

**MINUTES OF THE
WASATCH COUNTY COUNCIL
NOVEMBER 7, 2018**

The Wasatch County Council met in regular session at 3:00 p.m. at the Wasatch County administration building, Heber City, Utah and the following business was transacted.

PRESENT: Vice Chair Kendall Crittenden
Spencer Park
Mike Petersen
Danny Goode
Mark Nelson

EXCUSED: Councilman Steve Farrell
Chair Greg McPhie

OTHERS PRESENT: On list attached to a supplemental file.

PRAYER: Councilman Mark Nelson

PLEDGE OF ALLEGIANCE: Led by Councilman Spencer Park and repeated by everyone

Vice Chair Kendall Crittenden called the meeting to order at 3:00 p.m. and excused Councilman Steve Farrell and Chair Greg McPhie and then welcomed those present and called the first agenda item.

OPEN AND PUBLIC MEETING AFFIDAVIT

The Open and Public meeting affidavit was made a part of the record.

PUBLIC ISSUES FOR FUTURE MEETINGS

Vice Chair Kendall Crittenden asked if there was any public issues for future meetings and there was none.

ADMINISTRATIVE ITEMS FOR FUTURE AGENDAS

Vice Chair Kendall Crittenden asked if there was any administrative items for future agendas and there was none

LEGISLATIVE ITEMS FOR FUTURE AGENDAS

Vice Chair Kendall Crittenden asked if there was any legislative items for future agendas and there was none.

Councilman Spencer Park made a motion that we leave our regular session and go into the Governing Board for the Special Service Area #1. Councilman Danny Goode seconded the motion and the motion carries with the following vote:

**AYE: Mark Nelson
AYE: Spencer Park
AYE: Mike Petersen
AYE: Vice Chair Kendall Crittenden
AYE: Danny Goode**

NAY: None.

SPECIAL SERVICE DISTRICT #1

WARRANTS

Board Member Mark Nelson made a motion that we approve the warrants in the amount of \$11,963.71. Board Member Spencer Park seconded the motion and the motion carries with the following vote:

**AYE: Board Member Mark Nelson
AYE: Board Member Spencer Park
AYE: Board Member Mike Petersen
AYE: Board Member Danny Goode
AYE: Board Member Kendall Crittenden**

NAY: None.

Board Member Spencer Park made a motion to leave the Special Service District #1 and go back into our regular Wasatch County Council agenda. Board Member Mark Nelson seconded the motion and the motion carries with the following vote:

**AYE: Board Member Mark Nelson
AYE: Board Member Spencer Park
AYE: Board Member Mike Petersen
AYE: Board Member Danny Goode
AYE: Board Member Kendall Crittenden**

NAY: None.

COUNCIL

APPROVAL OF THE MINUTES FOR SEPTEMBER 19, 2018, OCTOBER 3, 2018 AND OCTOBER 17, 2018.

Councilman Mike Petersen made a motion that we approve the September 19, 2018 minutes as they are written. Councilman Danny Goode seconded the motion and the motion carries with the following vote:

**AYE: Spencer Park
AYE: Mike Petersen
AYE; Danny Goode
AYE: Mark Nelson**

NAY: None

ABSTAIN: Vice Chair Kendall Crittenden (absent)

Councilman Mark Nelson made a motion to approve the October 3, 2018 minutes as they are written. Councilman Spencer Park seconded the motion and the motion carries with the following vote:

**AYE: Vice Chair Kendall Crittenden
AYE: Spencer Park
AYE: Mike Petersen
AYE: Danny Goode
AYE: Mark Nelson**

NAY: None.

Vice Chair Kendall Crittenden indicated that there is not enough Councilmen who were present to pass the October 17, 2018 minutes so they will be continued for approval until the next Wasatch County Council meeting.

DISCUSSION/CONSIDERATION OF RESOLUTION 18-16 ESTABLISHING THE 2019 HOLIDAY SCHEDULE

Councilman Spencer Park made a motion to approve Resolution 18-16 establishing the 2019 Holiday Schedule. Councilman Danny Goode seconded the motion and the motion carries with the following vote:

AYE: Vice Chair Kendall Crittenden

AYE: Spencer Park

AYE: Mike Petersen

AYE: Danny Goode

AYE: Mark Nelson

NAY: None.

Councilman Mark Nelson indicated that on September 21, 2019 is the 120th Anniversary of when the first train rolled into Heber City and intend to put before the Wasatch County Council next year a resolution regarding that day. Also there is going to be a County wide party planned for that day and that should be put on the calendar.

