

## **COMMISSION MEETING MINUTES**

**September 16, 2024**

The regular meeting of the Juab County Commission was held September 16, 2024, 10:00 a.m. at West Desert High School, 440 Snake Valley Rd, Partoun, UT.

Perry Davis-----County Attorney (excused)  
Clinton Painter-----Commissioner  
Marty Palmer-----Commissioner  
Marvin Kenison-----Commissioner  
Carla Whiting-----Chief Deputy Clerk/Auditor

Others present: John Crippen, Janet Latimer, Nichole Anderson, Wendy Eagle, Craig Higley, Barbara Mumm, Carl Terry, JoAnn Terry, Kyle Wilson, Debbie Zirbes, Kade Tedder, Brent Boswell, Brian Christensen, Kayla Christensen, Ed Alder, Derell Anderson, Earl Lewis, Bill Alder, Wade Terry, Beth Anderson, Robert Sims, Franci Sims.

Chairman Palmer welcomed all in attendance. Commissioner Palmer offered a word of prayer. Ed Alder led us in the Pledge of Allegiance.

Commissioner Kenison made a motion to accept the minutes from September 3, 2024. Commissioner Painter seconds the motion, no opposition, motion carries. All voted in favor.

Debbie Zirbes came before the commissioners to ask them to consider changing the fee schedule for the recorder's office. She would like to add a new fee for when entities would like to purchase the digital copies of the maps. She is asking for it to be \$40 a lot in a subdivision and \$30 a lot for minor split. This fee is to help cover the cost that the county has to pay to add or change our digitized maps with new construction or to subdivide property. Commissioner Painter made a motion to modify the fee schedule to \$30 minor split and \$40 for subdivision for the County Recorder's Office fees. Commissioner Kenison seconds the motion, no opposition, motion carries. All voted in favor.

Debbie Zirbes also said that she has received a \$28,000 grant. The grant is going to be used to reset the corners in the Partoun area. There will be surveyors in the area in October doing that work. She said that the Trout Creek area will be surveyed next year. Debbie also said that the Goshute Reservation has never been marked and so that will also be part of the surveying work that will be done this year.

Kade Tedder came before the commission to ask for approval for realignment of the railroad crossing north of Mona Reservoir. He said they are trying to realign it and straighten the road out rather than have a sharp turn, dog leg, in it. This road is southwest of where the boys' home is located north of Mona. The engineering fees are estimated to be \$28,000. There are currently two grants that could be used towards this work on the railroad crossings. Each grant is \$50,000. One was from last year and the other for this year. Kade said that this will make it safer for crossing. The work is projected to start in 2025-2026. This amount is just for the engineering work to get the project started. Commissioner Painter made a motion to approve the engineering fees for 5000 N railroad crossing not to exceed \$28,000 and is under a grant. Commissioner Kenison seconds the motion, no opposition, motion carries. All voted in favor.

Kade then presented an application for a FLAP (Federal Lands Access Program) for Highway 148. He said this grant is a program that provides funds to improve transportation to facilities that are located on or adjacent to or provides access to federal lands, such as the sand dunes. He said they have already worked on one section of the road from HWY 6 to the entrance of the sand dunes and this would be on Hwy 148 to Hwy 6, to continue the same road. This is in preparation to apply for the FLAP grant. Commissioner Kenison made a motion to apply for the grant to proceed to work on the road if we get funding. Commissioner Painter seconds the motion, no opposition, motion carries. All voted in favor.

There was not a representative from the Sheriff's Office. Due to a time limit on the grant. John Crippen spoke for them. John stated that Drake Underwood has spoken to him about amending his budget to be able to use the grant money to purchase a truck. Commissioner Painter did state that there are only a limited number of items that this grant money can be used for. John was unsure of the exact amount of the purchase. He contacted Drake and was told that the amount was \$85,000. Commissioner Kenison stated that the truck they would like to purchase is for emergency management, which is more equipped than normal deputy vehicles. Commissioner Kenison made a motion to approve that as long as it comes from grant funds and does not exceed \$85,000. Commissioner Painter seconds the motion, no opposition, motion carries. All voted in favor.

Commissioner Kenison said that he spoke with Travis Kenison prior to the meeting. Travis requested that the commissioner look at their fee schedule for special events. The Sheriff's Department needs to start charging for some of these fees at the special events to help with their budget. Commissioner Painter made a motion to table this discussion until the Sheriff's Office can be present. Commissioner Kenison seconds the motion, no opposition, motion carries. All voted in favor.

