

Minutes of the regular meeting of the Daggett County Commission/Redevelopment Agency Board, Tuesday, September 16, 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 Mrs. Perry, Board Chair.

Also present were: Brian Raymond, Niel Lund-County Attorney, Keri Pallesen-County Auditor/Recorder and Kenny Stansfield, Duane Draper, Karli Morris and Brianne Martin-Uintah Basin Medical Clinic

With regards to old business, Mrs. McKee reported that the business license application that had been submitted at the last meeting for Ryan Russell had been checked into. Based on those results, the business license application form will be revised for 2015 to state that all fees and paperwork (business license application and the personal property affidavit) are to be provided prior to the due date or the late fee will be assessed. Another matter of old business was for the Incorporation Election for Dutch John. Mrs. McKee reported that she had posted a notice in Dutch John requesting arguments for and against the proposition and had only received one reply against the proposition.

There was no one else present with old business nor citizens comments.

The minutes of the September 9, 2014 meeting were provided by the County Clerk's office for review and approval. Mrs. Perry provided the revision for Page 1, Paragraph 3, from "himself" to "he and Mr. Lund". Mr. Steglich provided the following revisions: Page 2, last paragraph from "at" to "a" and on Page 4, Paragraph 1 to revise the wording to read as follows: "Dickinson will be held responsible for the repair to the bridge". Mr. Steglich also provided additional wording for Page 5, Paragraph 7, last sentence as follows: add "in Daggett County" to end of the sentence. Mr. Blanchard provided the following revision: Page 2, Paragraph 3, Sentence 2- needs to be changed from "plugged up" to just "plugged". The very next sentence should read – "and Delta Plan One had used some of this material on county property". Mr. Blanchard also stated that in that same paragraph the minutes need to state who Bret Reynolds is. He also reported that all the gravel in storage in Dutch John has been used so it should not be put into the newsletter that there is gravel available. Mr. Blanchard then stated that the minutes should reflect on Page 3, Paragraph 5, that Sam Hammer is ordering parts for the county not her own. Motion by Mr. Blanchard to approve the minutes as revised. Seconded by Mr. Steglich, all in favor.

The Open Invoice Report in the amount of \$29,913.44 was provided by the County Auditor's office for review and approval. Mr. Blanchard questioned the invoice for Terry Carter for payment for coyote ears and Mrs. Pallesen responded that it was the same as at the last meeting so the check will be made payable to Unclaimed Property. Mr. Blanchard questioned the matter of the date of April 10, 2014 on the invoice for Century Equipment and Mrs. Pallesen stated that it was a credit and James Olsen had stated that he would be doing more business with them to use up the credit. Mr. Steglich requested a revision on the Zion's Bankcard invoice under his name to be changed to 4111-230 not to 231-fuel. Mr. Steglich questioned the matter of the invoices for Daggett County and what they are for and there was discussion regarding the matter of county owned properties in Dutch John being billed for water and sewer. Mrs. Perry stated that the invoice listed under Vernal Winnelson was for a sprinkler key for the cemetery.

Upon review, motion by Mr. Steglich to approve the Open Invoice Report as revised. Seconded by Mr. Blanchard, all in favor.

With regards to correspondence, Mr. Raymond had provided a letter from the Ashley National Forest regarding a Timber Management Field Tour scheduled for Thursday, September 25, 2014 at Summit Springs Guard Station at 10:00 A.M. He stated that he would not be available and requested others to attend. Mrs. Perry stated that she will try to attend the tour. There was also an email from Mark Ward providing an agenda for the Public Lands Meeting scheduled for Wednesday, September 24, 2014 from 1:00 P.M. to 6:00 P.M.

The following business license application was provided by the County Clerk's office for review and approval: Jed Olson. Motion by Mr. Blanchard to approve the business license application as submitted by Jed Olson. Mr. Steglich requested discussion regarding the matter. He stated that he believes that Mr. Olson has additional employees and is housing hunters in cabins on the ranch and the license application does not address either items. A letter will be sent to Mr. Olson to determine the status of his business. Mrs. McKee will also contact the State Tax Commission to determine if he is liable for Transient Room Tax. The motion was not carried due to a lack of a second and the matter will be reviewed and continued until it can be resolved.

