

San Juan County Work Meeting
Administration Building - Commission Room
Agenda
March 19, 2019

Present: Willie Grayeyes - Commission Vice Chairman
Bruce Adams - Commissioner
Kelly Pehrson - CAO
John David Nielson - Clerk

Absent: Kenneth Maryboy - Commission Chairman

Attendees: Tara Benally, Nick Sandberg, Bob Turri, Wendy Black, Kaaron Jorgen, Alan Nauman, Linda Jim, Joy Howell, Maryleen Tahy, Dan Nakai, Paige Wray, Reagan Wytsalucy, Natalie Randall, Brian Torgerson, Retta Hall, Kirk Benge, Susan Smith, Gilbert Sombrero, Zak Podmore, Richard Kiff, Steve Pehrson

Kaaron Jorgen - CCP Update

Kaaron updated the commission on what the CCP does and how they want to help the county. She also invited the commissioners to the upcoming CCP meetings.

Paige Wray - USU Extension

Paige came to the commission to give an update on USU Extension. Paige mentioned that she is the new county director for USU Extension. She also introduced Reagan Wytsalucy as the new ag, natural resources contact. Reagan talked to the commission on her role with USU Extension and her continuing education.

Natalie Randall - SJC Economic Development

Natalie informed the commission on a meeting with UETN, the Enterprise Zone which was previously discussed, a visit from Congressman Curtis. She also gave an overall update of her office and discussed some of the things that are being worked on including broadband.

Nick Sandberg - SJC Planning

Nick gave an update on the Forest Plan and talked about a scoping period. He also talked about the Bears Ears plan, a protest period, and an advisory committee

**San Juan County Commission Meeting
Administration Building - Commission Room
Agenda
March 19, 2019**

Present: Kenneth Maryboy, Commission Chairman
Willie Grayeyes - Commission Vice Chairman
Bruce Adams - Commissioner
Kelly Pehrson - CAO
John David Nielson - Clerk

Attendees: Tara Benally, Nick Sandberg, Bob Turri, Wendy Black, Alan Nauman, Linda Jim, Maryleen Tahy, Dan Nakai, Natalie Randall, Bryan Torgerson, Retta Hall, Kirk Benge, Susan Smith, Gilbert Sombrero, Zak Podmore, Richard Kiff, Steve Pehrson, Elyce Pehrson, Josh Ewing, Walter Bird, Jason Torgerson, Mark Vlastic, Harry Johnson, Burton Black, Carol Van Steeter, Carolyn Dailey, Kim Palmer, Scoot Flannery, Nicole Haliday

A motion to approve the March 5, 2019 minutes was made by Commissioner Grayeyes and 2nd by Commissioner Adams. Voting was unanimous.

Citizen Comments:

Sarah Fields - San Juan County resident

Sarah mentioned that the documents subject to the proposed action were not made available before the meeting.

Jeff Mattson - Pack Creek resident

Jeff commented on the removal of the dark skies aspect from the proposed zoning ordinance in Spanish Valley. He asked the commission to direct the Planning and Zoning Commission to add the dark skies part of the ordinance back into the ordinance document.

Bill Love - Pack Creek resident

Bill requested that the Spanish Valley Water Board be changed from an appointed board to an elected board.

Patrick Baril - Spanish Valley resident

Patrick stated that there was a lack of communication and that individuals he is representing don't know what is going on with development in Spanish Valley.

Steve Pehrson -

Steve asked what the county's position is concerning the removal of the road signs on the reservation roads and what the county is going to do about it as well as keeping the roads maintained.

Josh Ewing - Executive Director for Friends of Cedar Mesa

Josh presented a resolution and letter from different organizations challenging the recent lease sales by the BLM. He stated that he is opposed to the proposed county resolution supporting the lease sales because it sends the message that oil and gas money are more important than Native American heritage.

Elise Erler - SITLA

Elise mentioned that SITLA has worked hard with county staff on the proposed subdivision ordinance in Spanish Valley and the proposed PC zone plan and supports the passing of the ordinance and the PC zone plan.

