

San Juan County Commission Meeting
July 21, 2020
Agenda

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

Attendees (via Google Hangouts): Natalie Randall, Jon Haderlie, Kirk Bengé, Nicole Perkins, Kendall Laws, Walter Bird

1. Invocation
2. **Public Comment - Public comments will be accepted through the following google meet link. <https://meet.google.com/iaz-hgwg-mzf> or join by phone +1 971-245-2675 (PIN:681 362 909#). 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 may 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 Contract Amendment #2 for San Juan County COVID19 General Response Funds

Mack read through and reviewed the consent agenda. A motion to approve the consent agenda was made by Commissioner Adams and 2nd by Commissioner Grayeyes. Voting in favor was unanimous.

4. **Recognitions, Presentations and Informational Items**
 - a. Community Development Ready Overview - Natalie Randall, San Juan Economic Development Director

Natalie introduced Alan, the Director of Community Strategy for EDC, and asked him to give the commissioners an overview of the program that helps to bring businesses into Utah. Alan commended Natalie for her work with the Development Ready program and discussed 5 steps of the program that help bring businesses to Utah. Alan explained that the program 1) helps

communities assess themselves, 2) strengthen each other and align resources, 3) gives a marketing/community profile, 4) training, and 5) integration with the community.

- b. Consideration of a support letter for an EDC Utah Project Response - Natalie Randall, San Juan Economic Development Director

Natalie then spoke about the community profile and said that the profile, which is a means of encouraging businesses to come to San Juan County, outlines the assets of San Juan County, major employers, education & training, and labor profile. She explained that in the profile there is a welcome note that she requested come from the commissioners. Mack stated that the letter of support would show the county's willingness to participate in the EDC Utah Project to bring business to the area and also to support a greenhouse project. A motion to write a letter of support was made by Commissioner Grayeyes and 2nd by Commissioner Adams. Voting in favor was unanimous.

5. Business/Action

- a. Consideration and Approval of the 2019 County Fiscal Audit and Report - Jon Haderlie, Larson & Co, PC

Jon Haderlie from Larson & Co updated the commission on the 2019 audit. He stated that Larson & Co gave an unqualified opinion. Jon stated that the county was forthcoming with all information and the county is unaware of any fraud, compliance issues, or unknown litigation and that is presented in a Management Letter. Jon stated that there were 3 findings within the audit. The first finding had to do with budgetary compliance where 2 enterprise funds were over budget. The second finding had to do with deficit fund balances. Jon explained that 3 funds went into a deficit position and that no funds were allocated to decrease the deficit by 5%. The third finding stated that public notification for the 2019 Budget Hearing was not published on the Public Notice Website. Jon gave suggestions on how to fix the findings. Jon also mentioned that the county General Fund had a positive Net Income for 2019 of about \$1 million dollars. He also told the commission to be aware of the challenging times and the effects it could have on the county budget. A motion to accept the report was made by Commissioner Grayeyes and 2nd by Commissioner Adams. Voting in favor was unanimous.

- b. Consideration of the Public Health Contract with the Department of Environmental Quality for Environmental services for Consideration - Kirk Benge, San Juan Public Health

Kirk presented, for approval, a contract renewal with DEQ for services offered. He stated that the contract covers services regarding the enforcement of state regulations related to air quality, drinking water activities, underground storage tanks, waste management, used oil, water quality in general, and other potential issues. The contract states that DEQ would reimburse the county for costs related to the enforcement of state regulations up to an amount of \$73,974. A motion to approve the signing of the contract was made by Commissioner Grayeyes and 2nd by Commissioner Adams. Voting in favor was unanimous.

- c. San Juan Local Health Department Contract Tracing COVID-19 with the Utah Department of Health - Kirk Benge, San Juan Public Health

Kirk presented, for approval, a new contract for contact tracing of individuals who have been infected by COVID-19 to help determine who else might have been exposed and to educate the on how to reduce the spread of the virus. Kirk mentioned that he has hired Joy Drake and Rebecca Benally on a part time basis to complete this work. Commissioner Maryboy asked what the hourly rate of the part time employees was. Kirk explained that temporary positions were being paid \$16/hour. A motion to approve the contract was made by Commissioner Grayeyes and 2nd by Commissioner Adams. Voting in favor were Commissioners Adams and Grayeyes. Commissioner Maryboy abstained.

- d. Resolution 2020 PacifiCorp and Appeals - Kendall Laws, SJC Attorney

**A RESOLUTION OF THE SAN JUAN COUNTY COMMISSION APPROVING THE FILING OF
CROSS-APPEALS TO 2020 APPEALS FILED BY TAXPAYERS SUBJECT TO CENTRAL
ASSESSMENT.**

Kendall presented a resolution for approval. He explained that the proposed resolution is required by the attorneys who represent the county and other counties in the process of Centrally Assessed Tax Appeals. Kendall explained that the county's portion of the attorney's fees per appeal is the same percentage of the assessed value that goes to the county. He also stated that the attorney's job is to defend the county's position and the assessed value to the company making the appeal. A motion to approve the resolution was made by Commissioner Adams. Commissioner Grayeyes asked why the resolution was being presented. Attorney Laws said that companies challenge their assessed value each year. The state and counties are then responsible for defending the assessed value. Using legal services saves the county money by paying a small percentage for legal services instead of a higher amount of money in tax reimbursement to the appealing company. Commissioner Grayeyes 2nd the motion. Voting in favor was unanimous.

