

# GRAND COUNTY COUNCIL REGULAR MEETING

AUGUST 7, 2007

The Grand County Council met in Regular Meeting on the above date in the Council Chambers of the Courthouse located at 125 East Center Street, Moab, Utah. Chairman Jim Lewis called the Workshop Session of the meeting to order at 3:00 p.m.

## **CLOSED EXECUTIVE SESSION**

MOTION: Motion by Council member Joette Langianese to enter into Executive Session at 4:25 p.m. to discuss personnel issues and to negotiate a contract. Motion seconded by Council member Bob Greenberg carried 7 – 0. MOTION: Motion by Council member Gene Ciarus to end the Executive Session at 4:55 p.m. Motion seconded by Council member Bob Greenberg carried 7 – 0.

The afternoon session of the Council meeting was called to order at 5:00 p.m. In attendance were Council members Jim Lewis, Patricia Holyoak, Joette Langianese, Gene Ciarus, Bob Greenberg, Jerry McNeely and Audrey Graham along with Council Administrator Shawn Warnke and HR Director Pat Byrd representing the Clerk/Auditor.

## **Agency Reports**

### **A. Report on Recent County Wild Land Fires (Allen Briggs)**

Grand County Fire Warden, Allen Briggs reported on recent area fires. The fire danger is high but restrictions have relaxed and campfires are allowed on the mountain in approved areas.

### **B. Reports on Submitted Applications to School Institutional Trust Lands (Bryan Torgerson)**

Grand County recently received notice regarding the following applications submitted to School Institutional Trust Lands.

#### **Proposed Pipeline Recoating**

Northwest Pipeline submitted application for temporary workspace near the Colorado border and I-70 to remove and recoat existing pipeline. The permit will be for a period of six months.

#### **Proposed Access Road Easement**

Delta Petroleum Corporation submitted application to construct, repair and maintain access roads near Green River. The proposed easement term is 30 years.

#### **Proposed Pipeline Easement**

Delta Petroleum Corporation submitted application to construct, repair and maintain a pipeline network located in Grand County between Green River and Moab. The proposed term of the easement is 20 years.

## **Presentations**

### **C. Presentation From the Boat Ramp Task Force- Findings and Recommendation Regarding County Property Located East of 191 on the Colorado River (Russ von Koch & Shawn Warnke)**

The results and recommendations of Boat Ramp Task Force were presented to the Council.

## **General Business**

### **D. Discussion and Consideration of Adopting the Boat Ramp Task Force's Recommendations and Creation of the Lions Park Planning Group (Russ von Koch & Shawn Warnke)**

MOTION: Motion by Council member Audrey Graham to adopt the Boat Ramp Task Force's Recommendations as presented and approve the creation the Lions Park Planning Group. Motion seconded by Council member Bob Greenberg. The group will have the same members as the Task Force. Motion carried 7 – 0.

**E. Discussion and Consideration of Approving a Contract with Dave Cozzens Construction for the Repair of Campground Loop G at Sand Flats (Andrea Brand)**

MOTION: Motion by Council member Bob Greenberg to authorize the signing of the agreement. Motion seconded by Council member Audrey Graham. The motion was amended to include funding of the project to come from Sand Flats capital projects fund. Motion carried 7 – 0.

**F. Discussion and Consideration of Presenting County Council Resolution 2782 to the Division of Wildlife Resource Board (Bob Greenberg)**

The URAC Board at its July 18, 2007 meeting failed to endorse the Grand County Council Resolution 2782 regarding trapping in the Sand Flats area. On July 31, 2007 Andrea Brand reported the results of the meeting to the County Council and Council member Bob Greenberg requested the item be placed on the August 7, 2007 meeting for consideration. **MOTION:** Motion by Council member Bob Greenberg to continue the process and take the next step to appeal the URAC Board decision. Motion seconded by Council member Audrey Graham. A lengthy discussion followed and the motion failed 3 – 4 with Council members Patricia Holyoak, Jim Lewis, Jerry McNeely and Gene Ciarus opposed.

**G. Discussion and Consideration of Authorizing the Human Resource Director and Council Administrator to Commence with Instituting Pay for Performance and Disposing of Request for Proposal (Pat Byrd and Shawn Warnke)**

**MOTION:** Motion by Council member Joette Langianese to authorize the Human Resource Director and Council Administrator to proceed. Motion seconded by Council member Patricia Holyoak carried 7 – 0.

