

**San Juan County Commission Meeting**  
**August 4, 2020**  
**Agenda**  
**11:00 A.M. - Electronic Meeting**

**Present:** Kenneth Maryboy - Commission Chair (via Google Hangouts)  
Willie Grayeyes - Commission Vice Chair (via Google Hangouts)  
Bruce Adams - Commissioner  
Mack McDonald - Administrator  
John David Nielson - Clerk

**Attendees (via Google Hangouts):** Natalie Randall, Kirk Bengel, Nick Sandberg,  
Tammy Gallegos

1. **Invocation**
2. **Public Comment - Public comments will be accepted through the following google meet link. [meet.google.com/rzd-wjrs-fah](https://meet.google.com/rzd-wjrs-fah) or by phone 1 386-401-8832 (PIN:615577663#). There will be a three minute time limit for each person wishing to comment. If you exceed the three minute time limit the meeting controller will mute your line.**

Mack read the agenda into the record. A motion to accept the agenda was made by Commissioner Grayeyes. Commissioner Adams 2nd the motion. Voting in favor was unanimous.

**Public Comments -**  
**There were no public comments**

3. **Consent Agenda (Routine Matters) - Mack McDonald, SJC Administrator**
  - a. Meeting Minutes
  - b. Check Registers
  - c. Utah Department of Health and San Juan County Local Health Department
  - d. Contact Tracing COVID-19 Amendment 1
  - e. Utah Department of Health and San Juan County - Immunizations - 2019 Amendment 1

Mack read through and reviewed the consent agenda. He stated that the amendment to the Immunization Contract increased the fund amount to \$45,138 which will largely be used towards marketing for public awareness. A motion to approve the consent agenda was made by Commissioner Grayeyes and 2nd by Commissioner Adams. Voting in favor was unanimous.

4. **Recognitions, Presentations and Informational Items**
  - a. Forest Plan Revised Schedule - Nick Sandberg, SJC Public Lands CoordinatorNick informed the commissioners that the Forest Service has a revised schedule for the Forest Plan. He discussed date changes to the plan and explained that in August a scoping package

including the Forest Plan will be posted to a public website and in September a publication of a notice of intent to begin scoping which would initiate a 90 day comment period. A motion to accept the report was made by Commissioner Adams and 2nd by Commissioner Grayeyes. Voting in favor was unanimous.

b. White Canyon - Deer Flat Abandoned Mine Project - Nick Sandberg, SJC Public Lands Coordinator

Nick said that the Utah Division of Oil & Gas and the BLM are discussing the closure of 83 abandoned mine openings and 30 vent holes in the White Canyon and Deer Flat area. He explained that the work to complete this project would take place from September 15th through November 30th. Nick also told the commission that the openings would be closed using masonry walls, steel gates, rebar barricades, and earth backfill. The purpose of the project would be for public safety. He also explained that the location of the openings and vent holes are in an area of the old Bear Ears National Monument and that most likely the uranium and vanadium were mined there. A motion to accept the report was made by Commissioner Adams and 2nd by Commissioner Grayeyes. Voting in favor was unanimous.

c. December Oil and Gas Lease Sale Consulting Party Process - Nick Sandberg, SJC Public Lands Coordinator

Nick told the commission that the December Oil & Gas Lease sale has been deferred to a later date due to difficulties in communicating with the tribes during the pandemic. He also stated that the BLM had invited the county to be a consulting party for the sale in December and is requesting that the county send a letter to the BLM expressing interest in being a consulting party for the deferred December Oil & Gas Lease sale. A motion to approve of the letter was made by Commissioner Adams and 2nd by Commissioner Grayeyes. Commissioner Grayeyes asked about the location of the 17 parcels in San Juan County that would be included in the sale. Nick said that the parcels were located West, Southwest, and South of Blanding. Voting in favor were Commissioners Adams and Grayeyes. Voting against the letter was Commissioner Maryboy.

## **5. Business/Action**

a. Consideration of a UDOT Technical Planning Assistance (TPA) Program Grant Support Letter for County Wayfinding - Natalie Randall, SJC Economic Development Director

Natalie requested that the county provide a letter of support from the commission for a project to have consistent signage within the county to assist visitors as they navigate the county. A motion to approve the letter of support was made by Commissioner Adams and 2nd by Commissioner Grayeyes. Voting in favor was unanimous.

b. Consideration of the Economic Development Board Appointments of Britt Barton as Chair and Pratt Redd as Vice-Chair - Natalie Randall, SJC Economic Development Director

Natalie presented the names of Britt Barton and Pratt Redd to the Economic Development Board. She referred that commission to the board by-laws and stated that the positions are on a voluntary basis. A motion to approve the board appointments was made by Commissioner Adams and 2nd by Commissioner Grayeyes. Voting in favor was unanimous.