Mark Vlastic - Landmark Design

Mark explained that Landmark Design has worked for a year and a half to develop the proposed ordinance and the PC zone plan. He explained that the public has been thoroughly vetted throughout the process and asked the commission to support the proposed ordinance and PC zone plan. He also explained that the removal of the night sky ordinance was removed by the Planning and Zoning Commission, but that it could be reconsidered as another ordinance at a later time.

Harry Johnson - McCracken Mesa resident

Harry stated that he is concerned about the oil exploration along the border of the reservation and asked for more details and communication about what type of exploration would take place.

Bryan Torgerson - SITLA and Monticello resident

Brian explained that the proposed ordinance has been through many public hearings and received lots of public comments. He also explained that it is hard to stop growth and that the best thing to do is to organize growth in a responsible way that minimizes impacts to everyone and the environment and that the proposed ordinances allow for this to happen. Brian also explained that the current Planning & Zoning ordinances are outdated and should be updated.

Carolyn Dailey - Pack Creek resident

Carolyn explained that she is opposed to the planned development in Spanish Valley. She felt that nobody from Pack Creek was considered during the planning process. She encouraged the commission to spend money to help build schools and bring electricity to the homes on the reservation.

Public Hearing:

A motion to go into public hearing was made by Commissioner Grayeyes and 2nd by Commissioner Adams. Voting was unanimous.

Walter Bird gave an overview of a proposed business license ordinance and talked about how it was created. Commissioner Adams questioned part of the ordinance that requires certain businesses to submit an application for a license without being required to have a license,

including those who live on the reservation. Walter explained that the county would like to be informed as to who is doing business and where. He also explained that the ordinance could be modified to include the commissioners' suggestions which was followed by a brief discussion and it was suggested that the proposed ordinance be modified.

Bill Love - Spanish Valley resident

Bill requested that the proposed ordinance be put on the website for review prior to it being passed. He also stated that knowing who the businesses are would help collect more TRT money.

Sarah Fields - San Juan County resident

Sarah suggested a process to allow for businesses to inform the county of their business and identity.

Carol Van Steeter - San Juan County resident

Carol suggested that the ordinance is much too broad and hoped that there could be another way to solve the issue of requiring business licenses.

Maryleen Tahy - San Juan County resident

Maryleen commented that some citizens on the reservation might not understand the ordinance without being educated to its purpose.

Burton Black - Monticello resident

Burton mentioned that taxation of businesses begins with registration.

A motion to leave public hearing was made by Commissioner Grayeyes and 2nd by Commissioner Adams. Voting was unanimous.

A motion to table the ordinance until further information could be gathered was made by Commissioner Grayeyes. Commissioner Adams 2nd the motion so that public comment could be taken into consideration before the ordinance is passed. Voting was unanimous.

Public Hearing:

A motion to go into public hearing was made by Commissioner Adams and 2nd by Commissioner Grayeyes. Voting was unanimous.

Commissioner Maryboy introduced the topic and opened the hearing up to public comment.

Bill Love - San Juan County resident

Bill stated that the plan in Spanish Valley needs to be coordinated with Grand County. Bill also talked about the need to conserve and use water wisely.

Sarah Fields - San Juan County resident

Sarah asked that the proposed resolution be tabled until all citizens in the county have the opportunity to review it before it is passed. She also talked about the amount of dust that could be created.

Jeff Mattson - Pack Creek resident

Jeff asked the commission to take dark skies into consideration before passing the resolution.

Elise Erler - SITLA

Elisa stated that the structure of the ordinances presented are meant to provide structure for orderly development over the long term. She also commented on smart water use which is another aspect of the proposed ordinance and a dark skies ordinance that will be imposed on SITLA property.

Bryan Torgerson - SITLA and San Juan County resident

Brian stated that ordinances and land planning are usually reevaluated and updated every 10 years and that it has been more than 20 years since the Spanish Valley area has been reevaluated.

Susan Burley - San Juan County resident

Susan asked about due diligence being done on several different factors including archeological clearances during the planning process.

