

SANPETE COUNTY COMMISSION MEETING

June 18th, 2024, 2:00 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 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 Officer Derick Taysom. Pledge of allegiance is recited by all.

STACEY LYON: APPROVAL OF CLAIMS; APPROVAL OF FINANCES; APPROVAL TO PAY PICTOMETRY; APPROVAL TO PAY THE DATA CENTER FOR DISCLOSURE NOTICE POSTAGE.

Auditor Stacey Lyon is present. No questions or concerns are voiced regarding claims. Motion is made by Commissioner Hatch to approve payment of claims #358869 through #359000. The motion is seconded by Commissioner Collard. Vote by voice is taken: Commissioner Collard votes aye, Commissioner Hatch votes yes, and Commissioner Bartholomew votes yes. The vote is unanimous and the motion passes. No questions or concerns are voiced regarding the finances. Motion to approve the finances is made by Commissioner Hatch to approve the finances. The motion is seconded by Commissioner Collard, and the motion passes. Ms. Lyon presents an invoice to pay for Pictometry. Motion is made by Commissioner Hatch to approve the payment to Pictometry International Corp. (Eagleview) in the amount of \$33,437.33. The motion is seconded by Commissioner Collard, and the motion passes. Ms. Lyon explains that the County needs to pre pay postage for the disclosure notices. Motion is made by Commissioner Collard to approve the payment of \$9,514.29 to The Data Center out of the Auditor's public notice budget. The motion is seconded by Commissioner Hatch, and the motion passes.

JOHANNA WILLIAMS: DISCUSSION, APPROVAL AND SIGNATURE ON FY 25 IDC GRANT AWARD AGREEMENT; APPROVAL AND SIGNATURE ON MOU BETWEEN IDC AND SANPETE COUNTY.

JoHanna Williams is present. Ms. Williams needs approval of a few agreements. The first one is the new Indigent Defense Agreement with the budget that is exactly the same as last year. The only thing that did change is that payments will need to be paid before July of 2025. Kevin Daniels states that the Administration and two of the attorneys have been great to work with. Mr. Daniels needs to elaborate at another time with Ms. Williams regarding the new attorney that they are still having issues with. Motion is made by Commissioner Hatch to approve and sign the FY 25IDC Grant Award Agreement; the same as last year. The motion is seconded by Commissioner Collard, and the motion passes. The other thing that Ms. Williams is requesting approval is regarding an agreement between the Indigent Defense Commission and the County in regards to reimbursement of funding for child and family services. The funding will go towards the cost for attorneys that represent parents in child and family cases. Mr. Daniels states the Commissioners are good to agree with the terms. Motion is made by Commissioner Collard to approve and sign the MOU between IDC and Sanpete County. The motion is seconded by Commissioner Hatch, and the motion passes. Ms. Williams will send the signed copies back to the County once everyone has signed.

AMY WILLDEN: DISCUSSION AND POTENTIAL APPROVAL REGARDING TAX SYSTEM MOVE.

Motion is made by Commissioner Collard to table the discussion and approval regarding tax system move. The motion is seconded by Commissioner Hatch, and the motion passes.

KEVIN CHRISTENSEN: APPROVAL TO PAY ROAD BASE INVOICE TO TRB ROCK PRODUCTS FOR MAPLE CANYON PARKING LOT.

Kevin Christensen is present. Commissioner Hatch questions whether or not this a new total for the project. Mr. Christensen states that the previous approval is replaced with this new invoice and amount total. Motion is made by Commissioner Hatch to approve the amount of \$5,820.13 for the parking lot in Maple Canyon to TRB Rock Products. The motion is seconded by Commissioner Collard, and the motion passes.

TOM SEELY: APPROVAL TO PAY CHRISTENSEN READY MIX FOR CHIP; APPROVAL TO HIRE CLEAN UP PERSON AND WATER TRUCK PERSON FOR CHIPPING THE LAST WEEK OF JUNE.

Tom Seely is present. Mr. Seely explains that in years past the County Road has never had to spend this much money on chips and they are unable to haul such a large amount in one day. They have eleven days of trucking to do; three of those days they will need to make up seventy percent of the chipping. Motion is made by Commissioner Hatch to approve the three payments to Christensen Rock for chip in the amounts of \$11,187.44, \$28,095.32 and \$30,738.40. The motion is seconded by Commissioner Collard, and the motion passes. Mr. Seely explains that when they have chipped in the past they would hire someone with a truck and a helper. This year Mr. Seely is going to hire a couple kids to help on the water truck and wet chips, the other will help clean up piles or spills. They will not operate any equipment and will rotate responsibilities. Mr. Seely does not have the names to submit; he is asking for approval first. Commissioner Hatch questions whether or not they will be drug tested; Mr. Seely was unaware of that requirement for part time, non-operating machinery positions. The County Attorney states that drug testing has generally been a requirement for any employee that is paid. The positions will only be for one week. Motion is made by Commissioner Collard to approve the hiring of personnel at the current part-time employee scale, pending drug screening results. The motion is seconded by Commissioner Hatch, and the motion passes.

