

POLICY OF MILLARD COUNTY, UTAH
ON
DONATIONS OR CONTRIBUTIONS

Commencing January 24, 2005, and continuing thereafter until amended by formal action of the Millard County Commission, following is the policy of Millard County regarding the donation of County funds or assets to any person, organization, entity, cause or project. This policy is in accordance with legal standards and guidelines, including, but not limited to, the Utah Constitution, Article VI, Section 29; Utah Code Annotated 17-50-303; and Salt Lake County Commission v. County Attorney, 985 P. 2d 899. Any donation of public funds or assets by Millard County shall meet all of the following criteria:

1. The donation must be for a valid County public purpose.
2. The donation must be given in return for fair market value in goods or services.
3. The goods or services to be rendered or delivered to the County must be a present benefit for fair market value B not speculative nor based on a future possible happening or event.
4. The goods or services to be provided to the County must be a specific present benefit in present market value, the details of which shall be specifically provided and outlined in County Commission minutes or in a written agreement between the County and the donee or recipient.
5. After first taking formal action or holding a public hearing, the County may provide services or give other non-monetary property or assistance to or waive fees required to be paid by a non-profit entity, whether or not the County receives consideration in return.

