Draft Minutes of the Meeting of the Daggett County Commission and the Daggett County Redevelopment Agency held on **Tuesday, February 27, 2024** in the Commission Chambers in the Daggett County Courthouse at 95 North 1st West in Manila, Utah and through electronic means. Commissioners Matt Tippets, Randy Asay and Jack Lytle attended in person. Attorney Kent Snider attended virtually. Auditor Keri Pallesen attended virtually and in person. Clerk Brian Raymond and Sheriff Erik Bailey attended in person. The meeting was called to order at 9:12 am by Commissioner Matt Tippets. The invocation was given by Commissioner Randy Asay. Commissioner Tippets then led those in attendance in the Pledge of Allegiance.

Present In Person: Peggy White, Billy West, Kirk Benge of TriCounty Health Department, Vicky Nelson of Daggett County Planning and Zoning

Present Online or by Phone: Bret Reynolds of CIVCO Engineering, Martin Pierce of Jones and DeMille Engineering

Motion to Go In and Out of Redevelopment Agency (RDA): Commissioner Lytle motioned to go in and out of the Redevelopment Agency (RDA) Meeting Agenda. Commissioner Asay seconded the motion. The Commissioners voted as follows on the motion:

	Yes	No	Abstained	Absent
Commissioners Tippets:	X			
Commissioner Lytle:	X			
Commissioner Asay:	X			

The motion carried.

Approve Minutes: Commission meeting minutes for the Tuesday, February 20, 2024 meeting were available for review and approval.

Commissioner Asay motioned to approve the minutes for the Tuesday, February 20, 2024 RDA and Daggett County Commission Meeting. Commissioner Lytle seconded the motion. The Commissioners voted as follows on the motion:

	Yes	No	Abstained	Absent
Commissioner Tippets:	X			
Commissioner Lytle:	X			
Commissioner Asay:	X			

The motion carried.

Issue Updates: Commissioner Tippets noted that he got a phone call yesterday from Christian Colovich and they are still working on their proposal to come forward. The MBA transfer was approved last week and hopefully Kent Snider will be able to get with the bond attorney to get everything squared away.

Bret Reynolds didn't have any report from the Fire and EMS District. Bret said the Airport project is moving forward and they are hoping for a cold stretch to help get through the swampy area. There is a need to do a revised plat for the land that we are purchasing, it should be ready tomorrow for signatures. Commissioner Asay brought up the need for pipes for the end of the airport, but James Olsen, with the Road Department, is at an asphalt

conference the next 2 days.

There was correspondence back from the Army Corps of Engineers and they needed some feedback to make their determination on the wetlands. The subs will try and get this information prepared by next week. Commissioner Tippets wondered why they didn't get the questions answered in the initial, but Bret said it is not that unusual for the Corps to want more work done than was originally planned.

Next week is the Trails Funding meeting on March 6th. Bret said the Stateline Road applications were presented last week and the Manila portion barely missed the cutoff. The comments from board members was that the drainage that was discussed was not adequately discussed in the application. They were encouraged to come back next year and it will probably get funded. There is an issue where it meets the Hwy, so UDOT needs to be involved in the discussion for next year.

Commissioner Asay said the deficit for the clinic is down to $16,000 this month instead of over $20,000, which is good. There were no updates on the Jail or Code Violation updates.

Commissioner Lytle said the biggest thing with the Legislation, as we near the end, is the Baseball park. Washington County is very against it. There was more discussion and an RDA like entity was created to clean up and dress up the area around the State Fair Park. The 1% part going to the rural counties would go towards Fire and EMS. It could mean $200,000 to $400,000 if it all plays out like they ask. UAC is monitoring this and the rural counties are against it.

Citizen Comments: Jed Olson was here to ask the Commissioners for the use of the ambulance for the Cow Country Junior Rodeo. Which is scheduled for June 17 & 20, July 1st and 8th; August 12th and 19th and September 2nd. They will start at 4 pm in the evening, except for the final one on September 2nd which will start at 9:00 am and that takes 4 or 5 hours. Bret Reynolds, as a board member of the Fire and EMS District, was asked if he had any comment as it is unclear if the County or the District will be managing the ambulances at that point in time. Bret said that EMS has to get paid if they are there. Commissioner Lytle also asked for a donation of the ambulance fees for the PRCA Rodeo on the evenings of August 30th and 31st as has been done in past years. Bret was not against it, but it will need to be discussed with the other board members. Commissioner Tippets thought that the County could commit to it for all three rodeos including the Cow Country Rodeo.

Billy West asked about the Fire Hydrant in Green Acres as it is frozen up and he was advised to talk with the Town of Manila as they are the operators of the water system.