James Olsen, County Road Supervisor, had provided an Application for a Temporary Change to change the diversion point for 2.0 acre feet of water from the reservoir to various locations on the river. Mr. Steglich stated that there had been complaints from the public because the road department was taking water from the river. This is only for a temporary diversion so the county will need to renew this yearly. Mr. Steglich recommends for the county to go to the State of Utah to get this codified so the county does not need to keep renewing this every year. Motion by Mr. Steglich to approve the Temporary Change Application for the diversion points for 2.0 acre feet of water. Seconded by Mr. Blanchard, all in favor.

Mr. Raymond provided an email from Troy Duffin, Executive Director, Trails Utah, regarding the budget for the proposed trails in Daggett County. The budget provided a breakdown for each of the proposed trails which will provide upgrades to make the trails more challenging and more entertaining and also provide a realignment to one trail on the south end. Upon completion they will then fall into a maintenance schedule. The budget proposal from Utah Trails states that they will see the project through from this point forward including: 1. Attendance at meetings in Manila and submission to FS personnel. 2. Creation of bid and/or contract documents and hiring of contractor(s). 3. Oversight/management of bid process if necessary. 4. Field management of contractors to assure work is completed in a proper and timely manner and 5. Final review and walk-through with Daggett County and/or Forest Service personnel. Trails Utah is requesting to be allowed to take up to 10% of the total budget for a donation to Trails Utah. The project was reviewed and discussed. Mr. Blanchard questioned if the county can request reimbursement from the Forest Service to maintain the trails and Mr. Raymond stated that Mr. Muir, Forest Ranger, had told them that if the county builds the trails the county will need to maintain them. Mr. Steglich reported that the matter of a trail going out of Dutch John from Goslin into Clay Basin had been discussed yesterday and Mr. Muir had told them to get with the BLM as the trail will go out of forest property onto BLM property and Mr. Steglich stated that he will get with the

BLM regarding this. The issue of the procurement policy was discussed and Mrs. Pallesen stated that anything over \$5,000.00 needs to be put out to bid and definitely the total of \$80,000.00 needs to be dealt with. Mr. Steglich stated that the county will obtain two more bids using this same scope of work and turn them in. Upon receipt of the bids, this matter will be continued until the next meeting.

Motion by Mr. Steglich to go into the RDA portion of the meeting at 9:40 A.M. (In & Out). Seconded by Mr. Blanchard, all in favor. Mr. Lund stated that he had discussed the Participation Agreement with Smith Hartvigsen and was informed that the agreement was a better way to make sure the county has a remedy in case Matt and Amanda Lucas do not comply with the Real Estate Purchase Contract. He also feels that due to the existing addendums to the REPC and other unclear items, the existing REPC needs to be redone. Mr. Raymond stated that Mr. & Mrs. Lucas do not want to do that but want to leave it as it is and feel that they can complete the project as stated but they are willing to do the participation agreement. Mr. Lund voiced his concern with the way the REPC is written as Mr. Lucas will be required to run the water line with no other options. Mr. Blanchard stated that he had met with Bret Reynolds, Civco Engineering, on location and he had stated that what Mr. Lucas wants to do is not a benefit to the county. If Mr. Lucas installs the water line where and how he is proposing, the county will not participate and he will be required to pay for the work that the county does plus a hookup fee. The county will not pay to maintain his line. There are three options for Mr. Lucas for water but the contract only allows for one option. Mr. Lund voiced his concern that there could be a default as he does not believe that Mr. Lucas will be able to complete the project the way the contract is written. Mr. Lund recommends that Mr. & Mrs. Lucas come back in and discuss the matter with the Commission. The issues were discussed and reviewed as well as the issue of them purchasing and developing the 40 acres. Mr. Blanchard addressed the matter of Mr. Lucas digging test holes for a septic system on county property and any liability that might be involved. Both Mr. Steglich and Mrs. Perry stated that they did not have an issue with that. Mr. Raymond stated that the subdivision ordinance as it exists requires that if the perc test does not work the property owner will be required to connect to the sewer. The Planning & Zoning Board is meeting tomorrow at 1:00 P.M. with the hopes of scheduling the Public Hearing for the Lucas Property. Mr. & Mrs. Lucas will be contacted to determine the possibility of them coming into the next meeting to discuss the matter of redoing the contract. This should not delay them being able to get completed timely. This matter will be continued until the next meeting.

