

SANPETE COUNTY COMMISSION MEETING

April 2, 2024, 1:00 PM

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

Present are: Commission Chair Scott Bartholomew, Commissioners Reed D. Hatch, and Scott R. Collard. County Attorney Kevin Daniels (joined via ZOOM) and County Clerk Linda Christiansen.

Meeting is called to order by Commission Chair Scott Bartholomew.

OPENING PRAYER OR REMARKS AND PLEDGE OF ALLEGIANCE

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

CLAIMS AND APPROVAL OF FINANCES

Auditor Stacey Lyon is not in attendance of the meeting yet so her agenda items are tabled until later in the meeting. Ms. Lyon presents the claims and finances after the approval of the minutes. Motion is made by Commissioner Hatch to approve payment of claims #358280 through #358395. The motion is seconded by Commissioner Collard, and the motion passes. Motion to approve the finances is made by Commissioner Hatch. The motion is seconded by Commissioner Collard, and the motion passes.

JEFF ANDERSON: APPROVAL OF BIDS FOR PARKING LOT REPAIR; RATIFY APPROVAL OF TRANE TURNKEY PROPOSAL.

Jeff Anderson is present. Mr. Anderson presents two bids. Motion is made by Commissioner Hatch to approve the payment of \$3,250.00 to Rasmussen Excavation for crack seal in the north east parking lot. The motion is seconded by Commissioner Collard. Vote by voice is taken: Commissioner Collard votes yes, Commissioner Hatch votes yes, and Commissioner Bartholomew votes yes. The vote is unanimous and the motion passes. The seal coat bid that is included on the proposal is stricken out. Commissioner Hatch explains that the Trane proposal is to run heat into the Building Department offices in the Courthouse. Motion is made by Commissioner Hatch to pay Trane in the amount of \$20,868.33 to put heat into the Building Department offices. The motion is seconded by Commissioner Collard, and the motion passes.

DAN & MICHELLE DALLEY: APPLICATION FOR RIGHT OF WAY EXCAVATION LICENSE AT APPROXIMATELY 760 E FACTORY LANE.

Dan & Michelle Dalley are present. Tom Seely has approved. Dan Dalley explains that they are in the process of building a new house and need to run the power across the gravel road. The water will be ran on the south side of the road. Mr. Dalley explains the location of his property to the Commissioners. Motion is made by Commissioner Collard to approve the application for the right of way excavation license at approximately 760 E Factory Lane in the gravel. The motion is seconded by Commissioner Hatch, and the motion passes. Mr. Dalley addresses the requirement of the \$25,000 bond and whether or not he needs to have the bond in place for a gravel road or if that is for asphalt only. Commissioner Bartholomew states the County does not require the bond for gravel but for asphalt it is required.

DOMINION ENERGY: APPLICATION FOR RIGHT OF WAY EXCAVATION LICENSE AT APPROXIMATELY 17624 N 4000 EAST RACE TRACK RD.

Tom Seely has approved. Motion is made by Commissioner Hatch to approve the right of way excavation license for Dominion Energy at approximately 17624 N 4000 East Race Track Rd. The motion is seconded by Commissioner Collard, and the motion passes.

JERRY FERGUSON REPRESENTING PANORAMA WOODS PROPERTY OWNERS: REQUESTING ROAD MAINTENANCE ON COUNTY ROAD FROM THE CHAPEL TO THE COUNTY LINE AND APPROVAL TO RESCIND THE DRY SUBDIVISION ORDINANCE.

