

**SANPETE COUNTY COMMISSION MEETING**

**March 5, 2024, 1:00 PM**

Sanpete County Courthouse, 160 North Main, Suite 101, Manti, Utah

Present are: Commission Chair Scott Bartholomew and Commissioner Reed D. Hatch. County Attorney Kevin Daniels (joins at a later time )and County Clerk Linda Christiansen. Commissioner Scott R. Collard is excused.

Meeting is called to order by Commission Chair Scott Bartholomew.

**OPENING PRAYER OR REMARKS AND PLEDGE OF ALLEGIANCE**

Prayer is offered by Commissioner Scott Bartholomew. Pledge of allegiance is recited by all.

**CLAIMS AND APPROVAL OF FINANCES; APPROVAL TO PAY BARRY'S AUTO BODY REPAIR BILL.**

Auditor Stacey Lyon is present. No questions or concerns regarding the claims are voiced. Motion is made by Commissioner Hatch to approve payment of claims #358069 through #358169. The motion is seconded by Commissioner Bartholomew, and the motion passes. Vote by voice is taken: Commissioner Hatch votes yes, and Commissioner Bartholomew votes yes. The vote is unanimous. No questions or concerns regarding the finances are voiced. Motion to approve the finances is made by Commissioner Hatch. The motion is seconded by Commissioner Bartholomew, and the motion passes. Ms. Lyon explains the invoice that is being presented is due to an officer hitting a deer in a county vehicle. Motion is made by Commissioner Hatch to approve to pay Barry's Auto Body repair bill in the amount of \$2,995.46. The motion is seconded by Commissioner Bartholomew, and the motion passes.

**TALISHA JOHNSON: APPROVAL OF SHELBEE KELLER TO MOVE FROM DEPUTY 1 TO DEPUTY 2 RECORDER.**

Talisha Johnson is present. Shelbee Keller has passed her Cadastral Mapping class and is eligible for an advancement in the Recorder's office. Motion is made by Commissioner Hatch to approve to move Shelbee Keller from Deputy 1 to Deputy 2 Recorder; Grade 6, Step 2, at an hourly wage of \$24.27, effective March 4<sup>th</sup>, 2024. The motion is seconded by Commissioner Bartholomew, and the motion passes.

**SCOTT OLSEN: DISCUSSION AND POTENTIAL APPROVAL OF PROCESS FOR THIRD PARTY PLAN REVIEW INVOICES AND PAYMENTS.**

Scott Olsen does not need to meet with the Commissioners; he spoke with the County Auditor and she was able to address his questions.

**\*SARGENT JAYSON ALBEE: APPROVAL OF SHSP PURCHASE FOR HAZMAT; APPROVAL OF SEARCH AND RESCUE INVOICE.**

Jayson Albee was unable to attend the meeting; Sheriff Jared Buchanan is presenting the agenda items on his behalf. Sheriff Buchanan explains that the first agenda item for Hazmat is also on his agenda requests so they can address it later in the meeting. Sheriff Buchanan explains that the Search and Rescue team attended winter training in Wasatch County and they needed to rent snowmobiles for the training. Motion is made by Commissioner Hatch to approve to pay

C4Adventure Rentals LLC in the amount of \$2,350.00 out of Search and Rescue funds. The motion is seconded by Commissioner Bartholomew, and the motion passes.

**SHERIFF JARED BUCHANAN: APPROVAL TO PAY AEGIX FOR ANNUAL SUBSCRIPTION; APPROVAL TO PAY LES OLSON FOR COMPUTER; APPROVAL TO PAY WAXIE FOR JAIL SUPPLIES; APPROVAL TO PAY CLINICAL REFERENCE LABORATORY FOR DRUG TESTING; APPROVAL TO PAY DELAND AND ASSOCIATIONS FOR ANNUAL SUBSCRIPTIONS JAIL POLICIES; APPROVAL TO PAY CURTIS TOOLS FOR THERMAL IMAGER FOR GVFD; APPROVAL TO PAY REMAINING BALANCE TO UTAH COMMUNICATIONS AUTHORITY FOR RADIOS; APPROVAL TO HIRE AMANDAH MALSTROM AS A JAIL DEPUTY; APPROVAL TO HIRE CHASE MULLINS AS A JAIL DEPUTY; APPROVAL TO TERMINATE TEMPORARY TRANSITIONAL AGREEMENT (TTA) WITH SGT. DALLIN CARTER; APPROVAL FOR TEMPORARY TRANSITIONAL AGREEMENT (TTA) WITH BRANDON BUTCHER; APPROVAL TO PROMOTE FROM JAIL DEPUTY TO JAIL SERGEANT BRANDON BUTCHER.**