Commissioner Palmer next opened it up for public comment for 3 minutes each:

Barbara Mumm stood and wanted to request that the commissioners consider adding another road crew member to help maintain the roads out in the Partoun/Callao area. She also requested a water truck with a packer behind it. She said there is more traffic lately and it is causing the roads to become more washboardy. She said that the current road crew in the area are doing a great job, but they need more help. She would like to see if there is a better way to help keep the roads in good repair. She also stated that the roads are causing issues with the vehicles in the area as well because of how rough they are.

Bob Sims asked a question to the Commissioners about immigrants coming to the area and if they are aware of how many are coming to the area? Commissioner Painter stated that he has not heard from the Sheriff's Office that they have seen a big fluctuation or any issues with this in our area. Derek from Senator Lee's Office was at the meeting and stated that they were not aware of any issues with immigrants coming to Juab County. He stated that in Salt Lake County there has been an influx in various communities and it has caused some strain in those areas.

Barbara Mumm then asked the commissioners if there is anything that can be done at Green Haven. The trailers have started to breakdown and are blowing away in the wind. She states that it is an eyesore. It is on private property. Commissioner Painter stated that they could speak with the County Attorney to see if there was anything legally that could be done. John Crippen did mention that if the trailers were taken to the landfill titles would be required before they could be accepted. It was stated by one of the citizens that they would be unsafe to pull the trailers and that it would be better to do a controlled burn on them. It was then discussed if there could be a controlled burn for training purposes

and John Crippen stated that the fire department would need to be involved. Ed Alder stated that due to the chemicals that will be released when burning the trailers the fire department has not allowed that in the past.

Janet Latimer stood before the commissioners and stated that there needs to be a fence placed around the Partoun landfill. She stated that the garbage and debris was blowing all over the desert and not only is it an eyesore, but it is polluting the area. Commissioner Palmer asked the size of the property. The answer was not readily available and would need to be looked into. Ed Alder stated there has been an issue with the garbage blowing for years. He said in the past there was an agreement with the county to hire high school age kids to clean up the garbage. This hasn't been done for a while. Ed also states that he doesn't believe that the fence will keep the garbage in, it just needs to be cleaned up to keep it from blowing all over. Commissioner Painter said he remembers when the high school kids used to do that. All the commissioners agreed they liked the idea of having them do that. Janet Latimer said she would talk to the student counsel at the high school and get in touch with Commissioner Painter to work out the details of that. Commissioner Palmer asked who owns the land and the citizens were unsure. Debbie Zirbes said she could look it up on the maps and find out.

Ryan Christensen stood and asked the commissioners whose responsibility is the dump? The way he has understood after talking to other county officials it is not the County's responsibility to take care of it. He would like to know if there is a way to hire someone part time to take care of the dump in Partoun and Callao to keep it cleaner. John Crippen said that the landfill is run 100% by fees and most landfills are private entities. No tax money goes towards the running of the landfill. He stated that unfortunately there are not great solutions because of funding constraints. One citizen stated that he would like to see if someone could salvage the metal out of the garbage and maybe use some of that money to subsidize things. Commissioner Painter said that he would like to have Barbara Mumm compile some ideas and get them to him and he can get them to the JRDA board.

Ryan Christensen then asked if there is any money from the Air Force for the Pony Express Road to get that fixed due to the increased traffic on that road. He said that in the past he had talked to the Air Force, and he was told that when the Air Force took over possession of the 500,000 acres near that road and closed the cut off through Dugway Proving Grounds, there was a deal in place that some money was supposed to be put into the alternate route which would be the Pony Express Road. He states that there are a lot of spots on that road that are too narrow to have traffic going both ways. Commissioner Painter said he remembers when that happened when Orin Hatch was in office, but he cannot remember a lot of details. He said he will look into it to find out more information. John Crippen asked how close the road is to the federal property because there are grants that we could apply for to fix up the roads that are within 5 miles of federal property. Commissioner Painter asked Kyle Wilson from Congresswoman Maloy's office to help look into this issue.

Nichole Anderson said that near her home there is a very sharp turn that she feels is not safe because it is very steep. Commissioner Palmer said he would like to look at the corner after the meeting and speak with the road department about it. He will then follow-up with Nichole about it.