Dave Hoggan and Doug Hunter are present. An explanation of the location is given regarding the section of road that extends from the Indianola church into Panorama Woods and a brief history of when the road has been graded. It is stated that in the last two years the road has become impassable. The County has done a great job of plowing and grading over the years but the road base is gone. Tom Seely understands the concerns; the issue is finding gravel in the area and once they do, the road department will get working on it this spring. Mr. Seely explains the lack of frost has caused a muddy mess. Jerry Ferguson and John Simmons address the Commissioners regarding the Dry Subdivision Ordinance. Mr. Ferguson explains that many people want to build in the Panorama Woods area; as does Mr. Simmons, but they are being told that they have to drill a well. Mr. Simmons did some research and found the Dry Subdivision Ordinance that allowed 15 subdivisions to haul and store their water in a holding tank. Commissioner Hatch points out that Panorama Woods is not an approved subdivision. Panorama Woods had originally been included on the list but it was amended to exclude them due to the fact it is not a recorded subdivision. The Dry Subdivision Ordinance allowed the hauling of water for summer homes only; occupying less than 180 days a year. Mr. Ferguson is proposing to have Panorama Woods recorded as a legal subdivision. Commissioner Hatch explains that it is only platted as meets and bounds legal descriptions in multiple sections; not a subdivision. Discussion ensues regarding the possibility of going through zoning for a subdivision approval now that the zoning requirements have changed from when Panorama Woods had been originally platted. Steven Jenson states that the proposed subdivision would have to meet the current zoning laws and acreage requirements. The minimum lot size for development approval in the Panorama Woods area is now 40 acres. Mr. Simmons addresses his concern that if someone would have pursued the subdivision approval in 1994 they would not be in the predicament they are in now with issues regarding water and lot size. Commissioner Hatch states that he was previously the County Recorder and members of the Panorama Woods area had been instructed to submit a plat years ago but they never followed through. Originally the County had agreed that 20 acre parcels could be split into two 10 acre lots but there are many lots that have been split multiple times and smaller than 10 acres. Commissioner Hatch questions whether or not ten acres without water was considered buildable in the 90's and how would you comply with zoning requirements of today. Linda Christiansen, former Permit Tech for the building department states she worked for the County in 1994 and the zone was FW10 (Forestry Watershed zone 10 acre minimum). Ms. Christiansen believes there are multiple lots that could not comply with the 10 acre lot size in order to comply with the old ordinance. She also states that the building department did recognize the lots as grandfathered if they were split in the early 90's but not later than that. Scott Olsen, Building Official agrees that in order for a lot in Panorama Woods to be considered buildable it had to exist prior to the zone changes in 1994, qualify as a grandfathered lot and have water on site. Mr. Olsen states that has

been the policy regarding Panorama Woods since he started for the County in 2007. Mr. Simmons requests clarification on how the water needs to be on site and Mr. Olsen responds that it needs to be an approved culinary well approved by the State. Mr. Simmons feels it is unfair that other property owners were allowed to haul the water and store water on site. Commissioner Hatch believes the County Recorder has a document on file that may address some of Mr. Simmons questions. Commissioner Hatch explains that the removal of Panorama Woods from the original Dry Subdivision Ordinance occurred when the County Attorney, Ross Blackham felt it was inappropriate to list an area that was not approved as a subdivision. Scott Olsen understands Mr. Simmons concern but he mentions that the change occurred around 2003 and to his knowledge no one from the Panorama Woods area has voiced concern regarding the water or subdivision plat in the last twenty years. Commissioner Hatch also addresses the issues with regulating full time living in a seasonal area. Mr. Ferguson still believes there would be a way to address the subdivision approval even though the lot sizes vary. Commissioner Bartholomew addresses Thomas Peterson the former County Fire Warden as to whether or not the water tank requirements of the dry subdivision ordinance are adequate for the Wildland Interface area requirements. Commissioner Collard agrees with Mr. Simmons that an owner prior to 2003 could haul water in to receive approval to build but the ordinance was changed and exceptions to rules can not be made to allow it twenty years later. Motion is made by Commissioner Collard to deny to rescind of the Dry Subdivision Ordinance. The motion is seconded by Commissioner Hatch, and the motion passes. Mr. Simmons would like to do some more research to see if he can find anything additional in past minutes or documents. Mr. Simmons will check in the Recorder and Clerk's offices.

