



GRAND COUNTY COUNCIL REGULAR MEETING

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

June 19, 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 3:18 p.m. In attendance were Council Members Greg Halliday, Jaylyn Hawks, Mary McGann, Patrick Trim, Rory Paxman and Curtis Wells (arrived at 3:45 p.m.) along with Clerk/Auditor Diana Carroll and Council Administrator Ruth Dillon. Council Member Evan Clapper was absent. The Pledge of Allegiance was led by Marc Horowitz.

Approval of Minutes (Diana Carroll, Clerk/Auditor)

- A. March 20, 2018 (County Council Meeting), postponed from April 3, 2018
- B. March 26, 2018 (County Council Special Meeting: Form of Government Resolution)

MOTION: Motion by Council Member Jaylyn Hawks to approve the March 20 & 26, 2018 Council Meeting minutes. Motion seconded by Council Member Greg Halliday carried 5 – 0.

- C. April 3, 2018 (County Council Meeting), postponed from April 17, 2018
- D. April 17, 2018 (County Council Meeting), postponed from May 1, 2018
- E. May 1, 2018 (County Council Meeting), postponed from May 15, 2018
- F. May 15, 2018 (County Council Meeting), Postponed from June 5, 2018
- G. May 16, 2018 (County Council Special Meeting: Retreat), Postponed from June 5, 2018
- H. June 5, 2018 (County Council Meeting)

MOTION: Motion by Council Member Jaylyn Hawks to postpone action until the next meeting. Motion by Council Member Greg Halliday carried 5 -0.

Ratification of Payment of Bills

MOTION: Motion by Council Member Rory Paxman to approve payment of bills presented in the amount of \$664,840.86. Accounts payable check numbers 101356 - 101454 totaling \$438,418.30 and payroll in the amount of \$226,422.56. Motion seconded by Council Member Patrick Trim carried by roll-call vote 5 - 0.

General Council Reports and Future Considerations

Council Member Greg Halliday

- Attended the Transportation Special Service District Board meeting.
- Attended the Thompson Special Service Water District meeting.

Council Member Mary McGann

- Attended the cleanup committee meeting.
- Attended the Powerhouse Lane committee meeting
- Attended the Grand County Conservation District meeting.
- Attended the Cemetery District Board meeting. Mary resigned from the board due to a conflict of interest. Council Member Evan Clapper will take over on the Cemetery Board.
- Attended the Solid Waste Special Service District meeting.
- Attended the Cinema Court Fire Stakeholders meeting.

Council Administrator Report

Ruth Dillon reported that the Travel Council Staff received Michelin Green Guide Award at IPOW-WOW.

General Business- Action Items- Discussion and Consideration of:

I. Authorizing submission of a match-required grant application to the State Office of Tourism for a Co-Operative Marketing Project in 2019 (Elaine Gizler, Moab Area Travel Council Executive Director)

MOTION: Motion by Council Member Patrick Trim to authorize the submission of a match-required grant application to the State Office of Tourism Co-op Marketing project in the amount of \$250,000 (\$250,000 would then be matching from the Travel Council 2019 advertising budget) and authorize the Chair to sign all associated documents. Motion seconded by Council Member Rory Paxman carried 5 – 0 with Council Member Paxman recusing himself from the vote.

J. Approving recommendation for on-call contract engineering services (Zacharia Levine, Community and Economic Development Director; Bill Jackson, Road Supervisor; Jeff Whitney, Building Official)

MOTION: Motion by Council Member Rory Paxman to approve both Horrocks Engineers and Jones & DeMille Engineering as Grand County's on-call contract engineers, and authorize the Chair to sign all associated documents. Motion seconded by Council Member Jaylyn Hawks carried 6 – 0.

K. Approving proposed Agreement for Employee Services between Active Re-Entry and Grand County, pending legal review (Verleen Striblen, Grand Center Program Director and John West, Human Resources Director)

MOTION: Motion by Council Member Curtis Wells to approve the agreement entitled "Agreement for Employee Services – Active Re-entry and Grand County" through June 30, 2019, as well as an unbudgeted increase to the Senior Center's 2018 budget of approximately \$3,850 to be covered by the TRCC Fund and authorize the Chair to sign all associated documents. Motion seconded by Council Member Patrick Trim carried 6 - 0.

L. Approving proposed job description amendments of the Grand Center Facility Coordinator and Independent Living/Assistive Technology Technician position to include volunteer recruitment and coordination (Verleen Striblen, Grand Center Program Director and John West, Human Resources Director)

MOTION: Motion by Council Member Jaylyn Hawks to approve the job description amendments of the Grand Center Facility Coordinator and Independent Living/Assistive Technology Technician position to include volunteer recruitment and coordination and authorize the Chair to sign all associated documents. Motion seconded by Council Member Patrick Trim carried 6 – 0.