- c. Consideration of a Contract with the State of Utah Department of Human Services and San Juan County Aging and Adult Services for the Medicaid Aging Waiver - Tammy Gallegos, SJC Aging Director

Tammy presented the Medicaid Aging waiver contract for approval. She stated that the program services about 60 individuals at a time. A motion to approve the contract was made by Commissioner Adams and 2nd by Commissioner Grayeyes. Voting in favor was unanimous.

- d. Procurement Request for 6 - 800 MHZ radios for San Juan County Emergency Management - Tammy Gallegos, SJC Emergency Manager

Tammy requested the purchase of 6 new 800 MHZ radios for county Emergency Management. She explained that the purchase will bring the county inline with the state and the funds to purchase the radios will come from the CARES Act. A motion to approve the purchase was made by Commissioner Grayeyes and 2nd by Commissioner Adams. Voting in favor was unanimous.

- e. Consideration of a contract with the Utah Department of Health Public Health Emergency and Healthcare Preparedness Programs for FY-2021 - Kirk Bengé, SJC Public Health Director

Kirk requested that the commission approve a contract with the Utah Department of Public Health. He stated that the contract is a renewal and the funds from the contract are used to hire an individual to coordinate with county Emergency Management on Healthcare Preparedness. The amount of the contract is for \$113,047 and starts a new 5 year renewal contract with the State. A motion to approve the contract was made by Commissioner Adams and 2nd by Commissioner Grayeyes. Voting in favor was unanimous.

- f. Consideration of a contract with Utah Department of Health and San Juan County COVID-19 San Juan County - Immunizations - Influenza Capacity Building - Kirk Bengé, SJC Public Health Director

Kirk presented a contract for approval. He explained that with the flu season coming up and that with COVID-19, added stress would be put on healthcare facilities . Kirk explained that the money from the contract would be used to advertise and encourage flu shots at additional flu clinics utilized in conjunction with other Aging Adult Services. A motion to approve the contract was made by Commissioner Adams and 2nd by Commissioner Grayeyes. Voting in favor was unanimous.

- g. Consideration of a contract with Utah Department of Health and San Juan County COVID Community Partnership Project - Kirk Bengé, SJC Public Health Director

Kirk introduced a new contract for approval. He stated that the contract would distribute funds from the CARES Act to healthcare facilities focusing on creating community health workers to help underserved communities. Kirk stated that the contract amount is for \$50,000 for a 3 month period. A motion to approve the contract was made by Commissioner Adams and 2nd by Commissioner Grayeyes. Voting in favor was unanimous.

- h. Approval of the US Department of Transportation Federal Aviation Administration Grant Offer for Airport Improvement Program for Cal Black Memorial Airport of \$588,213.00 - Mack McDonald, SJC Administrator

Mack presented a grant offer from the US Department of Transportation FAA. He explained that the grant would be for improvements to the Cal Black Airport which would cover the contract with Jviation to do the improvements. A motion to approve the grant was made by Commissioner Grayeyes and 2nd by Commissioner Adams. Voting in favor was unanimous.

- i. Consideration of a vendor agreement with Municode for Website Redesign, Hosting, and Support Services - Mack McDonald, SJC Administrator

Mack presented an agreement for approval to provide maintenance and support of the county's website. He stated that CARES Act funds would be used to pay for the maintenance and support. Mack indicated that the improvements would allow the county to communicate better with the public and also become ADA compliant. A motion to approve the agreement was made by Commissioner Adams and 2nd by Commissioner Grayeyes. Voting in favor was unanimous.

- j. Consideration of contract with the State of Utah, Administrative Office of the Courts for Bailiff and Perimeter Security - Sheriff Jason Torgerson, SJC Sheriff

Sheriff Torgerson asked the commission to consider a contract with the State of Utah Courts for bailiff duties and court security. He explained that the contract is a reimbursement to the county for work that the county sheriff's office performs when court is held in the county. A motion to approve the contract was made by Commissioner Grayeyes and 2nd by Commissioner Adams. Voting in favor was unanimous.