**H. Discussion and Consideration of Approving a Noxious Weed and Vegetation Control Contract with Utah Department of Transportation Fiscal Year 2008 (Tim Higgs)**

**MOTION:** Motion by Council member Jerry McNeely to approve the contract. Motion seconded by Council member Bob Greenberg carried 7 – 0.

**I. Discussion and Consideration of Approving a Letter of Support for the Southeast Utah Tamarisk Partnership Woody Invasive Species Management Plan (Tim Higgs)**

**MOTION:** Motion by Council member Joette Langianese to approve the Letter of Support for the Southeast Utah Tamarisk Partnership Woody Invasive Species Management Plan. Motion seconded by Council member Audrey Graham carried 7 – 0.

**J. Discussion and Approval of the Staff Support Assistant Job Description (Pat Byrd and Shawn Warnke)**

**MOTION:** Motion by Council member Bob Greenberg to approve the Staff Support Assistant job description. Motion seconded by Council member Jerry McNeely carried 7 – 0.

Recess until 7:00 p.m.

The evening session of the Grand County Council meeting was called to order at 7:00 p.m. by Chairman Jim Lewis. In attendance were Council members Jim Lewis, Gene Ciarus, Bob Greenberg, Patricia Holyoak, Jerry McNeely, Joette Langianese, and Audrey Graham along with Council Administrator Shawn Warnke and HR Director Pat Byrd. The Pledge of Allegiance was led by Sheriff Nyland.

### **Approval of Minutes**

MOTION: Motion by Council member Jerry McNeely to table the minutes of the July 17, 2007 meeting until August 21, 2007. Motion seconded by Council member Gene Ciarus carried 7 – 0.

### **Approval of Payment of Bills**

MOTION: Motion by Council member Patricia Holyoak to approve bills presented for payment in the amount of \$766,486.76. Accounts Payable check numbers 50654 – 50772 totaling \$\$518,792.04 and payroll totaling \$247,694.72. Motion seconded by Council member Joette Langianese carried with a 7 – 0 roll call vote.

### **Citizens to be Heard**

Jason Parriott, President of Red Rock Dirt Riders spoke regarding upcoming events and issues at the Red Rock Speedway. The group leases the Speedway from Grand County and there are tires on the property that need to be disposed of. Council Administrator will work with the group regarding the tires and keep informed of the group's progress and events.

Mike Suarez spoke regarding the trapping issue and would like the County to keep their commitment to do something about trapping in the Sand Flats area.

### **Public Hearing**

#### **L. Public Hearing on an Amendment to the Puesta del Sol PUD Preliminary Plat located on Westwater Drive (Ron and Joyce Robertson - Applicant)**

The subject property is located north of Westwater Drive and east of the Solana Vallejo single family development and is zoned SLR-1, Small Lot Residential – 1. The Grand County Planning Commission reviewed this application at their regular meeting on July 11, 2007 and recommended favorably to the County Council subject to the subsequent preparation, approval and recordation of a new plat for Phase V. There were no comments made from the public and public hearing closed.

#### **M. Public Hearing on a Preliminary Plat for A&M Subdivision located on 2468 Spanish Valley Drive (Archie Walker - Applicant)**

This application is submitted by property owner Archie Walker. The property is zoned LLR, Large Lot Residential. The Grand County Planning Commission reviewed this application at their regular meeting on July 11, 2007 and recommended favorably to the County Council subject to the conditions set forth in the staff memo dated August 1, 2007. There were no comments made from the public and public hearing closed.

#### **N. Public Hearing on a Preliminary Plat for Rim Village Vistas Phase 4 Located in Lower Spanish Valley (Chuck Henderson – Applicant)**

This application is submitted by Chuck Henderson and seeks approval for the Preliminary Plat for Phase 4 of Rim Village Vistas PUD. The subject property includes 32 multi-family units in four buildings. The Grand County Planning Commission reviewed the application at in regular meeting on July 11, 2007 and recommended favorably to the County Council without conditions. There were no comments made from the public and public hearing closed.

