

Chair David Ure
Director Kevin Carter

Board of Trustees
School & Institutional Trust Lands Administration
Salt Lake City, Utah

June 18, 2015

Minutes

Attending:	Board	Staff	
	David Ure	Kevin Carter	Tom Mitchell
	Louie Cononelos	Kim Christy	Kenny Wintch
	Jim Lekas	Tom Faddies	Joel Boomgarden
	Tom Bachtell	Lisa Schneider	Ron Barton
	Lonnie Bullard	LaVonne Garrison	Effie Burns
	Mike Mower	John Andrews	Deena Loyola
		Rodger Mitchell	Ron Carlson
		Lou Brown	Barry Biediger
		Ron Torgerson	Andrew Simek
		Nannette Johnson	

Others in Attendance:

Sandy and Gail Johnson, Appeal of Record of Decision
B. Michael Henkel, Appeal of Record of Decision
John L. Johnson, Appeal of Record of Decision
Charlotte Johnson, Appeal of Record of Decision
Roger Barrus, Newly Appointed Board member
Wade Bitner, Commission for Tooele County
Tim Donaldson, Utah State Office of Education
Paula Plant, Utah State Office of Education
Karen Rupp, Utah State Office of Education
Aaron Garrett, Utah State Office of Education
Trudy Henderson, Utah Education Association
Trudy Miller, Parent Teacher Association
Jerry Olds, Water Discussion
Jim Riley, Water Discussion

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There are no follow-up items for this agenda.	
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1. Welcome

Chairman Ure thanked everyone for coming and noted that the St. George News was joining the meeting by audio feed.

2. Approval of Board Minutes of May 28, 2015

The Board approved the May 28, 2015, minutes, with the modification to add Lonnie Bullard to the list of attendees.

“I make the motion to approve the minutes of May 28, 2015, with the specified amendment.”

Motion:	Mower/Cononelos	Unanimous	
Votes:	Dave Ure - - Yes	Louie Cononelos - - Yes	James Lekas - - Yes
	Tom Bachtell - - Yes	Scott Ruppe - - Yes	Lonnie Bullard - - Yes
	Mike Mower - - Yes		

3. Confirmation of Upcoming Meeting Dates

July 19-23	Utah Hosts WSLCA	October 22	Salt Lake City
August 20	Salt Lake City	November 19	Salt Lake City
September 16-17	Board Tour	<i>December</i>	<i>No Meeting</i>

The Board did not ask for any changes to the meeting schedule and requested the agency begin planning a tour and meeting in the Uinta Basin for September 16-17.

4. County Advisory Committee and Public Comment Period

Commissioner Bitner attended but did not request any time on the agenda.

Michael Mower left the meeting at 8:35 to fulfill other obligations and returned later in the meeting.

5. Appeal of Record of Decision - - Johnson Fry Canyon Grazing Permit

The Board received statements from the plaintiff and defendant before going into closed session. Upon return to open session Jim Lekas stated the Board had sufficient evidence to come to a decision. He reported that a vote by the Board members was not unanimous. The Board made the decision by majority vote to vacate the record of decision.

The Board’s legal representative will prepare the written decision. A petition to appeal the Board decision must be filed, with the Board, within 20 days of presentation of the written decision.

Tom Bachtell asked when the decision will be final, if no one petitions the Board to reconsider.

Wendy Petersen, as legal representation for the Board, explained that the decision is final when the time for an appeal of the decision has expired.

Mike Mower returned to the meeting around 10:35, following the closed session and recused himself from the Board decision, as he was not present to hear all of the statements.

6. Board Member Recognition for Chairman Dave Ure

The Board recognized Chairman Ure with a framed map and gift card to express appreciation for the professional and passionate manner in which he has been a champion for the agency. The School Land Trust joined staff at SITLA to present a gift and express appreciation for Chairman Ure.

Louie Cononelos referenced a farmer – miner alliance he shared with the outgoing Board Chair while they were at the legislative session in many prior years. Mr. Cononelos spoke of his admiration for Chairman Ure and appreciation for all that he has learned from him.

7. Election of Board Leadership for July 2015 to June 2016

The Chair accepted nominations from the Board and Jim Lekas nominated Louie Cononelos to be Chair of the Board, which was seconded by Mike Mower. The Board unanimously agreed to accept the nomination for Louie Cononelos to become the Chair of the Board.

Tom Bachtell nominated Jim Lekas to be Vice Chair of the Board. The Board confirmed the nomination in a unanimous vote. Both Louie Cononelos and Jim Lekas accepted the nominations and unanimous votes by the Board members. Dave Ure will remain as a member of the Board until the Oath of Office is administered to Roger Barrus as a new member of the Board of Trustees.

8. Recruitment Update

The Board went into closed session to discuss recruitment. A job description was finalized and will be posted to the DHRM website by July 1. The Board will distribute an announcement and may seek resumes from specific potential candidates.

9. Consent Calendar

Consent

a. Proposed Sale, 328 Acres +/- South Block Industrial Property

The Board did not express concern with the project so it will proceed as presented.

Notification

b. Notice of 13.1 Acre +/- Commercial Sale – Dixie Downs

The Board had no comments on this item; therefore, it will proceed as presented.

c. Update of Minor Development Transaction – South Block Milk Vetch Open Space Sale

The Board had no comments on this item; therefore, it will proceed as presented.

Follow-up after Six Months

There were no follow-up items for this agenda.

10. Chair's Report

a. Beneficiary Report: Lay of the Law of the Land -- Recent Developments in Trust Lands Law from Around the Nation

Aaron Garrett presented a review of the past five years of legal issues in other states with similar issues that Utah may also face. Mr. Garrett emphasized the point is to look at other states and consider ongoing issues to avoid pitfalls that involve trust lands management. The full PowerPoint

presentation is available on the [Public Notice Website](#) and reviews cases in Arizona, Alaska, Washington, Montana, Louisiana, New Mexico, and Utah.

b. Resolution for State Board of Education Enabling Act

Tim Donaldson presented the resolution for Board consideration. The Board agreed to support the resolution for the enabling act. The resolution will be prepared for the new Board Chair's signature.

11. Director's Report

a. Director Carter provided a report on the land sale of six parcels that earned almost two million dollars for the Trust.

He also discussed the status of the wild horse issue with BLM and the consideration of a memorandum of understanding with BLM to allow the agency to take on the management requirements of the horses on trust lands.

b. Plan to Obtain Water for St. John and TAD Blocks, Tooele County

The Board went into closed session to discuss the remaining topics on the agenda.

"I make the motion we go into closed session for the purpose of a discussion for potential acquisition or sale of real property and also for discussion of a person's character or competence."

Motion:	Ure/Bullard	Unanimous		
Votes:	Dave Ure - - Yes	Louie Cononelos - - Yes	James Lekas - - Yes	
	Tom Bachtell - - Yes	Scott Ruppe - - Yes	Lonnie Bullard - - Yes	
	Mike Mower - - Yes			

c. Exchange Update

This issue was discussed in closed session.

d. Litigation Update

This issue was discussed in closed session.

"I make the motion the Board return to open session."

Motion:	Cononelos/Lekas	Unanimous		
Votes:	Dave Ure - - Yes	Louie Cononelos - - Yes	James Lekas - - Yes	
	Tom Bachtell - - Yes	Scott Ruppe - - Yes	Lonnie Bullard - - Yes	
	Mike Mower - - Yes			

Upon returning to open session, the Board approved a 3% increase for the Director, which is consistent with the increase for all SITLA staff.

The Board meeting adjourned.