CADE PENNEY REPRESENTING SIX COUNTY AOG: CIB PROJECTS LIST PRIORITIZED AND APPROVAL OF THE PRIORITIZED LIST.

Cade Penney is present. Mr. Penney presents the future 2024-2025 fiscal year CIB prioritized projects list. Commissioner Bartholomew gives Mr. Penney the list of prioritized projects with the exception of Manti City's master plan. Motion is made by Commissioner Collard to approve the CIB projects list as prioritized by the County Commission. The motion is seconded by Commissioner Hatch, and the motion passes. Commissioner Bartholomew explains the reason the priority list may not continue is because the recommendations aren't always followed. The priority is based on the importance of the application as they are presented before the CIB board. The CIB Board has a meeting on Thursday and the aforementioned items will be discussed.

SKYLINE MOUNTAIN SPECIAL SERVICE DISTRICT: APPOINT TWO BOARD MEMBERS FOR SMSSD.

Craig Godwin and Trent Andersen are present. Commissioner Bartholomew addresses the gentlemen and whether an agreement regarding the Board member selection has been made. Mr. Andersen replies no. Commissioner Bartholomew states the Commission has received letters, phone calls and emails for two weeks to meet with either side (SMR and SMSSD) to hear complaints against the other group and they have been advised against it by the County Attorney. Commissioner Bartholomew will not allow the accusations to take place in the meeting today. The Commission has yet to receive the by-laws of the special service district that they requested. The only choice they have is to follow procedures that were followed in past Commission meetings. The two board members that were nominated were; Don Hunter to represent the mountain and Ferris Taylor representing Birchcreek. Trent Andersen representing the Skyline Mountain Resort

Board states they made a commitment to produce the by-laws and he feels he can not make a good decision without the proper operating documents. Mr. Andersen verifies that the SMR Board has not seen the by-laws. Craig Godwin responds that the SSD uses the little manual for the directive with resolutions that are approved by the Commission as the by-laws. Commissioner Hatch and County Attorney Kevin Daniels do not believe the County Commission should be giving directives for the special service district. Kevin Daniels states the SSD board needs to create new by-laws once they are fully functioning. A resolution can then address the fact that the new by-laws supercede any previous by-laws. Motion is made by Commissioner Hatch to appoint Ferris Taylor and Don Hunter to the Skyline Mountain Special Service District. The motion is seconded by Commissioner Collard, and the motion passes. Kevin Daniels states that Mr. Godwin can act in his official capacity even though he has not been formally reappointed. The process needs to be initiated to fill his position on the board which they have done. Ferris Taylor questions when his term ends. Ferris Taylor's term will end on January 1 of 2029 and Don Hunter will expire on January 1 of 2028.

JORDAN ALSOP, ACTING FIRE WARDEN: APPROVAL OF THE CWS PLAN TO UTILIZE THE EPHRAIM LIONS CLUB FOR EDUCATION PROJECTS FOR 2024 BUDGET YEAR.

Jordan Alsop is present. Mr. Alsop presents the Commissioners with the previous years documents for the Lions Club. Mr. Alsop explains they will continue to work with Horseshoe Mountain Estates on defensible space projects because they are willing to participate, as well as, they fund half of the costs. The Commissioners review the Wildland Fire Participating Commitment Plan that is presented and discuss some of the content with Mr. Alsop. Motion is made by Commissioner Hatch to approve of the CWS plan to utilize the Ephraim Lions Club for education projects for 2024. The motion is seconded by Commissioner Collard, and the motion passes.