APPROVAL OF RIGHT-OF-WAY EXCAVATION LICENSE FOR ABRAHAM COMPTON TO RUN POWER AT 1241 E 19100 NORTH, MORONI.

Tom Seely is present and has approved the application. This will be along a County road and there is no asphalt. Motion is made by Commissioner Collard to approve the right-of-way excavation license for Abraham Compton to run power at 1241 E. 19100 North, Moroni. The motion is seconded by Commissioner Hatch, and the motion passes.

SHERIFF JARED BUCHANAN: APPROVAL TO PAY SKAGGS FOR TASK FORCE PURCHASES.

Sheriff Jared Buchanan and Task Force Commander Derick Taysom are present. The invoices are for ballistic shields and coats. Commissioner Bartholomew questions whether or not the task force has used the shields in the past. The response from Commander Taysom is no because they have not had shields to use until now. Sheriff Buchanan explains that shields would be helpful in certain situations and gives a description of one particular scenario that took place in the County. Motion is made by Commissioner Collard to approve the payment to Skaggs out of the task force budget

in the amount of \$7,990.00. The motion is seconded by Commissioner Hatch, and the motion passes. The shields that they are purchasing are rifle rated.

DISCUSSION AND POTENTIAL APPROVAL OF BAILIFF CONTRACT.

Kevin Daniels states that the County needs to hold off on approval of the contract because Sanpete County is being taken advantage of by the State. The financial burden that is shown in the contract is not fair to the taxpayers of Sanpete County. Mr. Daniels also states that in statute, the County can not argue the amount of the contract but the County can argue the services that the County will provide for the amount. This is an example of mandated responsibilities by the State that are not funded by the State. The concern is not necessarily regarding the County providing bailiffs for the court rooms. The concern lies with the security guard at the door and to whom is responsible to pay those wages. The County Commissioners agree with the Sheriff and County Attorney that the County should fight the State in regards to clarifying wage paying responsibilities. Mr. Daniels suggest that once he has clarified the law in regards to the County's responsibilities; they will modify the contract and send it back to the State. Motion is made by Commissioner Collard to table. The motion is seconded by Commissioner Hatch, and the motion passes.

JORDAN ALLSOP: APPROVAL OF 2024 CWS PLANS FROM THE PLANS PREVIOUSLY PRESENTED.

Jordan Allsop is present and distributes copies of the CWS Plans to each Commissioner. Mr. Allsop explains that goal #1, Education had been approved previously; he now needs approvals of goals #2 Preparedness, #3 Mitigation and #4 to create Defensible Space. The Commissioners examine the plan details that were provided. Mr. Allsop explains that Goal #4 is specifically on the Sanpitch, on the Sanpete side where some cabins are located. Motion is made by Commissioner Hatch to approve the wildfire participating commitment plan with the goals of #2 preparedness in the amount of \$8,000.00, goal #3 mitigation in the amount of \$59,865.00 and goal #4 in the amount of \$20,000.00 for defensible space. The motion is seconded by Commissioner Collard, and the motion passes.

LONI HAMMOND: REQUEST THAT TOURISM IS NOT PROMOTED ON PRIVATE PROPERTY.

Loni Hammond is present. Mr. Hammond explains that he has concerns as to advertisements regarding ATV trail rides on the Sanpitch mountains; specifically the forest service boundary to Barton's peak. Mr. Hammond does not feel it is right to advertise an area that is largely private property. Mr. Hammond does not follow social media but several individuals have shown him the advertisements that he is referencing. Commissioner Bartholomew understands the concerns that Mr. Hammond has expressed. Commissioner Collard understands as well but if it stops people from traveling open roads he has concern. Mr. Hammond doesn't want to close the roads he wants the County to quit promoting them because it affects a lot of property owners. Kevin Christensen stated that he can minimize promotions of the west mountain as far as Facebook posts but he can't change existing maps. Commissioner Bartholomew suggests to Kevin Christensen that he supply Mr. Hammond with private property, no trespassing signs. Mr. Christensen offers to make signs that state, "public access over private ground" signs and he will even put some of them up for Mr. Hammond. Mr. Christensen will place the signs at the four locations that were discussed. No motion is made.

APPROVAL TO VACATE/ABANDON CLASS D ROADS: 1106 & 251 WITHIN SANPETE COUNTY. THE ROADS TO BE CONSIDERED FOR VACATION RESULT FROM VARIED REQUESTS FOR ROAD REVIEW. THE ROADS LISTED DO NOT REPRESENT EVERY POSSIBLE ROAD POTENTIALLY QUALIFIED FOR VACATION.

Ben Barton could not attend the meeting therefore he joined via phone. The Commissioners asked Kevin Christensen to display the map on the TV screen but the Clerk could not get the devices to connect. The Commissioners ask Mr. Barton to state his position regarding the potential road abandonment. Mr. Barton does not have a strong opinion on road 1106 but he would like to see road 251 abandoned. Commissioner Hatch states 1106 actually shows up on an original plat from the early 1900's; 251 does not. Commissioner Bartholomew explains that the Commissioners met with the Olson's, whom are the property owners of land that the originally platted 1106 road crosses their land. The Commissioners wanted to see if there was a possibility to redirect the road back to the original path and they said no because of the impact on their turkey farm. Motion is made by Commissioner Hatch to abandon 251. The motion is seconded by Commissioner Collard, and the motion passes. Commissioner Collard is ok with the closure of 251 if it goes from the gate of the gravel pit to the east. Discussion ensues regarding if and when the city chooses to annex, Ephraim City can address future roads. Russell Barton will post signs that state, not a through road. Judy Wheeler would like to post no trespassing signs as well. Ms. Wheeler also wants to name her private road and the Commissioners tell her she can do that since it is not a County Road.

