

**GRAND COUNTY COUNCIL  
REGULAR MEETING  
Council Chambers  
125 E. Center Street  
Moab, UT**

**June 3, 2008**

The Grand County Council met on the above date in the Council Chambers of the Grand County Courthouse located at 125 E. Center Street, Moab, Utah. Chairman Gene Ciarus called the Afternoon Session of the Council Meeting to order at 4:00 p.m. In attendance were Council Members Gene Ciarus, Joette Langianese, Jim Lewis, Patricia Holyoak, Bob Greenberg, Jerry McNeely along with Council Administrator Shawn Warnke and Clerk/Auditor Diana Carroll. Council Member Audrey Graham was absent.

**Elected Official Reports**

Sheriff Jim Nyland reported that the animal control in the County has become a serious issue. County residents are being charged \$90 and have the potential to be charged double that amount. Sheriff Nyland urged citizens to call the Sheriff's Office instead of taking animals to the shelter. Strategic planning continues regarding the August motorcycle event. Sheriff Nyland will keep the Council updated.

**Agency Reports**

**Department of Energy Tailings Transportation Briefing**

Don Metzler will have a project update at the next Council Meeting. There will be a public meeting at the Grand Center on June 5, 2008.

**Report on a Proposed Power Line Easement on School Trust Lands to Service a New Metering Station at the Junction of the Existing Northwest Pipeline and the New Delta Petroleum Pipeline**

The proposed power line would service the metering station currently being installed at the junction of the existing Northwest Pipeline and the new Delta Petroleum pipeline located behind the Archview RV Park. The SITLA application is for a 30 year easement.

**Response to the County's Letter Regarding the Proposed SITLA Sale of 320 Acres and 440 Acres of Trust Lands Near Sallies Hollow on the La Sal Mountains**

SITLA will proceed with the sale of the State owned land and appreciated the County Council comments.

**Action Items**

**Discussion and Consideration of Approval of a Contract between Grand County and JCI Billing Services**

**MOTION:** Motion by Council Member Jim Lewis to approve the contract as presented at \$27.00 per claim. Motion seconded by Council Member Jerry McNeely carried 5 – 1 with Council Member Greenberg opposed.

**Discussion and Consideration of Approving an Ordinance Defining the Process of Adopting and Amending By-laws for Boards, Commissions and Committees**

**MOTION:** Motion by Council Member Bob Greenberg to approve the ordinance with the suggested changes. Motion seconded by Council Member Patricia Holyoak carried 6 – 0.

**Discussion and Consideration of a Resolution Amending the Polices & Procedures Relating to Employees Regarding Healthcare Insurance Coverage for Lawfully Married Employees**

**MOTION:** Motion by Council Member Jim Lewis to table for two weeks. Motion seconded by Council Member Joette Langianese carried 6 – 0

**Discussion and Consideration of Approving the Employer Certification of Utah Retirement System's Retirement Contribution Rates**

**MOTION:** Motion by Council Member Bob Greenberg to approve the Utah Retirement System Contribution Rates. Motion seconded by Council Member Patricia Holyoak carried 6 – 0.

**Discussion and Consideration of Approving a Resolution Authorizing the Execution of a Lease-Purchase Agreement for Vehicles with Wells Fargo Brokerage Services**

**MOTION:** Motion by Council Member Jim Lewis to approve the lease not to exceed \$166,591.78. Motion seconded by Council Member Joette Langianese carried 6 – 0.

**Discussion and Consideration of Approving an Amendment to Resolution 2817 of Grand County Annexing Certain Real Property into the Grand County Special Service Water District and Grand County Water Conservancy District**

**MOTION:** Motion by Council Member Joette Langianese to approve the amendment to Resolution 2817. Motion seconded by Council Member Jerry McNeely carried 6 – 0.

**Discussion Items**

**Discussion of a Notice of Intent to File an Annexation Petition with Moab City for the “North Area” Sponsored by McKay Edwards**

This discussion occurred to inform Council of a pending annexation.

**Recess at 5:50 pm**

The evening session of the Council Meeting was called to order at 7:00 p.m. by Chairman Gene Ciarus. Present were Council Members Ciarus, Greenberg, Langianese, and Lewis with Council Administrator Shawn Warnke and HR Director Pat Byrd. Council Members Graham, Holyoak and McNeely were absent. The Pledge of Allegiance was led by Corky Brewer.

**Approval of Minutes**

**MOTION:** Motion by Council Member Jim Lewis to approve the minutes of the May 6, 2008 Council meeting. Motion seconded by Council Member Joette Langianese carried 4 – 0.

**MOTION:** Motion by Council Member Bob Greenberg to postpone the minutes of the May 20, 2008 Council meeting. Motion seconded by Council Member Jim Lewis carried 4 – 0.

Council Member Holyoak arrived at this time.