SHERIFF JARED BUCHANAN: APPROVAL TO HIRE AS A PATROL DEPUTY TANNER HUTCHENS; APPROVAL FOR STIPENDS FOR CAR WASH AND CELL PHONE FOR PATROL DEPUTY HUTCHENS; APPROVAL TO PAY ESI MANAGEMENT GROUP FOR 11 REGISTRATIONS TO GENERATIONS CONFERENCE; APPROVAL TO PAY KERRY NIELSON FOR (21) SAR WILDERNESS FIRST AID CLASSES; APPROVAL FOR COMPRESSION WAGE UPGRADES FOR PATROL DEPUTIES: JAMES NIELSEN, KALLEN COX, JESSE HARMON, MARISOL NAJERA AND JEFF GREENWELL. APPROVAL TO PURCHASE FROM WASATCH TRAILER AN ENCLOSED TRAILER.

Sheriff Jared Buchanan is present. Sheriff Buchanan explains that Tanner Hutchens is self sponsored and put himself through the academy. Tanner will graduate from Utah Tech on April 13th. Motion is made by Commissioner Collard to approve hiring full-time patrol Deputy Tanner Hutchens at Grade 7, at \$27.11 per hour. The motion is seconded by Commissioner Hatch, and the motion passes. Commissioner Hatch mentions that the new car wash in Ephraim has the ability to turn off the brushes in order for patrol cars to go through without damaging antennas or equipment. Motion is made by Commissioner Collard to approve stipend for car wash \$10 and cell phone \$38.00 per month for Deputy Tanner Hutchens. The motion is seconded by Commissioner Hatch, and the motion passes. Sheriff Buchanan explains he is requesting approval for staff to attend an educational conference for behavioral health and addiction professionals. Sheriff Buchanan is requesting approval of eleven attendees to attend the conference. The conference is over-night; the funds that are being requested will cover one night in a hotel, training, food and

travel. Commissioner Bartholomew verifies whether or not the Sheriff's Department will be negatively impacted with that many people being gone at once and the Sheriff verified it would not and the staff members attending are specialty positions that will adjust schedules accordingly. A majority of the staff members attending are interns and the funds will come out of the RSAT grant. Motion is made by Commissioner Collard to approve the ESI Management Group eleven (11) registrations in the amount of \$3,520.00 out of the RSAT Grant. The motion is seconded by Commissioner Hatch, and the motion passes. Motion is made by Commissioner Hatch to approve the payment to Kerry Nielsen in the amount of \$2,100.00 for Wilderness First Aid Class out of the SAR's budget. The motion is seconded by Commissioner Collard, and the motion passes. Sheriff Buchanan reports the Search and Rescue Days event was successful and they can't thank the residents and businesses in Sanpete, as well as outside of the County, enough for their support. The trailer purchase that is being requested will be used for storage and the Safe Night event. The trailer will be paid for with the RCORP Grant. Motion is made by Commissioner Hatch to approve the payment to Wasatch Trailer Sales out of Layton for a 2023 Southland trailer in the amount of \$9,954.91 out of the RCORP Grant. The motion is seconded by Commissioner Collard, and the motion passes. Sheriff Buchanan explains that once the new pay scale was adopted there were a few deputies that wages needed to be adjusted in order for them to be paid more than new hires. The adjustments are to fix the issue of tenured employees wages not being behind employees that have less time and experience. Commissioner Hatch has concerns regarding some of the adjustments and questions the hourly rate that is being proposed due to the fact it is not listed on the pay scale chart. Sargent Keith Jensen explains there are two pay charts; new employees and current. Sargent Jensen goes through the list of employees and states the hourly wage increase for each. Deputy Greenwell will receive an additional \$0.38 an hour, Marisol Najera \$1.69, Jesse Harmon \$2.00, Kallen Cox \$2.35 and James Nielsen \$2.35. Commissioner Hatch and Commissioner Bartholomew were under the impression that all of the adjustments were made in conjunction with the new pay study. The corrections to deputy wages in the jail have all been made; the corrections needed today will address the patrol deputies, with the exception of one more this year. The wage fix for the remaining deputy will be addressed on his anniversary date next month. The sheriff states he has the money in his budget to cover the wage increases. Discussion ensues regarding wages and years of service comparisons. Sargent Keith Jensen states there will only be one wage correction for tier increases next year and one the following year, based on anniversary dates. The adjustments will be very sporadic and not all at once. Commissioner Collard does not see a problem with the proposal's intent to take care of seniority. The corrections were made in the jail and now they should be approved for patrol. Commissioner Bartholomew agrees, he understood the adjustments would be made at the end of the year not in the middle of a budget cycle. Commissioner Bartholomew voices concern as to how the County sustains the increases with additional funds. The sheriff's budget may be able to cover it this year but what about the years ahead. The Sheriff's office has approximately 50 certified employees. Sargent Jensen offers to help the Commission with a long term projected anticipated cost on payroll for reference going forward. Commissioner Hatch questions whether or not the pay charts have gone through the HR department for the County. According to Sargent Jensen the data used came from the pay study which the Auditor has, so his answer is yes. Commissioner Collard feels this needs to be approved in order to retain employees and prevent problems down the road. Commissioner Bartholomew addresses the issue of excessive overtime hours. Sheriff Buchanan states a lot of overtime is due to specialty shifts which is usually covered with reimbursements from different

