

Minutes of the regular meeting of the Daggett County Commission/Redevelopment Agency Board, Tuesday, February 25, 2014. 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: Thompson Davis, Ed Eudis, Tammy Twitchell, Keri Pallesen-County Auditor/Recorder, Travis Dupaix, Charlene Hartmann-Justice Court Judge, Susie Potter, Brian Raymond, Matt Henry, Cody Christensen, David Orr and Kym Slagowski-IT.

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

The minutes of the February 19, 2014 meeting were provided by the County Clerk's office for review and approval. Mrs. Perry questioned the date of the meeting with Kim Christy, SITLA, as stated on page 2, last paragraph and Mr. Steglich stated that the meeting had been rescheduled to March 12, 2013 but the date stated in the minutes was the date provided at the meeting. Mr. Blanchard stated that on Page 3, Paragraph 2, second sentence should read "approximately" 600 sq. feet. Motion by Mr. Blanchard to approve the minutes of February 19, 2014 as amended. Seconded by Mrs. Perry, all in favor.

The Open Invoice report was provided by the County Auditor's office in the amount of \$28,349.52. Mrs. Perry questioned the invoice from Collett's Mountain Resorts, Inc. for food charges for the Ice Rescue Training and Mrs. Perry questioned the need to spread the business around and Deputy Dupaix stated that they do use alternating locations. Mr. Steglich questioned the results of the ice rescues and Deputy Dupaix stated that the Green River Fire Department had brought out their Zodiak and they only had to go about 100 yards from the shore to the ice to rescue them. Everyone was safe and there were no injuries. Motion by Mrs. Perry to approve the Open Invoice Report as provided. Seconded by Mr. Blanchard, all in favor.

There was no correspondence provided for the Commission today.

The agenda item, Employee Policy Manual Changes, will be tabled until the next meeting and Niel Lund, County Attorney, is back.

Brian Raymond had submitted an application to serve as a board member for the Flaming Gorge Country Community Foundation. The county had advertised in the December and January newsletters requesting interested parties as a way to get the board organized. Brian and Tammy Twitchell have both submitted applications and due to timing Mrs. Twitchell's is on for consideration at the next meeting. Mr. Raymond stated that the Commission had approved the original board and then the foundation works on their own and reappoints future members. Mr. Blanchard questioned if Mr. Raymond had actually approached residents in the county to determine their interest in serving on the board. Mr. Steglich recommended that Mr. Raymond approach the attorneys (Craig Smith, David Hartvigsen, Tracy Cowdell and Chad Woolley) for their consideration as members. Mr. Blanchard suggested that Mr. Raymond contact Jess Jackson and he will also talk to Mr. Raymond later about others that might be willing to serve. This matter will be continued until the next agenda to provide specific wording on the agenda and for both Brian Raymond and Tammy Twitchell be included for consideration.

Charlene Hartmann, Justice Court Judge, was present to provide information regarding the issue of turning some extremely old cases (1998 to 2002) over to State debt collection that she had received with the Dutch John Court closure. There are about

fifteen cases with a total amount owed of around \$8,000.00. Judge Hartmann stated that she has been talking to some of the other judges in the State and when they have old cases with no activity they turn them over for collection. The State can file federal tax liens so there might be a possibility of getting something back. The drawback is that the State will take their portion of the money first but when court money is received here at the county the State is paid their portion first anyway. The matter of reissuing warrants was reviewed and discussed. Judge Hartmann stated that in order to continue with this and to turn cases over for collection, the county would need to sign an agreement with the State which should be provided within the next week. Mr. Steglich advised Judge Hartmann to bring the contract back to the Commission for further discussion and approval and she stated that she would like to get with the County Commissioners upon resolution of all the transfers.

Tammy Twitchell, CEM, was present regarding the matter of the Emergency Operation Plan, Volume I for Commission's review and consideration. She stated that she will provide a portion of the plan one at a time and this section is requiring the Commission's signature. The last time the document was approved was in 2009 and Mrs. Twitchell had provided the document to the Commission in 2012 but has determined that the best way to get the entire document reviewed and approved was to provide a section at a time. Mr. Steglich questioned the matter of Mrs. Twitchell being involved with the mussel water craft inspection and Mrs. Twitchell stated that issue would need to be brought before the LEPC Board. Mr. Steglich stated that he will provide contact information to Mrs. Twitchell for the issue.

