

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

**September 2, 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, Rory Paxman, Elizabeth Tubbs, Patricia Holyoak, and Jim Nyland along with Grand County Clerk/Auditor Diana Carroll and Council Administrator Ruth Dillon. Council Member Ken Ballantyne was absent. The Pledge of Allegiance was led by Chair Lynn Jackson.

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

- A. August 5, 2014 (County Council Meeting), Postponed from August 19, 2014**
- B. August 19, 2014 (County Council Meeting)**
- C. August 26, 2014 (County Council Special Meeting: Budget & Planning Workshop)**
- D. August 29, 2014 (City-County Council Joint Meeting)**

**MOTION:** Motion by Council Member Gene Ciarus to postpone action until the next meeting. Motion seconded by Council Member Rory Paxman carried 6 – 0.

**Approval of Payment of Bills**

**MOTION:** Motion by Council Member Patricia Holyoak to approve payment of bills presented in the amount of \$497,514.94. Accounts payable check numbers 84497 - 84654 totaling \$331,117.57 and payroll in the amount of \$166,397.37 confirming all bills presented were within budgeted appropriations. Motion seconded by Council Member Rory Paxman carried 6 - 0 by roll-call vote.

**Citizens to Be Heard**

Kim Call explained the placement of the cardboard cut-outs of citizens who would attend the Council Meeting if they could.

Carol (last name) spoke regarding the columbarium issue at the Cemetery.

Chris Baird spoke to the August 5 Council meeting and the requests to be heard.

*Council Member Ballantyne arrived at this time.*

**Discussion Items**

- E. Discussion on Contributing Funding for a US-191 Corridor Study from Moab South through Spanish Valley to Blue Hill to Review Existing and Future Traffic Volumes, Existing Street Connections and Other Access Points, and Review Future Needs Along this Section of US-191 (Robert Dowell, Region 4 Traffic Operations Engineer, Utah Department of Transportation)**

Robert Dowell, UDOT Region Four Traffic Operations Engineer, presented information regarding a proposed study that would review existing and future traffic volumes, existing street connections and other access points, and review future needs along the section of US-191 from Moab south through Spanish Valley to Blue Hill (approximately MP 112 to MP 124). UDOT is asking local governments to participate financially as well as provide input during the process. San Juan County has committed \$10,000 to the study, which is the amount requested of both Grand County and Moab City.

San Juan County resident Kiley Miller requested the study include the area to the top of Blue Hill.

**F. Discussion on Utah Department of Transportation's "Grand County to Uintah County Connection - Final Feasibility Study" (Dave Nazare of HDR Inc)**

Dave Nazare presented information contained in the Grand County to Uintah County Connection – Final Feasibility Study to examine the engineering feasibility of a roadway connection between I-70 in Grand County and Seep Ridge Road in Uintah County. The study examined three possible alternatives for the connection. The report describes the potential obstacles that could be encountered in terms of technical design, constructability, drainage, right-of-way acquisitions, environmental impacts, future maintenance and expected construction costs. The proposed design criteria would meet UDOT standards and have a total right-of-way width of 150 feet. Expected cost ranges were developed from Seep Ridge Road actual construction costs.

**G. Discussion on Potential Response to Bureau of Land Management's Proposed Supplementary Rules for Public Lands in Southeastern Utah (Council Member Ciarus)**

The BLM Utah Canyon Country District is seeking public comment on proposed supplementary rules for public lands in the Moab and Monticello Field Offices. The proposed rules include camping, motor vehicle use, mountain biking and campfires. Council Members presented questions to use, along with the map provided, to produce a comment letter.

**H. Discussion on Calendar Items and Public Notices (Ruth Dillon, Council Administrator)**

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

*The agenda was amended to address Item J at this time.*

*Council Member Tubbs was excused at 5:45 p.m.*

**I. Approving Proposed Resolution for a Replat of Lots 67, 68, & 69 of the Government Lots Subdivision (Community Development Department Staff)**

This application is submitted by the property owners, Mark and Janie Williamson. The applicants are requesting a replat of lots 67, 68 and 69 by combining the lots for the purpose of creating a single larger parcel for commercial use. The property is located on Highway 191 within the Governmental Lots subdivision. The subject is zoned Highway Commercial.

**MOTION:** Motion by Council Member Jim Nyland to approve the proposed resolution for a replat of lots 76, 68 and 69 of the Government Lots Subdivision as submitted and authorize the Chair to sign all associated documents. Motion seconded by Council Member Ken Ballantyne carried 6 – 0.

**J. Approving Emergency Funding for Thompson Springs Special Service Fire District for Sewer Service Repairs and Upgrades (Mark Marcum, Thompson Springs Fire Chief)**

**MOTION:** Motion by Council Member Jim Nyland to approve emergency funding from the TRCC funds not to exceed \$9,999.00 for Thompson Springs Special Service Fire District for sewer service repairs and upgrades and authorize the Chair to sign all associated documents. Motion seconded by Council Member Elizabeth Tubbs carried 7 – 0.

**K. Approving Proposed Response Letter to the Environmental Protection Agency Regarding the Proposed Rule Defining the Scope of Waters Protected Under the Clean Water Act and Approving up to \$150.00 in Discretionary Funds to Sevier County (Council Member Ciarus)**

Council Member Ciarus presented background information regarding the proposed new administrative rule by the U.S. Environmental Protection Agency (EPA) and U.S. Army Corps of Engineers regarding the definition of "Waters of the United States".