Sheriff Jared Buchanan is present. Sheriff Buchanan explains that the first agenda item was tabled at the last meeting and it is for the security app to be used by the employees in the courthouse. The program has not been utilized yet because wi-fi has not been ran throughout the courthouse. Motion is made by Commissioner Hatch to pay AEGIX for the annual subscription of security program in the amount of \$3,550.00 out of Homeland Security. The motion is seconded by Commissioner Bartholomew, and the motion passes. A computer is being used by the interns in probation that needs to be paid for. Motion is made by Commissioner Hatch to approve to pay Les Olson for computer in the amount of \$2,120.81 out of beer tax. The motion is seconded by Commissioner Bartholomew, and the motion passes. Motion is made by Commissioner Hatch to approve to pay the Waxie invoice for jail supplies in the amount of \$2,091.68 out of the jail budget. The motion is seconded by Commissioner Bartholomew, and the motion passes. Motion is made by Commissioner Hatch to approve to pay Clinical Reference Laboratory invoice for drug testing supplies in the amount of \$2,840.62 out of beer tax. The motion is seconded by Commissioner Bartholomew, and the motion passes. Motion is made by Commissioner Hatch to approve to pay Deland and Associations invoice for annual subscriptions jail policies in the amount of \$6,000.00 out of the jail budget. The motion is seconded by Commissioner Bartholomew, and the motion passes. Sheriff Buchanan states that the next agenda item is the same one that Sergeant Albee had requested above. The thermal imager that the Hazmat team currently has would cost more to fix it and is outdated. Gunnison Fire Department will house the equipment. Motion is made by Commissioner Hatch to approve to pay Curtis Tools for thermal imaging for GVFD in the amount of \$9,164.65 out of Homeland. The motion is seconded by Commissioner Bartholomew, and the motion passes. Commissioner Bartholomew states that he has seen the thermal imager used and it is a helpful resource at a fire scene. The State of Utah has moved over to using the L3 Harris radio system and it will be in effect this fall. The Sheriff's office bought all of the radios at a discounted price last year and this is the second half of the payment. Motion is made by Commissioner Hatch to approve to pay the remaining balance to Utah Communications Authority for radios in the amount of \$12,813.08 out of Homeland. The motion is seconded by Commissioner Bartholomew, and the motion passes. Every patrol vehicle will have a dual band radio installed. Commissioner Hatch mentions the invoice states the payment must be made before the radios can be picked up. The sheriff states that they already have the radios. Radios across the state will need to be reprogrammed and ready for the L3 Harris system. Due to the deputy moves

over the last month, the next agenda items are to fill vacancies. Motion is made by Commissioner Hatch to approve hiring Amandah Malstrom as a Jail Deputy; Grade 5, Step 1 at an hourly wage of \$25.72 per hour, effective March 4th. The motion is seconded by Commissioner Bartholomew, and the motion passes. Motion is made by Commissioner Hatch to approve hiring Chase Mullins as a Jail Deputy; Grade 5, Step 1 at an hourly wage of \$25.72 per hour, effective March 4th. The motion is seconded by Commissioner Bartholomew, and the motion passes. The two deputies will be going to POST. A two year pro-rate contract will be signed by the deputies. A discussion ensues regarding the positions that still need to be filled and school resource officer information. Legislature has passed a bill that will affect school officers / guardians but the school district will need to make a lot of decisions before the end of the year on how they choose to proceed. Sheriff Buchanan states that the County will no longer be providing school resource officers to North Sanpete High school after the end of the school year. It appears that this bill will require an officer in every school in the State. Sheriff Buchanan explains that Sergeant Deleeuw left and Brandon Butcher will fill his spot. Dallin Carter will leave the TTA and Brandon Butcher will now be on the TTA. Motion is made by Commissioner Hatch to approve to move Brandon Butcher to a jail sergeant; Grade 14, Step 1, at an hourly wage of \$32.79, effective March 5<sup>th</sup>, 2024. The motion is seconded by Commissioner Bartholomew, and the motion passes. Motion is made by Commissioner Hatch to approve to terminate Temporary Transitional Agreement (TTA) with Sgt. Dallin Carter and move Brandon Butcher into the same Temporary Transitional Agreement. The motion is seconded by Commissioner Bartholomew, and the motion passes. Sheriff Buchanan is trying to locate the lease agreement between MBA and the jail in order to proceed with the renovations at the jail. Commissioner Hatch suggests checking with Stacey Lyon, the County Auditor. The County Clerk's office can not find record of it. The Auditor's office makes the payments out of SSD3 and the County.

