, Information Systems

(Timestamp: 12:44)

AARON R. DAVIDSON (Utah County Clerk) WANTED TO BE ON PUBLIC RECORD REGARDING THIS RESOLUTION. THIS RESOLUTION IS A RESULT OF H.B. 491. HE EXPLAINED LAST YEAR WHEN H.B. 448 WAS PASSED HE USED MICROSOFT ACCESS TO CLEAN UP THE RECORDS AND FOR MASS EMAILS. HE IS WORKING WITH PATRICK WAWRO (Information Systems Director) AND TIM TAYLOR (Deputy Attorney) TO FIND A SOLUTION. WILL NEED AN INCREASE IN ALLOCATION FOR PROGRAMMING IN ORDER TO COMPLY WITH THIS RESOLUTION.

COMMISSIONER BELTRAN: MOTION TO APPROVE COMMISSIONER POWERS GARDNER: SECOND

ALL IN FAVOR: AYE

PASSED: 3/0
Resolution: 2024-841

13. ADOPT A RESOLUTION AUTHORIZING THE SIGNING OF AN AMENDMENT TO INTERLOCAL AGREEMENT 2021-150 WITH SPANISH FORK CITY FOR THE SPANISH FORK PARKWAY RR CROSSING PROJECT

-Richard Nielson, Public Works

APPROVED ON CONSENT

Resolution: 2024-842 Agreement: 2024-843

14. ADOPT A RESOLUTION AUTHORIZING THE SIGNING OF AN INTERLOCAL AGREEMENT WITH HIGHLAND CITY FOR MICROSURFACING ALONG 6800 WEST -Richard Nielson, Public Works

APPROVED ON CONSENT

Resolution: 2024-844 Agreement: 2024-845

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15. APPROVE AND AUTHORIZE THE SIGNING OF A REIMBURSEMENT AGREEMENT WITH PAYSON CITY FOR THE NEBO LOOP ROAD AND THE SIGNING OF A QUIT CLAIM DEED TO PAYSON CITY FOR PARCEL 30:072:0153

-Richard Nielson, Public Works

APPROVED ON CONSENT

Agreement: 2024-846

16. APPROVE AND AUTHORIZE THE UTAH COUNTY BOARD OF COMMISSIONERS AND THE UTAH COUNTY TREASURER TO SIGN THE NECESSARY AGREEMENTS AND OTHER DOCUMENTS NECESSARY TO OPEN AND MANAGE ADVISORY ACCOUNTS WITH RAYMOND JAMES & ASSOCIATES, INC. IN COMPLIANCE WITH THE UTAH STATE MONEY MANAGEMENT ACT.

-Kim Jackson, Treasurer

APPROVED ON CONSENT

Agreement: 2024-847

17. APPROVE AND 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, FOR TODAY'S DATE, AT THIS LOCATION, FOLLOWING THE COMPLETION OF THE REGULAR AGENDA (IF THIS ITEM IS NOT MOVED TO THE CONSENT AGENDA, ANNOUNCE THE VOTE OF EACH COMMISSIONER)

-Jolynn Clegg, Clerk

STRICKEN ON CONSENT

18. APPROVE AND SET A DATE, TIME AND LOCATION FOR A CLOSED MEETING FOR A STRATEGY SESSION TO DISCUSS THE PURCHASE, EXCHANGE, OR LEASE OF REAL PROPERTY, WATER RIGHTS, OR WATER SHARES, FOR TODAY'S DATE, AT THIS LOCATION, FOLLOWING THE COMPLETION OF THE REGULAR AGENDA (IF THIS ITEM IS NOT MOVED TO THE CONSENT AGENDA, ANNOUNCE THE VOTE OF EACH COMMISSIONER)

-Jolynn Clegg, Clerk

STRICKEN ON CONSENT

19. APPROVE AND SET A DATE, TIME AND LOCATION FOR A CLOSED MEETING FOR A STRATEGY SESSION TO DISCUSS THE SALE OF REAL PROPERTY, WATER RIGHTS, OR WATER SHARES, PREVIOUSLY PUBLICLY NOTICED FOR SALE, FOR TODAY'S DATE, AT THIS LOCATION, FOLLOWING THE COMPLETION OF THE REGULAR AGENDA (IF THIS ITEM IS NOT MOVED TO THE CONSENT AGENDA, ANNOUNCE THE VOTE OF EACH COMMISSIONER)

-Jolynn Clegg, Clerk

STRICKEN ON CONSENT

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20. APPROVE AND SET A DATE, TIME AND LOCATION FOR A CLOSED MEETING FOR A STRATEGY SESSION TO DISCUSS PENDING OR REASONABLY IMMINENT LITIGATION, FOR TODAY'S DATE, AT THIS LOCATION, FOLLOWING THE COMPLETION OF THE REGULAR AGENDA (IF THIS ITEM IS NOT MOVED TO THE CONSENT AGENDA, ANNOUNCE THE VOTE OF EACH COMMISSIONER)

HELD ON CONSENT

PUBLIC COMMENTS

NONE

(Moved to Closed Meetings: 2:26 p.m.)

-Jolynn Clegg, Clerk

(Opened to Public Meeting: 3:16 p.m.)

COMMISSIONER POWERS GARDNER: MOTION TO ADJOURN COMMISSIONER BELTRAN: SECOND ALL IN FAVOR: AYE PASSED: 3/0

(Meeting adjourned: 3:16 p.m.)

NOTICE OF SPECIAL ACCOMMODATION DURING PUBLIC MEETINGS - In compliance with the Americans with Disabilities Act, individuals needing special accommodations (including auxiliary communicative aids and services) during this meeting should notify Jolynn Clegg at 801-851-8113. Handicap parking is available as well as a level entrance to the building. Interpretation services are available with prior notice for the hearing disabled.

Those in attendance via Zoom: Tim Taylor (Utah County Deputy Attorney)

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BOARD OF COMMISSIONERS FOR UTAH COUNTY PUBLIC MEETING ATTENDANCE SHEET October 2, 2024 - 2:00 p.m.

PRINT CLEARLY

Dawn Holley Dawn Holley Dawn Holley Dawn Holley F-mily Crowther Kaythin Sudwecks Matt Dasda Jakka Luxon Malu Bravan Tanga Thurston Jesika Topnam Patrick Wawro There & Case What Jack Freis and Burt Garthela Anthomy Jones Aaro- Davidan	Clerk office Cherk Cherk Cherk Chizen Chiz
Brian Voeks	

Minutes approved at the October 16, 2024 Board of Commissioners of Utah County,

Utah Public Meeting.

CLERK COUNTY OF THE COUNTY OF

BRANDON B. GORDON, CHAIR

ATTEST:

DERUTY CLERK