

**PERMANENT COMMUNITY IMPACT FUND BOARD MEETING**

Department of Workforce Services  
Housing and Community Development Division  
Salt Lake City, Utah

**MINUTES**

December 7, 2023

**Members Present**

Curtis Wells	Chairman
Kirt Slauch	State Treasurer's Office
Naghi Zeenati	State Transportation Commission
Dean Baker	Uintah County
Jerry Taylor	Five County Association of Governments
Bruce Adams	Southeastern Utah Association of Local Governments
Scott Bartholomew	Six County Association of Governments
Greg Miles	Duchesne County
Laura Hanson	Governor's Office of Planning and Budget
Ralph Brown	Sevier County

**Members Virtual**

Jack Lytle	Uintah Basin Association of Governments
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**Staff and Visitors**

Christina Oliver	Housing and Community Development
Candace Powers	Housing and Community Development
Heather Poulsen	Housing and Community Development
Jennifer Domenici	Housing and Community Development
Paul Moberly	Housing and Community Development
Christopher Pieper	Attorney General's Office
Brittany Hardy	Department of Workforce Services
Kaylee Beck	Department of Workforce Services
Ben Coray	Sunrise Engineering
Kendrick Thomas	Richfield City
Jamison Christensen	Jones & DeMille Engineering
Parker Vercimak	Jones & DeMille Engineering
Bart Jensen	Jones & DeMille Engineering
Kevin Yack	Uintah Basin Association of Governments
Lenise Peterman	Helper City / Carbon County
Michael Hawley	Jones & DeMille Engineering
Jared Campbell	Town of Joseph
Mike Kourianos	Price City
Brandon Sicilia	Price City Police
A.J. Kendall	Cedarview Montwell Special Service District
Merial Johansson	Johansson & Tuttle Engineering
Cheryl Meier	Uintah Special Service District #1
Amanda Wilson	Uintah Special Service District #1
Mickey Wright	Town of Torrey
Casey Hopes	Carbon County
Jacob Sharp	Castle Valley Special Service District
Deeda Seed	Center for Biological Diversity
Alex Buxton	Zions Public Finance
Tamara Dockstader	Southeastern Utah Association of Local Governments
Tyler Timmons	Six County Association of Governments
Brock Jackson	Six County Association of Governments
Christine Watkins	Utah Legislature
Jeff McCarty	Sunrise Engineering

Jesse Platt

Daggett County

**VIRTUAL:**

April Gardner  
Sarah Nielsen  
Kevin Yack  
Tyler Timmons  
Brady Edwards  
Bret Reynolds  
Skyler Davies  
Heather Pattee  
Daren Anderson  
Eric Major  
Stan Holmes  
Bret Reynolds  
Wendy Park  
Brittany Alfau  
Jason Blankenagel  
Sam Van Wetter  
Mike Davis  
Aaron Averett

Department of Workforce Services  
Department of Workforce Services  
Uintah Basin Association of Governments  
Six County Association of Governments  
Richfield City  
Civco Engineering  
Utah Division of Water Quality  
Utah Division of Drinking Water  
BHI, CO  
Jones & DeMille Engineering  
Sierra Club  
CIVCO Engineering  
Center for Biological Diversity  
Bear River Association of Governments  
Sunrise Engineering  
Rural Utah. Org  
Naples City  
Sunrise Engineering

**WELCOME AND INTRODUCTIONS**

The Permanent Community Impact Fund Board (CIB) Meeting was held on Thursday, December 7, 2023 at 1385 South State Street, Salt Lake City, Utah and was called to order at 9:05 a.m. by Chairman Curtis Wells.

**I. BRIEFING** [1:38]

**1. Up-coming Meeting Dates & Location** – January 4, 2024 – Salt Lake City, UT; February 1, 2024.

**2-3. Financial Review** [2:14]

There are 5 applications for consideration and 2 special consideration applications. The special consideration applications will require a vote of the Board to consider.

DWS Financial Manager Kaylee Beck discussed revenue and expenses. The October receipts were larger than the September receipts. There will be additional deposits prior to the funding meeting, but those receipts will not be sufficient to fund all requests.

Mr. Slaugh asked if loan repayments had been included.

Ms. Beck indicated that loan repayments have not been posted to accommodate the shortfall for approved projects.

Mr. Slaugh indicated it is important to know the total of money coming in.