#### **O. Public Hearing on a Code Amendment- Minor Records Surveys for Fully Developed Property (Mary Hofhine)**

The Minor Record Survey is intended to provide an expeditious, one-time only process for small, low impact developments of no more than 3 lots where all roads and utilities necessary to serve the subdivision are in place and consistent with all applicable County Standards. Grand County Planning Commission reviewed the Code Amendment and recommended approval. There were no comments from the public and public hearing closed.

### **General Business**

#### **P. Discussion and Consideration to Approve Code Amendment- Minor Records Surveys for Fully Developed Property (Mary Hofhine)**

**MOTION:** Motion by Council member Gene Ciarus to approve the Code Amendment as presented. Motion seconded by Council member Jerry McNeely carried 7 – 0.

**Q. Delegation of Grand County Council Person to the Key Leader Board and one County Employee Representative to the Community Board for Communities that Care ® – (Mary Frothingham)**

**MOTION:** Motion by Council man Bob Greenberg to appoint Council member Patricia Holyoak as a representative to the Communities that Care program. Motion seconded by Council member Jerry McNeely carried 7 – 0.

**R. Discussion and Consideration of Approving an Inter-local Agreement for the Design, Construction and Maintenance of Seven Locator Boards for the Downtown Area of Moab City (Marian DeLay)**

**MOTION:** Motion by Council member Joette Langianese to approve the interlocal agreement for construction of locator boards. Motion seconded by Council member Bob Greenberg carried 7 – 0.

**S. Discussion and Consideration Approving a Lease Agreement for the State of Utah Administrative Office of the Courts for the Leasing of the Courtrooms and Related Facilities (Shawn Warnke)**

**MOTION:** Motion by Council member Joette Langianese to approve Proposal #3 Lease Agreement for the State of Utah Administrative Office of the Courts. Motion seconded by Council member Patricia Holyoak carried 7 – 0.

**T. Discussion and Consideration of Approving the Certified Local Government Program Review for Eligibility for Certified Local Government Grants for Historic Preservation (Bruce Louthan)**

**MOTION:** Motion to authorize the Council Chair to execute the Certified Local Government Program Review to allow the County to be eligible for local government grants for historic preservation. Motion seconded by Council member Bob Greenberg carried 7 – 0.

**U. Discussion and Consideration of Approving the 2008 Western States Presidential Primary Election Funding Agreement (Diana Carroll)**

**MOTION:** Motion by Council member Bob Greenberg to approve both items U & V. Motion seconded by Council member Joette Langianese carried 7 – 0.

**V. Discussion and Consideration of Approving the 2007 Statewide Special Election Funding Agreement (Diana Carroll)**

**W. Discussion and Approval of a Resolution Amending Resolution 2791 by Changing Allowable Amounts for Per Diem (Shawn Warnke)**

**MOTION:** Motion by Council member Bob Greenberg to approve amending Resolution 2791. Motion seconded by Council member Patricia Holyoak carried 6 – 1 with Council member Jerry McNeely opposed.

**X. Discussion and Consideration of Creating a Committee to Meet with GWSSA Regarding Letter of Service Commitments and Associated Issues (Jerry McNeely and Shawn Warnke)**

**MOTION:** Motion by Council member Jerry McNeely to recommend Council members Joette Langianese, Gene Ciarus and Bob Greenberg with Patricia Holyoak as alternate to represent Grand County in coordination of issues relating to Grand Water and Sewer Service Agency. Motion seconded by Council member Joette Langianese carried 6 – 1 with Council member Gene Ciarus opposed.

**Consent Agenda**

**Y. Letter of Support for Jeff Whitney's bid to International Code Council for an Office on the ICC Board of Directors**

**Z. Authorization to allow the County's Property Division to Dispose of Star Hall Light Fixtures**

**AA. Response Letter to Mr. Christopher B. Kearney Regarding ATPPL Funding Decisions for FY2007**

**MOTION:** Motion by Council member to approve the Consent Agenda. Motion seconded by Council member Bob Greenberg carried 7 – 0.

**MOTION:** Motion by Council member Joette Langianese to adjourn. Motion seconded by Council member Jerry McNeely carried 7 – 0.

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Jim Lewis, Grand County Council Chairman

ATTEST:

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Diana Carroll  
Grand County Clerk/Auditor