M. Approving proposed job description and unbudgeted funding for two new full-time Landside Operations Technician positions at Canyonlands Field Airport (Judd Hill, Airport Director and John West, Human Resources Director)

MOTION: Motion by Council Member Curtis Wells to approve the proposed job description and funding from TRCC for two new Landside Operations Technician staff positions at Canyonlands Field (Grade 10) and authorize the Chair to sign all associated documents. Motion seconded by Council Member Greg Halliday carried 6 – 0.

N. Reclassifying one of the Airport Operations Specialist positions to ARFF/Airport Operations Manager and approving associated job description and unbudgeted funding (Judd Hill, Airport Director and John West, Human Resources Director)

MOTION: Motion by Council Member Jaylyn Hawks to approve funding from TRCCA, pending budget officer review, for reclassifying one ARFF/Airport Specialist (Grade 13) to ARFF/Airport Operations Specialist (Grade 13) to ARFF/Airport Operations Manager (Grade 15) at Canyonlands Field, and move to approve the proposed job description and authorize the Chair to sign all associated documents. Motion seconded by Council Member Curtis Wells carried 6 – 0.

O. Approving proposed lease between Grand County and Joe Downard through December 31, 2018 for establishment of a food truck/trailer at Canyonlands Field Airport (Judd Hill, Airport Director)

MOTION: Motion by Council Member Curtis Wells to approve the proposed lease between Grand County and Joe Downard through December 31, 2020 for establishment of a food truck/trailer at Canyonlands Field, and authorize the Chair to sign all associated documents. Motion seconded by Council Member Patrick Trim

SUB MOTION: Motion by Council Member Jaylyn Hawks to approve the lease but only through 12/31/18. Motion seconded by Council Member Greg Halliday.

Discussion followed regarding an RFP for this business.

Substitute Motion failed 1 – 5 with Council Members Mary McGann, Greg Halliday, Curtis Wells, Rory Paxman and Patrick Trim opposed.

Original Motion carried 5 – 1 with Council Member Jaylyn Hawks opposed.

P. Approving proposed scope of work for a Request for Proposals for “Forecasted Needs Analysis for Staffing, Operational Space, and Inter-local Efficiency” (Chris Baird, Budget Officer)

MOTION: Motion by Council Member Jaylyn Hawks to approve the proposed scope of work for the RFP for Forecasted Needs Analysis for Staffing, Operational, Space and Interlocal Efficiency, with the correct dates filled in, and authorize the Chair to sign all associated documents. Motion seconded by Council Member Patrick Trim carried 6 – 0.

Q. Approving designated county delegate for participation in the election of National Association of Counties (NACo) Officers and policy adoption (Chairwoman McGann)

MOTION: Motion by Council Member Jaylyn Hawks to approve Curtis Wells as the designated delegate with Council Member Mary McGann as alternate and authorize the Chair to sign all associated documents. Motion seconded by Council Member Rory Paxman carried 5 – 1 with Council Member Mary McGann opposed.

R. Adopting proposed resolution approving the filing of cross-appeals to 2018 appeals filed by taxpayers subject to central assessment (Diana Carroll, Clerk/Auditor)

MOTION: Motion by Council Member Jaylyn Hawks to approve the proposed resolution approving the filing of cross-appeals to 2018 Centrally Assessed Appeals filed by taxpayers and authorize the Chair to sign all associated documents. Motion seconded by Council Member Patrick Trim carried 6 - 0.

S. Approving proposed letter to families who experienced loss as a result of the recent fire (Council Member Wells)

MOTION: Motion by Council Member Curtis Wells to postpone action on the item. Motion seconded by Council Member Jaylyn Hawks carried 6 – 0.

T. Approving proposed Resolution to respect our Neighbors’ Rights and the Rule of Law Regarding the Use of Legal Fireworks (Chairwoman McGann)

MOTION: Motion by Council Member Curtis Wells to approve the proposed resolution to respect our neighbor’s rights and the rule of law regarding use of fireworks on and around the 4th of July and authorize the Chair to sign all associated documents. Motion seconded by Council Member Jaylyn Hawks carried 6 – 0.

Consent Agenda- Action Items

U. Ratifying the Chair’s signature on an Assignment of Contract for Indigent Defense Services to Aaron P. Wise, PLLC from Torgerson Law Offices, P.C.

V. Ratifying the Chair’s signature on Assignment of Parental Defender Agreement to Fitzgerald Law Offices, LLC from Torgerson Law Offices, P.C.