**DON MECHAM REPRESENTING CAMERON WHITE AND FAMILY, STEVE NORTON AND FAMILY, BRIDGER MECHAM AND FAMILY; DISCUSSION REGARDING CONTRACTING WATER AND POSSIBLE SOLUTIONS.**

Don Mecham is present. Mr. Mecham gives a brief description of his property history in Sanpete County to give a better understanding of why he is here before the Commissioners today. Mr. Mecham explains that he has been a developer and contractor for forty five years and when he saw a transformer, fire hydrant and power line he assumed the resources were near and he would have no issues developing the property. He met some people from the resort and they suggested he may be able to connect to Skyline Mountain Resorts water system. He clarifies that his intentions were never to take water from the subdivision lot owners. Mr. Mecham closed on his property after meeting with individuals that implied he could hook on to the water and potentially annex the property into the subdivision. Mr. Mecham met with the Zoning Department and Commissioner Hatch whom informed him that they could not annex into the subdivision. Mr. Mecham would like to see the subdivision boundary extended. Mr. Mecham has met with the Skyline Mountain Board and District multiple times trying to find a solution to his issue. Kevin Daniels is not in the meeting yet and the Commissioners would like him to be present in order to answer the question on whether or not the district can be expanded. County Clerk Linda Christiansen has reached out to him and he will be in attendance shortly. The Commissioners table this agenda item and move onto the next item until Kevin Daniels returns. \*Kevin Daniels is now present and Mr. Mecham gives him a brief description of his agenda item presentation. The Skyline Mountain Resort

SMSSD basically told Mr. Mecham that if he was able to find water, they could decide whether or not he can hook on to the system as long as it does not hurt the resort. Concerns expressed are due to the potential issues of amending a special service district that can not comply with today's ordinances. Kevin Daniels states that it could be done but the County would need to pass a resolution along with the SMSSD granting that ability. Mont Pugmire states that it would benefit the aquafor not to punch more wells in the area. Kim Hansen from Skyline Mountain Resort states that they do not want to deprive anyone water but they have concerns that documents state that every lot in the resort will receive water and that has not been accomplished yet. The existing lot owners should receive water first; according to the contracts and documents with the resort and the SMSSD. Discussion ensues regarding the amount of water shares required when the subdivision was approved versus now; and that it would not comply. Commissioner Bartholomew suggests the SMSSD and the resort come to an resolution between them and then come back to the Commissioners. Mont Pugmire, former President of the SMSSD Board states they took a poll of the members years ago regarding how many would want water. Eighty percent responded that they would want water. When asked if they would be willing to pay for it eighty percent said no. Jake Blaney states that the two boards are meeting later tonight and they will discuss the expansion of the SSD at that time. Commissioner Hatch states again, that if the resort is expanding, the entire Subdivision would then need to comply with the current zoning acreage requirements because that was agreed upon at the time of original approval. It would be a lot simpler if Mr. Mecham had his own subdivision. Max Henrie states that years ago an annexation of ten acres was denied for this exact reason. Roy Fox explains to the Commissioners that the SSD recently had to update their boundaries with the State and they included the additional five outside water rights of Mr. Mecham. Gary Knudsen questions whether or not the SSD is obligated to provide water to lot owners and the County is accepting of that fact even though they are an approved subdivision. Commissioner Hatch verifies that the agreement all along has been that the lots should be furnished water, eventually. The funding is where the issues lie and if they can't provide water because of funding is the County ok with it. Kevin Daniels verifies that the County is not necessarily ok with it but the County is not involved in that particular fight. It is stated by Mr. Fox that receiving grant money is difficult due to the fact that the resort is a private entity. The SMR is a private entity and the SSD is a public entity according to a comment made. Commissioner Hatch questions whether there is an engineer of record on the project and if the project is shovel ready. If it was they could apply to the Central Utah Water Conservancy District. Contact information for members of CUWCD is given to the SMSSD.