Ms. Beck stated the loan repayments are currently not included to cover the shortfall in funding the San Juan project. The current mineral lease revenue shown is everything available; new revenue and mineral lease payments.

Mr. Slaugh stated it is a bit lower than was earlier projected.

*It was noted that when the Board authorizes funding for projects, the funding is then appropriated and taken out of the available revenue balance. However, when Manila came in for supplemental funding on the sewer project, it was discovered that the original funding had NOT been appropriated out of the revenue balance. When the total of the project was appropriated, the funding allocated then exceeded the actual revenue. As the Manila project was ready to proceed, their funding was wholly appropriated and the San Juan public safety project funding was partially appropriated. The San Juan project will be appropriated as the revenue comes in prior to the project commencing.*

The Chairman noted the Board will have additional discussion concerning revenue

### **III. APPROVAL OF MINUTES** [8:49]

Chairman Wells called for a motion to approve the minutes from the November 2, 2023 CIB Funding Meeting.

**Jerry Taylor made and Scott Bartholomew seconded a motion to approve the minutes of the November 2, 2023 CIB meeting. The motion carried unanimously with the chairman abstaining.**

### **IV. NEW PROJECTS** [9:21]

#### **4.1. Town of Joseph (Sevier County)** [9:34]

The Town of Joseph presented a funding assistance request for a \$90,000 grant for water meter upgrades. This project consists of the acquisition and installation of 209 5/8 X 3/4 cellular-capable electronic water meters, 3 each 2-inch Badger M-170 meters, 1 each 1-inch Badger M-70 meter plus 12.25 polymer lids and beacon engagement and setup. (Also applied for a GOEO water infrastructure grant.)

*\*Proposed funding tool loan/grant scenario:*

MIN \$100,000 Loan, 30y @ 0.0% | \$0 Grant

MED \$100,000 Loan, 30y @ 1.0% | \$0 Grant

MAX \$100,000 Loan, 30y @ 1.5% | \$0 Grant

The applicant indicated that currently, the meters are read by personnel at each home. There were several quotes for the meters noting they do not want mechanical meters. They wish to purchase meters that can be remotely read that report flow and leaks.

Chairman Wells asked about the GOEO water infrastructure grant.

The applicant stated they had been told it was supposed to have been decided but they are still waiting; the GOEO deadline is uncertain and if they do receive funding, they will withdraw the CIB request. There are 213 with some in town and outside of town.

Ms. Hanson suggested a loan for the project.

The applicant noted a loan would be difficult, the equipment is aging and the town is mostly residential and elderly. Employment is outside of the town with the exception one gas station.

Mayor Baker computed the payment on a \$100k loan (including closing costs) for 30 years at 0% would result in a small monthly increase of approximately \$1 per month per connection. Other districts have received loan funding for similar projects suggesting a \$100,000 loan for 30 years @ 0%.

**Dean Baker made and Laura Hanson seconded a motion to place this project on the Priority List for funding at the February 1, 2024 funding meeting as a \$100,000 loan for 30 years @ 0%.**

Commissioner Lytle asked what their water rates are, about the last increase, and how many commercial connections to they have.

The applicant stated there are 5 commercial connections, the water rates are raised each January about 2% per year as the rates had not been increased for several years prior and are approximately \$42 per month base rate; 35,000 per user.

Commissioner Brown stated that Joseph struggles to maintain roads and other infrastructure.

**Ralph Brown made and Scott Bartholomew seconded a substitute motion to place this project on the Priority List for funding at the February 1, 2024 funding meeting as a \$90,000 grant citing a financial hardship exemption.**

The applicant noted the meters will be electronic brass meters without mechanical parts to be read through cellular equipment. It was also noted that this will bring them into compliance with lead issues.

The Chairman called the question.

**Ralph Brown made and Scott Bartholomew seconded a substitute motion to place this project on the Priority List for funding at the February 1, 2024 funding meeting as a \$90,000 grant citing a financial hardship exemption and contingent on the \*GOEO grant. The motion carried with Dean Baker opposed and the chairman abstaining.**

*\*CIB funding will not be allocated if Joseph Town receives GOEO funding.*

#### **DISCUSSION:**

Mr. Slauch suggested that water specific projects go through other loan programs before seeking funding from CIB and prohibit two applications to different agencies simultaneously. CIB should be the last source [for water and sewer] as CIB can fund other projects that have no other source of funding.

