

**SAN JUAN COUNTY COMMISSION MEETING**  
**March 10, 2014**

The regular meeting of the San Juan County Commission was held at 10:00 A.M. in the Commission Room at Monticello, Utah.

Present:        Bruce Adams, Chairman  
                  Kenneth Maryboy, Vice Chairman  
                  Phil Lyman, Commissioner called in by phone  
                  Kelly Pehrson, Chief Administrative Officer  
                  James Francom, Chief Deputy Clerk

Attendees:     Norman Johnson, Jerry McNeely, Nick Sandberg, Monte Wells, Barbara Trask, Bob Turri, Marilyn Boynton, Tammy Gallegos, John Young, Walter Bird, Glenis Pearson, Howard Randall, Rick Eldredge, Kim Craig, Mike Leaverton

The minutes of February 10th and February 24th 2014 were approved by a motion of Commissioner Maryboy and seconded by Commissioner Lyman. Voting was unanimous.

John Young - Deputy Sheriff

John presented a Utah Highway Safety Grant to purchase a digital camera system for a vehicle in the amount of \$4,200. Commissioner Lyman made a motion to approve the purchase and allow the Chair to sign the grant and Commissioner Maryboy seconded the motion. Voting was unanimous.

Tammy Gallegos - SJC Aging

Tammy presented a four year plan for the Area Agency on Aging. The report is required each year and updates information such as the number being served and the goals. It was already approved by the Aging Advisory board. Commissioner Maryboy made a motion for the Chair to sign the plan and Commissioner Lyman seconded the motion. Voting was unanimous.

Walter Bird - SJC Deputy Attorney

Walter made a request to hire Troy Butler as a Full Time corrections officer filling an open position. Commissioner Maryboy made a motion to hire Troy Butler at a Step 11D and Commissioner Lyman seconded the motion. Voting was unanimous.

Marilyn Boynton - SJC Resident

Marilyn requested that the commission write a letter to UDOT asking them to add more of the reflectors on the road to deter the deer. Kelly Pehrson had looked into this issue and found out that the reflectors have not been effective in our area and that UDOT is looking at other options including a fencing.

Kelly Pehrson - Chief Administrative Officer

Kelly presented a resolution calling on congress to fully fund the PILT program in perpetuity. Commissioner Maryboy made a motion for the county to sign Resolution 2014-01 and Commissioner Lyman seconded the motion. Voting was unanimous.

### **Resolution 2014-01**

#### **Resolution calling on congress to fully fund the payment in lieu of taxes (PILT) program**

(The entirety of the resolution is made as an attachment to the minutes hereof.)

Kelly reported on the CIB hearing where he was able to obtain \$1.3 million in grant and \$500,000 in a zero percent interest loan for repairs caused by the flood damage. He stated that a public hearing will need to be held to put the application in the name of the Transportation District. Commissioner Adams also reported that we have also received about \$700,000 in grant from NRCS. We may also be able to find additional funding to help repay that loan. Commissioner Maryboy made a motion to approve the loan and urge the transportation district to be the vehicle for this loan and Commissioner Lyman seconded the motion. Vote was unanimous.

Kelly presented three building permits for approval:

Jordan Shumway - Modular Residence - Blanding

Javan Shumway - Residence - Blanding

Blanding Cemetery District - Maintenance Building

Kelly recommended that the Cemetery District be exempt from the permit fee. A motion to approve the building permits provided all fees are paid and the proper signatures are in place was made by Commissioner Maryboy and seconded by Commissioner Lyman. Voting was unanimous.

Kelly presented an intergovernmental agreement between the Navajo DOT and San Juan County for \$200,000 to help with the mitigation at the Piute Bridge. Commissioner Maryboy made a motion for the Chair to sign the agreement and Commissioner Lyman seconded the motion. Voting was unanimous.

Kelly presented the annual BIA contract in which the county receives \$85,000 which is to be used for road work on the Navajo Nation. Commissioner Lyman made a motion to allow the Chair to sign the grant and cooperative agreement and Commissioner Maryboy seconded the motion. Voting was unanimous.

### **Public Hearing**

Commissioner Maryboy made a motion to go into a Public Hearing to discuss the Investment Policy and Commissioner Lyman seconded the motion. Vote was unanimous. Commissioner Adams introduced the Investment Policy and read through the objectives and other details of the policy. Support was given from the Treasurer, Clerk, and Commissioners. Opportunity was given to the public for comments to which Marilyn Boynton asked if the investments would be public information to which it was answered affirmatively. Commissioner Maryboy made a motion to go out of Public Hearing and Commissioner Lyman seconded the motion. Voting was unanimous.

Commissioner Maryboy made a motion to approve the Investment Policy and Commissioner Lyman seconded the motion. Voting was unanimous.

#### Westphal Energy

Kim Craig and Mike Leaverton requested that the county consider leasing some of the county owned land. They have found 2.66 acres of land that are contiguous to other land they are leasing. The option was discussed to authorize the Chief Administrative Officer and the County Attorney to enter into negotiations. Commissioner Lyman made the motion for Kelly to work with Westphal Energy and Commissioner Maryboy seconded the motion. Voting was unanimous.

#### Jerry McNeely - SJC Liaison

Jerry reported on the work that Fidelity is doing and how nice they are maintaining their employee housing and areas that they are working on. Jerry worked with Grand County looking at possible locations for gun ranges in San Juan County. Jerry presented a map from SITLA regarding recreation areas in San Juan. He also gave updates on ALG, Lisbon Valley mine, and Kane Creek campgrounds.

#### Nick Sandberg - SJC Planning

Nick reported on the Lands council meeting on February 26th. The next meeting will be held on March 18th. Nick also updated the commissioners on the Gunnison Sage Grouse deadline for revisions and reported that he will be monitoring it closely due to the short deadline.

#### Citizens Comments:

Marilyn Boynton submitted two comments. She said that what Saskatchewan is doing in their school system with their mix of native americans and anglos should be implemented in San Juan County as well. She also expressed concern about what is being done with those that are riding their ATV's in Blanding near their homes.

#### Commission Reports:

Commissioner Lyman - had good interactions with Dave Cunningham and Cameron Mitchell at the SEUHD association looking at the requirements if the county were to manage it's own health district. He reported on the Lincoln Day dinner and Town Hall meeting. Commissioner Lyman reported on the Recapture Canyon trail ride and that it was his intention to ride on May 8th. Commissioner Adams expressed concern over the legal issues and liabilities if the trail was not open by that time and if Commissioner Lyman were to ride the trail representing the county. Nick Sandberg also added that if the trail was opened before that date the county would still have a lot of work to be done before the trail would be ready.

Commissioner Maryboy - reported on the trip to Washington and a new committee he is on. He had meetings concerning NDOT and Dine Bikeya. Next monday he will be in New Mexico discussing road

issues and may go back to Salt Lake this week to attend more legislative meetings.

Commissioner Adams - reported on his trip to Washington DC. Commissioner Adams discussed the issues with the dirt roads on the reservation. The 11 county coalition with Senator Lee is working on legislation that will allow road work to be done on those roads with the money that is currently being spent on environmental studies. They will also be addressing indian school bus route funds. Commissioner Adams stayed in Salt Lake after returning from DC to attend additional legislative meetings before going to CIB.

At 11:57 pm Commissioner Maryboy made a motion to go into Executive Session. Commissioner Lyman Seconded the motion. Voting was unanimous.

At 12:25 pm Commissioner Maryboy made a motion to leave the Executive Session and go back into commission meeting. Commissioner Lyman Seconded the motion. Voting was unanimous.

Adjourned at 12:26 pm