

Minutes of the regular meeting of the Daggett County Commission/Redevelopment Agency Board held on **Wednesday, January 3, 2018** in the Commissioner Chambers at the Daggett County Courthouse. Commissioners Jack Lytle, Clyde Slaugh and Randy Asay were present. Attorney Neil Lund, Auditor/Recorder Keri Pallesen, and Clerk/Treasurer Brian Raymond were also present. The meeting was called to order at 9:00 a.m. by Commissioner Lytle.

Also present: Jerry Steglich, Chuck Bennington, Sergeant Travis Dupaix, John Weaver, and Kyle Slaughter of Rural Planning Group

**Old Business:** Clerk/Treasurer Brian Raymond addressed the commission about the Daggett County Mosquito Abatement District and it was agreed that the date on the Notice of Intent to fill 1-2 vacancies was changed from the January 23, 2018 to January 30, 2018. No other business addressed.

**Citizen Comments:** Audience member Jerry Steglich addressed the commission and made a request on behalf of Western Land Management for the commission to invite, if appropriate, Senator Kevin VanTassell, Representative Logan Wilde, and Senate Candidate Joni Crane to hear the presentation for the energy development project. It was agreed to hold the meeting on January 9, 2018 with subsequent phone conferences with engineers, as needed. Commissioner Slaugh was tasked with inviting Rep. Wilde, Commissioner Lytle was tasked with inviting Sen. Kevin VanTassell, and Mr. Steglich was tasked with inviting Sen. Candidate Joni Crane. No further citizen comments.

**Approve Minutes:** No minutes were available for review or approval.

**The Open Invoice Register was presented for review and approval:** The open invoice register of \$358,915.15 was presented by the Auditor/Recorder's Office for review and approval. Commissioner Slaugh made the motion to approve the invoice register in the amount of \$358,915.15 and Commissioner Asay seconded the motion. All were in favor and the motion carried.

**Correspondence:** Clerk/Treasurer Brian Raymond addressed the commission regarding some correspondence he received from UDOT Aeronautics. Mr. Raymond provided some explanation, and told the commission that the information is in the packet.

**Commission Calendar Review:** There is no CIB meeting this week. The SCIC board meeting will be held on Friday, January 5, 2018 in Price, UT. There is a federal partners meeting on January 10, 2018 and Commissioner Lytle will be attending a board of directors meeting on January 18, 2018. Because of the holiday on Monday, January 15, 2018, regular commission meeting will be held on Wednesday, January 17, 2018.

**Correspondence (Cont'd):** Commissioner Asay addressed the commission in regards to some email communication about Taylor Flat Subdivision with Woody Bair, chair of planning and zoning.

**Weekly Budget Review:** The Cash Summary was presented by the Clerk/Treasurer's Office for review. Clerk/Treasurer Brian Raymond was asked if there was anything that needed to be addressed. Delinquent Tax Notices and the water tank replacement project were discussed.

**Policy and Legislation Items from the Posted Agenda:**

**Discussion And Consideration Of Commissioner Disclosures:** Commissioner Lytle has two to fill out, sign, and get notarized. Mr. Lytle will forward blank disclosures to be filled out by Commissioner Slaugh and Commissioner Asay. Hosting training on disclosures for elected officials, employees, and board members was discussed although no date was agreed upon. Disclosure statements are required by state law. Commissioner Lytle is disclosing his employment with DWR and that he is married to Jean Dickinson who is a partner in Vermillion Ranch although he has no personal stake in the ranch.

**Discussion And Consideration Of Business License for RAAM Power, Inc.:** Commissioner Asay moved to approve the business license for RAAM Power, Inc. Commissioner Slaugh seconded the motion and all were in favor. The motion carried.

