

GRAND COUNTY COUNCIL MEETING
APRIL 18, 2006

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

LEGISLATIVE UPDATE: Councilman Langianese opened discussion concerning support of the House Bill that relates jail facilities and sentencing amendments. House Bill 14 and 16 concerning Open and Public Meetings Law was discussed. This law will become effective 5/1/06. We will follow up with UCIP to review the amendments.

APPROVAL OF PAYMENT OF BILLS: Motion: Carmichael moved to approve bills in the amount of \$1,918,762.57 seconded by Knight. This amount included Library Construction Costs and transfer of funds to Public Treasurers Investment Fund. Roll call vote: Carmichael – aye, Knight – aye, Tanner – aye, McNeely – aye, Langianese – aye, Lewis – aye and Graham – aye. Motion carried 7-0.

CHECK NOS. 44145-44335	\$1,813,411.67
PAYROLL	\$ 105,350.90

APPROVAL OF MINUTES: Councilman Lewis moved to approve minutes of February 21, 2006 with corrections seconded by Knight. Knight, Graham, McNeely, Langianese and Lewis voted aye. Carmichael abstained. Tanner voted no. Motion carried 6-1

Councilman Graham moved to approve minutes of March 7, 2006 seconded by Carmichael. Motion carried 7-0.

Councilman Lewis moved to approve minutes of 3/21/06 meeting seconded by Graham. Motion carried 7-0.

Councilman Carmichael moved to approve minutes of 4/4/06 with changes seconded by Graham. Carmichael, Knight, McNeely, Lewis, Langianese and Graham voted aye, Tanner voted no. Motion carried 6-1.

CITIZENS TO BE HEARD: Tim Keogh stated March 21, 2006 he was granted a zone change but that decision was overturned (rescinded) on 4/4/06. He asked the Council for a letter to them (Keogh and Ferrell) stating the reason for this change and what the conflict of interest is (between them and Rex Tanner).

Dave Hurst lives at 409 Park Drive. He has issues concerning the dust and privacy at the Grand Center. His home is next to the dirt parking lot in back of the Center. He asked if the new fencing would include his property. Langianese says no, just Betty Wimmer's property per our agreement with her. Dave met earlier with the City Planning and Zoning on this issue and does not remember that the parking lot in back would be dirt. He would

like a privacy fence and handed out pictures of his property adjoining the Grand Center Property.

Michael Sabine lives on 840 Wagner. He feels his neighbor, Mr. Wilburg is in violation of codes. Sabine feels he has been targeted as part of a law enforcement issue.

Councilman Langianese reminded Department Heads to get on the agenda

Jeff Davis – Ambulance Coordinator – presented the 2005 and 2006 statistics for Jeep Safari Week concerning Ambulance activity.

Travel Council Director Marion Delay handed out her report. She stated they are working with the new policies and results seem to be positive. Visitation at Arches National Park is up. Dead Horse Point State Park is up over 70% for March. They have had four million hits on their website this year.

PRESENTATIONS:

TRANSPORTATION PLAN: The Transportation Plan that was released July, 2005 was presented by Charlie Skewes from Horrocks Engineering. Connie Douglas assisted Mr. Skewes. They identified Holyoak Lane as a road used to divert traffic. They are looking at approving upgrades to Mill Creek and get Holyoak Lane off as a major thoroughfare. This would be identified through classification of the road system. Counts were taken in March of 2005 and review of the history. They have determined all areas except the Mill Creek, Holyoak and Sage area are not congested. Carmichael asked about the road connection to Rim Village. Connie says plan will be updated showing any new roads. They do not consider this road to be a collector road. Mill Creek is included in the design.

Connie said they are looking at improvements from Sage to Spanish Valley Road. Also being considered is diverting traffic off Spanish Valley Drive to Highway 191 in the southern end of Spanish Valley. Carmichael asked about access across Marshall Lane or Murphy Lane. Connie said it would be a very costly project and looked at other alternatives. Question was raised – does the diversion to Highway 191 cause a sooner need for improvements? Answer yes – but this could delay need for improvements on Spanish Valley Drive.