Ms. Hanson agreed with the proposal to have entities seek funding from the water funding sources but noted that the Governor's Office of Economic Opportunity grants are a one-time appropriation and will not be an ongoing source.

Commissioner Adams indicated that the Division of Water Quality [and Drinking Water] will receive applications throughout the year and when the money has been allocated, they take no more applications. They are out of funding at this time and are not taking applications. He again suggested that CIB take no more applications at this time. There is a \$48 million deficit (if the Board funds the current applications). The Board has chosen to continue receiving applications which may be why [water and sewer] projects are coming to CIB.

Chairman Wells suggested a policy discussion on Mr. Slauch's suggestion to require water and sewer projects to first seek funding from other agencies prior to applying to CIB to better organize the process.

Commissioner Taylor supported the idea of placing a hold on applications for a time to avoid spending applicants and Board time in the current revenue situation.

Ms. Hanson clarified that the negative balance shown indicates the balance IF all applications were funded, not that CIB is currently in a deficit.

Commissioner Miles acknowledged the points made, but the Board should not shut the door' halfway through the process as was noted after the last funding meeting. He suggested the possibility of stopping applications after this trimester as the Board makes whole the current awards and let agencies and applicants know to hold off applying.

Mr. Slauch again stated the Board cannot fund projects if there is no money; the loan repayments are not included in the current financial document which will come in prior to the funding meeting. He requested all the income to be shown on the financial report and the Board should move forward with some of the smaller projects that are critical for communities. The Board should fund as much as possible in these tight circumstances for the communities.

#### 4.2 Cedarview Montwell Special Service District (Duchesne County) [26:24]

Cedarview Montwell Special Service District presented a funding assistance request for a \$750,000 grant and a \$250,000 loan for 30 years @ 0.0% (total \$1,000,000) for a new operations building. This project consists of the construction of a new 60-foot by 40-foot steel new Operations Building to include office space, conference room, restrooms, maintenance/shop space, secure storage space for equipment and applicable engineering.

Cedarview has purchased the property on which this building will be constructed.

*\*Proposed funding tool loan/grant scenario:*

*MIN \$430,000 Loan, 30y @ 0.0% | \$570,000 Grant*

*MED \$530,000 Loan, 30y @ 1.0% | \$470,000 Grant*

*MAX \$630,000 Loan, 30y @ 1.5% | \$370,000 Grant*

The applicant indicated there are nearly 200 connections. The District can accommodate a small loan for the

building. The monthly base rate is \$70.00 which is 1.83% of the area MAGI. They are currently renting the basement of the Duchesne County building and they store parts and other items in a shipping container. They would like office space within the District area and have purchased property for this project. The proposed building would accommodate meetings and District functions as well as equipment storage.

Mr. Zeenati asked about the in-kind contribution and asked if the project is 'shovel ready'.

The applicant indicated the in-kind represents the property they have purchased for this project and the project is shovel ready. They have easements etc. but the project would still need to be designed and bid with the construction in 2024.

Commissioner Lytle suggested approving the project but delaying the funding of the project until the project design is completed without 'locking the money down" ... but then noted the funds would be needed to design the project.

Commissioner Miles referenced their water rates are less than half of the rate Cedarview Montwell District charges stating the Cedarview Montwell system is a need.

Commissioner Bartholomew stated that the District cannot proceed until they have some funding in place and these small areas don't have any other funding.

**Scott Bartholomew made and Greg Miles seconded a motion to place this project on the Priority List for funding at the February 1, 2024 funding meeting as a \$430,000 loan for 30 years @ 0.0% and a \$570,000 grant (total \$1,000,000).**

Ms. Hanson suggested partial funding to facilitate the design work and then they could return for project funding.

Commissioner Lytle asked if there was an estimate as to what the design costs would be and perhaps CIB could make that available.

The applicant indicated the design costs are \$69,000.

Commissioner Adams commented that the project should either be approved in its entirety or not at all.

Mr. Slauch stated that if the Board does not have the money and the entity has expensed out funds to design, then those are sunk costs that will not be recouped.

The Chairman called the question.

