

**SANPETE COUNTY COMMISSION MEETING**

**April 21, 2009, 1:00 P.M.**

Sanpete County Courthouse, 160 North Main, Room 303, Manti, Utah

Present are: Commission Chair Claudia Jarrett, Commissioners Spencer Cox and Steve Frischknecht, County Attorney Ross Blackham, and County Clerk Sandy Neill. Present from the media is C.R. Truitt.

Meeting is called to order by Commission Chair Claudia Jarrett.

**CLAIMS**

Auditor Ilene Roth is present. Commissioner Cox makes a motion to approve payment of claims #319751 through #319868. Commissioner Frischknecht seconds the motion, and the motion passes.

**APPROVAL OF CREDIT CARDS AND CREDIT LIMITS FOR COMMISSIONER FRISCHKNECHT AND COMMISSIONER COX**

Motion is made by Commissioner Jarrett to approve the issuance of credit cards with a limit of \$2,000.00 each to Commissioner Frischknecht and Commissioner Cox. The motion is seconded by Commissioner Frischknecht, and the motion passes.

**APPROVAL TO PAY LOGAN SIMPSON DESIGN, INC FOR ADMINISTRATIVE DRAFT OF GENERAL PLAN**

Motion is made by Commissioner Cox to approve the payment of \$6,333.49 to Logan Simpson Design, Inc. for work done on the general plan. The motion is seconded by Commissioner Frischknecht, and the motion passes.

**APPROVAL OF BIDS FOR REMODEL OF OLD SHERIFF'S OFFICE**

Motion is made by Commissioner Frischknecht to award the bid to Valley Furniture for the re-carpeting of the new offices for the building inspector and the surrounding area at a cost of up to \$2,635.05. The motion is seconded by Commissioner Cox, and the motion passes.

Motion is made by Commissioner Frischknecht to award the bid to Neil Johnson to add walls and doors in the new offices for the building inspector, the surrounding area, and a storage room at a cost of \$4,376.18. The motion is seconded by Commissioner Cox, and the motion passes.

**APPROVAL FOR MANTI CITY TO USE FAIRGROUNDS FOR JULY 4<sup>TH</sup> FIREWORKS**

Motion is made by Commissioner Frischknecht to allow Manti City to use the fairgrounds at no cost on July 4<sup>th</sup> for their firework presentation. The motion is seconded by Commissioner Cox, and the motion passes.

**LEE HOLMSTEAD: DISCUSSION OF SKYLINE MOUNTAIN RESORT'S REQUEST TO BECOME A SUBDIVISION**

Lee Holmstead, Ken Bench, Max Henrie, Everitt Taylor and Joe Hanks are present. This resort was created about 35 years ago. There are currently 14 separate tax parcels. Parties have undivided deeds, and are assigned lots for their use. The purpose of creating this subdivision is to have deeds for each lot. This property was surveyed about 10 years ago to start the process of turning this into a subdivision. There were some overlaps that required resolving the property lines. They plan on having a common area in the middle of the subdivision, with the taxes to be paid by all of the owners. Discussion is held about how this common area could be used. An agreement was made between all the parties that the property owners would quit claim their undivided deeds over, and then each will take possession of their individual lot. This agreement came several zoning ordinances ago. A public hearing will be held with the planning commission when this is ready. Neighboring property owners will not need to be notified. The Commission will not require a per lot fee for this subdivision. Motion is made by Commissioner Cox to charge a \$500.00 fee to cover costs, plus the recording fees. The motion is seconded by Commissioner Frischknecht, and the motion passes.

**APPROVAL OF 1 LOT SUBDIVISION FOR HAROLD SMITH**

Lee Holmstead and Harold Smith are present. Motion is made by Commissioner Cox to approve a 1 lot subdivision for Harold Smith on S 22293x, located one mile northwest of Mt Pleasant. The motion is seconded by Commissioner Frischknecht, and the motion passes.

**APPROVAL OF 4 LOT MINOR SUBDIVISION FOR DENNIS AND DEBRA WARD**

Lee Holmstead and Dennis and Debra Ward are present. A road easement has been granted, but the road wasn't completed when Steve Keller checked. The portion of the road that is owned by the Wards is graveled, but the portion that required an easement from SITLA is just graded. The county requires that the road be graveled before a subdivision is approved. The approval is tabled until the road is graveled.

**BURNS BROTHERS RANCH RV RESORT: APPROVAL OF MASS GATHERING PERMIT**

Christine Hedstrom and Kimball Strickland are present. They are requesting a mass gathering permit for events on May 23-25th. They will be having music, a beer garden, barbeque and activities on Saturday. They will serve brunch, and have a goodbye ride on Monday. They will not be selling beer from the store while they are operating the beer garden on Saturday, and will not be selling or serving beer on Sunday. Motion is made by Commissioner Cox to grant a special event beer permit. The motion is seconded by Commissioner Frischknecht, and the motion passes. Motion is made by Commissioner Cox to approve the mass gathering permit subject to receipt of a letter from the health department and a letter from the ambulance association. The motion is seconded by Commissioner Frischknecht, and the motion passes.

**CENTRAL UTAH TELEPHONE: APPROVAL OF RIGHT-OF-WAY EASEMENT**

Steve Keller reviewed and approved this request. Motion is made by Commissioner Frischknecht to approve the right of way easement for Central Utah Telephone to install cable along Dairy Road off Highway132. The motion is seconded by Commissioner Jarrett, and the motion passes. Commissioner Cox abstains from voting due to a conflict of interest.

