



GRAND COUNTY COUNCIL REGULAR MEETING

Grand County Council Chambers
125 East Center Street, Moab, Utah

Tuesday, May 15, 2018

The Grand County Council met in Regular Session on the above date in the County Council Chambers located at 125 East Center Street, Moab, Utah. The meeting was called to order by Chair Mary McGann at 4:09 p.m. In attendance were Council Members Evan Clapper, Greg Halliday, Jaylyn Hawks, Mary McGann, Rory Paxman, Patrick Trim and Curtis Wells, along with Clerk/Auditor Diana Carroll, Council Administrator Ruth Dillon. The Pledge of Allegiance was led by Deborah Barton.

Approval of Minutes (Diana Carroll, Clerk/Auditor)

- A. March 26, 2018 (County Council Special Meeting: Form of Government Resolution)
- B. April 3, 2018 (County Council Meeting), postponed from April 17, 2018
- C. April 17, 2018 (County Council Meeting), postponed from May 1, 2018
- D. May 1, 2018 (County Council Meeting)

MOTION: Motion by Council Member Rory Paxman to postpone approval until the next meeting. Motion seconded by Council Member Curtis Wells carried 6 – 0. Council Member Clapper was temporarily out of room.

Ratification of Payment of Bills

MOTION: Motion by Council Member Rory Paxman to approve payment of bills presented in the amount of \$661,908.20. Accounts payable check numbers 100976 - 100988 totaling \$447,207.23 and payroll in the amount of \$214,700.97. Motion seconded by Council Member Patrick Trim carried 7 - 0 by roll-call vote.

Elected Official Reports

E. 2017 Collections, Investments, and Update (Chris Kauffman, Treasurer)

Grand County Treasurer Chris Kauffman gave an update on the 2017 property tax collections, investments and online electronic payments.

Council Administrator Report

Ruth Dillon attended Open Meetings Training, engineering interviews, and the form of government informative report.

Department Reports

Grand County Community and Economic Development Director Zacharia Levine gave an update on the water load-out project.

Agency Reports

F. UDOT Hotspot funding announcement (David Everitt, City Manager)

Moab City Manager David Everitt reported that UDOT recently awarded \$10 million dollars for UDOT to use on projects in the Moab area.

Citizens to Be Heard

Presentations

G. Presentation on Solid Waste Management District (Deborah Barton, District Manager, Solid Waste Management Special Service District No. 1)

Grand County Solid Waste Management SSD, District Manager Deborah Barton gave a presentation on landfill operations at Moab and Klondike. Projections and goals for 2018 include fee increases, redesign Klondike, compost/mulch project, and recycling options.

General Business- Action Items- Discussion and Consideration of:

H. Approving property tax deferments (Chris Kauffman, Treasurer)

MOTION: Motion by Council Member Jaylyn Hawks to approve the property tax deferral as presented, and authorize the Chair to sign all associated documents. Motion seconded by Council Member Greg Halliday carried 7 – 0.

I. Approving a property tax deferment for parcel 01-OMEV-0015 (Chris Kauffman, Treasurer)

MOTION: Motion by Council Member Curtis Wells to approve the property tax deferral as presented, and authorize the Chair to sign all associated documents. Motion seconded by Council Member Patrick Trim carried 7 – 0.

J. Approving mid-year budget request for a used (or new) Trail Mix vehicle, postponed from May 1, 2018 (Zacharia Levine, Community and Economic Development Director)

MOTION: Motion by Council Member Curtis Wells to approve the mid-term budget authorizations of \$30,050.82 from the Transient Room tax/trail maintenance fund for a new Trail Mix truck, as presented, and authorize the Chair to sign all associated documents. Motion seconded by Council Member Patrick Trim carried 7 – 0.

K. Renewing proposed five-year Memorandum of Understanding with Southeast Utah Riparian Partnership to Support the Development of a Comprehensive Plan to Improve Riparian Lands Impacted by Non-Native Invasive Trees – Colorado River Watershed in Grand and San Juan Counties (Kara Dohrenwend, Rim to Rim Restoration for the Partnership)

MOTION: Motion by Council Member Evan Clapper to approve the proposed five-year Memorandum of Understanding with Southeast Utah Riparian Partnership to support the development of a comprehensive plan to improve riparian lands impacted by non-native invasive trees – Colorado River Watershed in Grand and San Juan Counties and authorize the Chair to sign all associated documents. Motion seconded by Council Member Curtis Wells carried 7 – 0.

