

SAN JUAN COUNTY COMMISSION MEETING
April 28, 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
 Phil Lyman, Commissioner
 Kelly Pehrson, Chief Administrative Officer
 Norman L. Johnson, County Clerk /Auditor

Absent: Kenneth Maryboy, Vice Chairman

Attendees: Monte Wells, Rick Eldredge, Jerry McNeely, Marilyn Boynton, Nick Sandberg, Bob Turri, Tammy Gallegos, David Boyle, David Gallegos, Tammy Gallegos, Lynn Laws, David Bronson, Crystal Holt, Charles Delorme, Rick Reeb, Greg Westfall

The minutes of April 14, 2014 were approved on a motion by Commissioner Lyman and seconded by Commissioner Adams. Voting was unanimous.

Crystal Holt - SJC Personnel Office

Crystal made a request of the Commission to ratify the hiring of Holly Fellmeth as a part time librarian in Monticello and approve the hiring of Beth Wilcox as a part time Senior Center Aid in LaSal. Commissioner Lyman made a motion to approve both position requests. The motion was seconded by Commissioner Adams. Voting was unanimous.

Commissioner Phil Lyman – Recapture Trail

Commissioner Lyman presented a verbal resolution and made a motion to have the County withdraw its Title 5 Right of Way application from the BLM in Recapture Canyon. There was no second to the motion. Commissioner Lyman and Commissioner Adams then discussed at length the frustration with the BLM over the Recapture Trail and their delay processes. This delay includes the lack of having followed up on previously approved written and verbal “intent to resolve” letters and comments by former local managers and staff. Commissioner Adams said he could support a resolution provided it stated the county’s intent to pursue all legal courses of action, but not the Title 5 withdrawal, and proposed that as a substitute motion. There was not a second. Commissioner Lyman said “we are going down the trail on May 10th” to protest the delay by the BLM to act. Commissioner Adams said he will not be riding the trail, even though he understands and agrees with the frustration expressed by Commissioner Lyman. Following continued discussion Commissioner Adams proposed a motion to work with our attorneys on a resolution, without the withdrawal of the Title 5 request, wherein all legal remedies are pursued against the BLM to get some action on both the current Right of Way Applications of Recapture and Indian Creek. Commissioner Lyman seconded that motion but it was not brought to a vote. It is the hope of the Commission and the County Sheriff that the “ride” on May 10th will not turn into a circus but be viewed as a serious and real attempt to take back our local heritage.

Norman L. Johnson – SJC Clerk / Auditor

Norman provided the Commission with a copy of the May 22nd Tax Sale Public Notice. He advised the Commissioners that he had negotiated payment agreements with three property owners: E & K's Hole N' the Rock Inc.; Mitchell & Kurt Shumway; Marry and Eddie Toledo. Norman presented a request from the Cottonwood Steak House Inc. for a Single event Beer Permit. They will be serving at the Pecos Conference on August 7th and 9th near Dry Wash. The event has been approved by the US Forrest Service. Commissioner Lyman made a motion to approve the permit. The motion was seconded by Commissioner Adams. Voting was unanimous.

Norman presented, for approval, a renewal Class D Beer License application from Andrea J. Martin for the Comb Ridge Coffee LLC in Bluff. Following a brief discussion a motion to approve the license, provided the County Sheriff agrees, was made by Commissioner Lyman and seconded by Commissioner Adams. Voting was unanimous.

An out of state travel request was made for James and Norman for the NACRC Annual Conference August 22 to 25 in Long Beach California. After a brief discussion Commissioner Lyman made a motion to approve the travel request. The motion was seconded by Commissioner Adams. Voting was unanimous.

Norman presented a contract with the Seventh District Juvenile Court for the 2014 SJC Fair. The contract is for maintenance and various other County Fair projects and is in the amount of \$2,000. After a brief discussion Commissioner Lyman made a motion to approve the contract. The motion was seconded by Commissioner Adams. Voting was unanimous.