Motion by Mr. Blanchard to approve to ratify the approval of the Memorandum of Understanding Forming the Eastern Utah Economic Development Coalition given at the last meeting as it had not been on that agenda for approval. Seconded by Mrs. Perry, all in favor.

The matter of the Ratification of approval of Mallard Estates Subdivision Application and Survey Map was the agenda with the Subdivision Map being presented today. The application had been approved at the February 19, 2014 meeting upon recommendation from the Planning & Zoning Board and needed to be ratified. Mr. Steglich stated that there is a need to note that the recommendation as submitted by the Planning & Zoning Board needs to be revised to read: The "Ayes" for the motion in the Planning & Zoning recommendation were actually made by Chad, Scott and Al with Jack and Woody voting "Nay" and Mrs. Keller will provide a revised recommendation. Mr. Blanchard provided the survey map for the Mallard Estates Subdivision and stated that there was a problem with accepting the application as not all the criteria in the recommendation has been met. The requirements were to have a revised application and a letter of approval from Tom Petramalo, Trout Creek Flies, so he does not feel comfortable approving the survey map. Also, GIS has not had the opportunity to review the map. Thompson Davis stated that Mr. Petramalo has been receiving emails stating that there was a pending law suit with the county regarding the way that the county had handled this matter. Mr. Steglich stated that this is a sad example of someone in the county that has been threatening the county with lawsuits. He is misrepresenting what took place in the county as the County Attorney had stated that there was nothing wrong with the route that the county and Planning & Zoning had taken. Mr. Blanchard stated that the county cannot let this go on as Mr. Petramalo had told him he was ready to shut

his doors and leave the county as he cannot do business in this kind of environment. This matter needs to be addressed with the attorneys as it is having an adverse affect on the county and developers. Mr. Steglich stated that this same thing has happened in the past with other developers. He also stated that as a way to deal with this he has been having conversations regarding the option of the county creating an ordinance that deals with the county properties being subdivided without going through the subdivision process. Also because of the emails, Ed Eudis reported that as of this morning, all the amounts owed to the county by Delta Plan I have been paid in full. He also stated that he had talked with Tom Petramalo on several occasions and he had stated that as long as it was Ok with the Planning & Zoning Board, the County Commission and the County Attorney he does not have a problem with the subdivision but if he sends the letter his own business will suffer as in the town's opinion he would be picking sides. If a Public Hearing is held he does not have to make any statements or specify his opinion. The matter of holding a Public Hearing and the 40 acre deadline was discussed and reviewed. It was determined to go ahead and hold the Public Hearing if Mr. Petramalo does not submit the requested letter. Mrs. Twitchell suggested to handle social media and create a Public Information Officer and when something like this comes out the county responds in a respective manner with facts by way of the Commissioner's Corner in the County Newsletter. The Commission expressed their concern with the comment by Mr. Petramalo about considering closing his doors on his business. Mrs. Perry stated that it is very detrimental to the county and Dutch John with these types of things happening. Mr. Davis stated that the truth always does prevail but it takes time and Daggett County is an extremely difficult county to do business in. Mr. Blanchard stated that there is a Town Hall meeting scheduled for Thursday night and Mr. Blanchard feels it is time to deal with the issue. The recommendation from the Planning & Zoning Board regarding the Mallard Estates Subdivision was reread and discussed. Mrs. McKee stated that there had been times in the past where the Planning & Zoning Board and the County Commission combined their Public Hearings and questioned if this would help speed things up. Mr. Steglich questioned if Mrs. Slagowski had reviewed the subdivision map and it was determined to table approving the map until later in the meeting to allow time to review the map.