Kirk Benge, with Tri-County Health Department, came to say hello and noted that a local service station is having issues with selling tobacco to minors. They are possibly looking at losing their tobacco license for 30 days or longer or facing a $2,000.00 fine. The Sheriff has not been involved and would like notification in the future. Kent Snider should be involved with this as well.

Kirk Benge stated that there are a lot of legislative things going on and HB 405 gives authority to quarantine someone with an active disease (like tuberculosis or measles) that can be spread. He is comfortable with the legislation, but would need to have Commissioners approval to move forward with that authority.

Cash Summary Report & Aging Report Review: The Cash Summaries and Accounts Receivable Reports were provided by the Recorder/Treasurer's Office.

Commissioner Lytle noted that Fund 28 will go up and down as the water project goes through the process, which he stated was a little nerve wracking, but can't be helped. Hopefully everything goes the way it should.

Commissioner Lytle motioned to accept the Cash Summary Report dated February 23, 2024 for all bank accounts and the accounts receivable report. Commissioner Asay seconded the motion. The Commissioners voted as follows on the motion.

	Yes	No	Abstained	Absent
Commissioner Tippets:	X			
Commissioner Lytle:	X			
Commissioner Asay:	X			

The motion carried.

Open Invoice Register: The Open Invoice Register was provided by the Auditor's Office. Commissioner Lytle motioned to approve the Open Invoice Register dated February 23, 2024 for all standard invoices in the amount of $14,196.25. Commissioner Asay seconded the motion. The Commissioners voted as follows on the motion.

	Yes	No	Abstained	Absent
Commissioner Tippets:	X			
Commissioner Lytle:	X			
Commissioner Asay:	X			

The motion carried.

Disbursement Listing: The Disbursement Listing was provided by the Auditor's Office.
Commissioner Asay motioned to accept the Disbursement Listing from Zions Checking from February 16, 2024 to February 23, 2024 in the amount of $147,191.23 with no void amount. Commissioner Lytle seconded the motion. There were two different amounts on different sheets and so the motion was remade using this correct information. The Commissioners voted as follows on the motion.

	Yes	No	Abstained	Absent
Commissioner Tippets:	X			
Commissioner Lytle:	X			
Commissioner Asay:	X			

The motion carried.

Purchase Requests: Commissioner Tippests said there was a purchase request to consider today for the Clerk's Office. Clerk Brian Raymond said this is the annual fee for maintenance and licensing fee for the election equipment we have from Elections Systems and Software. Brian said the State will reimburse this up to $4,100 which has already been applied for. They used to only give us $200.00, so that is a nice increase. Elections Systems and Software is part of the state contract. Commissioner Asay motioned to approve the purchase order in the amount of $6,505.00 for the maintenance and licensing on election equipment from Election Systems and Software LLC. Commissioner Lytle seconded the motion. The Commissioners voted as follows on the motion.

	Yes	No	Abstained	Absent
Commissioner Tippets:	X			
Commissioner Lytle:	X			

Commissioner Asay: X
The motion carried.

Correspondence: Clerk Raymond said he included information about Elections in the packet. The first is the need for the Canvass, which needs to be done within 14 days of the election. The 19th of March is when we have set it for, but it is a very full agenda already. It does need to be posted on the public website. It was decided that 2:00 pm would be the best time. Also, we are required to post when we will be processing ballots. This will be done on Monday, Wednesday and Friday starting on this Friday. The Commissioners were invited to view this process. Times will be 10:30-11:30 am and 2:00-3:00 pm.

Commissioner Tippets said he had received an invoice from UAC for LATCTFA for $5,856 Keri was asked where that was budgeted from and she thought it was in the Public Lands Account but it wasn't clear if it was in the account. Keri did not think there was enough for CLG plus this, so that will need to be adjusted. The account number is 10.4150.624. Keri also noted that UCIP will be sending their property appraisers on March 13th and 14th. We will need someone to show them around the facilities on those days.

Calendar: Commissioner Lytle said he will be heading to the legislature tomorrow. There is a meeting today at 11:00 am with the Chamber to discuss some things. Commissioner Lytle asked if there was an elected officials meeting today and there is not one scheduled. Commissioner Asay is gone the rest of the week and Peggy White will also be gone for the State Basketball tournament. Commissioner Lytle said next week is CIB and the following week is the Coalition of Local Governments. Commissioner Lytle thought there was a Town Council meeting tomorrow night for Dutch John. Next Wednesday is the Joint Highways meeting in Taylorsville for the Path. Troy, of CIVCO, will be attending in Bret's stead at this meeting. Bret said he was talking to the wetlands contractor on the phone and they are moving forward.

