

**GRAND COUNTY COUNCIL**  
**Grand County Council Chambers**  
**125 East Center Street**  
**Moab, Utah**

**March 4, 2014**

The Grand County Council met in regular session on the above date in the Council Chambers of the Grand County Courthouse located at 125 East Center Street, Moab, Utah. Chairman Lynn Jackson called the Council Meeting to order at 4:00 p.m. In attendance were Council Members Lynn Jackson, Gene Ciarus, Jim Nyland, Patricia Holyoak, Ken Ballantyne and Rory Paxman along with Grand County Clerk/Auditor Diana Carroll and Council Administrator Ruth Dillon. Council Member Tubbs was absent. The Pledge of Allegiance was led by Chair Lynn Jackson.

**Approval of Minutes (Diana Carroll, Clerk/Auditor)**

**A. February 18, 2014 (County Council Meeting)**

**MOTION:** Motion by Council Member Gene Ciarus to approve the minutes of the February 18, 2014 Council meeting as presented. Motion seconded by Council Member Patricia Holyoak carried 6 – 0.

**B. February 21, 2014 (County Council Special Meeting: Workshop on Policies and Procedures of the Governing Body)**

**MOTION:** Motion by Council Member Gene Ciarus to postpone action on the minutes of the February 21, 2014 Council workshop until the next meeting. Motion seconded by Council Member Patricia Holyoak carried 6 – 0.

**Ratification of Payment of Bills**

**Approval of Payment of Bills**

**MOTION:** Motion by Council Member Patricia Holyoak to approve payment of bills presented in the amount of \$496,394.37. Accounts payable check numbers 82165 – 82336 totaling \$344,405.16 and payroll in the amount of \$151,989.21 confirming all bills presented were within budgeted appropriations. Motion seconded by Council Member Rory Paxman carried with a 6 – 0 roll call vote.

**Council Administrator Report**

Council Administrator Ruth Dillon reported attended recent trainings and has setup a joint City/County meeting for March 28, 2014.

**Agency Reports**

**C. 2013 Moab to Monument Valley Film Commission Report (Tara Penner, Director)**

As required in an established Interlocal Agreement between Moab City and Grand County, Tara Penner updated Council Members on future activities planned for Moab to Monument Valley Film Commission.

Council Member Ciarus requested a meeting with Tara regarding The County Seat Program.

**Presentations**

**D. Introduction of John Foster, Director, Dan O'Laurie Museum of Moab (Dave Vaughn, Historical Preservation Commissioner)**

Postponed until next meeting.

**E. Citizen Presentation Requesting Support for Forest Legacy Funding through Forestry, Fire and State Lands for a Conservation Easement in Order to Preserve approximately 541 Acres on the East Slope of the La Sal Mountains (Sue Bellagamba, Canyonlands Regional Director and Glenna Thomas, Citizen and Property Owner)**

Property owner Glenna Thomas requested a letter of support from Grand County for a Forest Legacy Conservation Easement to protect her property and maintain the integrity of the area. Funding for the Forest Legacy Program is through the Utah Department of Natural Resources, Division of Forestry, Fire and State Lands.

Consideration of the letter of support will be on the next Council agenda.

#### **Discussion Items**

F. Calendar Items and Public Notices (KaLeigh Welch, Council Office Coordinator)

#### **General Business- Action Items- Discussion and Consideration of:**

**G. Approving Contract Award for Audio System Upgrade (Matt Cenicerros, Information Technology Manager)**

**MOTION:** Motion by Council Member Ken Ballantyne to approve the contract award to Intermountain Media Systems for the Audio Upgrade of the Council Chambers and authorize the Chair to sign all associated documents. Motion seconded by Council Member Jim Nyland carried 6 – 0.

**H. Approving Contract Award for Video Conferencing System (Matt Cenicerros, Information Technology Manager)**

**MOTION:** Motion by Council Member Jim Nyland to approve the contract award to Intermountain Media Systems for the Video Conferencing System in the Council Chambers and authorize the Chair to sign all associated documents. Motion seconded by Council Member Rory Paxman carried 6 – 0.

**I. Approving Proposed Office Lease Agreement with SkyWest Airlines (Kelly Braun, Airport Manager)**

**MOTION:** Motion by Council Member Rory Paxman to approve the proposed Office Lease Agreement to enter into a 2 year lease with SkyWest Airlines and authorize the Chair to sign all associated documents. Motion seconded by Council Member Jim Nyland carried 6 – 0.