programs. The issue of being under staffed causes more overtime shifts for the deputies; a shift in the jail or on the road has to be covered. Sargent Jensen has data that he can forward to the Commissioners regarding overtime trends based on events and other factors. Motion is made by Commissioner Collard to approve the compression wage upgrades for patrol officers Deputy James Nielsen, Deputy Kallen Cox, Deputy Jesse Harmon, Deputy Jeff Greenwell and Probation Officer Marisol Najera to \$33.60 an hour to remit future issues with wages. The motion is seconded by Commissioner Hatch, and the motion passes.

LISBETH CARTER: REQUESTING APPROVAL OF A VARIANCE ON WATER ADU REQUIREMENT.

Lisbeth and Eddie Carter are present. Ms. Carter explains they purchased lot 6 in Juniper Springs outside of Spring City in hopes to build their retirement home. They applied for a conditional use permit for their home and barn. At that time, they discovered that even though they have 1.88 acre feet of water, the conversion of that water into the well ends up only being 1.44 acre feet which is short .06 acre feet. The well has been drilled. Ms. Carter explains they would like to build a caretaker barn which would also be an ADU (Accessory Dwelling Unit) prior to the construction of their home. Ms. Carter is requesting a variance based on the low impact her home would have on the resources needed and allow an ADU. They are retired and they will not use as much of the resources compared to a large family. Commissioner Bartholomew states there is water to purchase in order to meet the minimum requirement. Scott Olsen, Building Official explains the conversion of water. The irrigation water is generally used from March until October; when that irrigation water is converted to a well the conversion is based yearly not seasonally which in turn reflects the uneven conversion. Ms. Carter still believes the lower conversion is unfair based on her small household and the fact that she won't have a yard to need additional outside water. Ms. Carter gives different scenarios of household sizes that she could propose to adjust her building plans and none of them would exceed four occupants. Commissioner Bartholomew does not want to start giving variances on water because it sets a precedence. The Commissioners understand that the Carter's have a small household but once the property is sold, years from now, that may not be the case. The Carter's have not had luck finding extra water to buy. Commissioner Collard states he is going to make a motion not because he wants to but because of the rules. The variance process is different than addressing the Commissioners and would need to go before the Board of Adjustments. Mr. Carter wants to know the chances of approval if they were to go through other channels. Scott Olsen states the granting of a variance is possible only if there is a hardship (not self inflicted) that makes it impossible to meet the ordinance requirements. Ms. Carter continues to address the water that she feels was lost in the conversion. The Commissioners explain that is a State issue, not a County issue. Motion is made by Commissioner Collard to deny the variance on the water based on the rules and recommend going through other channels. The motion is seconded by Commissioner Hatch, and the motion passes.

