

SAN JUAN COUNTY COMMISSION MEETING
October 13, 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, Clerk / Auditor

Absent: Kenneth Maryboy, Commission Vice Chairman

Attendees: Jerry McNeely, Marilyn Boynton, Nick Sandberg, Bailey Hedglin, Howard Randall,
Bob Turri, Rick Eldredge, Kay Shumway, Crystal Holt, Monte Wells, Susan DeLorme, Jim
Bethel, Charlie DeLorme, Walter Bird, Mark Maryboy

Commissioner Adams was sad to announce the passing of Evan Lowry this morning. He was a
long time resident of the area and worked for the County for many years. He will be missed by
everyone.

The minutes of September 22, 2014 were approved with a motion by Commissioner Lyman and
seconded by Commissioner Adams.

Jim Bethel, District Director – Utah Parks Council BSA

Mr. Bethel presented a Limited Edition print of the painting entitled the “*Sacred Fire*” to the
County Commission in recognition of their support of the Scouting Program. Both
Commissioner Adams and Lyman thanked Mr. Bethel and stated their personal support for the
BSA programs and the impact and good work they do with the youth of San Juan County. The
painting will be placed in an appropriate place in the Administration Building.

Crystal Holt - SJC Personnel

Crystal requested the Commission ratify the wage increase given to Benjamin Musselman step
140 to step 166 and the following new hires: Ann Hawkins, Blanding Senior Center, Sienna
Yoakam, Split Aid between Blanding and Monticello Senior Centers and Michaela Gallegos,
Clerks Office. A motion to ratify the requests was made by Commissioner Lyman and seconded
by Commissioner Adams.

Crystal presented the following: **RESOLUTION 2014-05**

**RESOLUTION OF APPOINTMENT OF A SAN JUAN COUNTY REPRESENTATIVE
AND AN ALTERNATE REPRESENTATIVE FOR THE UTAH COUNTIES
INDEMNITY POOL ANNUAL MEMBERSHIP MEETING.** (The entire body of the
resolution is made a part of the minutes.)

Following a very brief discussion a motion was made by Commissioner Lyman and seconded by Commissioner Adams to approve the resolution.

Rick Eldredge – SJC Sheriff

Sheriff Eldredge presented a request to use a \$7,500 grant from JAG-Justice Assistance Program of the State of Utah to purchase 9 sets of tires for his truck fleet. The tires will be stored at the road department until they are needed. Following a brief discussion a motion was made by Commissioner Lyman and seconded by Commissioner Adams to approve the purchase request.

Susan DeLorme – SJC Victim’s Advocate

Susan presented the 6th contract that she has worked with, for a state grant concerning the County Victim’s Advocate program. Sheriff Eldredge made a public comment on Susan’s ability and value to SJC and those with whom she works. Following a brief discussion a motion was made by Commissioner Lyman and seconded by Commissioner Adams to approve the contract.

Kelly Pehrson – SJC CAO

Kelly requested the commission ratify the building permits submitted in the last work meeting:

- Gleeson’s Mobile Homes – Manufactured Residence – Blanding
- Deuane Stewart - Garage / shed – Spanish Valley
- Brian Barrell – Storage – Monticello
- Brian Ballard – Cabins – Spanish Valley
- Thomas Williams - Shop / Storage – Spanish Valley
- Craig Simpson – Manufactured Home – Blanding
- Four Corners School – Education Building – Monticello

A motion was made by Commissioner Lyman and seconded by Commissioner Adams to ratify the approval of building permits, from the last meeting, provided all appropriate signatures and payments are in place.

