

Minutes of the regular meeting of the Daggett County Commission/Redevelopment Agency Board, Wednesday, October 16, 2013. All members were present. Vicky McKee, County Clerk was present as board secretary. The meeting was called to order at 9:00 A.M. by Chairman Steglich.

Also present were: Tammy Twitchell-Emergency Management, Marge Kushida, Don Kranendonk, Carol Force, Mike Eriksson-Utah Division of Forestry, Fire and State Lands and Keri Pallesen-County Auditor/Recorder.

There was no one present with old business nor citizen's comments.

The minutes of the September 27, 2013 Emergency Meeting were provided by the County Clerk's office for review and approval. Upon review, motion by Mrs. Perry to approve the minutes as presented. Seconded by Mr. Blanchard, all in favor. The minutes of the October 1, 2013 meeting were provided by the County Clerk's office for review and approval. Motion by Mr. Blanchard to approve the minutes with discussion. Seconded by Mrs. Perry. Mr. Blanchard suggested that on page 1, Paragraph 3, the words "that way" should be deleted. Mr. Steglich stated that on Page 2, Paragraph 4, the word "need" should read needs. With no further comments, approval of the minutes as revised, all in favor.

The Open Invoice report was provided by the County Auditor's office for review and approval in the amount of \$91,457.39. Mr. Blanchard suggested that the coding for the invoice for The Pro Shop for a plaque for Jane Foucault would be better for the General Fund rather than the Jail fund. He feels that this should be a county responsibility rather than the jail as she was a county employee. The commission agreed that this was a County responsibility rather than as listed. Mr. Steglich questioned the invoice from the Bureau of Reclamation for \$14,690.22 and was informed that was for a yearly payment for water for the Dutch John community. Don Kranendonk questioned the matter of the water payment when the county owns the water rights and Mr. Steglich stated that no one owns the water but only has rights to use the water and therefore has to pay a fee for that. Mr. Blanchard questioned the amount of the payment for the German FAM Tour and requested an explanation of what it was. Mrs. Perry stated that FAM stands for familiarization. Mr. Steglich stated that the county spends quite a little on the tours for internationals as they are writing articles on the area and the tour expenses are paid out of the TRT. Mr. Steglich questioned the invoice from UAC for Commission travel and Mr. Blanchard stated that was for him to attend the Risk Management Conference. Mr. Steglich questioned the invoice for Charlene Hartman's Zion's Bankcard for a microwave and Mrs. Force stated that it was for supplies for the Jury Trial. He questioned the invoices as reflected on Mrs. Pallesen's Zion's Bankcard in the amount of \$1,164.12 for APA Learning Systems and \$1,660.00 for Amercian Payroll and Mrs. Force stated that it was for online training for Mrs. Pallesen's staff. He also questioned the invoice for Union Telephone and the line item that states Dutch John Administration and Mr. Blanchard stated it was the phone in the shop. With no further questions, motion by Mrs. Perry to approve the Open Invoice report in the amount of \$91,457.39. Seconded by Mr. Blanchard, all in favor.

The following items were presented as correspondence: 1. A copy of a letter from Governor Herbert to President Obama requesting that the closure of the national facilities in the State of Utah end and that the State of Utah has authorized the use of state, local and private funds to reopen these areas

to the public. Mrs. Perry requested that the Commission consider writing a letter of "Thanks" to Rowdy Muir-Forest Ranger, for keeping the Flaming Gorge area open. It was determined that the Commission will write a letter of "Thanks" to both Governor Herbert and Rowdy Muir. An Email from J. Mark Ward-Utah Association of Counties regarding the status of the Official Shutdown Contingency Plans of Forest Service and BLM. A letter had also been received by way of Chuck Dickison from a Manila Area Property Owner addressing his concern with some properties location in Chettyville (Flaming Gorge Lake Meadows Subdivision). Mr. Blanchard stated that was a Planning & Zoning issue and it had been addressed in the past. The Planning & Zoning Board has very limited authority but Mrs. Perry stated that it could be a fire hazard for the area. Mr. Blanchard stated they had looked at the issues and will look at it again. The letter was not signed so there cannot be a response provided to the letter. Mrs. Force suggested that a response to the issue be put in the Commission Corner of the newsletter. Mrs. Twitchell stated that there have been similar complaints submitted to Emergency Management as there has been some residents burning trash in their fire pits and that is a state violation. Mr. Blanchard provided an email on a hearing scheduled for tomorrow in Vernal on the Count My Vote petition and stated that he plans to attend as he does have concerns with the existing caucus system. Mrs. McKee stated that the way the bill is written will be a very large expense for both the State and local governments.

