

GRAND COUNTY COUNCIL MEETING  
August 2, 2005

Grand County Council met in regular session on the above date. Present were Councilmen Jerry McNeely, Chairman presiding, Judy Carmichael, Joette Langianese, Audrey Graham and Jim Lewis with Clerk Fran Townsend.

(Absent – Tanner and Knight).

Meeting was called to order.

**ELECTED OFFICIAL AND DEPARTMENT HEAD REPORTS:** Jeff Davis – Ambulance Director – presented his midyear report comparison to last year and this year to date. They are down 51 calls compared to this time last year. Their calls tend to be four or five calls to local people versus visitors.

Marion Delay – report on Transient Room Tax Collections: Marion has contacted eight other parks to see where we are in visitation numbers. Arches National Park visitation is up by 3.8% this year. Other parks are down by over 4.4 %. We are doing very well. International tourism is up this year. The Web site usage has really been up – already we have received over 9 million hits this year. This is about where we were on the web site by the end of last year.

**A. PRESENTATION OF “RIDE WITH RESPECT”** Dale Parriott and Cliff Coones made the presentation. There are approximately 5000 miles of trails in Grand County. Question – do we make Moab motorized or non-motorized area. We can include everyone. Ride with Respect is in its fourth year of non-profit existence. Cliff Coones did his master thesis on this issue. OHV riders like rugged roads. Motor Cycle riders like single track. The goal is provide access for all trail users and respect each other’s needs.

Councilman Knight arrived at this time.

**B. PRESENTATION OF WILLOW BASIN WILDLAND-URBAN INTERFACE PROJECT BY U S FOREST SERVICE:** Stu Gore and Tomas Gonzales made the presentation. They presented the high points of what they will be doing in the future. They will be drafting a letter to residents of Willow Basin to let them know when information will be presented on the programs, i.e. fire prevention, etc. They will be dealing mostly with fire prevention thru prescribed burns, cutting and chemical applications of excess wood. Council suggested they offer the cut wood for people to use for burning for fuel. Stu agreed it would be excellent to do this. They will probably be doing the clearing during field season of 2006.

**C. APPROVAL OF US BOARD ON GEOGRAPHIC NAMES NEW NAME TO UNNAMED VALLEY OFF NEGRO BILL CANYON: Motion: Langianese moved to approve new name of Morning Glory Canyon seconded by Graham. BLM does not**

**support naming because this is in a wilderness study area. Canyon is less than ½ mile long. Aye – 0 opposed – 6. Motion failed.**

Bob Phillips presented a press release stating West Nile Virus has been found in Grand County – through testing of chickens. We will have this threat of virus through the fall – third week of September. Last year we had – activity all the way into November. Jerry said he met with Weed Board people to offer assistance to Bob .They will be looking for standing water for Culex mosquitoes. Lewis asked what measurement is used to determine spray threshold. If infection goes up – spray threshold goes down. Mosquito pools last week were negative. Present district policy is to not fog for nuisance mosquitoes.

**D. AWARDING BID FOR JAIL AND SHERIFF OFFICE SPACE REMODEL:** Only two bids were received – one in the amount of \$4,850 from Torres Masonry for the Jail Remodel and one from Upgrades by Arch for remodel of office space for Sheriff Office Secretaries in the amount of \$8,935.71. **Motion: Councilman Knight moved to accept bids as submitted seconded by Lewis.** Discussion followed concerning why we are doing this. It was pointed out to help alleviate the crowding in the jail plus added Liability. By moving the Secretary space out into the lobby, it would provide additional space to be used in the jail. It would also add better security access to the sheriff’s office area. **Lewis, McNeely, Knight voted aye, Carmichael, Langianese and Graham voted no.** Langianese says she feels it does not need to be done right now. Motion failed. It was suggested perhaps it be put back on agenda for the next meeting and have Sheriff Nyland come in.

**E. DESIGN STUDY REPORT ON NEW SPANISH TRAIL – SR 128:** Carmichael moved to table seconded by Graham. Motion carried 6-0.

**F. APPROVAL OF CONTRACT WITH JACOBSEN CONSTRUCTION ALLIANCE GROUP, INC. FOR NEW LIBRARY:** This is a standard boiler plate construction contract presented by Library Director Eve Tallman. Board members Russ Vonkoch and Belinda Ledbetter were also present. Base Amount of the contract is \$2,180,000. Date of commencement will be August 15<sup>th</sup> with completion date of April 12, 2006. **Motion: Langianese moved to approve contract seconded by Carmichael. Motion carried 6-0.** Ground breaking ceremony is next Wednesday evening at 5:30 p.m.