**Scott Bartholomew made and Greg Miles seconded a motion to place this project on the Priority List for funding at the February 1, 2024 funding meeting as a \$430,000 loan for 30 years @ 0.0% and a \$570,000 grant (total \$1,000,000). The motion carried with the chairman abstaining.**

*It was noted that the Board has rejected design only applications for the reasons stated.*

#### 4.3. Castle Valley Special Service District (Emery County) [37:50]

Castle Valley Special Service District presented a funding assistance request for a \$1,200,000 loan for 6 years @ 1.0% and a \$1,685,000 grant (total \$2,885,000) for consolidated capital projects 2024. This project consists of the 2024 capital projects to include drainage improvements in Elmo Town, Cleveland Town, Castle Dale City, Clawson Town, Ferron City; street improvements in Elmo Town, Cleveland Town, Castle Dale City, Clawson Town; culinary water system improvements in Huntington City, Castledale City, Orangeville City, Ferron City and a 3rd settling pond used to settle sediment loading from the Muddy Creek for both culinary and secondary usage in Emery Town. Applicant cash \$570,000.

*\*Proposed funding tool loan/grant scenario:*

MIN \$1,299,000 Loan, 30y @ 0.5% | \$1,586,000 Grant  
MED \$1,587,000 Loan, 30y @ 2.0% | \$1,298,000 Grant  
MAX \$1,876,000 Loan, 30y @ 3.5% | \$1,009,000 Grant

The applicant indicated they are contributing a larger amount of applicant cash this year. These are public works projects in 8 cities and towns in Emery County. The water projects will remove the asbestos pipe from the systems.

Mr. Zeenati complimented the District for their comprehensive research and request.

**Naghi Zeenati made and Bruce Adams seconded a motion to place this project on the Priority List for funding at the February 1, 2024 funding meeting as a \$1,200,000 loan for 6 years @ 1.5% and a \$1,685,000 grant (total \$2,885,000).**

Commissioner Adams stated this model for truly rural communities through the District is great. The revenue source is a general obligation bond to address the needs of rural Utah.

Mayor Baker suggested funding within the tool to avoid an exemption as the minimum would only increase the loan by \$99,000. It is also 0.5% versus their request of 1.5%.

**Dean Baker made and Kirt Slauch seconded a substitute motion to place this project on the Priority List for funding at the February 1, 2024 funding meeting as a \$1,299,000 loan for 30 years @ 0.5% and a \$1,586,000 grant (total \$2,885,000).**

Mr. Zeenati referred to their request for a term of 6 years.

Mayor Baker asked what the difference in payment would be.

Commissioner Adams indicated this would be paid back in 6 years versus 30 years which is good for CIB.

Mayor Baker suggested a 6-year term on the loan/grant indicated in the funding tool: \$1,299,000 loan for 6 years @ 0.5% and a \$1,586,000 grant (total \$2,885,000).

**Dean Baker made and Scott Bartholomew seconded a substitute motion to place this project on the Priority List for funding at the February 1, 2024 funding meeting as a \$1,299,000 loan for 6 years @ 0.5% and a \$1,586,000 grant (total \$2,885,000).**

Mr. Slauch suggested an annual payment be listed on the "as requested" and if the payment is within the payment range suggested by the funding tool, an exemption would not be necessary. A return within 6 years is a benefit and suggested the applicant's request would be within the tool range.

Chairman Wells stated the substitute motion has been amended and is on the table.

Mayor Baker and Mr. Slauch agreed to a preference to stay within the tool amounts as Mr. Slauch noted the structure the District proposed should be considered within the tool range; the entity's proposed payment would be an increased return to CIB.

Chairman Wells referred to the substitute motion on the table.

Commissioner Bartholomew withdrew his second of the substitute motion.

The Chairman called the question on the original motion.

**Naghi Zeenati made and Bruce Adams seconded a motion to place this project on the *Priority List* for funding at the February 1, 2024 funding meeting as a \$1,200,000 loan for 6 years @ 1.5% and a \$1,685,000 grant (total \$2,885,000) citing a unique project exemption. The motion carried with the chairman abstaining.**

Ms. Hanson suggested the Board should seek to stay within the funding tool and not rely on exemptions, but there are other factors that make it balance and the new version of the funding tool might include those variations.

Mr. Slauch indicated if the payment was considered it could be within the tool range as well as an expedited return of the loan to CIB.

