

**GRAND COUNTY COUNCIL
Grand County Council Chambers
125 East Center Street, Moab, Utah**

June 2, 2009

The Grand County Council met in regular session on the above date in the Council Chambers of the Grand County Courthouse located at 125 E. Center Street, Moab, Utah. Chairman Bob Greenberg called the Afternoon Session of the Council Meeting to order at 3:00 p.m. The evening session of the Council Meeting was cancelled to allow attendance of the Grand County High School Graduation. In attendance were Council Members Bob Greenberg, Audrey Graham, Ken Ballantyne, Patricia Holyoak, Chris Conrad, Gene Ciarus and Chris Baird along Grand County Clerk/Auditor Diana Carroll. The Pledge of Allegiance was led by Lt. Veronica Bullock.

Department Head Reports

Grand County Engineer Mark Wright advised Council Members of an upcoming road realignment on the Steel Bender Road for the construction of a home on the property.

Department Head Advisory Committee Report

Carrie Valdes and Marvin Day reported on recent meetings of the Interim Advisory Committee regarding employee issues.

Action Items

A. Discussion and Consideration of Transferring the Council Office Itinerant Staff Position and Associated Budget to the Maintenance Department (Marvin Day, Facility Supervisor)

Marvin Day reported that the itinerant staff position is now vacant and requested that the position and the budget associated with the position be moved to the maintenance department. **MOTION:** Motion by Council Member Audrey Graham to approve the request of the Facility Supervisor. Motion seconded by Council Member Patricia Holyoak carried 7 – 0.

B. Discussion and Consideration of Transferring the Emergency Medical Services (EMS) Department to the Supervision and Authority of the Sheriff's Office (Sheriff Nyland and Jeff Davis, EMS Director)

EMS Director Jeff Davis requested the Council consider transferring supervisory duties of the EMS Department to Sheriff Nyland. **MOTION:** Motion by Council Member Gene Ciarus to approve the request of the EMS Director. Motion seconded by Council Member Patricia Holyoak. **AMENDED MOTION:** Motion by Council Member Chris Conrad to set an end date of 12/31/09 to the request. Motion seconded by Council Member Ken Ballantyne. A lengthy discussion occurred. Motion carried 5 – 2 with Council Members Ciarus and Holyoak opposed. Motion to approve the transfer of supervisory duties failed 1 – 6 with Council Member Conrad voting in favor. **MOTION:** Motion by Council Member Chris Baird to establish a study committee to determine the administrative needs of the EMS Department. Motion seconded by Council Member Audrey Graham. Council Member Baird amended the motion to state that the committee shall consist of three Council Members, Dr. Patrick Shearer, Jeff Davis, Sheriff Nyland, Todd Peterson and Police Chief Navarre and report back to the Council at the first meeting in July. Motion carried 7 – 0. Council Members Ballantyne, Conrad and Holyoak were appointed to the study committee.

C. Discussion and Consideration of Amending Resolution No. 2859 Regarding Pay for Performance to Include a Non-Supervisory Employee to the Performance Review Committee (Todd Peterson, Human Resources Director)

MOTION: Motion by Council Member Ken Ballantyne to approve amending the resolution as requested. Motion seconded by Council Member Chris Baird carried 7 – 0.

D. Discussion and Consideration of Approving a Revised Procedure for Search and Recruitment for a Council Administrator (Todd Peterson, Human Resources Director)

HR Director Todd Peterson presented a recommended procedure and time line for the Council Administrator recruitment process. It was suggested that Craig's List be included as an advertising possibility. **MOTION:** Motion by Council Member Chris Conrad to approve the procedure with the inclusion of Craig's List. Motion seconded by Council Member Ken Ballantyne carried 6 – 1 with Council Member Ciarus opposed. The first round screening committee will consist of Council Members Ballantyne, Baird and Holyoak and on the interview committee will be Council Members Greenberg, Graham and Ballantyne.