- k. A Resolution of the San Juan County Board of Commissioners expressing our support of the San Juan County Sheriff's Office - Mack McDonald, SJC Administrator

**A RESOLUTION OF THE SAN JUAN COUNTY BOARD OF COMMISSIONERS EXPRESSING OUR CONTINUED SUPPORT OF THE SAN JUAN COUNTY SHERIFF'S OFFICE**

Mack presented a resolution of support by the San Juan County Commission of the San Juan County Sheriff's Office. Mack read the resolution into the record. A motion to approve the resolution was made by Commissioner Adams and 2nd by Commissioner Grayeyes. Commissioners Maryboy and Adams both expressed support for the sheriff's office and its employees and recognized their efforts to keep the public safe. Commissioner Grayeyes asked if more public safety services could be provided to Navajo Mountain. Commissioner Maryboy

stated that the San Juan County Sheriff's office does what it can to help and service the Navajo Mountain community and suggested that a letter be sent to the Attorney General discussing some of the obstacles that the county sheriff's faces and the lack of an agreement to provide services on the Navajo Nation. Voting in favor was unanimous.

- I. A Resolution of the San Juan County Board of Commissioners expressing our support for the Navajo Nation and Navajo hunting rights within San Juan County - Mack McDonald, SJC Administrator

**A RESOLUTION OF THE SAN JUAN COUNTY BOARD OF COMMISSIONERS EXPRESSING OUR SUPPORT FOR THE NAVAJO NATION AND NAVAJO HUNTING RIGHTS WITHIN SAN JUAN COUNTY**

Mack presented a resolution of support for Navajo hunting rights within San Juan County. Commissioner Adams made a motion to discuss which was 2nd by Commissioner Grayeyes. Mack McDonald explained that the resolution discussed and requested that the rights of the Treaty between the U.S. Government and Navajo Tribe from August 12, 1868 be retained. Mack also explained that the areas of Blue Mountain and Bears Ears were being considered in this resolution and that other native american tribes are also considering similar requests. Commissioner Adams stated that resolution contradicts itself by discussing purchased permits and then later discussing free permits. He explained that he is opposed to free hunting permits, but would support permits for purchase for any individual. Commissioner Grayeyes made a substitute motion to table the resolution so that it could be further reviewed. Commissioner Marboy explained that not all tribes are treaty tribes, but that the Navajo Tribe is a treaty tribe and the request to exercise their treaty rights. Commissioner Maryboy also explained that Navajo people are not sportsman hunters, rather they are traditional hunters with certain hunting protocols. Commissioner Adams asked that whoever researches the resolution and treaty should clarify if free hunting rights are mentioned. Commissioner Adams 2nd the substitute motion. Voting in favor of tabling the resolution were Commissioners Grayeyes and Adams. Voting against tabling the resolution was Commissioner Maryboy.

- m. A Resolution entering into an Interlocal and Reimbursement Agreement with the Spanish Valley Special Service District for reimbursement of County funds used to pay Wagner Construction Inc. for a change order for work rendered during the 2019 Spanish Valley water project - Mack McDonald, SJC Administrator

**A RESOLUTION ENTERING INTO AN INTERLOCAL AND REIMBURSEMENT AGREEMENT WITH THE SPANISH VALLEY SPECIAL SERVICE DISTRICT FOR REIMBURSEMENT OF COUNTY FUNDS USED TO PAY WAGNER CONSTRUCTION INC. FOR A CHANGE ORDER FOR WORK RENDERED DURING THE 2019 SPANISH VALLEY WATER PROJECT**

Mack presented a resolution for approval to allow the Spanish Valley Special Service District to reimburse the county for funds paid to Wagner Construction. He explained that during the

construction project to connect water to homes in Spanish Valley, Wagner Construction believed that they were authorized, via emails, to continue work on the project even though utility lines were being hit. The county and Jones & DeMille disagreed with Wagner Construction's stance on the authorization to proceed with the project. Mack also explained that after mediation efforts Wagner Construction would be paid \$750,000 down from \$1.6 million. The resolution states that the county will pay the settlement and be reimbursed by the Spanish Valley Special Service District. A motion to discuss was made by Commissioner Grayeyes and 2nd by Commissioner Adams. Commissioner Grayeyes asked if the county was in compliance with the original contract which may have other applicable stipulations. Mack explained that the county was in compliance with the contract. Voting in favor of passing the resolution was unanimous.

## **6. Commission Report**

**Commissioner Adams** - Commissioner Adams reported that the San Juan County Fair is being held during this week. He stated that social distancing is being practiced at the fair.

**Commissioner Grayeyes** - Commissioner Grayeyes reported on attending phone conferences with Oljato and Navajo Mountain. He also reported on working with Navajo Mountain schools on issues.

**Commissioner Maryboy** - Commissioner Maryboy had nothing to report.

A motion to adjourn was made by Commissioner Adams and 2nd by Commissioner Grayeyes. Voting in favor was unanimous.

Meeting adjourned at 12:30 p.m.