

SANPETE COUNTY COMMISSION MEETING

April 19, 2011, 2:00 P.M.

Sanpete County Courthouse, 160 North Main, Room 101, Manti, Utah

Present are: Commission Chair Claudia Jarrett, Commissioners Spencer Cox and Steve Frischknecht, County Attorney Brody Keisel, and County Clerk Sandy Neill. Present from the media is Jay Clayton.

Meeting is called to order by Commission Chair Claudia Jarrett.

CLAIMS

Auditor Ilene Roth is present. Motion is made by Commissioner Frischknecht to approve payment of claims #325771 through #325904. The motion is seconded by Commissioner Cox, and the motion passes.

APPROVAL OF CLARITY TRANSPARENCY REPORTING LETTER OF AGREEMENT WITH CASELLE

Motion is made by Commissioner Cox to approve the letter of agreement with Caselle for the new Clarity program. Support fees will be \$15.00 per month. Changes will be billed at \$65.00 per hour. The motion is seconded by Commissioner Frischknecht, and the motion passes.

APPROVAL TO PAY ELIASON DIESEL FOR WORK DONE ON INDIANOLA VALLEY FIRE DEPARTMENT TRUCK WITH FUNDS FROM A GRANT

Motion is made by Commissioner Frischknecht to approve the payment of \$9,232.67 to Eliason Diesel for work done on the Indianola Valley Fire Department truck. The funds for this came from a grant. The motion is seconded by Commissioner Cox, and the motion passes.

KENT LEMON: DISCUSSION OF EARL BECK ROAD NEAR INDIANOLA

Kent Lemon, Mark Allen Beck, and Steve Keller are present. The Commission explains that roads are classified by the County. The Earl Beck road is not presently shown on the map as being County maintained, but it has been graded on occasion by the County. Mark Beck gives the history of the road as he understands it. Years ago, the County put this road and a bridge in. For a short period of time within the last 8 years, a gate was locked after Mr. Beck's grandmother passed away, blocking public access to the road. Steve Keller states he helped repair the bridge around 1986. This repair was done under the assumption that it was a county road and bridge. When UDOT prepared their highway map in 1974, this road was not included. It is also not included on the 1988 highway map. The road was put in before 1977. The road does not meet the road width requirements. Research will be done to see if it is a County public road. If so, was it abandoned, or was it left off the maps?

PEGGY BARNEY REPRESENTING SHARON SORENSON: REQUEST FOR TAX RELIEF FOR HARDSHIP ON S 3415 (COMBINED RESIDENCE AND COMMERCIAL)

Peggy Barton and Sharon Sorenson are present. Taxes were current until 2007 when Mrs. Sorenson's husband, and other family members passed away. Tax relief for hardship cannot be made retroactive. Motion is made by Commissioner Frischknecht to waive the penalty and interest and set up a payment schedule of \$142.00 per month for 24 months on S 3415. If payments are made as scheduled, this property will not be put on the tax sale in 2012. The motion is seconded by Commissioner Cox, and the motion passes.

NASARIO MARTINEZ: APPROVAL OF PAYMENT SCHEDULE AND REMOVAL OF S 3304X2 FROM THE MAY TAX SALE

Nasario Martinez is present. Motion is made by Commissioner Cox to approve a payment schedule of \$53.00 per month for one year beginning in May 2011. Mr. Martinez is instructed to pay the remaining \$350.00 of the administrative fee today, and then this property (S 3304x2) will be removed from the May Tax Sale. The motion is seconded by Commissioner Frischknecht, and the motion passes.

LONI HAMMOND: DISCUSSION OF FAYETTE RIVER ROAD IMPROVEMENTS

Loni and Julie Hammond and Steve Keller are present. Mr. Hammond states that around 1984, his portion of the river was dredged. Other property owners chose not to dredge a large area, and this could be part of the reason that the river floods. Mr. Hammond doesn't believe that breaching the road will help, and he doesn't want the road breeched unnecessarily. If the County does breach the road, he asks if the road could be raised and more culverts put in. The Commission take these requests under advisement.

SHERIFF NIELSON: APPROVAL TO HIRE NEIL JOHNSON AND JOE REYNOLDS FOR THE DISPATCH POSITIONS; APPROVAL TO HIRE KATRINA MADSEN AS A PART-TIME EMPLOYEE AT THE JAIL; APPROVAL TO HIRE DEPUTY KEITH NUNLEY AS A FULL-TIME PATROL DEPUTY; APPROVAL TO PURCHASE 2 CAMERAS AND 2 MONITORS FOR THE JAIL

Sheriff Brian Nielson is present. Motion is made by Commissioner Cox to approve the hiring of Deputy Keith Nunley as a full-time patrol deputy at the rate of \$16.00 per hour effective the beginning of the next pay period. The motion is seconded by Commissioner Frischknecht, and the motion passes. Motion is made by Commissioner Frischknecht to approve the hiring of Neil Johnson at the rate of \$14.78 pending successful drug test results. The motion is seconded by Commissioner Cox, and the motion passes. (See executive session for change.) Sheriff Nielson explains that the cameras and monitors are needed for security due to the changes made in the control rooms. Motion is made by Commissioner Frischknecht to approve the purchase of 2 cameras and 2 monitors for the jail at a cost of up to \$3,826.00. The motion is seconded by Commissioner Cox, and the motion passes. Discussion is held as to the legality of off road vehicles on County roads. About a year ago legislative action was taken that changed the requirements. The roads are now considered closed to OHV's unless the County designates the roads open by ordinance. The County attorney will prepare an ordinance for OHV's on County roads.