BAR 13 RANCH LLC (REED BARLOW) HAS APPLIED FOR A 4 LOT SMALL (RIF RANCH ESTATES) SUBDIVISION WEST OF CHESTER LOCATED IN THE AGRICULTURE-ZONE. THE 4 LOTS WOULD BE 6.60 ACRES, 6.07 ACRES, 6.025 ACRES AND 8.352 ACRES. PARCEL # S-25969

Steven Jensen presents the agenda item and states the approval was tabled because of the irrigation shares. The owner has a shared well agreement and the irrigation shares will be managed by the home owners association. Once the lots are sold and building permits are requested, the County will require each lot to record the irrigation shares needed to meet the minimum requirement of

one acre feet. All other requirements have been met and were presented at the last Commission meeting. Motion is made by Commissioner Hatch to approve the Bar 13 Ranch LLC; RIF Ranch Estates 4 lot small subdivision west of Chester, parcel #25969. The motion is seconded by Commissioner Collard, and the motion passes. Kevin Daniels will sign the mylar when he returns to the Courthouse later in the day.

KEVIN DANIELS: APPROVAL OF DENTON'S INVOICE IN THE MATTER OF THE BRADLEY CASE.

Kevin Daniels joins via ZOOM. The Commissioners question Mr. Daniels as to why the invoice regarding the Bradley case has a charge for Notice of Election. Mr. Daniels states the charge has nothing to do with elections; it has to do with legal procedures and the amount charged is typical. Commissioner Hatch questions why the County keeps receiving invoices in this matter. Mr. Daniels states the residents keep filing appeals. Motion is made by Commissioner Hatch to approve to pay Denton's invoice in the amount of \$2,571.00 out of the County Attorney's expert witness budget. The motion is seconded by Commissioner Collard, and the motion passes.

APPROVAL TO HIRE TRACY CHRISTENSEN AS A CONTRACTED EMPLOYEE FOR BUILDING INSPECTION SERVICES.

Commissioner Hatch affirms it is appropriate to proceed with the approval of contracting Tracy Christensen as an employee for building inspection services. Scott Olsen addresses the three areas that Tracy Christensen can assist the Building Department; commercial plan review and consultation, commercial and residential inspections and SB185 that requires a third party inspector. Mr. Olsen requests that Mr. Christensen receive \$50.00 an hour. Mr. Olsen explains the building department receives revenue to cover the cost to pay Mr. Christensen. Commissioner Hatch expresses concern regarding the requested hourly wage because the contracted GIS employee only receives \$35.00 an hour. Mr. Olsen explains that the wage is covered by the money collected and he will be using his own vehicle and gas for travel to inspections. Motion is made by Commissioner Collard to hire Tracy Christensen at a rate of \$50.00 per hour with a cap of 20 hours per week, as a contracted employee to review plans, help with inspections and cover the legislative requirement for the Building Department. The motion is seconded by Commissioner Hatch, and the motion passes.

SCOTT OLSEN: CHRIS DAVIS HOME CONSTRUCTION IN AXTELL WITH WATER CONNECTION ISSUES.

Scott Olsen and Chris Davis are present but Mr. Davis is waiting for his contractor, the Commissioners will return to this agenda item once he arrives. Following all other agenda items, this agenda item is addressed. Scott Olsen explains that a red tag was not placed on Mr. Davis' home although he was instructed to do so at the previous meeting. After consulting with the County Attorney it was agreed that before doing so, Mr. Davis should come and talk to the Commissioners regarding his home that is under construction. The concern that Mr. Olsen expressed is that the home is framed but not dried in leaving it exposed for potential weather damage. Mr. Davis and his general contractor are here today to understand what the issue's are and how to address them going forward. Commissioner Bartholomew reads from the last meeting's minutes that addresses the moratorium that was adopted by the Axtell Special Service District in 2021. A moratorium on all water connections was implemented. Axtell did not notify the building department regarding the moratorium and Mr. Davis' lot is in an approved subdivision that had