MANAGER'S REPORT

SUMMARY SHEET FOR THE GENERAL FUND

Mike Davis, the Wasatch County Manager, addressed the Wasatch County Council and indicated that there are some changes to the payroll which was e-mailed to you for your consideration. Mike Davis then reported on the transient room tax and gave a summary of that and what was done. Also all applications for the Transient Room Tax are made to Mike Davis. Also Tom Bonner, Wasatch County Parks and Recreation Director, will come to the Park and Rec Board meeting and present what he is asking for to make sure that the board is okay with that. Councilman Mark Nelson indicated that he would like the Wasatch County Council to go through the assumptions behind this that has been talked about before because many of those assumptions were made by a Wasatch County Council ten years ago or more and the current Wasatch County Council needs to understand what those assumptions are and make sure that they are agreed upon and just do an update periodically of what is being done with the transient money. Mike Davis indicated that in summary that half of what is brought in has to go to direct marketing and the other is less restrictive and can be used for marketing but also can be used for recreation, museums and other qualified items and that is how I have administered that in the past and the matter should be more formalized in the future.

Councilwoman elect Marilyn Crittenden asked about why the difference from \$151,000.00 asked for this year by the recreation department and asking for next year for \$421,000.00 for this coming year and why is the difference. Mike Davis indicated that it is for maintenance of the facilities and none of the \$151,000.00 was for the maintenance of the facilities but went for marketing of their events throughout the year.

Mike Davis then went through a short version of the overall budget with the Wasatch County Council and the full budget is on the website if you would like to look up all the details of all the different departments. Also if there are any questions to these things please let me know so that

your questions can be answered. Mike Davis also indicated that it looks like there will be a three hundred thousand surplus that could be used to offset the proposed tax increase which could be reduced.

ADVERTISEMENT FOR THE ASSISTANT COUNTY MANAGER

Mike Davis, the Wasatch County Manager, indicated that closed last Friday and there were five applicants and four had complete packets to me. Councilman Danny Goode indicated those doing the interviews will be Councilman Mike Petersen, Councilman Steve Farrell, myself, Mike Davis, and Dave Rowley, the Wasatch County Personnel Manager. Dave Rowley, the Wasatch County Personnel Manager, indicated that there were no applicants from out of state, two were local, rest in state. Also if we don't like the current applicants that matter can be opened up again and further advertisement would take place.

ROADLESS AREAS IN WASATCH COUNTY

Mike Davis, the Wasatch County Manager, addressed the Wasatch County Council and indicated that the State of Utah has asked Wasatch County to evaluate the Federal Public Lands roadless areas. The Governor's Office is pushing this and the matter was discussed in public lands this morning. Essentially Wasatch County would make a recommendation that allows the forest to be able to go in and manage some of these areas that have been designated roadless where there is beetle kill and fire danger, etc. This push has come about with the fires that have taken place this summer. Wasatch County has to let the Governor's office know and designate those particular areas. That can be done by resolution which would have to be prepared and brought back for the next regular meeting if that is what the Council would like to do and to explain particular reasons with the numbers why these roadless areas should be looked at. Also this is supported by our Forest Manager. Councilman Mike Petersen recommended that be done because it just makes good sense for something like this to take place with just minimum width roads, restricted and only used for maintenance and logging and possibly gating the road.

Don Wood, from the Wasatch County IT Department then showed the Wasatch County Council where the roadless areas are located in Wasatch County.

The Wasatch County Council indicated that they are in favor of that being done and to bring back a resolution designating that. Mike Davis indicated to Don Wood to get with the Wasatch County Attorney's Office and prepare a resolution to bring back to the Wasatch County Council for their approval.

TIMPANOGAS WATER ISSUE

Mike Davis indicated that Heber City is an owner of 369 shares of Timpanogas Irrigation Water which is a little over ten percent of the company. Heber City met with the Water Board last week and nothing has been done with those shares other than hold them. Heber City was asking the Water Board to co-sign a change application and put those shares into their wells and a concern is how much of this irrigation water can be put into wells and negatively affect the ground water in the existing wells in the service area. Heber City proposed doing a study and currently the Health Department is currently doing a study on the ground water quality the thought was to piggy-back on this study to also determine the safe yield of the ground water. Possibly SSA #1, Wasatch County, and Heber City could participate in that study and essentially would be east of the river where most of the concern is and Midway wasn't as concerned. The Health Department will get back with us on that issue.

COUNCIL/BOARD REPORTS

Councilman Spencer Park indicated that the budget was worked through this morning in Public Land.