Mrs. Perry requested that the Case 580 Backhoe be placed on the agenda for consideration to surplus the equipment. The backhoe has some hydraulic problems and needs a steering pin. James Olsen stated that the backhoe is a 1972 model and the Case mechanic had completed a rebuild on the engine a few years back and there is probably 200 to 300 hours on the engine since then. Mrs. Perry stated that the Case Backhoe was used solely at the cemetery but Mr. Olsen stated that Mr. Mast did not like using it so he either borrowed their backhoe or had them dig the graves. Mrs. Perry stated that the question does the county want to put money into the backhoe or use the Road Department's backhoe to dig the graves. Mr. Olsen stated that they have been leasing their backhoe for the last couple of years but the lease will be up this spring. They need to turn the backhoe back in or purchase it and his recommendation is to purchase it. The money from the old backhoe could go towards the purchase of the leased backhoe and the county could then use the backhoe for the county. Kelly Wilde's, county maintenance, recommendation is to surplus the backhoe also. Mr. Steglich questioned the value of the backhoe and Mr. Olsen stated that it would be less than \$10,000.00. Motion by Mrs. Perry to surplus the Case 580 Backhoe with the listing of the backhoe through Public Surplus. Seconded by Mr. Blanchard, all in favor.

Mrs. Perry had also requested that the Deweze mower, MC70, be on the agenda to surplus. Mr. Blanchard stated that they had used the mower extensively in Dutch John because of the slopes. The mower is having hydraulic problems and had a new engine installed four years ago. Duane Benson had contacted Mrs. Perry and would like to buy it for scrap. Motion by Mrs. Perry to surplus the Deweze mower, MC70, with the listing of the mower through Public Surplus with the funds from that sale to go back to Fund 29. Seconded by Mr. Blanchard, all in favor.

The matter before the Commission is the renewal of the lease of the Clay Pit (Shale) which is located on the lower South Valley Road. Mr. Olsen addressed the changes in the lease form as

submitted from State Institutional Trust Land Administration. He stated that there is a requirement that the Lessee pay an annual minimum royalty in the amount of \$1,000.00 in advance and lessee may credit each lease-year's minimum royalty payment against actual production royalties accruing during that lease year. There is also a minimum annual rental fee in the amount of \$500.00. Mr. Olsen stated that the other difference is the insurance that may be required by the Lessee. Mr. Steglich stated that there are a lot of people shooting in the area and he has concerns of the liability that the county could be assuming. He recommends that the matter be tabled and the proposed Lease be presented to the County Attorney for their review due to possible lead contamination. Optional locations to obtain the material were discussed.

The county had received a letter from Rural Public Lands County Council and Bob Weidner as well as an invoice from Mr. Weidner in the amount of \$5,000.00. The matter was reviewed and discussed and died due to a lack of a motion.

Motion by Mr. Blanchard to approve to surplus the following two vehicles to be used as a trade in by the Sheriff's office: 1. 2011 Ford Explorer, VIN#1FMHK8D81BGA88378 and 2. 2011 Ford F150, VIN#1FTFW1ET88FC77741. Seconded by Mrs. Perry, all in favor. The issue of the lease and the resolution will be continued until the paperwork is provided.

Mr. Blanchard stated that the county's three bedroom home in Dutch John is empty and there are no county employees that are interested in moving into that home. There are various options available for the county to consider: The Bureau of Reclamation would lease to an entity rather than an individual (BOR, Fish and Game, fishing companies). Mr. Blanchard stated that he does not feel it would be wise to rent to a fish guide nor a more transient person. The county could also sell the property, however, there are about seven houses for sale at this time. It was determined that the best option would be to advertise the property for lease with an option to purchase so Mr. Blanchard will check with Coldwell Banker's to determine if they are willing to list the property for rent, lease or sell.

Marge Kushida was present regarding the Planning & Zoning recommendation for her Subdivision Application. The Commission had received information from the Planning & Zoning Board that at their meeting, a motion was made and seconded to approve the subdivision application with conditions. Ms. Kushida stated that she had submitted her application last winter but every time she completed one thing she is given another list of items to comply with. She was just informed that she now needs a separate zoning application. Mr. Blanchard stated that the Planning & Zoning Board has made recommendation to the Commission for approval of the subdivision but the property is located in an A-20 which is agricultural. Her request is for residential so she will need to go back to P&Z and request a zone change which will require another public hearing. The matter of what P&Z had required of Ms. Kushida and what was completed was discussed and reviewed. Mr. Blanchard stated that it was not the Zoning Board's responsibility to tell them what to do. Ms. Kushida stated that the application for zoning change will be provided as soon as completed. Mrs. Perry questioned the need for a zoning change due to the size of her lots and if she cannot leave it agricultural even though it is subdivided? Mr. Steglich suggested to get the zoning application filled out and submit to the P&Z Commission (Cindy Keller), Clerk's office and retain one for herself. Mr. Steglich stated that there needs to be someone that