Kelly presented a resolution pertaining to the six county infrastructure coalitions:

Resolution 2014-06

**SAN JUAN COUNTY, UTAH
RESOLUTION APPOINTING REPRESENTATIVE TO BOARD OF THE
SIX COUNTY INFRASTRUCTURE COALITION
OCTOBER 13, 2014**

**A RESOLUTION APPOINTING REPRESENTATIVE TO BOARD OF THE
SIX COUNTY INFRASTRUCTURE COALITION; AND RELATED
MATTERS**

WHEREAS, the Legislative Body of San Juan County, Utah has approved the County's membership in the SIX COUNTY INFRASTRUCTURE COALITION (the "Coalition"), an Interlocal Entity, as described in the Utah Interlocal Cooperation Act, Title 11, Chapter 13, Utah Code Annotated 1953, as amended (the "Act"); and

WHEREAS, the County is entitled to appoint an elected official from within the County as the County's representative on the Governing Board of the Coalition and the County desires to make such appointment:

NOW THEREFORE, BE IT RESOLVED by the Legislative Body of San Juan County, Utah as follows:

1. The County hereby appoints Commissioner Bruce Adams as its representative on the Governing Board of the Coalition and the County acknowledges that said representative has acted on the County's behalf and with the County's knowledge with respect to the Coalition and therefore the County further ratifies any and all actions that said representative has or may have previously taken with respect to the Coalition, as if said representative had already received this formal appointment.

2. The Legislative Body further directs the County Clerk to complete the record of proceedings attached hereto.

3. All resolutions or parts thereof in conflict herewith are, to the extent of such conflict, hereby repealed and this Resolution shall be in full force and effect immediately upon its approval and adoption.

ADOPTED, APPROVED, and ORDERED by majority vote at a duly called meeting of the Legislative Body of San Juan County, Utah this _____, 2014.

SAN JUAN COUNTY, UTAH

By: _____

Chair

ATTEST:

County Clerk

(SEAL)

A discussion on the resolution was held and a motion to appoint Commissioner Adams as the co-chair of the Coalition was made by Commissioner Lyman and seconded by Commissioner Adams. Commissioner Adams passed the chair to Commissioner Lyman and then made a motion to have Commissioner Lyman sign the resolution and that motion was seconded by Commissioner Lyman who then passed the chair back to Commissioner Adams.

Kelly with assistance from Bailey Hedglin presented a request to accept the recommendation of the Tourism Advisory Board to give a \$2,000 grant to the San Juan County Chamber of

Commerce to assist in the publication of “*101 Ways to Experience San Juan County*”. It is anticipated both Blanding and Monticello will assist with the publication. The guide has been highly successful. A motion was made by Commissioner Lyman and seconded by Commissioner Adams to approve the \$2,000 grant.

Kelly requested the Commission ratify their decision to participate in the USGS water study of Spanish Valley. It was discussed that the County would participate in the amount of \$10,000 per year for three years and the Spanish Valley SSD would provide \$2,000 per year. As the SVSSD does not have funding, the County will also pay their share of the cost. A motion to approve the participation and the \$12,000 per year expenditure was made by Commissioner Lyman and seconded by Commissioner Adams.

Kelly provided the Commission with a draft of a contract for the Southern Liaison position. There was discussion concerning creating the position. Commissioner Lyman stated that Mark Maryboy is unquestionably qualified to fill the position but with his being on the board of Dine Bikeyah he is having second thoughts about the timing. Commissioner Adams stated he has had messages from the Aneth Chapter and others regarding the creation of the position. It was determined we need to, “let a few things play out”, before moving forward; however, it was agreed Mark should be compensated for the time he has already spent in that role.

The letter to the Southeastern Utah Health District indicating the County’s intent to withdraw on December 31st was presented for ratification and discussion. In the next 90 days we will have to appoint a Board, hire a Director and put together a complete plan of action. A budget will need to be developed for 2015. Staff will need to look at the possible income available. Dave Cunningham and other Board members of the SEUHD will be invited to the next commission meeting. A motion was made by Commissioner Lyman and Seconded by Commissioner Adams that the letter of “Intent to Withdraw” from the Southeastern Utah Health District be ratified.

Kelly presented an invoice for the purchase of the 2nd fire truck to be purchased with NRF grants as previously discussed. A motion was made by Commissioner Lyman and seconded by Commissioner Adams to ratify the purchase as discussed in previous meetings.