POLICY AND LEGISLATION

Discussion And Consideration Of Vacation Of Road Easements For Green Acres: Commissioner Tippets moved this agenda item up since Billy West was here in person. Billy had Brian Raymond take a picture of the area in question and Brian had sent it to Matt so it could be displayed. There are two sections of road that are not being used. They would like to buy the land and are being told that they can't buy it with the easement in place. Kent Snider spoke up and said he would like to talk with Billy's attorney about this and thought it could be sold subject to the easement. Billy said everything is lined up, but he just needs to know how to proceed. Kent's number was texted to Billy, so he could provide his attorney's contact info. There are some issues with giving up the easements. Commissioner Asay said that Broadbent used that right-of-way for moving cattle in the past. Billy said that there is now a gate off of Bear Paw Lane onto the Broadbent property. Hugh Straatman is the manager and he could bring it up with the family. There are others who may have standing and the utility easement may also be an issue. Commissioner Tippets thought that ownership and vacating are two different things and encouraged him to start with Broadbents, but Kent was asked to do some research on the process. Kent said that Billy's attorney can do the research and Brianne Carter and Vicky Nelson can see what the

easements and items are that need to be known.

Discussion And Consideration Of National Day Of The American Cowboy Nomination: Commissioner Lytle asked if we had the list of nominees and there was a printed list in the packet. Jack Lytle was nominated and it was noted that Raymond Pallesen has not moved and is still in the area. Commissioner Lytle had narrowed his nominations to Raymond Pallesen or Margery Hullinger and said he doesn't need to be on the list. Commissioner Asay and Commissioner Tippets could support any of them, but he likes the younger people to be nominated and there aren't too many older people left. He thinks it is important to keep this heritage going! Commissioner Tippets said he would like to add Mari Jean Campbell to the list for next year as she is also deserving. Commissioner Asay nominated Ray Ruble as the Daggett County National Day of the American Cowboy Nominee. Ray has lived it. Commissioner Lytle seconded the motion. The Commissioners voted as follows on the motion.

	Yes	No	Abstained	Absent
Commissioner Tippets:	X			
Commissioner Lytle:	X			
Commissioner Asay:	X			

The motion carried. Peggy White volunteered to talk with Mari to get the information needed for the form. There was further discussion of Ray Rubles' qualifications for this honor.

Discussion And Consideration Business License For Flaming Gorge Getaways Overnight Rental: Clerk Raymond said that he had received the letter from Planning and Zoning. Vicky Nelson's input was sought, so there was a recess taken for her to come into the meeting at 10:50 am. The meeting came back into session at 10:55 am. Vicky said the Planning Commission approved the motion and did send out notices to people within 300 feet and she even went a little extra. Nobody responded. Commissioner Asay asked how many AirBnBs we have in the County. The Town has a lot more than the County. Planning Commission Chairman Reed wanted to put a cap of 8%, which would be 29 and Commissioner Tippets thought we were at 10% now. Vicky had stated that the Town of Manila had a cap of 15 houses and were 2 away from maxing out. Vicky said the AirBnBs have been well managed recently and have not had any complaints. Keri Pallesen came into the meeting and asked how the number of households is calculated. It was unclear, so Kent Snider was asked what's in the code. He looked at the Code and further discussion occurred and the problem could arise if all the overnight rentals are in the same area. There is more discussion to go on in the next Planning Commission meeting. Commissioner Tippets said that short term rentals solve some of our lodging issues, but Commissioner Asay brought up that they create problems with affordable housing. The issue is that we can't take people's property rights away. Kent thought there were at least three out of line with their conditional use permits. Kent also asked if we are checking the HOA requirements? It appears the code is out of date, so we need to get it updated and keep it up to date.

Commissioner Lytle motioned to approve the Business License in conjunction with the Conditional Use Permit for A Short Term Rental for Flaming Gorge Getaways, LLP which will have to be agendized and ratified in two weeks. Commissioner Asay seconded the motion. The Commissioners voted as follows on the motion.

	Yes	No	Abstained

Absent
Commissioner Tippets: X
Commissioner Lytle: X
Commissioner Asay: X
The motion carried.

Closed Session: Commissioner Asay said there was a need for a Closed Session, so he motioned to go into Closed Session for the purpose of Litigation. The Commissioners voted as follows on the motion. Yes No Abstained
Absent
Commissioner Jack Lytle: X
Commissioner Randy Asay: X
Commissioner Matt Tippets: X

Jack Lytle motioned to come back into Open Session at 11:44 am. Randy Asay seconded the motion. The Commissioners voted as follows on the motion.
Yes No Abstained Absent
Commissioner Lytle: X
Commissioner Asay: X
Commissioner Tippets: X
The motion carried.

With no further business, Commissioner Lytle motioned to adjourn at 11:45 am and Commissioner Asay seconded the motion. The Commissioners voted as follows on the motion. Yes No Abstained Absent
Commissioner Tippets: X
Commissioner Lytle: X
Commissioner Asay: X
The motion carried.