tells the applicants the necessary process. Mrs. Perry stated that the county is not doing a good job of serving the public. Mr. Blanchard stated that he supports the P&Z Board as every time Ms. Kushida came in her paperwork was not complete. This matter was discussed. Mr. Steglich stated to Ms. Kushida that the Commission will help the P&Z Board to get her subdivision completed. Motion by Mrs. Perry to accept the recommendation as submitted by the P&Z Board and to schedule a Public Hearing on November 5, 2013 at 10:00 A.M. Seconded by Mr. Blanchard, all in favor. Mr. Kranendonk stated that he was on the P&Z Board in 2006 and 2007 and what just transpired has happened in the past and has hurt development and cost the county a lot of money. The board is all volunteers but there needs to be a flow chart and packet with one person that could sit down with developers and provide good information.

Mr. Kranendonk stated that he is not representing the Forest Service or any agency and what he is proposing is his own proposal. He has written a lot of grants over the years and is proposing to write grants for the county for 5% of the amount he would bring in. The fee would be written into the grant application and payment expected upon the county being informed that the grant was awarded. He does need to get approval from his employer and cannot do that right now due to the Federal Closure. His expertise is in recreation and he is interested in working on grants for the Dutch John Park, Burbot Bash and Dutch John Airport. Mr. Steglich suggested the mountain bike trail system would be another project and stated that he would like to visit with Mr. Kranendonk regarding these items. Mr. Kranendonk stated that doing something on Federal ground might have different requirements but he would be willing to help if allowed. Mr. Blanchard stated that the Commission would like to see Mr. Kranendonk's proposal in writing.

Mike Eriksson, Utah Division of Forestry, Fire and State Lands, was present to answer questions from the Commission regarding the 2014 Budget. He stated that the normal exemption is \$3,400.00 unless there has been some additional hydrants installed. He will work with Mr. Raymond on getting the information finalized. The matter of the insurance fund and other options were reviewed and discussed and how various properties are affected. He stated that his personal opinion is that the smaller counties are better off being in the insurance fund. Mr. Eriksson stated that if the county can get the budget completed within the next couple of weeks there should be no problem with the time frame. This matter will be continued until the next meeting.

Mr. Eriksson stated that regarding the Catastrophic Fire Committee, all the Regional Coordinators will be presenting their projects next week to Commissioner Blackham. Daggett County's project will be presented for this region. The Governor will be putting money in the budget for the projects so eventually there may be some funds available. They have been quite busy in Daggett County as last winter they completed the 131-90 class with Dutch John for the firefighters, pile burning as part of that training, a burnout at Browns Park and a landowner assist. His entire staff is currently in Daggett County completing the Wildland Fire Urban Interface inventory. Upon completion, he would like to attend a Commission meeting and provide that information.

The county had received an application from Scott Gough to serve on the Planning & Zoning Board. Motion by Mr. Blanchard to approve the application submitted by Scott Gough for the Planning & Zoning Board. Seconded by Mrs. Perry, all in favor.

Tammy Twitchell, Emergency Management, was present and provided information to the Commission. She stated that when she attended the UEMA, CCDA and URCC meetings they were giving out the Energy Assurance packets on how to make the county prepared for energy deficiency. She provided the information to share by the Commission. She stated that she can no longer use the truck expenses for her CEM grant. They had suggested that the county use other expenses such as her office expenses in lieu of the pickup expenses. She has been reviewing the billing for the Food Pantry and suggested that a billing be prepared per quarter for water/sewer, electricity, garbage and propane plus a monthly rental for the office space. This would allow for an expense of around \$500.00 per quarter plus the monthly rate that she could bill to her grant to help compensate for the vehicle expenses. The matter of moving the vehicle from the CEM inventory to the Non-Departmental or Building & Grounds inventory and the matter of the county expenses that could be used on the grant was reviewed and discussed.

The matter of the Left Hand will be continued until the next meeting.

With no further business, the meeting adjourned at 11:05 A.M.

/s/ Vicky McKee

/s/ Jerry Steglich

/s/ Karen Perry

/s/ Warren Blanchard