LINDA CHRISTIANSEN: APPROVAL TO PAY REVVER INVOICE THAT IS USED BY COUNTY CLERK, ASSESSOR AND AUDITOR.

Linda Christiansen is present. Ms. Christiansen explains this program is where the clerk's office stores marriage licenses, business licenses, commission minutes and all important documents. The Auditor and Assessor offices use the program as well. Motion is made by Commissioner Collard to approve the payment of \$3,300.00 to Revver for the use of the County Clerk, Assessor and Auditor out of the IT Budget. The motion is seconded by Commissioner Hatch, and the motion passes. *The County Attorney had left the meeting and returns. The Commissioners explain the last few agenda approvals.

Zachary Jarman has applied for a 1 lot major subdivision (Jarman Homestead) East of Mt. Pleasant in the RA-2 zone. The subdivision would contain 1 lot of 9.85 acres. Parcel # S-22420X8

Steven Jenson is present. Mr. Jenson explains that this application had been submitted previously by different owners and it had been approved. It was then sold prior to being recorded. The new owners then reapplied. The mylar has been reviewed and approved by the Recorder's office. It was then recommended to the Planning Commission for approval. The owner affidavit has been signed and notarized. The septic tank permit has been obtained. A letter from Mt. Pleasant City power has been submitted stating they will supply power to the subdivision. The Utah Division of Water Rights show they have been approved for four domestic uses using one common well. The State allows seven lots to use one common well. The owners are only seeking approval for one lot at this time but have enough water to develop more lots in the future. This is considered a one lot subdivision due to the close proximity to the Obando subdivision. Discussion ensues regarding a large subdivision that may be coming outside of Spring City. Motion is made by Commissioner Hatch to approve the Jarman Homestead subdivision east of Mt. Pleasant in the

RA2 Zone on parcel # 22420x8, one lot 9.85 acres. The motion is seconded by Commissioner Collard and the motion passes.

ABBY IVORY: APPROVAL OF BUSINESS EXPANSION GRANTS.

Abby Ivory was unable to attend the meeting. Motion is made by Commissioner Collard to approve the Business Expansion Grants for Snow Big Deal in the amount of \$20,000.00 for a trailer for shows, Proteor in the amount of \$15,578.00 for equipment and tooling materials, and Stone General Contracting in the amount of \$7,500.00 to buy a dump trailer which will finish out the available money. The motion is seconded by Commissioner Hatch, and the motion passes.

KEVIN DANIELS: RATIFY APPROVAL TO REHIRE SHEHNOOR GREWAL.

Kevin Daniels is present. The discussion goes around regarding the previous approval and whether or not the specifics were covered. It is agreed that the details were on the previous recording. Motion is made by Commissioner Collard to ratify the rehire of Shehnoor Grewal. The motion is seconded by Commissioner Hatch, and the motion passes.

APPROVAL OF MINUTES

Motion is made by Commissioner Hatch to approve the minutes from June 4th as written. The motion is seconded by Commissioner Bartholomew, and the motion passes. Commissioner Collard abstained because he was not present at the June 4th meeting.

CLOSED SESSION

No closed session was needed.

Commissioner Bartholomew states that there are two items that need to be approved and then they will need to be ratified at the next meeting. The first one is approval to pay the invoice for junior livestock buckles. Commissioner Hatch notices that tax is included on the invoice and questions whether or not it can be removed for the tax exemption. Mr. Daniels does not believe taxes would need to be paid for this service but he is not sure due to the company is out of State. Ms. Christiansen states that generally a tax exemption certificate can be filed for a refund. The amount of taxes on the invoice is approximately 273 dollars. Motion is made by Commissioner Collard to pay for the buckles out of the fair budget in the amount of \$4,668.09 with the possibility of receiving a discount on the tax. The motion is seconded by Commissioner Hatch, and the motion passes. The other item that needs to be addressed is the plumbing for the new building at the fair park. Two bids were received; one from Walker and Sons Plumbing in the amount of \$104,550.00 and the other from Primetime Plumbing in the amount of \$110,000.00. The bids are apples to apples and there is room for modifications if needed. Motion is made by Commissioner Collard to accept the bid from Walker and Sons Plumbing in the amount of \$104,550.00 with the understanding that they are working on an adjustment to the bid. The motion is seconded by Commissioner Hatch, and the motion passes. This will also need to be ratified at the next meeting.

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

The meeting is adjourned at 3:13 P.M.

ATTEST: 

Linda Christiansen
Sanpete County Clerk

APPROVED: 

Scott Bartholomew
Commission Chair