been previously approved. Kevin Daniels does not see a problem with letting construction continue in order to dry in the home. The owner has a loan on his home. The general contractor contacted the bank to see if they would allow them to close the home with a temporary fix for the water by hauling water to a storage tank until the water situation is rectified. The bank agreed to it. The Davis' have sold their home and have no other options but to finish this home to live in. Their lease is up in October. The subdivision was approved in 2019, two years before the moratorium so the Davis' and the building department were unaware of an issue with building on this lot. Commissioner Hatch states that would have been around the same time that Axtell residents came to the County complaining that they didn't have any water pressure and the new houses were taking all of the water. In order to address the water issue in the interim they could install a 1000 gallon, heated water tank in case they have to get through a winter season. The SSD met recently and Mr. Davis and his contractor attended that meeting. It was stated in the meeting that the water situation would be resolved within a year. The home should be ready for a final by the end of September; if construction continues. Scott Olsen states that Mr. Davis' son has a home on the other lot in the subdivision and was approved to build because his home was built in 2021; they are unsure if the moratorium was in effect at that time but water was connected. The contractor states that he knows of three homes that were built last year in Axtell that were connected to the water. Commissioner Bartholomew questions Mr. Olsen as to whether an occupancy permit can be issued on their home that has a water tank (temporarily) for culinary water. Mr. Olsen believes it can be done with some contingencies in place. Commissioner Bartholomew consults with Mr. Daniels as to whether or not the County could approve a temporary fix. Mr. Daniels believes legally it is ok to proceed but he does have concerns. Mr. Daniels suggests having a bond in place and also questions at what point does this become rewarding non-compliance. Mr. Daniels agrees that a bond in the amount of \$50,000 would be sufficient. The bond will need to be in place at the time of final inspection. Motion is made by Commissioner Hatch to allow them to continue on with the home until such time that there is a final needed and water has not been hooked up to Axtell Special Service District water, the owner will furnish a \$50,000 bond and have a conditional use permit through the zoning department that is to be reviewed every six months, by all parties (which allows a 1000 gallon outside water tank 25 psi) with the understanding the end date is subject to the resolve of the moratorium. The motion is seconded by Commissioner Collard, and the motion passes.

KENLEY STECK: APPROVAL OF SANPETE COUNTY BUSINESS EXPANSION AND STARTUP GRANT RECOMMENDATIONS.

Kenley Steck on behalf of the Sanpete County Economic Board is present. More applications for the business expansion and startup grant have been received, reviewed and the Board has recommendations for approval. Straight Jacket Armory manufactures gun parts and has relocated to Mt. Pleasant. They are requesting funding to build out their showroom and install security camera's in the amount up to \$5,000 (matching funds). Vision Landscapes is requesting up to \$20,000 (matching funds) to purchase equipment attachments and miscellaneous in order to do smaller landscape jobs. Commissioner Hatch recuses himself from voting on the agenda approval because his son owns Vision Landscapes company. Trip Travel is requesting up to \$10,000 (matching funds) for purchase of a used vehicle for a transportation service. Integrated Family Psychiatry is moving in to a building in Gunnison; they are requesting up to \$10,000 (matching funds). The board has received more applications but they are waiting for the replacement of Jenna Draper before they review any more applications. The Sanpete County Chamber and other

resources have helped in getting the word out about the grant. Not all applications are approved; some have been rejected if they do not meet the criteria that has been established. Motion is made by Commissioner Collard to approve the businesses that were listed for the Sanpete County Business Expansion Start Up Grant recommendations. The motion is seconded by Commissioner Bartholomew. Vote by voice; Commissioner Collard yes, Commissioner Bartholomew yes and Commissioner Hatch abstained. Two voted in favor and the motion passes.

APPROVE THE AMENDED RESOLUTION OF THE FEDERAL MINERAL LEASE SPECIAL SERVICE DISTRICT AND SPECIFY HOW THE FUNDS ARE DISTRIBUTED.