**DEVIN TALBOT REPRESENTING BIG HOLLOW ROAD: REQUEST APPROVAL TO PUT GRAVEL ON ROAD AND DITCHES DUG TO CONTAIN WATER.**

Devin Talbot is unable to attend. Micah Davis addresses the Commission in his absence. Photos of the road were attached to Mr. Talbot's application and are presented to the Commissioners. Many residents from the Big Hollow area are present in the audience. Commissioner Bartholomew addresses some of the road issues that the County is currently facing, as far as, mud and snow. The County Road Department has to set priorities on which roads get attention first and they are doing the best that they can. The weather plays a huge part in getting the road work done. Tom Seely explains that they have to haul the gravel from Centerfield. Mr. Seely understands that work needs to be done on the road now that it is not necessarily a secondary road anymore. Mr. Davis addresses the Commissioners regarding the road issues and volunteers community help to improve

the road. Mr. Seely states the road is the worst that it has ever been because there is no frost. Larry Miller from the area spoke to Richard Carlisle, who is a member of the HOA and he suggested finding a piece of property in the area to get extra gravel. Mr. Miller has extra equipment that can be used to crush and screen the gravel. Tom Seely states that if they can find a pit, the County has a portable crusher. If the materials are closer to the area needing the gravel it makes the job easier to get it done. Billy Sheffield addresses the Commissioners and commends Tom Seely for doing everything that he can to take care of all of the roads with the resources that he has. Mr. Sheffield states that the increased building permits and influx of people in the subdivision has taken a toll on the road. \*Kevin Daniels arrives.\* Mr. Sheffield also states that more people are using the Big Hollow Road to get from Indianola to Fountain Green instead of going through Mt. Pleasant to get to Nephi. Commissioner Bartholomew verifies with Tom Seely that the residents of Big Hollow can get with him to make a plan to improve the road with their help. Mr. Seely needs to repair the road before he can put gravel on it. The road department has acquired some equipment recently that will help with this project as well. Billy Sheffield states that if the County ever needs a place to store equipment, his property can be used to save on transportation expenses.

**SKYLINE MOUNTAIN RESORT: APPROVAL TO APPOINT TWO NEW BOARD MEMBERS ON THE SMSSD (SKYLINE MOUNTAIN SPECIAL SERVICE DISTRICT) BOARD FOR TWO POSITIONS THAT HAVE EXPIRED.**

Commissioner Hatch addresses the concern as to whether two or three board members need to be appointed due to a lack of information regarding the Board Chair, Craig Godwin, being reappointed. Craig Godwin states that the previous clerk, Sandy indicated he was automatically reappointed due to no other applicants. Roy Fox has minutes from the September 5<sup>th</sup>, 2017, it shows the appointment of Mr. Godwin. Mr. Godwin is spelled incorrectly, therefore the clerk was unable to find it in the records. It is assumed that the term expired in 2021 which still does not verify that the position is approved to date. The Clerk's office will search for the name Goodwin to make sure it was not incorrectly spelled after 2017. Discussion ensues regarding the difficulties over the years to get people to serve on the Board. Mr. Godwin explains they have received three applications for the mountain board position and four from the Birchcreek board position. They also received two applications from the lower area. Commissioner Bartholomew acknowledges that the recommendations that the Board submitted are for Donald Hunter representing the mountain and Ferris Taylor representing Birchcreek. According to Mr. Godwin, Don served his whole career in fluid transfer and pressure water movement; he would be a great expert to help with the water tank they will be installing. Commissioner Bartholomew reads the recommendations that he received from Kim Hansen, General Manager at Skyline Mountain Resort. The recommendations from the resort are: Gary Knudsen, Todd Bird and Kimball Messersmith. Mr. Godwin states that Mr. Hansen is not on the SMSSD Board and the recommendations he has made are not from the areas with position openings. Kim Hansen clarifies that the individuals are full time residents of the Subdivision, they just don't reside in those specific areas. Trent Andersen, the liaison between the two boards, states that they were under the impression that the Commissioners would accept all applications and take all into consideration. Craig Godwin reiterates the recommendations that the SMSSD Board gave. There is discussion regarding the confusion on the positions that are currently in place and which members represent which area. The previous County Clerk had a record of position holders that is outdated. Craig Godwin states that he is the at large representative, Don is the mountain and Gene was representing the