#### 4.4 Town of Torrey (Wayne County) [51:05]

The Town of Torrey presented a funding assistance request for a 1,350,000 grant for the construction of a new town hall. This project consists of the construction and engineering of a new 3,500 square foot Town Hall to include council chambers, offices, small conference room, IT closet, restrooms, a record keeping room, parking lot, sidewalks, curb & gutter, marking and striping, an on-site septic system, electrical, plumbing, HVAC and necessary appurtenances on Torrey Town property approximately 125 North 100 East. The existing metal building will be disassembled and sold.

*\*Proposed funding tool loan/grant scenario:*

*MIN \$1,107,000 Loan, 30y @ 0.0% | \$243,000 Grant*

*MED \$1,229,000 Loan, 30y @ 1.5% | \$121,000 Grant*

*MAX \$1,350,000 Loan, 30y @ 3.0% | \$0 Grant*

The applicant indicated this will be the Town's first town hall. The town would meet in the town clerk's home then moved into the fire department building when computers were required. The fire department allowed Torrey to occupy the office part of the building. The new Wayne County fire department building was funded by CIB wherein the fire department moved out and the Town expanded into one of the bays. The existing building and the modular home on the property where the new town hall will be built will likely be sold. The amounts from the sale of both buildings is unknown.

Mr. Slauch indicated the funding tool suggests all loan and asked if that was feasible.

The applicant stated they would review the numbers; they would prefer the minimum to accommodate the annual payment.

Mr. Slauch stated though town halls are important, a town hall would not be as expedient as sewer or roads required to keep the economy moving. The CIB revenue is extremely reduced.

Commissioner Bartholomew asked about remodeling the existing building.

The applicant stated remodeling is the backup plan but the cost would be probative to accommodate the ADA requirements, electrical replacement, plumbing issues and the heating system.

Mr. Zeenati asked about the source of their \$50,000 cash contribution.

The applicant that is their 'rainy day' fund saved from sales tax revenue and some of the acquired cash will be allocated to rebuilding the pavilion which needs a new roof.

Commissioner Adams asked about community opinion concerning extraction from oil and gas and seeking funding from CIB?

The applicant noted there are a variety of opinions. Torrey has many political opinions but there were no opinions expressed about seeking funding from CIB.

Ms. Hanson noted the importance of a city hall to communities, but given the many other community needs and the limited revenue this may be something the Board would consider in the future.

**Kirt Slauch made and Greg Miles seconded a motion to deny this project. The motion carried with Kirt Slauch, Laura Hanson, Scott Bartholomew, Dean Baker, Greg Miles, Jerry Taylor, Bruce Adams and Naghi Zeenati in favor and Jack Lytle and Ralph Brown opposed with the chairman abstaining.**

The Town may consider reapplying at a future date.

4.5. Daggett County Municipal Building Authority (Daggett County) [1:01:03]

Daggett County Municipal Building Authority presented a funding assistance request for a \$1,642,400 loan for 30 years at 0.5% and a \$6,569,600 grant (total \$8,212,000) for a community health and social services building. This project consists of the construction of 22000 square foot Community Health and Social Services Center building to include the design and engineering for 16,000 sq. ft. of finished space, 6,000 sq. ft. of unfinished space in the basement, elevator, utilities, furnishings, concrete work, drainage, signage, and pavement for the provision of primary medical, optometry, dental, and mental health services, a large conference/multipurpose room, office space for the Tri-County Health Department, an exercise/physical therapy room and bonding. This is on a 0.70-acre site north of the Daggett County Courthouse Building.

*\*Proposed funding tool loan/grant scenario:*

MIN \$5,995,000 Loan, 30y @ 0.5% | \$2,217,000 Grant

MED \$6,816,000 Loan, 30y @ 2.0% | \$1,396,000 Grant

MAX \$7,638,000 Loan, 30y @ 3.5% | \$574,000 Grant

The applicant stated the current clinic was opened in 1998 as a used building and has been deteriorating rapidly. This project will include an updated clinic and space for dental and optometry services, mental health services, exercise space and room to develop further services in Daggett County. The residential population is 324 but the services will support permanent residents and the approximate 50,000 visitors. Daggett has a very elderly population and the nearest hospital is 60 miles away. The request is what they can afford through rural hospital tax and the County will contribute the land, furnishings and equipment.

Ms. Hanson referred to the public survey questions asking if they would be in favor of grant funding but wondered if they had asked about funding as a loan. This for a new facility to accommodate existing services.

