

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

June 15, 2010

The Grand County Council met in regular session on the above date in the Council Chambers of the Grand County Courthouse located at 125 East Center Street, Moab, Utah. Chairman Audrey Graham called the Afternoon Session of the Council Meeting to order at 3:00 p.m. In attendance were Council Members Audrey Graham, Bob Greenberg, Ken Ballantyne, Patricia Holyoak, Chris Conrad and Chris Baird along Grand County Clerk/Auditor Diana Carroll and Council Administrator Melinda Brimhall. Council Member Gene Ciarus was absent. The Pledge of Allegiance was led by Joyce Victor.

Council Administrator Report

Council Administrator Melinda Brimhall reported the following:

- Hesper Chapman was transferred from the Maintenance position at Old Spanish Trail Arena to the Airport.
- Rebecca Chapman will be working as an intern in the Council Office.
- KUTV2 will focus on Moab on the Road Tripping program.

Department Head Reports

A. Update on Old Spanish Trail Arena (OSTA) Repairs and Other Items (Jeff Foster, OSTA Manager)

OSTA Manager Jeff Foster gave an update report on crucial projects including water and utility line replacements and work in progress on the racetrack.

Agency Reports

B. La Sal Horse Pasture Aspen Sale (Bryan Torgerson, Resource Specialist, School & Institutional Trust Lands Administration (SITLA))

Bryan Torgerson informed the Council of the La Sal Horse Pasture Aspen Sale. The existing aspen stands within the sale area are 38% dead trees which can be attributed to maturity and Poplar Beetle infestation and drought conditions. In conjunction with the sale, a spur road will be constructed to provide temporary access.

Action Items – Discussion and Consideration of Approving:

C. Bid Award and Contract Agreement for the Sand Flats Entrance Station Improvement Project in the Sand Flats Recreation Area and Transfer of Associated Funds (Andrea Brand, SFRA Program Manager and Mark Wright, County Engineer)

Staff recommends Henderson Builders be awarded the contract for construction of a new entrance station and improvements to the entrance station approaches at the Sand Flats Recreation Area. **MOTION:** Motion by Council Member Ken Ballantyne to approve the proposed bid and contract agreement between Grand County and Henderson Builders LLC for the Sand Flats Entrance Station Improvement Project Contract as presented and authorize the Chair to sign the contract and all associated documents and to approve the transfer of \$29,816 from Sand Flats Fund Balance to Capital Improvements Sand Flats 2010 Budget. Motion seconded by Council Member Bob Greenberg carried 6 – 0.

D. Proposed Land Use Code Amendment Adopting Standards for the Regulation of Produced Water Disposal and Recycling Facilities, Mater Postponed from June 1, 2010 (Community Development Representative)

MOTION: Motion by Council Member Chris Baird to approve the proposed LUC amendment as follows:

To establish Use Specific Standards for the Production Water Disposal and Recycling Facilities Ordinance as amended, this repeals and replaces Sec. 3.2.4B, and the renumbering of the subsequent sections;

The Use Table in Section 3.1 is amended by the addition of Land Farming, as defined in Article 10, to the list of Industrial Uses not allowed;

The addition of Commercial Production Water Disposal and Recycling Facilities to the list of Industrial Uses and the designation of such uses to be allowed by Conditional Use Permit in the Range and Grazing and Heavy Industrial zone district; and

The addition of definitions for Class II Injection Wells, Commercial Production of Water Disposal and Recycling Facility, Evaporation Pond, Hazardous Air pollutants, Land Farming, and Produced Water, all in Article 10; and

To include comments from Council Member Greenberg regarding the public hearing vs. meeting in the 7th Whereas of the ordinance and corrections on page 7 paragraph 8 and to authorize the Chair to sign all associated documents.

Motion seconded by Council Member Bob Greenberg carried 6 – 0.

E. County Participation in Watershed Planning (Council Member Baird)

MOTION: Motion by Council Member Chris Baird to indicate with a letter County support for the Moab Area Watershed Council, to appoint staff as the County's representative to the Watershed Council, and to authorize the Chair to sign all associated documents. Motion seconded by Council Member Bob Greenberg carried 6 – 0.

F. Application to the Permanent Community Impact Fund Board (CIB) for Potential Funding of Fire Equipment and the Construction of a Storage Building for Storing a New Airport Rescue and Firefighting (ARFF) Vehicle at Canyonlands Field, Matter Postponed from June 1, 2010 (Kelly Braun, Airport Manager)

MOTION: Motion by Council Member Bob Greenberg to approve the submission of a completed application to CIB for fire equipment and construction of a storage building. Motion seconded by Council Member Ken Ballantyne carried 6 – 0.

G. Purchase of Accountability and Datacard Systems from Mountainland Business Systems, a Sole Source Provider (Corky Brewer, Director of Emergency Management and Homeland Security)

MOTION: Motion by Council Member Ken Ballantyne to approve the purchase of an accountability system and a Data Card System from Mountainland Business Systems, a sole source provider, in the amount of \$91,929.00 and authorize the Chair to sign all associated documents. Motion seconded by Council Member Chris Baird carried 6 – 0.