**STEVE KELLER: AUTHORIZATION TO ATTEND ROAD SCHOOL IN ST. GEORGE**

Motion is made by Commissioner Frischknecht to authorize Steve Keller to attend road school in St. George. The motion is seconded by Commissioner Cox, and the motion passes.

**APPROVAL OF RE-APPOINTMENT OF MONT LARSEN, LEWIS RASMUSSEN, MARK SORENSON, AND LANE SORENSON AS SANPETE COUNTY WEED BOARD MEMBERS**

Motion is made by Commissioner Frischknecht to re-appoint Mont Larsen, Lewis Rasmussen, Mark Sorenson, and Lane Sorenson as Sanpete County Weed Board Members to serve four year terms starting today. The motion is seconded by Commissioner Cox, and the motion passes.

**DAVID OR ROBIN BENTON REPRESENTING CLEAR CREEK TRUCKING: CLARIFICATION OF RESPONSIBILITY/LIABILITY FOR TELEPHONE WIRES SOUTH OF MANTI NEAR THE JAIL COMPLEX**

David Benton is present. Mr Benton states that one of his company's trucks was damaged when it hit telephone wires that crossed a county road that was in the process of being built. It happened months ago, and has still not been resolved. He states he has spoken with Steve Keller, a representative from Utah County Insurance Pool (UCIP), and Ilene Roth. The Commission asks for time to review this matter.

**KEN BENCH: APPROVAL OF THREE-YEAR STEP INCREASE FOR JOEL CHIDESTER**

Ken Bench is present. He explained that Joel Chidester is close to reaching his licensed appraiser status, so he is just requesting a three-year step increase at this time. Motion is made by Commissioner Cox to approve a step raise for Joel Chidester to \$16.13 per hour to become effective in the current pay period. The motion is seconded by Commissioner Frischknecht, and the motion passes.

**APPROVAL OF COOPERATION AGREEMENT DESIGNATING KEN BENCH AS A BOARD REPRESENTATIVE TO THE MULTICOUNTY APPRAISAL TRUST**

Motion is made by Commissioner Cox to approve the cooperation agreement designating Kenneth R Bench as a board representative to the Multicounty Appraisal Trust (MCAT). The motion is seconded by Commissioner Frischknecht, and the motion passes.

**EARTH STEWARDSHIP FOUNDATION DBA STEWARDSHIP RANCHES LLC: REQUEST FOR TAX EXEMPTION**

Curtis Hoffman, attorney for Earth Stewardship Foundation needed more time to prepare for this hearing, so they have waived the right to a hearing before May 1<sup>st</sup>. Motion is made by Commissioner Cox to table this hearing to May 5, 2009. The motion is seconded by Commissioner Frischknecht, and the motion passes.

**SHERIFF KEVIN HOLMAN: APPROVAL TO PAY VIEWGATE FOR VIDEO VISITATION; APPROVAL OF USDA MOUNTAIN PATROL CONTRACT WITH THE FOREST SERVICE; APPROVAL OF THE PROMOTION TO SERGEANT WITH 5 STEP INCREASES TO: TYLER DONALDSON, DALE CHRISTENSEN, AND ADAM FORMAN; APPROVAL TO OPEN 2 SERGEANT POSITIONS FOR THE JAIL**

Sheriff Kevin Holman and Sergeant Greg Peterson are present. Motion is made by Commissioner Cox to approve the final payment of \$21,458.38 to Viewgate for the video visitation equipment. The motion is seconded by Commissioner Frischknecht, and the motion passes.

A contract is signed with the Forest Service each year to perform mountain patrol in the county. Motion is made by Commissioner Cox to approve the USDA Mountain Patrol Contract with the Forest Service for \$3,236.00 for land patrol, and \$3,108.00 for equipment. The motion is seconded by Commissioner Frischknecht, and the motion passes.

Motion is made by Commissioner Frischknecht to approve promotions to sergeant with a 5 step increase (90 cents per hour) for Tyler Donaldson, Dale Christensen, and Adam Forman effective this current pay period subject to a twelve month probation period. The motion is seconded by Commissioner Cox, and the motion passes.

Motion is made by Commissioner Frischknecht to approve the opening of 2 sergeant positions for the jail. The motion is seconded by Commissioner Cox, and the motion passes.

**APPROVAL OF MINUTES**

Motion is made by Commissioner Frischknecht to approve the minutes from April 7 with minor corrections. The motion is seconded by Commissioner Cox, and the motion passes. Motion is made by Commissioner Frischknecht to approve the minutes from April 8 with no corrections. The motion is seconded by Commissioner Cox, and the motion passes.

**FLO MITCHELL: DISCUSSION OF GRASSHOPPERS AND SEPTIC TANK CONCERNS**

Flo Mitchell is not present.

Motion is made by Commissioner Cox to go into executive session to discuss pending litigation. The motion is seconded by Commissioner Frischknecht, and the motion passes.

**EXECUTIVE SESSION**

Motion is made by Commissioner Cox to go out of executive session. The motion is seconded by Commissioner Frischknecht, and the motion passes. No action was necessary due to this executive session.

Motion is made by Commissioner Cox to adjourn. The motion is seconded by Commissioner Frischknecht, and the motion passes.

The meeting is adjourned at 4:06 P.M.

ATTEST: Sandy Neill  
Sandy Neill  
Sanpete County Clerk

APPROVED: Claudia Jarrett  
Claudia Jarrett  
Commission Chair