E. Discussion and Consideration of the Utah Retirement Systems (URS) Contribution Rate Increase as of July 1, 2009 and Approval of the 4% Cost of Living Adjustment (COLA) Cap for Public Safety Employees Effective January 1, 2010 (Todd Peterson, Human Resources Director)

MOTION: Motion by Council Member Gene Ciarus to approve the Utah Retirement System Contribution Rate increase. Motion seconded by Council Member Ken Ballantyne carried 7 – 0.

MOTION: Motion by Council Member Gene Ciarus to approve the URS COLA cap for Public Safety Employees as recommended. Motion seconded by Council Member Ken Ballantyne carried 7 – 0.

F. Discussion and Consideration of Appointment to the Library Board (Carrie Valdes, Library Director)

Library Director Carrie Valdes presented the recommendation of the Library Board to appoint William Joss to the board with the term ending 12/31/2011. **MOTION:** Motion by Council Member Audrey Graham to approve the board appointments as recommended. Motion seconded by Council Member Gene Ciarus carried 7 – 0.

MOTION: Motion by Council Member Audrey Graham to amend the agenda to consider Item L at this time. Motion seconded by Council Member Patricia Holyoak carried 7 – 0.

L. Discussion and Consideration of Awarding the Food and Beverage Concessionaire Agreement for the Old Spanish Trail Arena (OSTA) (Terry DeLay, OSTA Manager)

MOTION: Motion by Council Member Chris Conrad to award the bid to Brad Harper of Domino's Pizza and authorizes the Council Chair to sign the contract upon verification of a business license. Motion seconded by Council Member Gene Ciarus carried 6 -1 with Council Member Baird opposed.

G. Discussion and Consideration of Appointment of Joette Langianese, Immediate Past Chair of the Moab Tailings Project (MTP) Steering Committee, to the Moab Tailings Project Steering Committee (Council Member Holyoak)

MOTION: Motion by Council Member Patricia Holyoak to appoint Joette Langianese to the UMTRA Project Steering Committee. Motion seconded by Council Member Gene Ciarus. Discussion occurred regarding the appointment. Motion failed with 3 – 4 with Council Members Baird, Graham, Greenberg and Ballantyne opposed.

H. Discussion and Consideration of Appropriating \$39,600 from the Park and Recreation Impact Fee Account to Grand County Recreation Special Service District No. 1 for a New Recreation Development near the Old Spanish Trail Arena (Council Member Baird)

MOTION: Motion by Council Member Chris Baird to approve the appropriation of Parks and Recreation Impact Fees. Motion seconded by Council Member Gene Ciarus carried 7 – 0.

I. Discussion and Consideration of Utilizing a Proposed System and Card for Encouraging and Managing Citizen Input on Agenda Items (Council Member Ciarus)

MOTION: Motion by Council Member Gene Ciarus to approve the proposed card system. Motion seconded by Council Member Audrey Graham. Council Member Graham suggested adding “without this form” to the Citizens to be Heard item. The motion was amended to include Council Member Graham’s suggestion. Motion carried 7 – 0.

J. Discussion and Consideration of Proposed Amendments to Resolution No. 2839 Regarding the Policies and Procedures of the Governing Body (Chair Greenberg)

MOTION: Motion by Council Member Ken Ballantyne to adopt the Policies and Procedures of the Governing Body Resolution as amended with all attachments. Motion seconded by Council Member Patricia Holyoak carried 6 – 1 with Council Member Ciarus opposed.