The applicant indicated they did ask about a loan in their public hearing noting the intention to repay the loan with hospital tax. All the services offered in the new clinic will be new other than the medical clinic.

Commissioner Miles suggested reducing the scope of the project.

The applicant indicated a reduced scope has been discussed. They have planned for expansion in the basement for additional services as it will be less expensive to build now than in the future.

Commissioner Miles asked where Northeastern Counseling and Tri-County Health are currently operating in Daggett County.

The applicant indicated Northeastern Counseling and Tri-County Health are currently operating in Vernal, Utah.

Commissioner Lytle noted he sits on the MBA Board for Daggett County. Daggett County has a bond on the jail that is not in use. Daggett County citizens would not support another general obligation bond until the jail bond is retired or has less than \$500,000 owing. There are challenges with the diminished revenue but this project would be a significant change for Daggett County in regard to providing services to an area that is starting to grow.

Commissioner Adams acknowledged that health care is part of the fiber of a small community. As the population ages, there is a greater need for health care; moving to the Wasatch Front should not have to be the option to receive good health care. Affordability is also an issue for the elderly which the Board should consider.

Commissioner Taylor asked about their source for prescriptions and asked about the size of the proposed building.

The applicant stated they have a small number of medicines on hand at the local clinic and they proactively make sure there is availability through the clinic. The proposed building is 22,000 square feet total both finished and unfinished.

Commissioner Taylor asked if the project could be scaled back.



The applicant indicated the top floor has conference space as they are part of Tri-County Health and a partner with Northeastern Counseling. Currently, when there is a meeting, the citizens have to go to Vernal. Perhaps the conference space could be revamped but it serves a vital purpose.

Commissioner Bartholomew asked if they had looked for other grants and referred to the elevator which is an expensive component; perhaps space could be built for the elevator but don't put the elevator in at this time.

The applicant noted they have reviewed a few grants; the PPE grant money increased the cost of the project. They have monetary support from a few of the partners. Northeast Counseling is willing to support the increased operation and maintenance and Tri-County Health has also agreed to support the ongoing costs. They could discuss the expense of the elevator as suggested.

Commissioner Miles asked if they had a firm commitment from UBH to be the provider and does that include the provision of prescriptions; have they contracted with any dentists or optometry and asked about CDBG funding.

The applicant does have a commitment from UBH and the provision of prescriptions has not been discussed. They are in discussions with a dentist and will be accommodating the optometry. The CDBG funding was considered for the building itself but the funding amount was not sufficient for the scope and would increase the cost of construction. The UBH has donated used equipment historically and that would be the intent going forward.

Mr. Slauch expressed concern about funding clinics as every community in rural Utah has the same need. Though over the years CIB has funded a few, CIB does not have the capacity to fund every health clinic. Healthcare is business based as it receives reimbursements from healthcare sources. Funding a clinic is a departure from funding critical infrastructure that is not business based. Healthcare is intended to operate and be self-sustaining and should not require government grants to subsidize.

Commissioner Miles noted that UBH is non-profit and they are not going to entice IHC to come to rural Utah.

Mr. Zeenati asked if they use the telehealth services and asked if the scope could be reduced or phased concurring that CIB does not have the revenue at this time.

The applicant indicated citizens do use telehealth and this building has space reserved to perform medical or mental telehealth. It was noted that the commissioners would be willing to review the scope and consider phasing the project.

Commissioner Lytle said that all comments were appreciated; most communities do have a struggle to provide the health care facilities though the communities have a responsibility to provide health, safety and welfare and asked how does a community find the balance between business and providing services to an aging population. Currently, CIB is the best possibility but asked for some other suggestions?

Commissioner Adams suggested the applicant review plans to see where the project can be reduced acknowledging and cautioned that the 'devil is in the details. Look at all the components that have been included and verify what is needed

**Bruce Adams made and Scott Bartholomew seconded a motion to place this project on the Pending List. The motion carried with the chairman abstaining.**

Break at 10:45 am [1:29:49]

**5. Large Infrastructure Projects**                     N/A                    

**6. Pending Projects**                     N/A                    

**7. Supplemental Requests**                     N/A                    

**8. Request for Special Consideration – For projects that have not followed the normal protocol for applying. Requires a vote of the Board to Consider** [1:30:15]

**8.1 Uintah Special Service District #1** requested time on the December 7, 2023 to discuss the Independence Area Road Rehabilitation as a special consideration.