There was a citizen that stated he has a water truck and would like to volunteer to help the county get the roads fixed because he is tired of the roads in the condition they are. He said that the roads were graded a week ago and they are already full of washboards. Another citizen spoke up stating that there are a lot of people that live in the area that would like to volunteer to help with the roads.

**Other Business:**

Commissioner Painter made a motion to approve the Juab County bills as presented. Commissioner Kenison seconds the motion, no opposition, motion carries. All voted in favor.

John Crippen approached the commissioners to present three personnel action forms. One was for longevity increase for Klay Allinson who has reached his 20-year mark with the road department. Commissioner Painter made a motion to approve the longevity increase. Commissioner Kenison seconded the motion, no opposition, motion carries. All voted in favor.

The second personnel form is for Elijah Crump with the EMS department as a prn employee. Commissioner Kenison made a motion to approve Elijah. Commissioner Painter seconded the motion, no opposition, motion carries. All voted in favor.

The third personnel form is for Landon Howard in the EMS department who is moving from prn status to full time. Commissioner Kenison made a motion to approve Landon. Commissioner Painter seconded the motion, no opposition, motion carries. All voted in favor.

The commissioners were presented with the 2<sup>nd</sup> quarter financial report that had been compiled by County Clerk Tanielle Callaway. They reviewed it. Commissioner Painter made a motion to accept the 2<sup>nd</sup> quarter financial report as presented by the County Clerk. Commissioner Kenison seconded the motion, no opposition, motion carries. All voted in favor.

Commissioner Palmer presented a consideration to change commission meeting location on November 4, 2024 from Juab County Building to Mona Utah. Commissioner Painter made a motion to move the November 4, 2024 commission meeting to Mona, Utah at 10:00 am. Commissioner Kenison seconded the motion, no opposition, motion carries. All voted in favor.

Commissioner Painter stated that our current rental agreement dictates that insurance is required at the following: general liability \$3 million per occurrence or \$5 million aggregate. He states that after talking with the insurance agent it is excessive for general events. He recommends that it be changed to \$1 million per occurrence and \$3 million aggregate. He said this is in relationship with equine events specifically. Big high-risk events, such as truck pulls, will still require the higher \$5 million aggregate. Commissioner Painter made the motion that the changes as recommended by the insurance agent be made. Commissioner Kenison seconded the motion, no opposition, motion carries. All voted in favor. Commissioner Painter stated that County Attorney, Perry Davis, will be asked to make those changes in the agreement.

Jamie Garrett had sent a paper to the meeting to ask the commissioners to consider signing. It is the annual building fee waiver for the Mt Nebo FFA. They help the fair throughout the year to pay in-kind for the building fee. This form is to approve them to do that again this year. Commissioner Painter made the motion that the building fee be waived in trade for the service they provide the fair committee. Commissioner Kenison seconded the motion. No opposition, motion carries. All voted in favor.

Commissioner Palmer then told those in attendance about the upcoming truth in taxation. He wanted to have the opportunity to explain this to the citizens in the area. He said that this is not to raise the taxes but to maintain the rate that we have. He said that many other counties do this every year to maintain the rate, so we don't have our tax rate go down and lose taxes. He said in 1997 our tax rate was 0.003267 and our tax rate today is 0.001947 so our tax rate has gone down a third. He said that if

we do not do truth in taxation every year, we do not get to maintain the rate. He did state that there will be an open meeting in Nephi coming up. Commissioner Painter further explained the need for truth in taxation yearly and being able to capture the new growth each year. John Crippen explained the importance of capturing the new growth and maintaining the rate because of the increased pull on the tax dollars due to increased population. Commissioner Palmer said there are 9 class 4 counties in the state and Juab is the second to lowest tax rate.

Barbara Mumm did ask the commissioners to consider having more than one meeting in Partoun a year.

Commissioner Painter made a motion to adjourn the open meeting. Commissioner Kenison seconds the motion, no opposition, motion carries. Roll Call: Commissioner Kenison: Aye, Commissioner Painter: Aye, Commissioner Palmer: Aye. All in favor.  
Meeting adjourned.

ATTEST: Tanielle Callaway  
Tanielle Callaway  
Juab County Clerk/Auditor

APPROVED: Marty Palmer  
Marty Palmer  
Commission Chair