L. Approving, for use of facilities in the event of a mass medical emergency, proposed one-year Memorandum of Understanding (pending legal review) with 1.) Grand County & Moab Regional Hospital and 2.) Grand County, Classic Air Medical, & Moab Regional Hospital (Matthew Hall, Moab Regional Hospital)

MOTION: Motion by Council Member Evan Clapper to approve the proposed one-year Memorandum of Understanding (pending legal review), for use of facilities in the event of a mass medical emergency, with 1.) Grand County & Moab Regional Hospital and 2.) Grand County, Classic Air, & Moab Regional Hospital and authorize the Chair to sign all associated documents. Motion seconded by Council Member Jaylyn Hawks carried 7 – 0.

M. Approving proposed five-year Memorandum of Understanding with Utah Department of Public Safety, Division of Emergency Management regarding county resources and facilities/state staging areas in the event of a declaration of an Emergency or Major Disaster under the Stafford Act (Rick Bailey, Emergency Management Director)

MOTION: Motion by Council Member Curtis Wells to approve the Memorandum of Understanding with Utah Department of Public Safety, Division of Emergency Management regarding county resources and facilities and authorize the Chair to sign all associated documents. Motion seconded by Council Member Rory Paxman carried 7 – 0.

N. Approving proposed Health Department Interlocal Agreement, pending legal review (Council Member Trim)

MOTION: Motion by Council Member Jaylyn Hawks to postpone the Southeast Utah Health Department Interlocal Cooperative Agreement and authorize the Chair to sign all associated documents. Motion seconded

by Council Member Evan Clapper. Discussion occurred. Motion carried 6 – 0 Council Member Wells left the room momentarily.

O. Adopting proposed amendments to Resolution No. 3141 to re-designate the Budget Officer (Council Member Trim)

MOTION: Motion by Council Member Patrick Trim to adopt the proposed amendments to Resolution No. 3141 to designate Chris Baird as the Budget Officer effective immediately, and authorize the Chair to sign all associated documents. Motion seconded by Council Member Curtis Wells carried 7 – 0.

P. Reclassifying the citizen Budget Advisory Board Member position held by Chris Baird to Budget Officer position, and appointing a second Council Member to the Budget Advisory Board (Council Member Trim)

MOTION: Motion by Council Member Jaylyn Hawks to reclassify the “registered Grand County voter” Budget Advisory Board Member position held by Chris Baird to “Budget Officer” position on the board, and move to appoint Council Member Evan Clapper as a second Council Member to the Budget Advisory Board. Motion seconded by Council Member Curtis Wells carried 7 – 0.

Q. Approving proposed response letter to Jair West regarding the junk/scrap metal processing opportunity (Council Member Wells)

MOTION: Motion by Council Member Curtis Wells to postpone item. Motion seconded by Council Member Evan Clapper carried 7 – 0.

R. Approving proposed letter to the City of Moab regarding shared services (Council Member Wells)

MOTION: Motion by Council Member Patrick Trim to approve the proposed letter as amended to the City of Moab regarding shared services and authorize the Chair to sign all associated documents. Motion seconded by Council Member Jaylyn Hawks carried 7 – 0.

S. Adopting proposed resolution, pending legal review, regarding affordable housing opportunities on publicly-owned property (Council Member Wells)

MOTION: Motion by Council Member Jaylyn Hawks to approve the proposed resolution, as discussed, pending legal review, regarding affordable housing opportunities on publicly owned property and authorize the Chair to sign all associated documents. Motion seconded by Council Member Evan Clapper carried 6 – 0.

Council Member Paxman was excused at 6:30 p.m.

T. Appointing a Council liaison to the Museum of Moab Board, a 501(c)3 non-profit organization housed in a county-owned building (Chairwoman McGann)

MOTION: Motion by Council Member Curtis Wells to appoint Greg Halliday as Council Liaison to the Museum of Moab Board, a 501(c)(3) non-profit organization housed in a county-owned building. Motion seconded by Council Member Patrick Trim carried 6 – 0.

U. Amending the Policies and Procedures of the Governing Body, Section K-1, “Agenda – Order of Business” to revise the order of the agenda items (Council Member Hawks)

MOTION: Motion by Council Member Jaylyn Hawks to amend the Policies and Procedures of the Governing Body, Section K-1, “Agenda – Order of Business to revise the order of the agenda items as presented, and authorize the Chair to sign all associated documents. Motion seconded by Council Member Curtis Wells carried 6 – 0.

Consent Agenda- Action Items

V. Ratifying the Chair’s signature on Independent Contractors Agreement with Vortex Productions, Inc. of Salt Lake City in the amount of \$17,000 for the Independence Day Fireworks Display

W. Ratifying the Chair’s signature on Internal Control Questionnaire for County Government from the Utah State Auditor’s Office

X. Approving proposed federal grant application for Stepping On Fall Prevention Program in the amount of up to \$2,500 through July 31, 2018

Y. Approving retail beer, wine and liquor permit for Moab Celtic Festival, Scots on the Rocks to be held at Old Spanish Trail Arena November 2-5, 2018

Z. Approving proposed new lease agreements at Canyonlands Field Airport for operational space in the airport terminal:

- 1.) **All Day Cash, LLC (ATM)**
- 2.) **Grand Circle (concession and gear reservations)**

MOTION: Motion by Council Member Curtis Wells to approve the Consent Agenda as presented and authorize the Chair to sign all associated documents. Motion seconded by Council Member Patrick Trim carried 6 – 0.