Langianese asked what the Council should do. Mr. Skewes said we need to have a public hearing probably in two weeks; then adopt a plan in two months. They will include any changes such as Rim Village road, potential development on Lion's Back and any other comments received. It was decided the public hearing would be held the second meeting in May (May 16th.) Graham asked about trails. Charlie said they try not to develop plans that would preclude trails, but they don't include these plans for trails. Connie said they could, however, include language about the county plans.

C. PRESENTATION BY WEED BOARD ON TAMARISK AND RUSSIAN OLIVE POTENTIAL DECLARED NOXIOUS WEEDS: This presentation was made by Tim Higgs and Kara Dohrenwend. State of Utah has a list of noxious weeds for Utah.

Other states have declared the Russian Olive and Tamarisk as noxious weeds. However, Utah has chosen not to include these on our list. It is a water issue in some states. Here in Grand County – it degrades our recreation. Some Utah counties have declared Russian Olive as noxious. Their concern is that focus on some weeds will cause neglect of others. Kara has a 60 year plan that can open some funding doors. With long term management we can get rid of the noxious Tamarisk and Russian Olive and help the native plants regenerate. Council will have a resolution to consider declaring Tamarisk and Russian Olive as noxious plants at their next meeting.

D. TRAILS MIX UPDATE AND GRANT OPPORTUNITY: Jerry Van Horn is the coordinator. Ginny Carlson reviewed the packet information handed to the Council. Kim Schappert gave an update of the trails projects. They have a grant application for the Council to sign that would apply for \$102,000 by August, 2006. This would be for phase I of the 128 Bike Trail. Ginny Carlson handed out a letter asking the county to request funding from USDOT (Alternative Transportation in the Parks & Federal Lands Program). The County would administer the grant and provide maintenance of trails and any structures built at Lions Park. Russ VonKoch said they are looking for an MOU between all affected entities, i.e. County, BLM, Forest Service, National Park Service and Moab City. They are looking at requesting \$4,750,000 but are considering 5.2 million. Kim has volunteered to write the grant application.

Kim stated getting a sweeper would make a big difference in the maintenance of the trail. We would still need weed control and perhaps crack seal of the trail. Question was raised concerning administration of the grant. County Clerk Fran Townsend stated it would be her office that would administer the grant. Fran asked if the grant would include administrative costs. VonKoch said he did not think so, but Kim says BLM would take 17% they were the applicant. There is no line item for administrative costs, but it could possibly be added.

Langianese said she thought UDOT would be responsible for trail maintenance on Highway 128 but VonKoch said no, county will have maintenance responsibility. Langianese feels this is not a reason not to go forward with the grant.

E. APPROVAL OF SUPPORT FOR TRAILS MIX GRANT: *Motion: Councilman Lewis moved to approve a letter of support applying for the grant seconded by McNeely.* Lewis stated this is a great opportunity and thanked the Trail Mix for all their hard work. Langianese asked they consider a line item in their request for administrative costs. VonKoch said he would look into that. *Motion carried 7-0.*

F. RETAIL BEER LICENSE FOR BRANDING IRON – OWNERS JEFF AND PENELOPE BUTTERFIELD: *Motion: Carmichael moved to approve beer license seconded by Tanner. Motion carried 7-0.*

G. PROCLAMATION DECLARING APRIL, 2006 CHILD ABUSE PREVENTION MONTH: Councilman Graham read the proclamation. *Motion: Graham moved to adopt the proclamation seconded by Tanner. Motion carried 7-0.*

H. LETTER OF SUPPORT FOR WILDLAND FIRE PLAN: Motion: Carmichael moved to table the issue indefinitely as State Lands & Forestry are working on a plan together with BLM seconded by Lewis. Motion carried 7-0.

I. LETTER OF SUPPORT FOR MOAB ARTS COUNCIL: The Moab Arts Council is preparing a grant application to the Utah Office of Tourism to create a unified arts marketing campaign for the annual art-oriented events in Moab. They are asking the council for a letter of support for this project. Funding is received by the Arts Council from the Travel Council Events Budget. Motion: Lewis moved to approve sending a letter seconded by Graham. Motion carried 7-0.