W. Ratifying the Chair’s signature on letters sent to the Governor’s Office of Economic Development to support Grand County’s FY 2019 Business Expansion and Retention (BEAR) grant application

X. Approving proposed contract amendment No. 3 between the State of Utah Administrative Office of the Courts and Grand County for Bailiff and Security Services for July 1, 2018 through June 30, 2019

Y. Approving application for retail beer license for Sun TRS Archview, LLC (RV Resort and Campground) located at 13701 North Highway 191

Z. Approving proposed letter to all tenants of Canyonlands Field Airport regarding security breach issues

AA. Approving proposed Data Release Agreement (associated with the tamarisk leaf beetle project) with identified users from the University of Denver for upload to the Dryad data repository (datadryad.org) as a requirement for publication in “Biological Invasions”

BB. Approving 2018-2019 Utah Retirement System (URS) contribution rates

CC. Declaration of surplus of runway signs from Canyonlands Field Airport

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

Discussion Items

DD. Calendar items and public notices (Bryony Hill, Council Office Coordinator)

MOTION: Motion by Council Member Patrick Trim to recess at 4:54 p.m. Motion seconded by Council Member Curtis Wells carried 5 – 0 (Council Member Greg Halliday was out of the room)

Recess until 7:04 p.m.

□ **Public Hearings- Possible Action Items**

EE. Public Hearing to hear public comment on a proposed ordinance approving the rezone of 1.35 acres of land located at 1146 So . Highway 191 from Rural Residential (RR) to Highway Commercial (HC) (Zacharia Levine, Community & Economic Development Director)

The subject property currently possesses a split zone of Highway Commercial (HC) and Rural Residential (RR). The applicant is requesting the entire site be zoned HC. The northern 2.10 acres is currently zoned HC, and the back, southern 1.35 acres are zoned RR. The property is located on the highway and currently accommodates two commercial drive-thru food service businesses, a car repair shop, and historic home.

The Grand County Planning Commission reviewed the referenced application in a public hearing on May 22, 2018. There was a split vote and the Planning Commission failed to forward a favorable recommendation to the County Council for the rezone.

The Public Hearing opened at 7:09 p.m.

Joyce Robertson, property owner, spoke briefly and explained that the rezone is to accommodate a nightly rental property.

There were no comments from the public. The public hearing closed at 7:16 p.m. Written comments will be accepted until 5:00 p.m. June 27, 2018.

FF. Public Hearing to hear public comment on a proposed ordinance to adjust 2018 wages for cost of living for Grand County Elected Officials (Chris Baird, Budget Officer)

Budget Officer Chris Baird explained that the Budget Advisory Board voted unanimously to forward a favorable recommendation to approve the 2% COLA for elected and/or non-elected employees.

The Public Hearing opened at 7:18 p.m.

Council Member Jaylyn Hawks noted that several years ago Council Members voted against provided a COLA to Elected Official because they could have waited – we are just taking care of staff.

County Attorney Andrew Fitzgerald stated that elected and non-elected should be treated equal.

There were no other comments. The Public Hearing closed at 7:20 p.m. Written comments will be accepted until June 27, 2018 at 5:00 p.m.

GG. Public Hearing to hear public comment on a proposed ordinance to adjust 2018 wages for cost of living for Grand County Council Members (Chris Baird, Budget Officer)

Budget Officer Chris Baird explained that the Budget Advisory Board voted unanimously to forward a favorable recommendation to approve the 2% COLA for Grand County Council Members. The Public Hearing opened at 7:21 p.m. There were no comments. Written comments will be accepted until June 27, 2018 at 5:00 p.m.

Closed Session(s): Pending or Reasonably Imminent Litigation

MOTION: Motion by Council Member Jaylyn Hawks to enter Closed Session at 7:22 p.m. to discuss Pending or Reasonably Imminent Litigation. Motion seconded by Council Member Greg Halliday carried 6 – 0.

Present were: Council Members Mary McGann, Jaylyn Hawks, Greg Halliday, Rory Paxman and Curtis Wells, Clerk/Auditor Diana Carroll, Council Administrator Ruth Dillon, County Attorney Andrew Fitzgerald, Airport Manager Judd Hill, David Hartman and Eric Rivera from Armstrong Consultants.

MOTION: Motion by Council Member Curtis Wells to end the Closed Session at 7:58 p.m. Motion seconded by Council Member Rory Paxman carried 6 – 0.

MOTION: Motion by Council Member Curtis Wells to enter Closed Session at 7:59 p.m. to discuss Pending or Reasonably Imminent Litigation. Motion seconded by Council Member Patrick Trim carried 6 – 0.

Present were: Council Members Mary McGann, Jaylyn Hawks, Greg Halliday, Rory Paxman and Curtis Wells, Clerk/Auditor Diana Carroll, Council Administrator Ruth Dillon, County Attorney Andrew Fitzgerald, Airport Manager Judd Hill, David Hartman and Eric Rivera from Armstrong Consultants.

MOTION: Motion by Council Member Curtis Wells to end the Closed Session at 8:05 p.m. Motion seconded by Council Member Rory Paxman carried 6 – 0.

MOTION: Motion by Council Member Curtis Wells to enter Regular Session. Motion seconded by Council Member Patrick Trim carried 6 – 0.

Adjourn

MOTION: Motion by Council Member Patrick Trim to adjourn at 8:08 p.m. Motion seconded by Council member Rory Paxman carried 6 – 0.



Mary McGann
Grand County Council Chair

ATTEST:



Diana Carroll,
Grand County Clerk/Auditor