Discussion Items

AA. Discussion of calendar items and public notices (Bryony Hill, Council Office Coordinator)

BB. Discussion on legal review of House Bill 224 (County Attorney Fitzgerald and Council Member Wells)

Grand County Attorney Andrew Fitzgerald explained the legal opinion, which suggests the mandate in Section 103 is a narrow provision applicable to a small number of counties whose form of government is no longer permissible. Section 103's mandate that Grand County's legislative body shall initiate the process to change the county's form of government is therefore an exception to the general rules of priority that would otherwise govern. No other provision in the Act instructs other bodies or individuals to initiate such a process.

CC. Discussion on 4th of July Planning (Council Member Wells)

Council Member Wells led the discussion regarding a 2019 4th of July Celebration. Travel Council Director Elaine Gizler will follow-up for next year.

General Council Reports and Future Considerations

Council Member Halliday

- Attended Open & Public meetings training.
- Attended Thompson Water meeting.
- Attended TSSD meeting

Council Member Hawks

- Attended Travel Council Advisory Board meeting.
- Attended Utah Office of Tourism Board.
- Attended the budget advisory board.

Council Member Clapper

- Attended Moab City's budget hearing.
- Attended the Trail Mix meeting.
- Attended Planning Commission meeting.

Council Member Wells

- Attended Transportation Commission meeting.
- Appeared on the County Seat Program.
- Attended GWSSA meeting.
- Attended a meeting with Black Oak regarding proposed housing project.
- Received an email from John Curtis who requested a letter of support from Council regarding broadband permitting efficiency.

Council Member McGann

- Attended Millcreek gathering with the Moab City Mayor.
- Attended Solid Waste Board meeting.
- Attended the League of Women Voters meeting regarding HB224.

Council Member Trim

- Attended Recreation Board meeting.

Council Administrator Ruth Dillon

- Will be out on vacation.

Clerk/Auditor Diana Carroll

- Will prepare a resolution regarding cross appeals on State Assessed valuation appeals.

Closed Session(s): Pending or Reasonably Imminent Litigation

MOTION: Motion by Council Member Curtis Wells to enter Closed Session at 7:56 p.m. to discuss pending or reasonably imminent litigation. Motion seconded by Council Member Patrick Trim carried 6 – 0. Present were: Council Members Evan Clapper, Greg Halliday, Jaylyn Hawks, Mary McGann, Patrick Trim, Curtis Wells, County Attorney Andrew Fitzgerald, Clerk/Auditor Diana Carroll and Council Administrator Ruth Dillon.

MOTION: Motion by Council Member Curtis Wells to end the Closed Session at 8:13 p.m. Motion seconded by Council Member Evan Clapper carried 6 - 0.

Closed Session(s): Character, Professional Competence or Physical or Mental Health of an Individual

MOTION: Motion by Council Member Evan Clapper to enter Closed Session at 8:15 p.m. to discuss the character, professional competence, or physical or mental health of an individual. Motion seconded by Council member Jaylyn Hawks carried 6 – 0. . Present were: Council Members Evan Clapper, Greg Halliday, Jaylyn Hawks, Mary McGann, Patrick Trim, Curtis Wells, Clerk/Auditor Diana Carroll and Council Administrator Ruth Dillon.

MOTION: Motion by Council Member Curtis Wells to end the Closed Session at 8:16 p.m. Motion seconded by Council Member Evan Clapper carried 6 – 0.

DD. Approving Settlement Agreement regarding the San Miguel Trail (Chairwoman McGann)

MOTION: Motion by Council Member Jaylyn Hawks to approve the Settlement Agreement regarding the San Miguel Trail and authorize the Chair to sign all associated documents. Motion seconded by Council Member Evan Clapper carried 5 – 1 with Council Member Wells opposed.

EE. Approving Council Administrator annual performance evaluation and 2018-19 Individual Development Plan (Chairwoman McGann)

MOTION: Motion by Council Member Curtis Wells to approve the Council Administrator annual performance evaluation and 2018-19 Individual Development Plan. Motion seconded by Council Member Jaylyn Hawks carried 6 – 0.

Adjourn

MOTION: Motion by Council Member Curtis Wells to adjourn at 8:18 p.m. Motion seconded by Council Member Evan Clapper carried 6 – 0.



Mary McGann
Grand County Council Chair

ATTEST:



Diana Carroll
Grand County Clerk/Auditor