**J. Approving Proposed Professional Services Agreement with Armstrong Consultants for Runway and Taxiway Rehabilitation (Kelly Braun, Airport Manager)**

**MOTION:** Motion by Council Member Rory Paxman to approve the Professional Services Agreement with Armstrong Consultants for UDOT Project 149629 for runway and taxiway rehabilitation and authorize the Chair to sign all associated documents. Motion seconded by Council Member Jim Nyland carried 6 - 0.

**K. Approving Approximately \$13,000 in Expenditures from Airport Capital Project Fund 56 for Canyonlands Field Terminal Improvements (Kelly Braun, Airport Manager)**

**MOTION:** Motion by Council Member Rory Paxman to approve the expenditure of approximately \$13,000 from the Airport Capital Project Fund 56 for terminal improvements and authorize the Chair to sign all associated documents. Motion seconded by Council Member Patricia Holyoak carried 6 – 0.

**L. Approving Proposed Marketing Agreement with Financial Marketing Concepts, Inc., "FMC" a Florida Corporation, d/b/a the Coast2Coast Rx in Offering a Discount Prescription Card to the Employees and Residents of Grand County (Orlinda Robertson, Human Resources Director)**

**MOTION:** Motion by Council Member Ken Ballantyne to approve the marketing agreement with Financial Marketing Concepts, Inc. hereinafter "FMC" a Florida corporation, d/b/a the Coast2Coast Rx in offering a discount prescription card to the employees and residents of Grand County, and authorize the Chair to sign all associated documents. Motion seconded by Council Member Jim Nyland carried 6 -0.

**M. 1) Approving Consent to the Completion by the BLM and SITLA of a Land Exchange, Authorized by the Utah Recreational Land Exchange Act of 2009, upon Conclusion of the BLM's 45-Day Public Written Protest Period which began February 10, 2014; 2) Approving Waiver of a Coinciding Advance 60-Day Notice to the Governor and Affected Political Subdivisions of the State (Ruth Dillon, Council Administrator)**

**MOTION:** Motion by Council Member Ken Ballantyne to approve consent to the completion by the BLM and SITLA of a land exchange, authorized by the Utah Recreational Land Exchange Act of 2009, upon conclusion of the BLM's 45-day public written protest period which began February 10, 2014. Since there is no intention from the County to file a protest in connection with the BLM's decision to complete the exchange, motion also includes waiving the coinciding advance 60-day notice to the Governor and affected political subdivisions of the State, as requested by the BLM, such notice required by the Federal Land Policy and Management Act (FLPMA) and Code of Federal Regulations (CFR), and authorize the Chair to sign all associated documents. Motion seconded by Council Member Rory Paxman carried 6 – 0.

### **Consent Agenda- Action Items**

**N. Ratifying Vice Chair's Signature on Letter of Support for Development of the Utah State University-Moab Campus**

**O. Ratifying Chair's Signature Approving Replacement Letter to Utah Department of Environmental Quality, Division of Solid and Hazardous Waste for Closure and Post-closure Costs Financial Assurance for the Klondike and Moab Landfills**

**P. Ratifying Chair's Signature Approving High Country Signs and Outdoor Advertising, LLC Billboard Contract for Moab Area Travel Council, March 1, 2014 through March 1, 2016, in the Amount of \$8,160.00**

**Q. Ratifying Chair's Signature Approving Promotional Agreement Between KGW News Channel 8 and Grand County for Moab Area Travel Council in the Amount of \$1,650.00**

**R. Ratifying Chair's Signature on Memorandum of Agreement with Utah State Library Division Providing for Community Library Enhancement Funds (CLEF), with No Match Required, for the Development of Local Public Library Services**

**S. Ratifying Chair's Signature on Independent Contractors Agreement with Spanish Valley Pest Control for Spraying of Inside and Outside of County Facilities in the estimated amount of \$1,620.00 per year, effective March 1, 2014 through March 1, 2016**

**T. Ratifying Chair's Signature on Independent Contractors Agreement with State Fire DC Specialties for Fire Suppression Services in the estimated amount of \$4,300.00 per year, effective March 1, 2014 through March 1, 2016**

**U. Ratifying Chair's Signature on Independent Contractors Agreement with Moab Heat-N-Cool for Service and Maintenance of Heating, Ventilation and Air Conditioning (HVAC) Systems of Major County Buildings in the estimated amount of \$2,200.00 per year, effective March 1, 2014 through March 1, 2016**

**V. Ratifying Chair's Signature on Building Permit Application for Remodel at Canyonlands Field**

**MOTION:** Motion by Council Member Jim Nyland to approve the Consent Agenda as presented and authorize the Chair to sign all associated documents. Motion seconded by Council Member Rory Paxman carried 6 – 0.

