

# GRAND COUNTY COUNCIL REGULAR MEETING

## AGENDA August 15, 2006

**3:00p.m.**

*Executive Session(s) if necessary  
Judy was absent.*

□ **Workshop**

1. Discussion of the Economic Development Film Grant Awarded to Grand County (Les Prall)  
Les could not attend
2. Discussion of Elgin Mosquito Abatement District (Jerry McNeely)  
Moab Mosquito has some money if Elgin wants to use it for spraying. The money (about \$3,000). The new County administrator will move toward getting the grant back in place.
3. Discussion about Parking a County Vehicle at the Salt Lake City International Airport (Joette Langianese)  
Mayor Dave has free parking at the Salt Lake Airport, County could park a car at the airport to available when someone flies up. Joette will follow up with the City, to see if they have a car to use.
4. Discussion of H.B. 146 Wildland Fire Suppression Statute (Corky Brewer)  
Corky presented an article regarding wildland fire suppression. HB146 requires counties to establish a minimum standards for a wildland urban fire ordinance. As of June 7, 2007, counties who do not certify in wildland fire suppression, will not be eligible to participate in the wildland suppression fund, insurance.
5. Other Administrative  
Joette – Housing Authority Meeting  
Conference call with Allison Carlton re: forest service plan  
UAC – Council & Commissioners – Midway  
LaMar Sayer – tax commission – 4:00 on the 31<sup>st</sup> for council.  
JJ Brown – Hatch's Office 21<sup>st</sup> for lunch w/Joette  
Auditor 29<sup>th</sup> at 4 p.m. –

*Executive Session(s) if necessary MOTION: jim/Audrey to enter executive to discuss personnel issues at 3:55 p.m. present were: Nate, Jim, Rex, Joette, Jerry & Audrey with clerk Diana Carroll . Contract w shawn warnke. MOTION: Jerry/Rex to end the session at 4:10. motion carried 6-0.*

**4:00 p.m.**

*Executive Session(s) if necessary*

- **Call To Order at 4:15 p.m.**
- **Elected Official Reports**
- **Presentations**
- **Action Items**
  - A. **Consideration of Approval of a Bid for a Replacement Vehicle for the Sheriff's Department (Curt Brewer)**  
Sheriff lost a vehicle in an accident. Three bids were received 1) Moab Chevrolet – 2007 Chevrolet Impala \$26,790.00 2) Ken Garff – 2006 Dodge charger \$25,489.00 3) Certified Ford - 2007 Ford Crown Victoria

\$21,282.50. Rex – Crown Victoria will be discontinued next year. Chevrolet Impala does not work well for transporting prisoners, the back seat is not big enough. MOTION: Jerry moved to approve the Sheriff's recommendation of the Charger. \$9500. from wrecked vehicle. The remainder to come from the Airport Security fund. Nate seconded. Nate – warranty work done in Salt Lake City. Audrey – will the car be part of the fleet. No. Motion carried 5-1 Audrey opposed.

**B. Consideration of Approval to Hire a Commercial Appraiser to Conduct the 2007 Commercial Appraisal for the County (Dorothy Gough)**

Dorothy – a complete reappraisal – two bids. 1) The Appraisers Firm \$54,420.00 2) Free & Associates - \$415,000. 2007 is the year to appraise Commercial Properties it has not been done for 20 years. Dorothy did not budget for the reappraisal. Jim – can you do the appraisal? Dorothy does not have the expertise to do commercial appraisals. The appraisers would be more professional they know the market statewide. Dorothy feels it is a good idea. Audrey – could we hire staff person w/benefits? Quite expensive. Rex – when you appraise commercial property, we're talking about land & buildings, will this carry over to personal property. It is required by the state to do this for 2007? It has been pushed back one year already. Council would like Dorothy to check with both the state and the appraisal firm to see if the expense can be budgeted next year. MOTION: Nate moved to table until Dorothy can bring more information. Jim seconded. Motion carried 6-0.

**C. Consideration of Approval of a Contract For Noxious Weed Management Between Utah Division of Forestry, Fire and State Lands and Grand County (Tim Higgs)**

The money goes into grant fund so it can carry over to next year. MOTION: Jerry moved to approve contract as submitted. Rex seconded. Motion carried 6-0.

Tim showed pictures of the brown out of tamarisk near the potash, the beetles have spread about 18 miles. Tim asked Council to sign certificate of appreciation to Jerry Shue, Mike Johnson, Preston Higgs and \_\_\_ Higgs.