Commissioner Hatch states the County Attorney drafted the Resolution for the Federal Mineral Lease Special Service District. Commissioner Hatch reads a statement that was added; “Mineral Lease Funds, only the funds from the Skyline Coal Mine are kept in the Federal Mineral Lease Special Service District all other Federal Lease monies are distributed to the Sanpete County Special Service District 1.” Kevin Daniels made the necessary adjustments to the draft that he received from Commissioner Hatch and the document that is presented is ready for approval. A copy will be printed and signed. Motion is made by Commissioner Hatch to approve amendment to the Sanpete County Federal Mineral Lease Special Service District; the amendment is from Resolution date of 11-7-23 and it specifies how funds are to be distributed out of the special service district to SSD1. The motion is seconded by Commissioner Collard, and the motion passes.

A five minute recess was taken; the recording was paused.

APPOINT ANDY PETERSON TO THE PLANNING COMMISSION BOARD.

Commissioner Hatch explains Rex Brown suddenly resigned from the Planning Commission Board via email. The Board has multiple Board members from the north end of the county. Andy Peterson was recommended and he lives on the south end of the county in Mayfield. Mr. Peterson agreed to serve on the Board. Motion is made by Commissioner Hatch to appoint Andy Peterson to the Planning Commission Board. The motion is seconded by Commissioner Collard, and the motion passes.

APPROVAL OF LYLE YOUNG INVOICE FOR FAIRPARK.

Commissioner Hatch sends a copy of the bid from Lyle Young to the County Clerk via email. Motion is made by Commissioner Hatch to approve the Lyle Young bid for the fab and erect megatron in the amount of \$11,500.00 and \$8,200.00 for removal of the fence behind the roping box and move roping boxes forward; for a total of \$19,700.00 of which \$10,000 of that amount comes out of the Fair budget which was given back to them on the chutes and the rest will come out of the restricted ARPA funds. The motion is seconded by Commissioner Collard, and the motion passes.

LINDA CHRISTIANSEN: APPROVAL TO PURCHASE BALLOT DROP BOX.

Linda Christiansen presents the agenda item. Ms. Christiansen explains the ballot drop box outside of the courthouse has been hit multiple times and it makes it very difficult to remove the ballots during an election. Ms. Christiansen has contacted the State and there are funds to help pay for the ballot box replacement. Commissioner Hatch addresses the issue when the Clerk has received reimbursements in the past the funds do not go back into the Clerk’s budget. Ms. Christiansen has

concerns regarding that issue as well. Commissioner Collard suggests the money for the ballot box come out of the general fund since that is where the reimbursement will go. The other two Commissioners agree that is a great solution. Motion is made by Commissioner Hatch to approve up to \$4,800.00 for a new ballot box to come out of the General Fund with the reimbursement going back to the General Fund. The motion is seconded by Commissioner Collard, and the motion passes.

APPROVAL OF MINUTES

Commissioner Hatch had a couple of typos that needed to be corrected. Commissioner Bartholomew questions whether or not Kevin Daniels has drafted the letter regarding the BLM land grab that was discussed at the last Commission meeting. Motion is made by Commissioner Collard to approve the minutes as amended from March 19th, 2024. The motion is seconded by Commissioner Hatch, and the motion passes.

Motion is made by Commissioner Hatch to go into closed session to discuss pending litigation. The motion is seconded by Commissioner Collard, and the motion passes. Vote by voice is taken: Commissioner Collard votes yes, Commissioner Hatch votes yes, and Commissioner Bartholomew votes yes. The vote is unanimous and the motion passes.

CLOSED SESSION

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

Due to the closed session a motion is made by Commissioner Collard to have Blake continue to work on negotiations for a resolution in this matter of pending litigation. The motion is seconded by Commissioner, and the motion passes.

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

The meeting is adjourned at 4:08 P.M.

ATTEST: 

Linda Christiansen
Sanpete County Clerk

APPROVED: 

Reed Hatch
Commission Vice-Chair