Motion by Mr. Steglich to go out of the RDA portion of the meeting and into the Public Hearing scheduled for 10:00 A.M for the petition filed by Delta Plan One. Seconded by Mr. Blanchard, all in favor. The petition was submitted for approval of a minor subdivision called "The Draw" in Section 11, T2N, R22E which will contain two lots and for a change of zoning from MU40 and Light Industrial to Commercial for Parcel A in the proposed minor subdivision "The Draw" in Section 11, T2N, R22E. There was no one present with comments or questions.

Motion by Mr. Steglich to go out of the Public Hearing and back into regular session. Seconded by Mr. Blanchard, all in favor.

Motion by Mr. Steglich to approve the minor subdivision and the rezone as requested. Seconded by Mr. Blanchard, all in favor.

Motion by Mr. Steglich to recess the meeting at 10:05 A.M. until 10:30 A.M. for the scheduled time for Kenny Stansfield. Seconded by Mr. Blanchard, all in favor.

The meeting reconvened at 10:30 A.M. with these additional participants present: Kenny Stansfield, Duane Draper, Karli Morris and Brianne Martin-Uintah Basin Medical Center.

Mr. Stansfield was present to provide information to the Commission on the year end revenues and expenses for the Uintah Basin Medical Center for the Manila Clinic. Mr. Stansfield stated that the patient numbers were down a little this year. The Clinic usually averages around 40 patients per week and this year it was down slightly. They are not looking at any major changes or equipment needed in the near future with the exception of a possible digitizer for the x-ray machine for speed and convenience. There was discussion of the possibility of a new facility and Mrs. Perry stated that the county was trying to purchase the clinic back from Tri-County Health. Mr. Draper requested that the Commission consider a storage unit to use as a location for storing supplies, wheel chairs and etc. The request was reviewed and discussed. Mr. Blanchard stated that there is a small building (around 12' x 12') in Dutch John that could be moved here to Manila for use by the clinic for storage. There was also discussion regarding the future of the clinic after Duane Draper retires.

Mr. Steglich provided an update on the Six County Coalition and stated that one of the other Commissioners needs to attend the meeting on October 3, 2014 as he will not be available. It was determined that Mr. Blanchard will be able to attend. He stated that there are a lot of legal issues so the Commissioner assigned to the Coalition Board needs to be in attendance at all the meetings in order to keep up. There also needs to be a Commissioner designated as the voting member on the coalition and it was determined that Mrs. Perry will be the Commissioner assigned. Mr. Steglich stated that he had presented the information about the need for the water tank repairs in Dutch John to the Coalition Board. Mr. Steglich stated that if they get the railroad and pipelines going, Daggett County will share in the revenues that come from those projects. This Coalition could help with the future medical center and piping the water from the reservoir for the ski resort for the Rob Bishop Public Lands Initiative.

Mr. Steglich stated that he had talked to those working on the Public Lands Initiative in Washington, D.C. and they are putting the language together for the bill. He feels that he still needs to talk to Mark Ward on the RS2477 roads. It appears that Summit County is willing to connect to Daggett County proposed wilderness and the wilderness issues were discussed. Mr. Steglich stated that it appears that they will probably put the Diamond Breaks WSA area into wilderness and release the Cold Springs area and put it into a conservation area or sportsman conservation area which is what the Dickinson's are proposing.

With no further business, the meeting was adjourned at 10:55 A.M.

/s/ Vicky McKee

/s/ Karen Perry

/s/ Warren Blanchard