**Approval of Payment of Bills**

**MOTION:** Motion by Council Member Patricia Holyoak to approve bills presented for payment in the amount of \$516,036.32. Accounts payable check numbers 53553 – 53710 totaling \$391,001.45 and payroll in the amount of \$125,034.87. Motion seconded by Council Member Bob Greenberg carried with a 5 – 0 roll call.

**Presentations**

**Acknowledgement of State Award to Grand County Emergency Medical Services**

Grand County EMS employees James Jackson, Kristina Betts, Paula Fuller, John Marshall, Jeffery Davis and Summer Jackson were honored as “Utah Department of Health, Bureau of Emergency Medical Services for Emergency Medical Incident of the Year”. The incident involved was a tour bus accident in San Juan County earlier this year.

**Consent Agenda**

Approval of the Financial and Operating Plan for Law Enforcement Agreement Between Grand County and the US Forest Service

Ratification of a Contract with Plateau Restoration for Work to Be Performed in Connection with a Grant Project on Diffused Knapweed Bio-Survey in the Castle Valley Watershed (According to Purchasing Policy)

Ratification of a Letter to Moab City Requesting Waiver of Building Permit Fees for the Old Library in the Amount of \$1250.40

Ratification of a Letter to Moab City Animal Shelter Regarding Preparation for Fireworks Impacts

Ratification of a Letter to Solid Waste Special Service District No. 1 Regarding Preparation for Fireworks Risks

**MOTION:** Motion by Council Member Joette Langianese to approve the Consent Agenda. Motion seconded by Council Member Patricia Holyoak carried 5 – 0.

**General Business- Action Items**

**Discussion and Consideration of Appointment(s) to the Historical Preservation Commission**

**MOTION:** Motion by Council Member Jim Lewis to approve appointment of Bruce Louthan, Elizabeth Hora and DL Taylor to the Historical Preservation Commission. Motion seconded by Council Member Bob Greenberg carried 5 – 0.

**MOTION:** Motion by Council Member Bob Greenberg to amend the agenda moving "Update on the LTC and Contribution Agreement for the Hospital Revenue Bond". Motion seconded by Council Member Patricia Holyoak carried 5 – 0. Council Member Joette Langianese gave an update on the agreement.

**Discussion and Consideration of a Proposed Interlocal Agreement with Moab City and the Grand County Recreation Special Service District for the Joint Financing of a Recreation Center Complex**

**MOTION:** Motion by Council Member Bob Greenberg to table until such time that the Recreation District and their attorney provide the County Council with draft agreements between the District and Moab City and the District and Grand County. The County Attorney will review the agreements early in the process. Motion seconded by Council Member Jim Lewis carried 5 – 0.

**Discussion and Consideration of Approval of a Resolution for a Conditional Use Permit, Sand and Gravel Extraction and Asphalt Plant**

The application is submitted by Frehner Construction on behalf of the property owners William Hatfield and Sandra Silliman. The applicants propose the extraction of sand and gravel from a section of land located approximately 1.8 miles north of Interstate 70 on Hastings Road. The land is zoned Range and Grazing (RG) and is currently developed as non-irrigated farmland with a single family residence. The Planning Commission reviewed the application and recommended approval with the conditions set forth in the resolution. **MOTION:** Motion by Council Member Joette Langianese to approve the resolution. Motion seconded by Council Member Jim Lewis carried 5 – 0.

**Discussion and Consideration of Approval of a Resolution for a Plat Amendment of Plateau Estates Lot 5 (Community Development Department) Mary Hofhine**

The application is submitted by Shawn Chapman and requests approval of a 2-lot subdivision in Plateau Circle. The property consists of 1.5 acres and is zoned Large Lot Residential (LLR). The Planning Commission reviewed the application on April 23, 2008 and recommended approval. **MOTION:** Motion by Council Member Jim Lewis to approve the resolution as presented. Motion seconded by Council Member Patricia Holyoak carried 4 – 1 with Council Member Joette Langianese opposed.

**Discussion and Consideration of Approval of a Resolution for a Final Plat of Spanish Trail Estates Phase 2 PUD**

The application is submitted by Jason Henderson and Laura Henderson owners of Phase II, Spanish Trail Estates PUD (formerly Leismeister PUD). The Preliminary Plat was approved with the adoptions of Ordinance 438 on November 21, 2006. The Grand County Planning Commission reviewed the application on February 14, 2007 and recommended approval. **MOTION:** Motion by Council Member Joette Langianese to approve the resolution as submitted. Motion seconded by Council Member Jim Lewis carried 5 – 0.

**General Council Reports**

Council Members Greenberg and Lewis met with the Travel Council and members of the Lodging Association and will have a proposal ready for the County Council in 30 days.

**Adjourn**

**MOTION:** Motion by Council Member Joette Langianese to adjourn at 8:07 p.m. Motion seconded by Council Member Patricia Holyoak carried 5 – 0.

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Gene Ciarus  
Grand Council Chairman

**ATTEST:**

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Diana Carroll  
Grand County Clerk/Auditor