H. Special Circumstance Appeal Regarding a 2009 Property Value Issue for Citizen Joyce Victor, Matter Continued from June 1, 2010 (Dorothy Gough, County Assessor)

MOTION: Motion by Council Member Ken Ballantyne to approve refund to the property owner the taxes and penalties paid in the amount of \$4,173.10 this includes the difference between original taxes paid including the penalties and interest minus the adjusted amount due on the property. Motion seconded by Council Member Chris Conrad carried 6 – 0.

I. Adding an Office Space to the Main Lobby Area of the Courthouse, Matter Postponed from June 1, 2010 (Melinda Brimhall, County Council Administrator)

MOTION: Motion by Council Member Chris Baird to request the Building Inspector, Maintenance Supervisor and other staff to design and build two walls in the courthouse lobby for a needed office space. Money for the project to be taken from the Capital account and to further authorize the Chair to sign all associated documents. Motion seconded by Council Member Patricia Holyoak failed 0 – 6.

J. Lease with the Housing Authority of Southeastern Utah (HASU) for the Melich House (58 N 100 E) (Melinda Brimhall, County Council Administrator)

MOTION: Motion by Council Member Bob Greenberg to approve the draft lease with HASU contingent upon the sale of their building, and authorize the Chair to sign all associated documents. Motion seconded by Council Member Chris Conrad. **MOTION AMENDED:** Motion by Council Member Ken Ballantyne to make the lease a 10 year lease. Motion seconded by Council Member Chris Baird. **MOTION AMENDED:** Motion by Council Member

Bob Greenberg to recommend to the Municipal Building Authority to approve a 10 year lease with HASU. Council Members Ballantyne and Baird accepted the amendment. Amended motion seconded by Council Member Chris Baird carried 5 – 1 with Council Member Greenberg opposed.

Approval of Payment of Bills

MOTION: Motion by Council Member Patricia Holyoak to approve payment of bills presented in the amount of \$423,524.44. Accounts payable check numbers 64970 – 65156 totaling \$257,898.50 and payroll in the amount of \$165,625.94 confirming all bills presented were within budgeted appropriations. Motion seconded by Council Member Chris Baird carried with a 6 – 0 roll call vote.

Approval of Minutes

K. April 2, 2010 (Joint City-County Meeting), Matter Postponed from April 6, 2010

MOTION: Motion by Council Member Chris Baird to approve the April 2, 2010 minutes. Motion seconded by Council Member Bob Greenberg carried 4 – 0 with Council Members Holyoak and Conrad abstaining from the vote due to absence.

L. April 20, 2010 (Council Meeting), Matter Postponed from May 4, 2010

MOTION: Motion by Council Member Bob Greenberg to approve the April 20, 2010 minutes with the suggested changes. Motion seconded by Council Member Chris Baird carried 6 – 0.

M. May 4, 2010 (County Council Meeting), Matter Postponed from May 18, 2010

MOTION: Motion by Council Member Bob Greenberg to approve the May 4, 2010 minutes with the suggested changes. Motion seconded by Council Member Chris Baird carried 6 – 0.

N. May 18, 2010 (Council Meeting), Matter Postponed from June 1, 2010

MOTION: Motion by Council Member Bob Greenberg to approve the May 18, 2010 minutes with the suggested changes. Motion seconded by Council Member Chris Baird carried 6 – 0.

O. June 1, 2010 (County Council Meeting)

MOTION: Motion by Council Member Bob Greenberg to approve the June 1, 2010 minutes. Motion seconded by Council Member Ken Ballantyne carried 6 – 0.

Discussion Items

P. Processing of County Council Minutes (Audrey Graham, Council Chair)

The Council Chair was asked to meet with the County Clerk for the procedure of timely process of minutes.

Q. Calendar Items and Public Notices (Melinda Brimhall, County Council Administrator and Ruth Dillon, Council Assistant)

Consent Agenda – Action Items – Approving

R. Draft Letter to Olene Walker Housing Trust Fund in Support of the Housing Authority of Southeastern Utah (HASU) for Inclusion in the Olene Walker Housing Loan Fund Pilot Program

S. Draft Letter to Grand County Transportation Special Service District Indicating County Road Priorities for Potential Funding

T. 2010 Primary Election Poll Workers

U. Annual Certification of Retirement Contribution Rates

V. Land Lease at Canyonlands Field Airport (CNY) with Eagle North Shore Properties, LLC

MOTION: Motion by Council Member Bob Greenberg to approve the Consent Agenda as presented with the exception of Item S & V and postpone both until the next meeting. Motion seconded by Council Member Chris Baird carried 6 – 0.

General Council Reports

Council Member Baird met with Forest Service and Castle Valley.

Council Member Holyoak reminded residents of the 4th of July Celebration Saturday July 3, 2010 at Swanny City Park with fireworks on the 4th.

Council Member Graham reported that the Facilities Committee met regarding the old senior center.

Adjourn

Chair Graham adjourned the meeting at 5:00 p.m.



Grand County Council Chair
Audrey Graham

ATTEST:



Grand County Clerk/Auditor
Diana Carroll