### **Public Hearings- Possible Action Items**

**W. Public Hearing to Hear Public Comment on a Proposed Resolution Approving a Conditional Use Application for an Environmental Education Center for Canyonlands Field Institute Located at 1246 South Van Pelts Roads off State Route 128, Formerly Taylor Ranch (Krissie Braun, Community Development Director)**

Read into the record the Grand County Land Use Code and General Plan both as amended to date. The application is jointly submitted by Canyonlands Field Institute (project developer and lessee) and Palladium Foundation (property owner). Project representatives are Karla VanderZanden, Canyonlands Field Institute Director and Dave Bierschied, Canyonlands Field Institute Board of Trustees. The site consists of approximately 40 acres zoned Range and Grazing (RG), formerly part of Taylor Ranch. The property is located off of County Road 233, approximately 20 miles northeast of the US Hwy 191 and ST 128 intersection.

The applicant is requesting a Conditional Use Permit for an Environmental Education Center which includes 15 structures. The Grand County Planning Commission reviewed the subject application in a public hearing on February 12, 2014.

Karla VanderZanden read a letter which represented the Wilson family intentions for CFI. Others speaking on behalf of the project were Landscape Architect Kalen Jones, CFI Operations Director Dave Montgomery, Set Engineer Jeff Pillus, and CFI Board Member Dave Bierschied.

The Public Hearing opened at 6:15 p.m.

Grand County Middle School Principal Melinda Snow spoke in support of the CFI program.

Resident Dave Cozzens spoke of his concern regarding the site of a Cooper's Hawk nest on the property. Dave also expressed concern that the special designation to allow the project was done underhandedly.

Attorney Steve Russell spoke on behalf of neighboring property owners Peter and Ann Lawson. Several issues with the proposed Conditional Use Permit were addressed and the property owners requested the County Council either deny the application or send it back to the Planning Commission for further review.

Nearby property owner John Hauer spoke in favor of the project.

Margaret Hopkins read a letter from Ann Wilson supporting the project.

Teresa Butler spoke in favor of the project.

Attorney Janelle Bauer, representing neighboring property owner David Livermore spoke in opposition to the project addressing issues contained in written comments presented to Council Members.

Janie Tuft spoke in support of the CUP application.

Jason Taylor representing Utah Guides and Outfitters spoke in support of CFI and the educational support they provide.

Dave Bierschied, a 6 year supporter of CFI, spoke in favor of the project and requested the County Council take action tonight.

CFI Sales Manager & Scheduler Stacy Diezelsky spoke in support of the project and also stated that this is a small scale project with 3 schools scheduled in May and 2 in September.

Resident Dave Cozzens noted that a Cooper's Hawk with babies will not allow visitors near her nest.

**MOTION:** Motion by Council Member Jim Nyland to suspend the rules and take action at this meeting. Motion seconded by Council Member Ciarus carried 6 – 0.

**MOTION:** Motion by Council Member Jim Nyland to approve the Conditional Use Permit for an Environmental Education Center for Canyonlands Field Institute subject to the condition that the existing agricultural building and staff RV trailer be reviewed at the issuance of the building permit and authorize the Chair to sign all associated documents. Motion seconded by Council Member Paxman carried 6 - 0.

**Closed Session(s)** (if necessary)

**MOTION:** Motion by Council Member Rory Paxman to enter Closed Session at 7:00 p.m. to discuss Deployment of Security Personnel, Devices or Systems. Motion seconded by Council Member Gene Ciarus carried 6 – 0. Present were: Council Members Jackson, Holyoak, Paxman, Ciarus, Ballantyne and Nyland, County Attorney Andrew Fitzgerald, County Clerk/Auditor Diana Carroll, Sheriff Steve White, Council Administrator Ruth Dillon and Danalee Welch-Gerber.

**MOTION:** Motion by Council Member Rory Paxman to end the Closed Session at 7:15 p.m. Motion seconded by Council Member Ken Ballantyne carried 6 – 0.

### **General Council Reports and Future Considerations**

Council Member Nyland gave an update on OSTA ball field project.

Council Member Ciarus will attend the upcoming Envision Utah meeting.

Council Member Jackson will have a draft letter to Uintah County for Council consideration at the next Council meeting.

Council Member Paxman attended Airport and Weed board meetings and relayed that a citizen thanked the County for sweeping bike path.

Council Member Holyoak reported that the USU Campus is now a go deal.

### **Adjourn**

The meeting was adjourned at 7:40 p.m.

**ATTEST:**



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Diana Carroll, Grand County Clerk/Auditor

  
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Grand County Council Chair