**D. Consideration of Approval to Participate in Developing a Comprehensive Plan to Improve Riparian Lands Impacted by Non-Native Invasive Trees in the Colorado River Watershed (Jerry McNeely)**

Council declared Tamarisk and Russian Olives noxious weeds. MOU strategic plan. MOTION: Audrey moved to participate in the MOU. Jerry seconded. Motion carried 6-0.

**E. Discussion of Consideration of the Health Department Request for Use of the Old Senior Center Space (Dave Cunningham)**

Utah Code 26A – basis for the relationship of the health dept and counties. Outlines the programs to be involved in. 26a-1-115 outlines the financial obligation of the counties. Counties have authority to tax. The need of the local health dept and the current facility. The current facility does not provide confidentiality for patients. Gen budget has \$28,000 which could be used to renovate. The budgeted amount for maint & utilities could be ongoing. Currently health office is 2000 sq ft their need is for 4000. Rex – we are part of a multi county organization and provide funds. Dave: other counties also provide facilities. State code mandates that the facility be provided by the county. Rex: are we being asked now because of the empty building. Dave has been with health dept for 15 years and has been

to the council 3 times with the same request. Other districts throughout the state provide space for the health dept. Rex: if we house ems do you see interference with privacy, etc. Jim: we need to maintain the building. With the help of the health dept, ems and county we may get funds from cib easier. Health dept could get a grant for telehealth in a new facility. Jeff Davis – going in with the health dept is not out of the question, but would like to meet with Dave. Jeff & Dave will meet together to fine tune the space and come back to the council with a plan.

**F. Consideration of Approval of a Resolution of an Amended Interlocal Agreement Relating to the Establishment, Funding and Operation of Utah Counties Insurance Pool (Fran Townsend)**

MOTION: Rex moved to approve the resolution as presented. Audrey seconded. Motion carried 6-0.

**G. Consideration of Approval of a Professional Services Agreement for Informational Technology Services with Dan Neuss (Rex Tanner)**

Dan does not want to change anything only wants to find out what we have. Want to make proposal to improve security. MOTION: Rex moved to approve the agreement money would come from data processing budget. Audrey seconded. Peggy Taylor – already feels being left out of the loop. The report would come from Dan and it would be available to council. Motion carried 6-0.

**H. Consideration of Approval of a Retail Beer License for the “Moab Half Marathon” on October 22, 2006, at Sorrell River Ranch Resort, Ranna Bieschke, Applicant (Jim Lewis)**

MOTION: Audrey moved to approve. Rex seconded. Motion carried 6-0.

**I. Consideration of Approval of a Cooperative Agreement for Reconstruction and Construction Reimbursement for the Colorado River Pedestrian/Bike Bridge (Jim Lewis)**

Bridge could be started this fall. MOTION: Jim moved to approve. Jerry seconded. Motion carried 6-0.

**J. Other Administrative**

Jim moved to enter executive to discuss pending legal issues at 5:40. Nate seconded. Present: Nate, jim, Rex, Joette, Jerry, Audrey, Scott Barrett, Diana Carroll. Threaten litigation from a subdivision in Thompson. Les Rogers went to the supreme court. He did nothing. The property is owned by a trust they don't want to do anything. Building permits were issued before the subdivision was approved. Lot owners have a legitimate claim. Attorney for land owners feels the county is at fault for issuing permits. Scott: county could fix the roads so planning commission would accept the roads and approve the subdivision the property owners could then be issued deeds. Nate recluded himself as being related to Les Rogers. There is a preliminary plat with meets and bounds descriptions. Scott recommends filing a motion to the owners of the property to take on the responsibility of obligations as well as benefits from inheriting the land. Council agreed to follow the recommendation of the attorney. MOTION: Jim moved to end at 6:00. Jerry seconded. Motion carried 5-0 (nate recluded)

**□ Recess**

*Executive Session(s) if necessary*

7:00 p.m.