Susie Potter and Travis Dupaix, Sheriff's Office, were present to discuss the matter of the ambulance billings. Mrs. Potter stated that there were 30 more runs in 2013 than in 2012 and she has been working on getting them caught up. The item that she would like to discuss today is that she has been receiving complaints from some of those billed stating that they had not called an ambulance, an ambulance was not present or the run sheets were not billable. Mrs. Potter stated that upon receipt of a run sheet she prepares a billing and she cannot make the call to not bill so she is requesting guidance from the Commission. Deputy Dupaix provided some background on the runs in question. Mr. Steglich recommended that the Commission should consider creating a resolution to allow the Sheriff's office to make the determination in house and he will meet with Mr. Lund when he returns about a resolution. The Sheriff's office was given the authority to proceed with the determination of the billings in question as of today and from there on they will follow the resolution.

Matt Henry was present to provide information regarding the CCJR. He stated that they had a meeting the other evening and wanted to change the process of how the

rodeo money is handled through the county. He expressed his concern with the amount of time it takes to receipt the funds, obtain Commission approval and cut the checks. It has taken as long as a month after the rodeo for the contestants to be paid. The CCJR Board has determined to purchase a program that will track the entries, payouts and etc. Mr. Steglich questioned the matter of the checks and balances and Mrs. Pallesen stated that she had told them before that they would need to provide a plan on how they would separate the duties and provide adequate control. The reason for the support from the county is the insurance as the event has been determined a county event. Mrs. Perry volunteered to work with Mr. Henry on preparing the plan and resolution. Mr. Henry also stated that there have been issues with the IRS and Mrs. Pallesen stated that they would still need to provided 1099s and W-9s. Mr. Blanchard questioned how the county could be accommodating to make payment faster and Mrs. Pallesen stated that the existing resolution states that the checks can be written without Commission approval and as soon as the checks were put on her desk for payment they were paid within two days. Mrs. Pallesen stated that she agrees that the kids would prefer to have the money paid out the evening of the rodeo and there are still 20 to 25 checks that have not been cashed. Mrs. Perry and Mr. Henry will work on the issue and provide a resolution back to the County Commission upon review from both the County Auditor and County Treasurer. Mr. Henry stated that they are also going to try to get the money from the sponsors timely so that the prizes can be ordered timely as well.

Motion by Mrs. Perry to go into a Public Hearing scheduled for 10:30 A.M. for the purpose of determining the Capital Improvement List for the Permanent Community Impact Board. Cody Christensen, UBAG, was present and provided the current 1 Year List and the 2-5 Year List for the yearly update which includes Daggett County, Road District and the Town of Manila. Also present for the Public Hearing were those currently listed and Mayor Dennis Long. The One Year List was the first to be reviewed line by line. The following changes were provided: 1. Browns Park Road, Phase III-Jesse Ewing to Colorado State Lines will not happen this year since the Federal Highways keeps rescheduling for a later date-put on 2 to 5 Year List. 2. Community Resource Center should be \$800,000.00 and split ½ and ½ between loan and grant with the February submittal date remaining. Mr. Christensen questioned Mayor Long if he had anything to add to the 1 Year List and the Mayor replied that with the irrigation pipeline being installed and the runoff from the hills, the list should include storm drains and catch basins. The cost for the project was discussed and determined to add the project to the 1 Year List with a project cost of \$1M with a February application. The 2-5 Year list was then reviewed line by line and page by page with the following changes: 1. Mr. Christensen addressed the matter of the SITLA Road Easements as being one that he had added to each of the counties. The project is to define Class "B" & "D" SITLA road easements and CIB has agreed to fund the project. Mr. Steglich addressed the matter of the Congressman Bishop's land project and requested that this matter be moved to the 1 Year List. Mayor Long stated that the items listed should be left as is for now. Mr. Steglich recommends to transfer the natural gas project to the 1 Year list with a combined effort with Daggett County and Manila Town with a February application date. Mr. Christensen questioned of any other additions to the 2-5 Year List. With no additions being provided, he stated that he will fix the list as noted and email it back to the county. The final document needs to be back to the State by April 1st. Mr. Steglich

questioned if there was any one present with comments or questions. With there being no one present with questions or concerns, motion by Mrs. Perry to go back into the regular meeting at 10:50 A.M. and “In & Out” of the RDA portion of the meeting.