Tammy Gallegos – SJC Aging Director

Tammy presented a Statewide Memorandum of Agreement for the Special Needs Registry. She explained that this is a voluntary registry and a closed data base. The information provided therein will only be used by SJC Emergency Services when the need arises. Commissioner Lyman made a motion to approve signing the agreement. The motion was seconded by Commissioner Adams. Voting was unanimous.

Kelly Pehrson – SJC CAO

Kelly presented an engineering agreement with Jones and DeMille for design work on the storm damaged 3 Step and White Rocks roads. After discussion about what work Creamer and Noble had already done the item was tabled for further review.

Kelly was joined by David Gallegos to present bids for a replacement water tanker which was wrecked last year. The insurance has reimbursed the County \$45,000. The cost for 2 new tanks will be \$26,000 from Holland Equipment Company. The new tanks will be installed on the County's existing, State Surplus trucks. Following a discussion a motion to approve the purchase of the tanks was made by Commissioner Lyman and seconded by Commissioner

Adams. Voting was unanimous.

Kelly presented a request to sign the Grant Application for \$40,000 for EMPG from the State of Utah. The grant is to cover EMS salaries and is a 50% matching grant. Commissioner Lyman made a motion to approve signing the Grant. The motion was seconded by Commissioner Adams. Voting was unanimous.

Kelly presented the Cooperative Agreement, from the State, needed for SPEAR to build the equipment shed on County property near the Fair Grounds. Commissioner Lyman made a motion to approve SPEAR building the Shed as proposed. The motion was seconded by Commissioner Adams and voting was unanimous.

One Building Permit was presented, by Kelly, for Gerald Wareham to build a residence in LaSal. Commissioner Lyman made a motion to approve the permit provided all appropriate signatures are place. The motion was seconded by Commissioner Adams. Voting was unanimous.

Kelly requested an out of state travel, for Nick Sandberg to attend a Sage Grouse meeting in Grand Junction that will require an overnight stay. A motion to approve the travel was made by Commissioner Lyman and seconded by Commissioner Adams. Voting was unanimous.

Jerry McNeely – SJC Liaison

Jerry handed out a notice from the BLM about the Master Leasing Open House on May 14. He also provided an agreement, for signature, on the gravel to be provided by SITLA for the Highway 191 project in Spanish Valley. There was discussion about the County's commitment and involvement in the project with UDOT and Mr. Day, the developer. The County will not provide a cash match to the project. Jerry also reported on his contacts and activities of the week with the various agencies. Commissioner Lyman made a motion to authorize the Chairman to sign the SITLA letter. The motion was seconded by Commissioner Adams. Voting was unanimous.

Nick Sandberg – SJC Planner

Nick said the BLM coordinating meeting is this afternoon and the Lands Committee will meet tomorrow. He discussed the Sage Grouse meeting to be held in Grand Junction and said they hope to finalize some ideas for action showing Federal Fish and Wildlife what can be done locally to protect the species. Commissioner Adams said the new "Farm Bill" provides for term conservation easements for local agricultural land owners.

Commission Reports:

Commissioner Lyman – wants to look into using an RMPP process for some of the river front land in Bluff. He mentioned the Federal Judges Salt Creek decision in favor of the NPS and said he had talked with Jim Lyman about his caretaker position in Canyonlands in 1967 & 1968. Commissioner Lyman said he will attend the Lands team meeting tomorrow and a heritage council meeting this week also. Commissioner Lyman indicated he may want to attend WIR in

May and NACo in July.

Commissioner Adams – was in price last Thursday for an “Envision Utah” session then went to St George for the Joint Highway meeting on Friday and back to Salt Lake for the Republican Convention on Saturday. He discussed the upcoming tours to be made by Kathleen Clark and the Transportation District Board to San Juan County.

Public Comments: None

At 11:53 AM Commissioner Lyman made a motion to go into an executive session which was seconded by Commissioner Adams. Voting was unanimous

Exit Executive Session and adjourn 11:58 AM