**G. CHANGE IN COUNTY COUNCIL WORK STUDY MEETINGS:** Council discussed not having their Council Workshop meetings every Wednesday before Council meetings the following Tuesday. They felt they were just repeating action on the agenda when the regular meeting was held. **Motion: Knight moved to eliminate regular study sessions on 2<sup>nd</sup> and 4<sup>th</sup> Wednesday and start study sessions at 3:00 p.m. on regular meeting days with regular meeting to start at 4:00 p.m. Carmichael seconded. Motion carried 6-0.** County Clerk Fran Townsend will work with Hattie Schetzsls in publishing the proper change notices.

EXECUTIVE SESSION: Councilman Langianese moved to enter into an executive session at 5:30 p.m. seconded by Lewis for the purpose of discussing a personnel issue. Motion: Carmichael moved to end the executive session at 6:04 seconded by Knight.

Motion: Carmichael moved to increase salary for Hattie Schetzle to \$12.86 per hour with no benefits as her status is a temporary employee seconded by Knight. Motion carried 6-0.

Motion: Carmichael moved to set salary for County Administrator job at \$53,000 or higher depending on qualifications. seconded by Langianese. Motion carried 6-0.

Meeting recessed until 7:00 p.m.

Meeting called to order 7:00 p.m.

Pledge of allegiance was led by Russ Vonkoch

APPROVAL OF PAYMENT OF BILLS: Carmichael moved to approve bills in the amount of \$267,776.08 seconded by Knight. Roll call vote – Carmichael – aye, Knight – aye, Langianese aye, McNeely – aye, Graham – aye and Lewis – aye. Motion carried 6-0.

CHECK NOS. 40646-40739	\$127,078.10
VOIDED CHECK	(20.00)
CHECK NOS. 40740—40798	\$ 65,292.44
CHECK NOS. 40799-40873	\$ 75,425.54

APPROVAL OF MINUTES: July 19 – Graham moved to approve minutes of both meetings as amended seconded by Lewis. Graham, Lewis, Langianese and Carmichael voted aye with Knight and McNeely abstaining. Motion carried.

CITIZENS TO BE HEARD: Bill Love – referred to a map. Talked about how much water there is to build so many houses. SITLA has purchased land and he feels SITLA will take all the water.

Michael Liss is working on Johnson's up on top project. He is bringing some planners to town next week and invited the County Council to this meeting to be held August 8 from 6 to 7 p.m. at Zions Bank in their Conference room.

Jerry Jaran – Able Signs - has a business license to work in the City. A complaint was expressed to Moab City last year. His complaint – there is a person painting signs across from the La Hacienda. The man's name is Mike Barber. Mr. Jaran stated work done by Mr. Barber is inferior – also Barber has no business license. City stated the man lives in the County so they could not issue him a business license. Councilman McNeely

stated the Council would review the issue. However, since the man is working in the City and apparently living in the city right now, the county has no jurisdiction.

Councilman Graham stated Moab City wants to meet with the County Council on August 4<sup>th</sup> concerning the Economic Development plan with Ken Davey. Meeting will be held at the City Building 6:00 p.m.

**J. PUBLIC HEARING REGARDING RE-OPENING 2005 GRAND COUNTY LIBRARY BUDGET:** County Clerk/Auditor Fran Townsend advised the public the intent of this hearing is to move funds out of the Library General Fund Balance into the construction budget – thus increasing the expenditure out of the General fund. This would then increase revenues and expenses in the Construction Fund for the new library. Also there would be an increase in revenues in the Construction Fund because of increase interest on the investment of their bond monies received. Intent is to move \$120,600 out of the General Fund into the Construction Fund and increase the Interest Line Item an additional \$20,000. There were no comments from the public. Public Hearing closed.

**K. RESOLUTION AMENDING 2005 GRAND COUNTY LIBRARY BUDGET FOR GENERAL AND CONSTRUCTION FUNDS:** Public hearing was just held. *Motion: Councilman Graham moved to adopt the resolution seconded by Langianese. Roll Call vote: Carmichael – aye, Knight – aye, Langianese – aye, McNeely – aye, Graham – aye and Lewis – aye. Motion carried 6-0.*

**L. EXTREME SAFETY DAY PROCLAMATION:** Councilman Graham read the proclamation. This will make August 20, 2005 “Trauma Awareness Day” *Motion: Councilman Lewis moved to approve seconded by Knight. Motion carried 6-0.* Also invitation was extended to Council to attend a Barbecue August 20<sup>th</sup>.