**Discussion And Consideration Of Application For Potential VISTA Volunteers:** Commissioner Lytle turned time over to Kyle Slaughter of Rural Planning Group. \*\*Audio was lost. \*\* Americorp Vista is excited to be involved in a rural area, and they are willing to commit to 2 persons based on a positive application. Americorp Vista is looking to recruit for April-May 2018 when school is out. They will need space and computers and the commission was certain that this could work. Mr. Slaughter asked if there were any important things missing that should be considered. Clerk/Treasurer Brian Raymond said the help with the non-profit needs to be critical in the grant acquisition and Commissioner Lytle said there needs to be some emphasis on trails through planning and zoning and the public lands committee. It is also critical to use the event planning and grants acquisition in order to move forward on trails. Mr. Slaughter asked about a business resource center and nobody had any thoughts. Mr. Raymond said that he envisioned at least one of the individuals setting up appointments with business owners and others to meet regularly with organizations that were part of the 25k jobs tour, which could be done here at the Courthouse, at the school or the Sr. Center. Commissioner Asay asked if there is any way to help with recruitment for the Sheriff's Office and grant writing. Mr. Raymond said some occasional interaction or feedback from the rural planning group that would be helpful. \*\*Audio was restored.\*\* Audience member Jerry Steglich addressed Mr. Slaughter and asked him to provide some information to the audience as to what Americorp Vista is as there are people in the audience that do not know. Americorp Vista is a program that is funded by the federal government and it is intended to provide long-term capacity for public entities such as non-profits, and local and state governments. The application process before recruiting was discussed as well as finding housing. The stipend range is roughly \$15,500.00 and there is some additional money after the initial year is completed. In closing, Mr. Slaughter reviewed the proposed timeline and he will get a preview of the initial application to Mr. Raymond next week. Mr. Raymond was tasked to review the documentation and get it back to Mr. Slaughter by January 23, 2018 so he can get the ball rolling for the final application. Mr. Slaughter stated that he is hoping to recruit by the middle of March 2018. Mr. Slaughter will research the requests for grant writing, grant research, and Sheriff's Office grants and recruiting tasked to him by the commission.

Meeting recessed at 10:15 a.m. and back in session at 10:26 a.m.

**Discussion And Consideration Of Resolution 17-22: A Resolution Opening And Amending The 2017 Daggett County Budget:** Commissioner Lytle said this is for signature from last week's approval. Auditor/Recorder Keri Pallesen was asked to join the meeting to advise the commission on what needs to be signed. There was no further discussion.

**Discussion And Consideration Of Resolution 17-23: A Resolution Adopting The 2018 Daggett County Budget:** Commissioner Lytle asked if there were any changes that need to be made beyond what was done last week. Nothing was brought up and the commission signed the documents approved at last week's meeting.

**Discussion And Consideration Of Municipal Building Authority:** Clerk/Treasurer Brian Raymond and Commissioner Lytle researched and found the resolution regarding the Municipal Building Authority and subsequent Articles of Incorporation. Audience member Jerry Steglich addressed the commission in regards to discussions he has had with Mike McKee of SCIC and Eric Johnson of UBAOG about the power generation project. Mr. Steglich stated that the Municipal Building Authority is the best avenue to pass funds through so that it does not affect PILT and SRS monies. Developing a budget for the Municipal Building Authority was discussed with input from Auditor/Recorder Keri Pallesen.

Motion made by Commissioner Slaugh to go in and out of RDA and was seconded by Commissioner Asay. All were in favor and the motion carried.

**Resolution RDA 17-04 A Resolution Adopting the 2018 Daggett County Redevelopment Agency Budget.** This was a placeholder in case additional discussion was needed. No new discussion or motion is required.

**Discussion And Consideration Of Municipal Building Authority:** Commissioner Lytle made a recommendation to add the Municipal Building Authority to the weekly commission meeting agenda. Mr. Lytle made a suggestion to appoint the commission as the board of trustees. A motion to appoint the board of trustees can be done, but no other actions can be taken until they are on the agenda, according to Attorney Niel Lund. Commissioner Asay moved to assign the Daggett County Commission as the Board of Trustees for the Daggett County Municipal Building Authority. Commissioner Slaugh seconded the motion and all were in favor. The motion carried. Mr. Lund suggested adding an agenda item for next week's meeting to select a chair for the board of trustees. Clerk/Treasurer Brian Raymond was tasked with that responsibility.

**Discussion And Consideration Of Deed of Reconveyance For Affordable Home Owned By Richard Cook:** Clerk/Treasurer Brian Raymond provided explanation to the commission regarding Richard Cook's situation. Commissioner Asay made the motion to approve the Substitution of Trustee, the Request for Full Conveyance, and Deed of Reconveyance for said property owned by Richard Cook. Motion seconded by Commissioner Slaugh. Commissioner Lytle added, for discussion, the property serial number which is 01-0151-0002. All were in favor and the motion carried.