**8.1. Uintah Special Service District #1 (Uintah County)**

The Uintah Special Service District #1 submitted a funding assistance request for a \$18,792,900 grant and a \$8,054,100 loan for 15 years @ 0.0% (total \$26,847,000) for Independence Area Road Rehabilitation. This project consists of roadway and drainage rehabilitation on 14.6 miles of Independence Road to include milling and removing 4" of existing asphalt and overlay with new hot mix asphalt (HMA), chip seal coat placed over the asphalt on a 5 mile section of 5500 East, south to 3750 South; removal of existing natural asphalt, import and compact granular borrow, import and compact untreated base course, and place approximately 4" of new HMA and chip seal coat, widening the existing right of way to a width of 32 feet with 12-foot wide travel lanes and 4-foot shoulders on 6.8 miles of 1500 East from 3000 South to 5000 South, and 3750 South and 4000 South east to the entrance to the sand facility; removal of existing natural asphalt, import and compact granular borrow, import and compact untreated base course, and place approximately 6" of new HMA on 2.9 miles of the east portion of 4000 South, 6500 East, and 4750 South. Pavements and roadway elements would be designed using modern pavement section design methods and following the American Association of State Highway and Transportation Officials (AASHTO) safety standards. AASHTO standard paint striping and signing would be added to the corridor to improve safety and functionality.

*\*Proposed funding tool loan/grant scenario:*

MIN \$10,471,000 Loan, 15y @ 0.5% | \$16,376,000 Grant  
MED \$13,156,000 Loan, 15y @ 2.0% | \$13,691,000 Grant  
MAX \$15,840,000 Loan, 15y @ 3.0% | \$11,007,000 Grant

Chairman Wells noted that the project was not on the CIB application list as required by statute. The Board therefore needs to determine if the project addresses a bona fide health or public safety emergency or presents other compelling reasons to merit special consideration.

Commissioner Bartholomew indicated he read the application and it appears it is for a road that needs maintenance which would not qualify under the special consideration criteria.

Commissioner Adams indicated the project could be included in the FY2025 CIB application list.

Mayor Baker stated the road is getting so damaged that in six months there may not be a road but acknowledged they won't do construction in the middle of the winter.

**Jack Lytle made and Greg Miles seconded a motion to bring the project to the table for discussion.**

Commissioner Bartholomew indicated the funding request is almost \$27 million dollars which the Board does not currently have.

Chairman Wells stated this is a two-tiered process wherein the Board first needs to vote to hear the project.

Mayor Baker reiterated that the road is getting chewed up by the activity of the large trucks that are using it and there are residents on the road. The District wants to start designing and moving forward with road improvements in the spring.

Commissioner Miles stated this is a main thoroughfare between southern Roosevelt and Fort Duchesne with many residents and a lot of agriculture lands; it is not solely used by industry.

Commissioner Lytle stated the project deserves the opportunity to be heard and called the question to vote on his motion.

**Jack Lytle made and Greg Miles seconded a motion to bring the project to the table for discussion. The motion failed with Jack Lytle, Dean Baker and Greg Miles in favor and Kirt Slauch, Scott Bartholomew, Jerry Taylor, Ralph Brown, Bruce Adams and Naghi Zeenati opposed and the chairman abstaining. Laura Hanson was not present for the vote.**

**8.2 Carbon County** requested time on the December 7, 2023 to discuss a dispatch software purchase from Spillman Technologies as a special consideration.

**8.2 Carbon County (Carbon County) [1:36:44]**

Carbon County presented a funding assistance request for a \$566,000 grant for dispatch software from Spillman Technologies. This project consists of the purchase of countywide emergency dispatch software for the Carbon County Sheriff, Price Police, Helper Police, East Carbon Police and Wellington Policy Departments to replace out-of-date technology for the interoperability system and provide for the centralization of public safety information which will facilitate a single source database. The purchase will include first year maintenance, project management and installation.

*\*Proposed funding tool loan/grant scenario:*

*MIN \$504,000 Loan, 30y @ 0.0% | \$62,000 Grant*  
*MED \$535,000 Loan, 30y @ 2.0% | \$31,000 Grant*  
*MAX \$566,000 Loan, 30y @ 3.5% | \$0 Grant*

Chairman Wells indicated the project was not on the CIB application list as required by statute. The Board therefore needs to determine if the project addresses a bona fide health or public safety emergency or presents other compelling reasons to merit special consideration.