- e. Approval of the 2020 Primary Election Canvass - John David Nielson, SJC Clerk
John David reviewed with the commission, the results of the 2020 Republican Primary Election, including how many votes each candidate received. He also informed the commission how many ballots were rejected due to no signature, mismatched signature, ballots returned late through the mail, and provisional ballots. A motion to accept the election results was made by Commissioner Adams and 2nd by Commissioner Grayeyes. Voting in favor was unanimous.

- f. Consideration of an Agreement with Lyn Loyd Creswell and San Juan County for services as an appointed Administrative Law Judge for the County - Walter Bird, SJC HR Director

Walter presented a proposed agreement between Lyn Loyd Creswell and the county for administrative law judge services. Walter explained that the county needs someone to hear employee grievances and land use disputes. He also said that Mr. Creswell has over 35 yrs experience and has previously provided his services to the county. Walter said that the county

would pay Mr Creswell at a rate of \$100/hr for his services as services would be provided. A motion to approve the agreement was made by Commissioner Adams and 2nd by Commissioner Grayeyes.

g. Consideration of an agreement with the Utah Department of Heritage and Arts, Utah State Library Division and San Juan County Library System for the purchase of digital content in OverDrive - Nicole Perkins, SJC Library Director
Nicole presented a contract, for approval, with the Utah Department of Heritage and Arts, Utah State Library Division. She explained that the library would provide funds from their collections to be a part of the program. She also suggested that the county choose an option in the contract that would allow them to make a decision on what books are being purchased by the county and also allow the county to have more content for the library. A motion to approve the agreement was made by Commissioner Adams and 2nd by Commissioner Grayeyes. Voting in favor was unanimous.

h. Resolution and an Agreement with the San Juan School District and the San Juan County Library Services for Library Services at Navajo Mountain - Nicole Perkins, SJC Library Director

A RESOLUTION ENTERING INTO AN INTERLOCAL AGREEMENT WITH THE SAN JUAN SCHOOL DISTRICT AND SAN JUAN COUNTY LIBRARY FOR LIBRARY SERVICES AT THE NAVAJO MOUNTAIN HIGH SCHOOL

Nicole presented a resolution, for approval, between the county and San Juan School District to give Navajo Mountain increased access to the school library after hours. A dollar amount given to the school district by the county would pay for a librarian during those hours. A motion to approve the agreement was made by Commissioner Adams and 2nd by Commissioner Grayeyes. Voting in favor was unanimous.

i. Resolution and an Agreement with the San Juan School District and the San Juan County Library Services for Library Services at Monument Valley - Nicole Perkins, SJC Library Director

A RESOLUTION ENTERING INTO AN INTERLOCAL AGREEMENT WITH THE SAN JUAN SCHOOL DISTRICT AND SAN JUAN COUNTY LIBRARY FOR LIBRARY SERVICES AT THE MONUMENT VALLEY HIGH SCHOOL

Nicole presented the same resolution, which was previously discussed, for the Monument Valley community. A motion to approve the contract was made by Commissioner Grayeyes and 2nd by Commissioner Adams. Voting in favor was unanimous.

j. Consideration of the Cal Black Airport Design Contract with Jviation - Mack McDonald, SJC Administrator

Mack presented an amendment to the Cal Black Airport Design contract with Jviation. He explained that the amended contract allows Jviation to be the Design and Engineer as well as

the Consultant on the project. Mack stated that the project is for the design and rehabilitation of the lighting replacement at the airport and the amount of the contract is \$582,762.66. He also explained that the project would be funded through a grant by the FAA. A motion to approve the amended contract was made by Commissioner Adams and 2nd by Commissioner Grayeyes. Voting in favor was unanimous.

- k. Consideration of a Resolution Condemning Racism and Supporting Civil Rights for All - Mack McDonald, SJC Administrator

RESOLUTION CONDEMNING RACISM AND SUPPORTING CIVIL RIGHTS FOR ALL

Mack presented a resolution condemning racism and supporting Civil Rights. Mack read the resolution into the record. A motion to approve the resolution was made by Commissioner Grayeyes and 2nd by Commissioner Adams. Commissioner Maryboy made comments regarding Utah Highway Patrol. Voting in favor was unanimous.

6. Commission Report

Commissioner Adams - Commissioner Adams reminded the other commissioners that the San Juan County Fair will run from Aug 3rd thru Aug 8th. He also reported that he will attend a virtual CIB meeting on Aug 6th.

Commissioner Grayeyes - Commissioner Grayeyes reported attending the 7 County Coalition meeting in Richfield. In the meeting he and Hank Stevens discussed a road between Oljato and Navajo Mountain. He also stated that local chapter and planning meetings are being coordinated.

Commissioner Maryboy - Commissioner Maryboy reported on meetings with the Navajo Utah Commission where road conditions and schools were discussed. He explained that the majority of Utah Navajos are not in favor of having their kids return to school. He also mentioned that at the Aneth Chapter meeting there was concern over roads.

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

Meeting adjourned at 12:54 p.m.