Birchcreek. SMR has term restrictions and the SMSSD does not, according to Mr. Godwin. Beca Mark addresses the Commission regarding the expired terms and where do they go from here. According to Ms. Mark, the SSD attorneys told them to continue to serve, even though the terms are expired. Commissioner Hatch states the County Attorney said the opposite; when the term ended, the ability to vote ended. Kevin Daniels states the issues lie in the documents of the two entities which have conflicting information. Mr. Godwin states that he would have gladly stepped down but no one was willing to serve. Mr. Godwin's at large position needs to be advertised and filled. Mr. Godwin reads the applicant names: Mr. Michaelis, Mr. Hunter and Mr. Herzog for the mountain area and the SMSSD Board recommended Mr. Hunter. On the Birchcreek, the applicants are; Mr. Ferris Taylor, Mr. Kim Hansen, Mr. Messersmith and Mr. Trent Taylor with the recommendation of Ferris Taylor. Rod Meldrum suggests the two Boards discuss the names at the meeting tonight and make a recommendation because the SMR Board did not have an opportunity to voice an opinion. Max Henrie states that when the SSD was created the County Commission made it extremely clear that the two boards were to operate at an arm's length relationship; they are two separate boards with two separate responsibilities. Scott Olsen questions whether the expired Board members should be able to give recommendations for the applications that were submitted. Beca Mark states that appointing the Board members today will help the Board in continuing to operate. She also states that it is unfortunate that the liaison did not give his recommendations. The liaison, Trent Andersen responds that his recommendation would be for the two individuals that have actually come to Commission meetings but they do not live in the specific areas. Mr. Andersen felt that in the past the areas were not firmly enforced so he didn't see why it was now. Rod Meldrum feels there is a fiduciary responsibility to the other; therefore the SMR feels they should have a say in who is chosen. Commissioner Bartholomew suggests the two boards get along and come to a joint decision. The SMR board would like to wait until after the meeting the two Boards have tonight. Motion is made by Commissioner Hatch to table until the next meeting. The motion is seconded by Commissioner Bartholomew, and the motion passes. Commissioner Bartholomew states they will pick the recommended applicants next meeting unless the two boards come to a different conclusion. Commissioner Hatch verifies the Board that is making the recommendation is the SMSSD. Ferris Taylor is willing to withdraw his name if that will resolve the issue between the two boards. Discussion continues regarding the contention between the two boards. Roy Fox tries to give a background on the history of the SMR and SMSSD documents; Commissioner Bartholomew stops Mr. Fox in order to continue with the rest of the agenda items.

**\*SHEHNOOR GREWAL: DISCUSSION OF SANPETE COUNTY HEALTH INSURANCE PLAN.**

Shehnoor Grewal is present but would like to discuss health issues in a closed session.

**APPROVAL TO PAY CO BUILDINGS FOR THE 80' X 200' BUILDING AT THE FAIRPARK.**

Motion is made by Commissioner Hatch to approve to pay CO Buildings for the 80' X 200' building at the Fairpark in the amount of \$78,307.75 out of ARPA funding. The motion is seconded by Commissioner Bartholomew, and the motion passes.

**APPROVAL OF MINUTES**

Motion is made by Commissioner Hatch to approve the minutes from February 20<sup>th</sup>, 2024; with no corrections. The motion is seconded by Commissioner Bartholomew, and the motion passes.

Motion is made by Commissioner Hatch to go into closed session to discuss health plan / health issues of an employee. The motion is seconded by Commissioner Bartholomew, and the motion passes. Vote by voice is taken: Commissioner Hatch votes yes, and Commissioner Bartholomew votes yes. The vote is unanimous.

**CLOSED SESSION**

Motion is made by Commissioner Hatch to go out of closed session. The motion is seconded by Commissioner Bartholomew, and the motion passes.

Due to the closed session, motion is made by Commissioner Hatch to allow the assistant County Attorney to proceed in trying to find insurance elsewhere and drop the County insurance; in lieu of insurance, either put money in a 457 or evaluate what can be done. The motion is seconded by Commissioner Bartholomew, and the motion passes.

Motion is made by Commissioner Hatch to adjourn. The motion is seconded by Commissioner Bartholomew, and the motion passes.

The meeting is adjourned at 3:48 P.M.

ATTEST: 

Linda Christiansen  
Sanpete County Clerk

APPROVED: 

Scott Bartholomew  
Commission Chair