K. Discussion and Consideration of Proposed Resolution Amending the Grand County Employment Policies and Procedures Manual, Section X—Purchasing Policy to Formalize Buying Locally when Local Bids are Within 10% of the Lowest Out-of-Town Bid (Chair Greenberg)

MOTION: Motion by Council Member Audrey Graham to distribute the memo regarding local bids to all departments. Motion seconded by Council Member Chris Conrad. Chair Greenberg stepped down as chair of the meeting. Council Member Audrey Graham took over the meeting. **MOTION:** Motion by Council Member Bob Greenberg to approve formalizing the Buy Local Policy when local bids are under \$5,000 and within 10% of the lowest out of town bid authorize the chair to sign the letter if the bid amount is over \$5,000. Motion seconded by Council Member Patricia Holyoak carried 6 – 1 with Council Member Ciarus opposed.

Chair Greenberg returned as Chair of the meeting.

Approval of Minutes

1. May 19, 2009

MOTION: Motion by Council Member Ken Ballantyne to approve the minutes of the May 19, 2009 Council Meeting. Motion seconded by Council Member Patricia Holyoak. There was a five minute recess to allow reading of the minutes. Council Member Audrey Graham requested Item E reflect that the Purchasing Policy was followed. Motion 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 \$461,501.23. Accounts payable check numbers 59776 – 59928 totaling \$320,377.23 and payroll in the amount of \$140,572.74 confirming all bills presented were within budgeted appropriations. Motion seconded by Council Member Gene Ciarus carried with a 7 – 0 roll call

Discussion Items

- M. Review of Interim Measures in the Absence of a Council Administrator (Chair Greenberg)
- N. Discussion of Calendar Items and Public Notices (Ruth Dillon, Council Assistant)

Consent Agenda- Action Items

- O. Authorization of the Chair’s Signature on All Associated Documents for a Grant Agreement between the Utah Division of Wildlife Resources and Grand County for Completion of the Jackson Bottom Tamarisk Removal Project and the Lions Park North Side Restoration Project proposed through the Utah Partners for Conservation and Development (UPCD) Watershed Restoration Initiative
- P. Authorization of the Chair’s Signature on All Associated Documents for a Grant Agreement from the Utah Weed Supervisor’s Association for Control of Noxious Weeds

- Q. Authorization of the Chair's Signature on an Independent Contractors Agreement with Fullam Fireworks, Inc. and All Associated Documents Related to the Independence Day Fireworks Display
- R. Ratification of a Letter in Support of Seekhaven Funding
- S. Approval of Draft Letters to Moab City Animal Shelter and to Solid Waste Special Service District No. 1 Advising of the Independence Day Fireworks Display at Lions Back
- T. Approval of a Draft Letter of Support for the Confluence Literary Festival

MOTION: Motion by Council Member Patricia Holyoak to approve the consent agenda as submitted. Motion seconded by Council Member Chris Conrad carried 7 – 0.

Citizens to Be Heard

Duane Stewart and Cherrie Griffiths representing Rim Village Property Owners Association spoke regarding recent flooding issues. It was suggested that the Council review the draft drainage plan at a future meeting.

General Council Reports (Time Permitting)

Council Member Holyoak attended meetings of the Historical Commission and Cemetery District.

Council Member Ciarus attended the Travel Council meeting.

Council Member Baird attended the Water District meeting.

Chair Greenberg met with the Sportsman's Club and the BLM regarding the proposed shooting range and also attended the Airport Board meeting.

Council Member Graham reported the Transportation District will consider adopting a budget. The Housing Authority reportedly is struggling with internal issues and could have an item for a future Council agenda.

Council Member Ballantyne invited Council Members to attend the ground breaking of the Long Term Care Facility June 24th.

Future Considerations

Council Member Graham reported she is interested in attending the Utah Center for Rural Life at SUU.

Council Member Conrad would like to see a public hearing when the Council considers sending letters of protest and the County proposes to speak on behalf of citizens.

Adjourn

MOTION: Motion by Council Member Patricia Holyoak to adjourn at 5:59 p.m. Motion seconded by Council Member Chris Baird carried 7 – 0.

Bob Greenberg
Grand County Council Chairman

ATTEST:

Diana Carroll
Grand County Clerk/Auditor