- ❑ **Call To Order at 7:01 p.m. – Nate absent.**
- ❑ **Pledge of Allegiance – led by Sarah Fields**
- ❑ **Approval of Payment of Bills**

MOTION: Judy moved to approve payment of bills presented for payment in the amount of \$251,362.80. Rex seconded. 6-0
- ❑ **Approval of Minutes**

K. Approval of Minutes of Council Meeting: 8/1/06(Fran Townsend)  
Rex moved to table. Jerry seconded. Motion carried 6-0.
- ❑ **Citizens to be Heard**
- ❑ **Presentation(s)**
  - L. Recognition of Laura Joss Recipient of National Park Service Award (Judy Carmichael)**

Laura was not present, but the Park Service awarded Laura Joss the Regional Director's Courage Award for taking action when the gentleman climbing Delicate Arch.
  - M. Sierra Club Appeal of Division of Radiation Control Decision Regarding IUC Uranium Mill and the Department of Energy Uranium Leasing Program: Programmatic Environmental Assessment (Sarah Fields and Bill Love)**

Joette disclosed that she sits on the Radiation Control Board. There will be no action taken so Joette will remain seated as Council Chair. Sarah Fields: Trucks of nuclear waste from the cleanup of other facilities. The State of Utah recently approved NIUC'l license amendment to allow. Bill Love – cannot say much regarding. There was one spill from this site back east that closed the highway for three days.  
Programmatic environmental assessment – see Sarah's letter. Bill Love – asking the Council to take action on uranium moving through the area. Council needs to be involved. Joette will contact Tracy Plessinger to find out further information.
- ❑ **Public Hearings**
- ❑ **General Business**
  - N. Consideration of Approval of a Resolution Adopting Final Tax Rates and Budget for 2006 (Fran Townsend)**

Fran: when the County went through the 2006 budget process – council propped tax increase to balance the budget. The tax rate is determined by the total valuation and what your needs are to balance budget. Those numbers are used to factor the property tax rate. Fran's recommendation is to adopt the resolution. The tax rate is set by s factors – the total valuation of property in county divide into the amount needed to run county = balanced budget. In order to collect the amount of money needed, taxes need to be increase. Cannot collect more than the previous year without going through truth in taxation. Some tax rates have gone down. Tax rate was set in jan. Nate moved to approve. Jim seconded. Motion carried 5-2. Carmichael & Langianese opposed.
  - O. Consideration of Approval of an Ordinance for a Final Plat Moab Springs PUD, McKay Edwards, Applicant (Mary Hofhine)**

The Moab Springs Ranch PUD, Final plat, phase V is submitted by McKay Edwards of Club Utah Resort Group LLC. The final plat includes 8 "footprint" lots to be developed with attached dwelling units. The

preliminary plat was approved in 1999, resolution 2462. MOTION: judy moved to adopt the ordinance as presented with ...judy stipulations. Audrey seconded. Motion carried 7-0.

**P. Consideration of Approval of an Ordinance for a Preliminary Plat Review Trail End PUD, Property Located at the End of Roberts Road, Jeff Flanders, Applicant (Mary Hofhine)**

MOTION: Judy moved to adopt. Nate seconded. Motion carried 7-0.

❑ **Other Considerations**

❑ **Council Reports**

Nate - Airport board voted not to condone beer license at the skydive event. Fbo was not in favor.

Jim – Horrocks transportation study– trail mix would like to suggest an alternative trail to Spanish valley instead of along pack creek or just as an alternative.

Rex – water agency meeting – Rex did not attend but has talked to others. Water agency has started feasibility study to build a sewer treatment plant above Ken’s Lake. San Juan county is moving forward. Water board voted to pursue, exploring funding options. All board members except Kyle Bailey were in favor. The sewer plant would serve all of Spanish Valley.

Audrey – Aug 8 dept head meeting. Health dept – rsvp and care-a-van. Not being used. Thompson people are concerned about the bridge.

Jerry – rural summit – attended public lands meetings. Maggie (BLM) recognized Dave Vaughn & Jerry McNeely for work done for public lands.

Joette – Eaton Consultants coming for the assisted living projects. Meet w/Matheson’s DC staff re: tailings pile.

Fran – Lanny Asay fell broke leg and wrist. DL Taylor doing better today.

❑ **Adjourn –Jerry/Rex**

*Executive Session(s) if necessary*

At the Grand County Council meetings/hearings any citizen, property owner, or public official may be heard on any Agenda subject. The number of persons heard and the time allowed each may be limited at the sole discretion of the Chair. On matters set for Public Hearings there is a three-minute time limit per person to allow maximum public participation.

All persons, upon being recognized by the Chair, shall advance to the dais, state their full name and address, whom they represent, and their subject matter.

No person shall interrupt legislative proceedings.

**Requests for inclusion on an Agenda must be received by 12:00 noon the Tuesday prior to a regular Council Meeting and 48 hours prior to any Special Meeting.**

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