**MOTION:** Motion by Council Member Gene Ciarus to approve the proposed response letter to the Environmental Protection Agency regarding the proposed rule defining the scope of waters protected under the clean water act and approve spending \$150.00 of Discretionary Funds and authorize the Chair to sign all associated documents. Motion seconded by Council Member Rory Paxman. Council Member Gene Ciarus reiterated the importance of this study and its impact. Motion carried 6 – 0.

**L. Approving Proposed Letter to Moab City Granting Permission for an Event at Star Hall to Use Adjacent County Lawn for the Use of Alcohol Sales and Consumption (Ruth Dillon, Council Administrator)**

**MOTION:** Motion by Council Member Ken Ballantyne to approve the proposed letter to Moab City granting permission for 5Point Film to use the adjacent county lawn for the use of alcohol sales and consumption and to authorize the Chair to sign all associated documents. Motion seconded by Council Member Rory Paxman carried 5 – 1 with Council Member Nyland opposed.

**M. Approving Proposed Revision to the Employee Policies and Procedures Manual (Diana Carroll, Clerk /Auditor)**

**MOTION:** Motion by Council Member Gene Ciarus to postpone the proposed revision indefinitely. Motion died for lack of a second. **MOTION:** Motion by Council Member Ken Ballantyne to postpone action on the proposed revision to the Employee Policies and Procedures until the October 21, 2014 Council Meeting. Motion seconded by Council Member Patricia Holyoak carried 6 – 0.

**Consent Agenda- Action Items**

**N. Ratifying the Chair's Signature on Utah Department of Corrections Contract Amendment for Minimum Jail Standards**

**O. Ratifying the Chair's Signature on a Cooperative Grant Agreement with Forestry, Fire and State Lands for Treatment of Tamarisk and Russian Olive Stumps along the Colorado River, in the Grant Amount of \$3,000.00**

**P. Ratifying the Chair's Signature on a 2014 Campaign Plan with Clear Channel Outdoor for the Moab Area Travel Council in the Amount of \$12,000.00**

**Q. Ratifying the Chair's Signature on an Advertising Contract with Grand Canyon Journal for the Moab Area Travel Council in the Amount of \$7,995.00**

**R. Ratifying the Chair's Signature on a Marketing Contract with Power Play Marketing for the Moab Area Travel Council in the Amount of \$4,500.00**

**S. Ratifying the Chair's Signature on a 5-Year Lease Agreement with Pitney Bowes for the Moab Area Travel Council in the Total Amount of \$19,594.80**

**T. Ratifying the Chair's Signature on a Production Contract with Lamar for the Moab Area Travel Council in the Amount of \$1,665.11**

**U. Ratifying the Chair's Signature on a Advertising Contract with Lamar for the Moab Area Travel Council in the Amount of \$18,720.00**

**V. Ratifying the Chair's Signature on a Tourbook Advertising Insertion Order with AAA for the Moab Area Travel Council in the Amount of \$8,296.00**

**W. Ratifying the Chair's Signature on a Contract with Reagan Outdoor Advertising for the Moab Area Travel Council in the Amount of \$13,650.00**

**MOTION:** Motion by Council Member Jim Nyland to approve the Consent Agenda as submitted. Motion seconded by Council Member Ken Ballantyne carried 6 – 0.

**Public Hearings- Possible Action Items**

**X. Public Hearing to Hear Public Input on Proposed Participation in the National Flood Insurance Program (NFIP), Adopting the Flood Damage Prevention Ordinance and Resolution Required to Join the NFIP (Jeff Whitney, Building Official)**

Grand County Building Official Jeff Whitney presented the proposed Ordinance and Resolution with minor corrections to the documents. There were no comments and the public hearing was closed.

**MOTION:** Motion by Council Member Gene Ciarus to set aside the normal procedure to consider action at this meeting. Motion seconded by Council Member Ken Ballantyne carried 6 – 0.

**MOTION:** Motion by Council Member Gene Ciarus to approve the application for participation in the National Flood Insurance Program (NFIP), and to adopt the Flood Damage Prevention Ordinance and Resolution

required to join the NIFP and authorize the Chair to sign all associated documents. Motion seconded by Council Member Ken Ballantyne carried 6 – 0.

**General Council Reports and Future Considerations**

Council Member Ballantyne gave a report from MMAD that there were no reports of West Nile Virus in Grand County this year.

Council Member Ciarus attended the CCP meeting in Bluff.

Council Chair Jackson received a letter from BLM inviting participation as a consulting party in the preparation of travel management planning. Also, Grand County will be asked to participate \$5,000 to \$10,000 in an upcoming water study.

Council Member Holyoak reported that the Cemetery District does not have the money to address the columbarium issue, the estimated cost is \$30,000.

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

**MOTION:** Motion by Council Member Jim Nyland to enter Closed Session at 7:02 p.m. to discuss the character, professional competence or physical or mental health of an individual. Motion seconded by Council Member Rory Paxman carried 6 – 0. Present were: Council Members, Jackson, Holyoak, Paxman, Ciarus, Ballantyne and Nyland, County Attorney Andrew Fitzgerald, County Clerk/Auditor Diana Carroll, Council Administrator Ruth Dillon, Airport Manager Kelly Braun and Human Resource Director Orlinda Robertson.

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

**Adjourn**

The meeting adjourned at 7:15 p.m.

  
Grand County Council Chair

**ATTEST:**



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Diana Carroll, Grand County Clerk/Auditor