**Discussion And Consideration Of Surplusing A Truck With Snow Plow To The Town Of Dutch John:** Commissioner Slaugh made a motion to surplus the Chevy one ton with dump bed, the western snow plow, and the sander to the Town of Dutch John. Motion seconded by Commissioner Asay. Commissioner Asay added that he hopes Dutch John wants to work with Daggett County on some of the other stuff moving forward. All were in favor and the motion carried.

Motion to recess for the elected officials meeting was made at 11:10 a.m. by Commissioner Slaugh and seconded by Commissioner Asay. All were in favor and the motion carried.

Motion made to go back into regular session at 11:58 a.m. Motion made by Commissioner Slaugh and seconded by Commissioner Asay to go into closed session for the purpose of discussing the character, professional competence, or physical or mental health of an individual; collective bargaining; litigation, purchase, exchange or lease of real property.

Motion made by Commissioner Slaugh to go out of closed session at 12:57 p.m. Commissioner Asay seconded the motion and all were in favor. The motion carried.

Meeting was recessed and came back into session at 1:11 p.m. \*Meeting is still in and out of RDA from previous sessions.\*

**Discussion And Consideration Of Dutch John Position Statement And A Potential Dutch John Agreement:** The letter prepared by Attorney Niel Lund for the Town of Dutch John was discussed. The commission reviewed the letter as presented. Mr. Lund addressed the commission regarding the letter and stated that he tried to reflect what was discussed at the last meeting what was moved on and approved. Mr. Lund does not feel that the commission needs to move to approve the letter, but it would essentially reaffirm the county's position. The disincorporation of Dutch John was discussed as well as remedies to avoid RDA lands going to Daggett School District if that happens. There was discussion regarding property rights and mineral rights including comments from Mr. Lund. Audience member Jerry Steglich spoke up and addressed the commission regarding property rights and loss of control. Mr. Lund stated that he will edit the letter to add signatures for each commissioner to sign the letter. Mr. Steglich once again addressed the commission and asked if there are any dates for Dutch John to respond and when the letter will be sent. It was discussed to send the letter right of way. "More language" in the third paragraph of the letter was discussed and Commissioner Asay summarized for the commission. Mr. Asay stated that the county is going to shut off power to the buildings, close down "things," and take a different avenue. Mr. Lund added that the first draft initially had a final paragraph that included the discussion from last week about shutting down the buildings and cutting off utilities if there was no agreement reached. Mr. Lund stated that he recommended taking that paragraph out because he thought it was a bit adversarial. Mr. Lund feels that Dutch John would be more apt to consider the proposal if there are no threats attached to it. Prior meetings were discussed. Commissioner Asay stated that if Dutch John wants to take Daggett County to court, and then let them because they don't have any legal claim to the land. Commissioner Slaugh stated that the commission, at some point, needs to make a stand. Mr. Slaugh believes that Daggett County should be in the driver's seat. To clarify, Mr. Lund stated that he understood that the reasoning behind closing down the buildings was more a function of the budget. Commissioner Asay added that he feels that the RDA lands are a source of revenue for Daggett County. Commissioner Lytle asked if the buildings will include the land under them and Commissioner Asay answered "yes" and there was further discussion. Mr. Steglich asked if there is language contained in the letter for an effective date and there is not, as answered by Mr. Lund. Mr. Steglich then went on to ask as a point of order, what is the "teeth" to this letter that will allow the county to move forward and sell the ground. Mr. Lund answered that the county can sell the ground at any time. Commissioner Slaugh stated that he would like to include an effective date on the letter. Commissioner Asay said that he would stipulate to an effective date and would be willing to look at a possible counter-offer from Dutch John. The verbiage associated with including an effective date was discussed. Mr. Lund will work on making the changes to the letter.

Commissioner Slauch motioned to adjourn at 3:03 p.m.

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/s/ Brian Raymond

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/s/ Jack Lytle

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/s/ Clyde Slauch

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/s/ Randy Asay