

**SAN JUAN COUNTY COMMISSION MEETING**  
**December 9, 2013**

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 (By Telephone)  
                  Kenneth Maryboy, Vice Chairman  
                  Phil Lyman, Commissioner  
                  Kelly Pehrson, Chief Administrative Officer  
                  Norman L. Johnson, County Clerk /Auditor

Attendees: Monte Wells, Tammy Gallegos, Walter Bird, James Francom, Lynn Laws, Rick Bailey, Rick Eldredge, Howard Randall, Alan Freestone, Jon Haderlie, Randy Day, Mark Maryboy, Leonard Lee, Daniel Fleming

Commissioner Kenneth Maryboy chaired the meeting.

The Minutes of November 25, 2013 and the December 2, 2013 public hearing were approved on a motion of Commissioner Lyman and seconded by Commissioner Adams. Voting was unanimous.

Daniel Fleming – Mexican Hat SSD

Danny, Manager of the Mexican Hat SSD, presented the current budget and financial situation to the commission. If the current budget is adopted their rates will go sky high and they are seeking county relief. Various options were discussed but nothing was decided. The District's budget hearing is set for tomorrow at 6:00 PM.

Randy Day – Private Developer

Randy presented the current water and waste water situation in Spanish Valley. There is a lack of communication and cooperation with the entities of Grand County. Randy, who is a private developer, is requesting assistance to bringing the various players together to see what can be done to have access to the water services already in place. There was a brief discussion about a boundary change or finding a way to create an inter-local agreement. Kelly will set up a work meeting on the problem as soon as is possible.

Rick Eldredge – SJC Sheriff

Sheriff Rick Eldredge and Chief Deputy Alan Freestone presented a proposal to accept a contract for 6 additional inmates from the State. The county will create a sex therapy program for 64 inmates instead of the 32 now enrolled. The State will pay an additional \$3.85 per day for all the program inmates above the current rate of \$46.85. The county will receive \$192,537.50 per year for the 6 new inmates and the sex therapy program changes. The County will need to hire an additional therapist however; the old fixed amount contract of \$68,000 for therapy will be ended.

With all the changes there should be a \$12,537.50 cushion in the plan. After a discussion a motion was made by Commissioner Lyman and seconded by Commissioner Adams to move forward with the proposal. Voting was unanimous

Walter Bird – Deputy SJC Attorney

Walter presented the name of Mikaela Hunt as a part time librarian in Blanding at step 1 and Rhett Adair to be hired as a Corrections Officer at S/O grade and step 11. Following a brief discussion Commissioner Lyman made a motion to approve the hires and Commissioner Adams seconded. The vote was unanimous.

Lynn Laws – SJC Road Superintendent

Lynn presented two purchase requests from the B-road Fund. The first is for a 16' medium duty tilt trailer to be used by the road patch crew. The purchase is from D & D Sales. A motion to approve the purchase was made by Commissioner Lyman and seconded by Commissioner Adams. Voting was unanimous. The second bid item is for a Road Grader. Having reviewed all the bids and trade in offers Lynn recommended going with Wheeler Machinery for a Cat Grader. The price is \$195,305. The replaced blade will go to Navajo Mountain and the Navajo Mountain blade will come to the landfill. The landfill blade will be traded in with the landfill paying the value differential. Following further discussion a motion to approve the purchase was made by Commissioner Lyman and seconded by Commissioner Adams. Voting was unanimous.

Norman L. Johnson – SJC Clerk / Auditor

Norman introduced Jon Haderlie, Audit Manager for the Larson CPA firm. Jon reviewed in detail the 2012 Independent Auditor's Report on San Juan County for the year ending December 31, 2012. The county was again given an *unqualified opinion* on our financial statements and cash position. Jon reviewed the Management Letter for the same period and went over the "findings" with the commission. It was pointed out that Larson, CPA firm still does the closing entries and drafts the financial statements. Jon stated that the audit is late both to the State and the Federal Audit Clearinghouse, due to untimely information and a component units audit and that there was a minor error in reporting the first quarter building permits to the State. The Commission accepted the report and noted that changes have been made that will correct the late reporting situation. Jon was thanked for his service.

Kelly Pehrson – SJC CAO

Kelly asked about a commission decision and direction on the county's participation in the Bishop Lands Bill Initiative. There was considerable discussion from the commissioners and members of the public. The discussion centered on how we were to be involved and how we make sure there is input from all county citizens and the varied interest groups. Commissioner Maryboy turned the chair to Commissioner Adams and then made a motion that the county proceed to work with all parties including Dine' Bikeyah and others who have an interest in the lands bill. After continued discussion, on what "all" included, Commissioner Lyman Seconded the motion. Voting was unanimous and Commissioner Adams turned the chair back to

Commissioner Maryboy. Following the vote there were additional comments and discussion from Monte Wells, Commissioner Adams, Mark Maryboy, Leonard Lee, Von Hadenfield, Commissioner Lyman and Maryboy. The basic conclusion was that “all” the county resident interested parties should be allowed their input and not just those who had an interest in the county from the outside. It was recognized that the Native American point of view must be an important part of the focus.

Kelly advised the Commission that members of Congressman Chaffetz’s staff will be here on Thursday at 9:00 AM to meet with them.

#### Commission Reports:

Commissioner Adams – said he will be at CIB on Thursday and also meeting with UAC. He has been appointed to the committee to select a new Executive Director as Brent Gardner has announced his retirement.

Commissioner Lyman – should be in the area all week. He has met with the staff at USU and is excited with the effort made by Tim Chamberlain and some of the progress on the cultural issues of tourism. He has had a lot of citizen comment on the “Lands Bill”.

Commissioner Maryboy – said he will be in the area except for a trip to Albuquerque. He attended the Mexican Water Chapter meeting. Commissioner Maryboy raised the question about wood gathering in BLM clearing project areas. He was advised to check with the BLM.

#### Public Comments:

Howard Randall requested the Commission go into a Board of Equalization to hear a value change question.

At 12:25 AM Commissioner Lyman made a motion to go into a BOE. Commissioner Adams seconded. The vote was unanimous.

Howard presented a stipulated agreement with the Grayson Apartments, in Blanding, to set their 2013 value at \$1.5 million which is lower than the \$2.615 million previously assessed. Following a brief discussion a motion to ratify the stipulated agreement was made by Commissioner Lyman and seconded by Commissioner Adams. The vote was unanimous.

At 12:31 PM Commissioner Adams made a motion to come out of BOE and Commissioner Lyman seconded. Voting was unanimous.

Meeting Adjourned 12:33 PM