Councilman Mike Petersen indicated that he met with the Children's Justice Center today and we meet on a quarterly basis. An invitation was made to the Wasatch County Council to create a Ginger Bread House for the Christmas Festival for the children and then have it auctioned it off and have the money go to the Children's Justice Center which would be on November 30, 2018. Councilman Petersen also indicated that the Children's Justice Center is doing a wonderful job.

Councilman Danny Goode indicated that a letter was received from Extell regarding the MIDA Development regarding a time limit for certain issues to be taken care of, one of which being the interlocal agreement that was just recently received. A brief discussion was held concerning the time period involved because the matter is very involved because there possibly will be various changes back and forth and possibly be done by year's end.

Councilman Kendall Crittenden indicated as a reminder to the Affordable Housing Committee that has been put together that Heber City has put together a Land Use Training Session next Monday and there are several sessions going to be held to talk about various issues.

Councilman Kendall Crittenden indicated there is a new bill that is being drafted that creates additional requirements for cities and counties on affordable housing.

Councilman Kendall Crittenden indicated that there has been a DW Volkswagen settlement and there are some things that need to be looked that Wasatch County could take advantage of. Another part of that settlement was to put electric charging stations at various place in Wasatch County for electric cars to get recharged and the cost of the installation of those could be taken care of by a grant. Heber Light and Power will run the grant for Wasatch County. That possibly could be a good project for Wasatch County to provide. The Wasatch County Council was in favor in moving ahead with the suggestion.

Councilman Kendall Crittenden with regard to the Wasatch County Board of Health in their last meeting there was a public hearing and adopted a 2019 fee schedule and some fees were added and some deleted because they weren't practical any longer. Two fees that were raised and those things were adopted. The 2019 budget was adopted for the Health Department.

Councilman Kendall Crittenden indicated that the community thanksgiving dinner is on November 17, 2018 at the Rocky Mountain Middle School from 4:00 p.m. to 7:00 p.m. Some of the Council may want to support that.

Councilman Kendall Crittenden then gave a brief explanation on the medical marijuana issue. The legislature will pass a bill that will fix the holes and problems with regard to marijuana issue that passed on the ballot. The Wasatch County Health Department will be the one that will dispense marijuana in Wasatch County. Mike Davis indicated that Wasatch County won't handle any money but the money will be taken care of by the State of Utah.

Councilman Kendall Crittenden indicated that the next interlocal advisory board with all the jurisdictions in Wasatch County is November 15, 2018 and if there are any issues that any Councilman would like put on just let us know. That date conflicts with UAC also and possibly it might need to be rescheduled.

Councilman Kendall Crittenden indicated that Heber City Councilman Ron Crittenden is working in Heber City trying to firm up and make better Heber City's water policy. A brief discussion was held regarding that matter in what Wasatch County required with regard to the water being in place for a development. Mike Davis indicated that Wasatch County requires the water certificates at final and at preliminary the applicant has to show they own the water rights by certificates or water number something like that and a feasibility letter at preliminary and also at final a will serve letter is required. Councilman Kendall Crittenden indicated that he will advise what has been discussed here with Heber City Councilman Ron Crittenden.

Councilman Mark Nelson indicated that December 6, 2018 is the Heber Valley Chamber Gala up at Soldier Hollow and there are tickets available for that and it is a great Christmas Party.

Councilman Spencer Park made a motion to leave our regular session and go into Closed Session. Councilman Mike Petersen seconded the motion and the motion carries with the following vote:

**AYE: Mark Nelson
AYE: Spencer Park
AYE: Mike Petersen
AYE: Vice Chair Kendall Crittenden
AYE: Danny Goode**

NAY: None.

Councilman Mark Nelson made a motion to leave the Closed Session and go back into the Wasatch County Council regular session. Councilman Danny Goode seconded the motion and the motion carries with the following vote:

**AYE: Vice Chair Kendall Crittenden
AYE: Mark Nelson
AYE: Spencer Park
AYE: Mike Petersen
AYE: Danny Goode**

NAY: None.


Councilman Danny Goode made a motion to adjourn. Councilman Mark Nelson seconded the motion to adjourn and the motion carries with the following vote:

**AYE: Vice Chair Kendall Crittenden
AYE: Mark Nelson
AYE: Spencer Park
AYE: Mike Petersen
AYE: Danny Goode**

NAY: None.

Meeting adjourned at 6:30 p.m.


KENDALL CRITTENDEN/VICE CHAIR


BRENT TITCOMB, CLERK/AUDITOR