Carolyn Dailey - Pack Creek resident

Carolyn asked that the presented resolutions be tabled so that more community input could be considered.

Kelly Pehrson - San Juan County Administrator and San Juan County resident

Kelly mentioned that there have been many public hearings and many opportunities for the community to be involved and provide input on the process that created the proposed ordinances.

Connie Witt - Pack Creek resident

Connie explained that she would like to be more involved in attending meetings

Mark Vlasic - Landmark Design

Mark gave a slide show presentation explaining the process on how the county subdivision ordinance came about. After the presentation there was a discussion regarding some of the areas in Spanish Valley affected by the ordinance.

A motion to leave public hearing was made by Commissioner Adams and 2nd by Commissioner Grayeyes. Voting was unanimous.

A motion to approve the amended Spanish Valley subdivision ordinance was made by Commissioner Adams. The motion died due to the lack of a 2nd to the motion.

Commissioner Grayeyes explained that he chose not to 2nd the motion because some residents weren't included in the planning and because the voice of the people was not heard. He also stated that the Planning and Zoning Commission should be directed to go over the planning process again. Walter Bird explained that the Planning Commission has done its due diligence in planning out the ordinance. Commissioner Maryboy suggested that another public hearing to allow for further comments on the proposed ordinance.

Natalie Randall - SJC Economic Development

Natalie asked the commission for approval to purchase short term rental software which had previously been discussed. A motion to approve the purchase request was made by Commissioner Adams and 2nd by Commissioner Grayeyes. Voting was unanimous.

John David Nielson

John David asked the commissioner for approval of the beer license at Hite Marina that was discussed in a previous work meeting. A motion to approve the beer license was made by Commissioner Grayeyes and 2nd by Commissioner Adams. Voting was unanimous.

Walter Bird - SJC Personal

Walter requested that the commission ratify the hiring of Sam Pittman to fill a labor position at the landfill. A motion to approve the hire was made by Commissioner Grayeyes and 2nd by Commissioner Adams. Voting was unanimous.

Bruce Adams - SJC

Kelly Pehrson read the resolution listed below for consideration by the commission.

**RESOLUTION SUPPORTING THE LEASING OF OIL AND GAS RESOURCES ON BUREAU OF LAND
MANAGEMENT ADMINISTERED LEASES IN SAN JUAN COUNTY, UTAH, IN THE MARCH 20, 2018 LEASE
SALE.**

Commissioner Adams explained that the resolution is a supporting document of lease sales that have already occurred.

A motion to adopt the resolution was made by Commissioner Adams. The motion died for lack of a 2nd.

Commissioner Grayeyes explained that he did not 2nd the motion because the lease sales have already happened.

Kenneth Maryboy - SJC Commissioner

Kelly Pehrson read the resolution listed below for consideration by the commission.

RESOLUTION DIRECTING THAT THE COUNTY ADMINISTRATOR COMPILE A PACKET OF SUPPORTING DOCUMENTS, REPORTS, DATA, AND/OR OTHER INFORMATION FOR EACH AGENDA ITEM AND INCLUDE THIS PACKET OF INFORMATION WITH EACH COMMISSION MEETING AGENDA AND POST SAME ONLINE PRIOR TO THE COMMISSION MEETING WHERE IT WILL BE CONSIDERED.

Commissioner Maryboy passed the chair to Commissioner Adams.

A motion to pass the resolution was made by Commissioner Maryboy and 2nd by Commissioner Grayeyes. Commissioners Maryboy and Grayeyes voted in favor of the resolution and Commissioner Adams voted against it.

Commission Reports -

Commissioner Adams - Commissioner Adams reported that Congressman Curtis will be in San Juan County. He will also attend the AOG meeting on March 28th.

Commissioner Grayeyes - Commissioner Grayeyes expressed concern over the county's land use plan and wondered why areas on the reservation are being excluded. He hoped that it could be updated to include areas on the reservation.

Commissioner Maryboy - Commissioner Maryboy expressed appreciation to county personnel for the help in looking for the missing child in Aneth. He also thanked UNHS for their support

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