APPROVAL OF SEARCH AND RESCUE REIMBURSEMENT

Motion is made by Commissioner Cox to approve the reimbursement of \$18,568.62 to search and rescue for their services on March 26, 2011 during the Horseshoe Mountain avalanche rescue. This money will be reimbursed to the County from the Secure Rural School funds. The motion is seconded by Commissioner Frischknecht, and the motion passes. Part of the reimbursement was for a helmet and a coat. This reimbursement will be reviewed by the Commission.

CURTIS JAUSSE: FINAL APPROVAL OF A MINOR SUBDIVISION ON S 13966, NORTH OF SPRING CITY

Curtis Jaussi and Scott Olsen are present. Motion is made by Commissioner Frischknecht to approve the Curtis Jaussi Subdivision, a minor subdivision on S 13966, North of Spring City. The motion is seconded by Commissioner Cox, and the motion passes.

APPROVAL OF CONTRACT WITH UTAH DEPARTMENT OF TRANSPORTATION FOR HIGH RISK RURAL ROADS ANALYSIS AND REPAIR

An assessment will be done on the safety of our rural roads, and up to \$350,000.00 is available to at a cost of \$23,695.00 to the County to make our roads more safe. The Roads Special Service District will work with UDOT on this project. Motion is made by Commissioner Frischknecht to approve the contract with the Utah Department of Transportation for High Risk Rural Roads analysis and repair. The motion is seconded by Commissioner Cox, and the motion passes.

BRYCE JACKSON: DISCUSSION OF WEED BOARD MATTERS AND SANPETE COOPERATIVE WEED MANAGEMENT ASSOCIATION

Bryce Jackson and Karlton Moss are present. The weed board voted to add Curly Doc (Indian Tobacco) to their noxious weed list. It is spreading from Sevier County to Sanpete County. Mr. Moss submitted an application for funds for Sanpete County to the SRS RAC Committee. The RAC committee allocated \$100,000.00 to pay for weed control, of which \$90,000.00 will go to the County for chemicals over a period of two years. The remaining \$10,000.00 goes to the Forest Service to administer this program. The money will come directly to the County as a reimbursement for expended funds. The agreement is being prepared, and will be signed at a later date.

APPROVAL TO PAY SANPETE'S PORTION OF FEE FOR LOBBYIST FOR SENATE BILL 223 - SALES TAX WINDFALL

SB223 from the 2007 Utah legislature granted a sales tax exemption to industries that provide equipment to the mining industry. In rural Utah, small communities and economically small counties with mining industries were disproportionately and, thus, unfairly impacted by the exemption. The Southeastern Utah Association of Local Governments retained a lobbyist to assist with passing legislation that would relieve, by way of financial compensation, the harm done to these communities. Motion is made by Commissioner Cox to approve the payment of \$1,290.00 to the Southeastern Utah Association of Local Governments to be used to pay Dave Spatafore, the lobbyist who helped to get SB76 passed. Sanpete County will receive \$16,422.00 as a result of the bill's passing. The funds are to come from Commission services. The motion is seconded by Commissioner Frischknecht, and the motion passes.

APPROVAL OF MINUTES

Motion is made by Commissioner Frischknecht to approve the minutes from April 5, 2011 with no corrections. The motion is seconded by Commissioner Cox, and the motion passes.

Motion is made by Commissioner Cox to go into executive session to discuss pending or reasonably imminent litigation and the character, professional competence, or physical or mental health of an individual. The motion is seconded by Commissioner Frischknecht, and the motion passes.

EXECUTIVE SESSION

Motion is made by Commissioner Frischknecht to go out of executive session. The motion is seconded by Commissioner Cox, and the motion passes.

The following action is taken as a result of the executive session. Motion is made by Commissioner Cox to adjust the beginning salary for Neil Johnson to \$12.71 per hour. The motion is seconded by Commissioner Frischknecht, and the motion passes.

Motion is made by Commissioner Frischknecht to adjourn. The motion is seconded by Commissioner Cox, and the motion passes.

The meeting is adjourned at 5:06 P.M.

ATTEST: *Sandy Neill*
Sandy Neill
Sanpete County Clerk

APPROVED: *Claudia Jarrett*
Claudia Jarrett
Commission Chair