**M. RESOLUTION DECLARING THE INTENT OF THE COUNTY COUNCIL OF GRAND COUNTY, UTAH TO EXPAND THE SERVICES PROVIDED BY THE GRAND COUNTY SPECIAL SERVICE WATER DISTRICT (THE “DISTRICT”); DEFINING THE NEW SERVICES TO BE PROVIDED BY THE DISTRICT; RENAMING THE DISTRICT; PROVIDING FOR A HEARING ON THE EXPANSION OF SERVICES PROVIDED BY THE DISTRICT; PROVIDING FOR NOTICE OF SAID HEARING AND RELATED MATTERS:** *Motion: Knight moved to approve resolution, seconded by Carmichael.* Councilman Graham raised a question concerning providing added water services ( on page 3, Section 1. ) She is also concerned that there is a citizens petition to have the board elected. Carmichael – we started this process a long time ago. Lewis – Petition is only for the S V Water Sewer Improvement District. This would have no bearing on that particular issue. *Judy C moved to amend the motion to add that the name of the new district be The Spanish Trail Water District seconded by Knight.* Lewis – have a lot of ERC’s that have been sold to SITLA. SITLA has brought money to the table. Impact fees pay for additional development of water. Therefore, when land is sold and built on, the impact fees pay for that additional development. This consolidation has no bearing on SITLA land – one way or another says Dale Pierson. Mike Suarez – according to

statute says board should have been elected to begin with. However, the original resolution stated they could be elected or appointed and the commission at that time stated they felt it would be in the best interest of public the board be appointed. **Carmichael, Knight, Langianese and McNeely voted aye, Lewis and Graham voted no. Motion passed 4-2.**

**N. APPROVAL OF SALE OF COUNTY REAL PROPERTY LOCATED IN SAN JUAN COUNTY – CORONADO PARK SUBDIVISION:** Clerk Fran Townsend reported the County Attorney says we have followed proper procedures for this sale. Motion: Knight moved to accept the offer to sell, seconded by Carmichael. Motion carried 6-0.

**O. ORDINANCE GRANTING A TEMPORARY MORATORIUM ON AWARDED BONUS DENSITY:** This would give additional time to the P&Z to revamp and study the density. **Motion: Carmichael moved to approve the ordinance seconded by Langianese.** Lewis – question – folks who are already in process are not affected by this? Carmichael said no, they would not be affected. Councilman Knight does not like the moratorium. He is concerned it encourages litigation within the county. Precedence has already been set – are they treated fairly? **Knight voted no, rest voted aye. Motion carried 5-1.**

**P. QUITCLAIM DEED OF PARCEL OF LAND OWNED BY GRAND COUNTY TO KATHLEEN B. SHIELDS.** This issue came about through an alignment done by the Road Dept. Carmichael checked it out and Warner said we should have done this some time ago. **Motion: Carmichael moved to award deed seconded by knight. Motion carried 6-0.**

**Q. QUITCLAIM DEED TO MOAB VALLEY FIRE DISTRICT:** This is to clean up property lines between Grand County, Library and Fire District. **Motion: Carmichael moved to award the deed seconded by Knight. Motion carried 6-0.**

**R. QUIT CLAIM DEED FROM GRAND COUNTY TO GRAND COUNTY:** This was recommended by the County Recorder as a legal means of cleaning up property lines. **Motion: Carmichael moved to award the deed seconded by Lewis. Motion carried 6-0.**

Council will not hold workshop next week and will start council workshop at 3:00 on regular meeting day and start their regular meeting at four.

Langianese reported she is working on an amendment to sales agreement on the Current Senior Center and American Legion can move down to new building. She is also working on a lease agreement with Active Re-entry for space at the new Senior/Recreation Center.

Reminder - Library ground breaking will be next week.

Administrative: Lewis – had discussion concerning the Recreation Special Service District. Next month they are making their final payment on the arena building. What does the County want to do, i.e. who takes ownership of the building. The land is in Grand County's name, thus the building belongs to the County. Question came up concerning putting Mineral Lease Funds by a Special Service District into County owned facilities. County Clerk Fran Townsend suggested maybe she and Jim Lewis work on this together. She will contact the State Auditor's Office for some input.

Audrey met with SITLA and they talked about turn-out lanes on Highway 191. SITLA and Henderson were looking at putting up funds for turning lane August 15<sup>th</sup> was set for Department Head Meetings. 8:30. Sept 12 and October 10<sup>th</sup>.

ATLAS TAILINGS: The EIS came out last week. The DOE is putting in Radon monitoring stations by Crescent Junction residences and in the middle of Thompson Springs. Langianese received a call from Senator's Hatch's office. There is a 30 day comment period so she suggested people write a letter of support.

The Senior Center is planning to move starting August 15<sup>th</sup> so there will be no meals served at the Center that week. However, they will take care of Meals On Wheels.

Graham moved to adjourn seconded by Lewis.

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Jerry McNeely, Chairman

Attest: \_\_\_\_\_  
Fran Townsend, Clerk/Auditor