Kelly reviewed the procedures and information pertaining to the Gypsum Creek Bridge. There were nine contractors at the walk thru but only 5 who bid on the project. It was determined by the engineers that the box culverts would be best built off site and hauled to the location and their engineers estimate was \$776,354. Jackson Excavating from Bicknell was the apparent low bid at \$764,362. A motion to award the bid to Jackson Excavating was made by Commissioner Lyman and seconded by Commissioner Adams.

Commissioner Lyman requested an explanation on the recent Cattle Guard bidding procedures relating to the delivery location and fee. It was indicated that the 2nd bidder was contacted regarding the Monticello road shed delivery fee that was included in his bid. Kelly indicated he said he had included \$1,100 which would still leave him in 2nd place by a sizeable margin. All the bidders were contacted concerning the delivery fee included in their bids to see if it would change the outcome.

Jerry McNeely – SJC Liaison

Jerry reported on his meetings with the BLM and said there are seismic projects with applications for drilling and that the Indian Creek ATV Trail is out for public comment. He said the BLM stated that the K2O permits will expire early next year if there is not some progress made by them. The USFS issued a FONSI for the LaSal Mining area and they had a meeting on the endangered fish situation. He discussed the Jacobs Ladder ATV Trail with the USFS. Jerry said SITLA felt good about their meeting with the Commission and are working on the various trail “neck down” areas. He also said they were pleased with the work the commission has done on the Lands Plan and mentioned they have a 3D seismic project about 3 miles up the Steen Road. Jerry gave an updated report on the county roads and the Service District water project.

Nick Sandberg – SJC Planner

Nick attended a meeting of the Lands Council and showed them the maps to be used in the Public Hearings and encouraged their attendance. He discussed the upcoming hearings, who might attend and what should be said. There may be some OP ED’s about the project. Monty Wells has designed the mailer and it will be sent out soon. Nick discussed last week’s meeting with Dine Bikeyah and said the Navajo Nation was interested in the energy zone maps and wanted to look at them.

Nick requested the Commission take an official position on the letter dated October 13 to Lance Porter of the BLM concerning the Recapture Closure. Following a discussion a motion was made by Commissioner Lyman and seconded by Commissioner Adams to sign and send the letter to Mr. Porter.

Commission Reports:

Commissioner Adams – mentioned the possibility of following the City of Blanding’s lead and having a contract for the County Administrator as they do with their City Administrator. Kelly will work on a draft contract. Commissioner Adams said he will be out of the area most of the week and will not be in telephone range most of the time. He will be here next Monday.

Commissioner Lyman – attended the Lands meeting and could feel some tension starting to build. He attended a recent meeting of the Heritage Council and requested approval of a 3 year extension on the contract with the Utah Heritage Council. A motion to approve the contract extension was made by Commissioner Lyman and seconded by Commissioner Adams. Commissioner Lyman asked if there was a Cultural Resource Plan for the County. No one knew of one. Commissioner Lyman said that San Juan Counseling selected Tammy Squires as the new Director replacing Jed Lyman. Commissioner Lyman will be going to SLC tomorrow to meet on various road issues with Shawn Ryes. He noted that he has seen the new BLM Travel Map and there seem to be several trails missing from this map as compared to past maps. Nick will check into it.

Public Comments:

Kay Shumway, resident of Blanding, commented on his recent experience hiking thru Recapture Canyon. He said there are many wonderful Anasazi Ruins which can only be seen from the canyon floor and it should be open to the tourists who can see them from a motorized vehicle. We are missing out on a great wealth of opportunity to promote the area. Kay suggested that the County should fight for the canyon and encouraged the County to file a lawsuit. Commissioner Adams responded that he directed the County Attorney to begin filing a lawsuit last week.

Marilyn Boynton, a resident of Blanding, said she would like to work on and see more pressure put on the BLM to resolve the tailings issue at the copper mine. Marilyn was advised that any efforts she made would be as a citizen, not as a representative of San Juan County.

12:05 PM - Meeting Adjourned