**Bruce Adams made and Greg Miles seconded a motion to bring the project to the table for discussion. The motion passed with Kirt Slauch and Scott Bartholomew opposed and the chairman abstaining.**

The applicant indicated this request is due to a transition of the State Dispatch system to Tyler Technologies and Spillman Technologies. Currently Carbon County and the police agencies use EForce and FatPot which will no longer be supported and Spillman is the technology that will speak with the State technology. This technology will house all operating systems that talk to the State; reports, traffic stops etc. This initial cost is to transition everything from FatPot and EForce to Spillman. Future expenses will be funded by Carbon County to include the licensing fee etc.

Chairman Wells noted the request is for \$566,000 as a grant.

Commissioner Bartholomew asked why this is an emergency and if all other funding has been spent.

The applicant stated the State is moving their system in January 2024 which was made known in September. They researched various technologies that would be compatible. They built out some water systems with their ARPA funding and the COVID funding was spent on other projects.

Commissioner Adams asked if this request falls under a mandate to address health, safety and welfare of the citizens of Carbon County.

The applicant stated the project is 100% for the purpose of health, safety and welfare; for the ability of agencies to speak with each other as well as the State and have it all in one data base. The systems will not communicate with each other and two systems would have to be maintained. The State will not allow the road shops and some other agencies to be on the 800mgz system so in Carbon County, some rural roads would not have communication access. They currently have two radio systems in those rural areas but this will tie all communications together.

**Bruce Adams made and Jack Lytle seconded a motion to place this project on the Priority List as a \$566,000 grant.**

Commissioner Lytle indicated he is a peace officer with DWR which uses the FatPot EForce Systems; the Division of Wildlife Resources and UHP are moving to Tyler Technologies. Those who are on the FatPot system have to make the change. VHF may need to be maintained to have coverage as well as the 800 systems. Daggett County has been on Spillman. He asked if the sheriff's office and police departments will all be going to Spillman.

The applicant stated all agencies will be moving to Spillman Technology wherein this funding puts Carbon County in the cue noting there are a number of entities ahead of Carbon County. It will be implemented towards the end of 2024.

Commissioner Taylor indicated other counties may be in a similar situation and may also seek funding.

Commissioner Brown stated Sevier County has already transitioned.

Commissioner Miles indicated the State has created a bit of a difficult situation by moving to 800mgz especially in rural areas where it won't work. Duchesne has gone to dual band radios which are more expensive but VHF is still needed to communicate with federal agencies.

Chairman Wells called the question.

Commissioner Adams stated this is not a large sum of money compared to other projects CIB funds.

Mr. Slaugh indicated there needs to be an exemption to fund all grant.

Mayor Baker stated there may be other areas in the State in similar situations and the funding as all grant will become a bigger issue.

Commissioner Lytle indicated it was either Spillman or FatPot for most agencies; some counties have both. What is the connection of the Tyler component that Spillman is not handling? Daggett is changing from FatPot to Tyler; Spillman has not been mentioned.

The applicant indicated the State is replacing their system with Tyler Technologies. Spillman can communicate with Tyler Technologies.

**Bruce Adams made and Jack Lytle seconded a motion to place this project on the Priority List as a \$566,000 grant citing an emergency response exemption.**

Kirt Slaugh stated that many entities will be seeking funding as a result of this change. The funding should be all loan at 0% for a term determined by the entity.

**Kirt Slaugh made and Dean Baker seconded a substitute motion to place this project on the Priority List as a \$566,000 loan for 30 years @ 0%.**

**Jack Lytle made and Greg Miles seconded a second substitute motion to place this project on the Priority List for funding at the February 1, 2024 funding meeting as a \$283,000 loan for 30 years @ 0.0% and a \$233,000 grant (total \$566,000). The motion carried with the chairman abstaining.**

## **9. Board Member Discussion and/or Action Items** [1:56:50]

### **9.1 CIB Board Meeting – January 4, 2024, Salt Lake City**

#### **ADJOURNMENT & LUNCH** [1:57:38]

The next meeting of the Permanent Community Impact Board will be January 4, 2024 in Salt Lake City, Utah.

The meeting adjourned at 11:18 am.

Submitted by:  
Candace Powers