J. TESTIMONY IN SUPPORT OF COLORADO RIVER SPECIAL RECREATION MANAGEMENT AREA LAND AND WATER CONSERVATION FUND FUNDING: Request was made by Mary VonKoch. Councilman McNeely stated we have already supported this project but want to clarify we are in support of a 1.3 million dollar appropriation for the second phase of the Westwater Ranch conservation Easement project in the Colorado River Special Recreation Management Area.. Motion: Carmichael moved to approve sending the letter of testimony seconded by McNeely. Motion carried 7-0.

K. RE-ALIGNMENT OF COAL CANYON ROAD: Councilman Lewis asked if issues for road realignment had been addressed. Maggie Wyatt with BLM stated Tim Vetere has to apply to them for the entire right of way. Once this process is completed and approved, Mr. Vetere can then deal with the County, turning it over them to go on the B Road System. Motion: Councilman Carmichael moved the county send a letter to Tim Vetere, prepared by Dave Vaughn, stating the county will abandon the Coal Canyon Road once he completes his Road project seconded by McNeely. Motion carried 7-0.

Councilman Tanner pointed out we need a resolution documenting this action for historical record.

L APPROVAL OF BID AWARD FOR AIRPORT PROJECT: Councilman Knight advised the airport bids were opened last week. Three bids were received as follows:

W.W. CLYDE & COMPANY	\$2,129,462
BROWN BROTHERS	\$2,354,539
LEGRAND JOHNSON	\$2,817,372
ENGINEER'S ESTIMATE	\$3,180,851

Councilman Knight advised the Council the FAA wants to add more work to the project since the bids came in lower than the Engineer's estimate. This would include addressing some safety issues. Motion: Councilman Knight moved to award the bid to W.W. Clyde seconded by Carmichael. Motion carried 7-0.

M. APPROVAL OF AMENDMENT TO AGREEMENT WITH ARMSTRONG CONSULTANTS REGARDING AIRPORT PROJECT: This amendment will add additional safety work to be done by W. W. Clyde. Motion: Knight moved to approve the amendment, seconded by Carmichael. Motion carried 7-0.

OTHER CONSIDERATIONS:

Request for funding for a new fire station will be presented before CIB on May 4th. The July meeting will address Health Care as well as renovation for Star Hall.

Langianese would like to review the Policies and Procedures of Governing Body and make amendments to some problems. She would like to see this done by the end of May.

Joint Meeting between Moab City and Grand County Council will be April 28th.

Graham advised the Thompson Bridge project is out to bid.

Council asked Clerk Townsend about issues with the Diebold Election equipment. She assured the Council issues are under control and being addressed by the County Clerks along with Lt. Governor's office. She has confidence the equipment will work based on training she has received so far.

COUNCIL REPORTS:

Knight reported the Airport Board recommends naming our terminal after Bob Dalla. They are working on it for a presentation at the May 2nd Council meeting.

Lewis reported the Recreation Board is meeting with Moab City concerning an aquatic center. They are also working on arena plans.

Tanner reported the new manager for the Grand Water & Sewer Agency is on board – name – Terry Sykes. Kyle Bailey stated the City was holding off on consolidation until the new manager was on board. They can now move forward with plans. He also reported they had eight call outs for Search and Rescue over the Easter Weekend.

Carmichael reported she had given a letter to the Planning & Zoning Commission regarding Citizen Concerns.

McNeely reported he has been traveling to Richfield, Price and Green River on public land issues. He will be speaking at Utah Association of Counties on 4/20 concerning affects of Meth and its impacts on a family.

Graham reported the Library construction project is on track. They are working on the street lights. She pointed out April 23-29 is National County Government Week.

Langianese reported they are working on the Waste Ordinance in relation to the Atlas Minerals Tailings Removal.

EXECUTIVE SESSION: Councilman Carmichael moved to enter into an executive session at 5:45 p.m. on the above date to discuss the competence and welfare of an individual. Motion carried 7-0. Present were Councilmen Langianese, Lewis, Graham, Knight, McNeely and Tanner. Councilman Knight moved to end executive session at 6:55 p.m. seconded by Graham. Motion carried 7-0.

Lewis moved to adjourn meeting seconded by Graham. Motion carried 7-0.

Joette Langianese, Chairman

Attest: _____
Fran Townsend, Clerk/Auditor