Motion by Mrs. Perry to approve the Priority of the CIB Capital Improvement List as reviewed. Since Mr. Blanchard stepped out of the room, seconded by Mr. Steglich, all in favor.

Brock Cheney, English Teacher at the High School, was present to request assistance from the county for the Flaming Gorge Cowboy Poetry Roundup scheduled for March 29th at the High School. He stated that last year they had put on a Cowboy Poetry Festival and this year they are trying to do a regional event and bring in more participation from just Manila. Andy Nelson from Pine Dale, WY. will MC the event and Mike Iverson, Banjo Picker Extraordinaire will be additional entertainment. He has gotten funding from the Utah Humanities in the amount of \$700.00 and the School District in the amount of \$700.00. The Chamber of Commerce has also given a small grant. He requested that as a way to promote tourism the Commission might consider a sponsorship in the amount of \$100.00 to \$200.00. Mr. Steglich stated that the Commission would like to see a plan on how any requested money donated would be spent and Mr. Cheney stated that he had submitted a similar plan with the Utah Humanities Council. Mr. Blanchard suggested that the County Commission needs to have a plan on how they intend to spend the funds in the TRT Fund, County Designation. Upon review and discussion, it was determined that the county would love to help with the event and the matter will be tabled until next week to allow the Commission time to complete their plan.

The county had received a request from the Manila High School for the county’s support for their yearbook for 2014. Upon review and discussion, motion by Mr. Blanchard to approve a Full Page Ad in the amount of \$135.00. Seconded by Mrs. Perry, all in favor.

Those involved had completed and submitted a “Draft” Request for Proposals for a County Survey for review and approval. Mr. Steglich questioned the reasoning for the proposal to not include an engineer and Mr. Blanchard stated that the County Surveyor position is different and the State Code does not specify an engineer just a surveyor. The County Surveyor job is different than hiring a project surveyor as their duty is to check surveys. Mrs. Pallesen stated that this will fix the problem of not having a county surveyor and she had emailed UCIP regarding being covered by the county’s insurance policy. With no further questions, motion by Mr. Blanchard to approve the RFP and to send it out for proposals. Seconded by Mrs. Perry, all in favor and Mr. Steglich requested if Mrs. Slagowski had any questions or concerns and with none, all in favor.

Mrs. Slagowski stated that she has now reviewed the map for the Mallard Estates Subdivision and determined that the map as provided meets all the GIS requirements and she signed the map in Open Meeting. Mr. Blanchard stated that there are two types of surveys. The survey that the county has been requesting does not contain all the easements and right of ways but states that they are available and the other is the complete survey which will take the price up 3 to 4 times but it identifies on the map all the easements and right of ways. Mrs. Pallesen stated that the Utah Codes states that the easements will be on the plat map and she also requested the 8 1/2” x 14” digital as that is needed for recording. It was determined that Mr. Blanchard should be able to have all the

signatures necessary on the map by Friday and this matter will be added to the agenda for the Emergency meeting.

Tammy Twitchell, CEM, was present to provide a request for a wage increase due to the request made by Ned Brady for a \$10.00 increase and approved by the Commission. She submitted paperwork providing her job description, grant participation for wages, wage comparisons and all the FEMA courses she has taken. She reviewed all the information as provided during the meeting. Mr. Steglich opened the matter up for discussion with the Commissioners. Mr. Blanchard stated that he sees where she is coming from and agrees completely but all the county employees are under paid and overworked. He feels that Mrs. Twitchell is comparing her situation to an individual that is paid 100% by a grant and he is more of a contractor than an employee. Upon review and discussion it was determined that the matter needed more discussion and handled administratively. Mr. Steglich thanked Mrs. Twitchell for all the things that she is involved with and wished that all employees would make the same commitment. Her contribution to the county will be recognized and he thanked her personally for the work that she does.

With no further business, the meeting adjourned at 11:35 A.M.

/s/ Vicky McKee

/s/ Jerry Steglich

/s/ Karen Perry

/s/ Warren Blanchard