

Minutes of the regular meeting of the Daggett County Commission/Redevelopment Agency Board held on **Tuesday, September 24, 2019** in the Commission Chambers at the Daggett County Courthouse. Commissioners Randy Asay, Jack Lytle and Matt Tippetts were present. Auditor/Recorder Keri Pallesen, Sheriff Erik Bailey, Attorney Niel Lund and Deputy Clerk/Treasurer Vicki Tanner were also present. The meeting was called to order at 9:15 a.m. by Commissioner Asay.

Also present: Hank Gutz

Issue Updates: Commissioner Asay said the purchasing card policy will be addressed during the elected officials meeting later today.

Citizen Comments: Hank Gutz from Manila said he had received notice from the United States Forest Service, Ashley National Forest regarding a comment period for the Forest Plan. Mr. Gutz expressed concern that the comments are only being accepted electronic and they can be generated by the tens and thousands from one or two people with technology. It's a short time period and the community and the Public Lands Committee need to get involved. With the growing Utah population there is no need to be limiting access to Forest Lands. PILT is a joke and it should be SILT where the Forest Service pays for the emergency services that have to be offered. We can't find enough people to run on the ambulance. Mr. Gutz will be attending the Forest Service meetings in Salt Lake area to share his ideas. Commissioner Lytle said that there is work going on in Congress to help small counties with low PILT and big impacts. Who's taking care of the garbage as Forest Service has taken away the dumpsters? The Forest Service did give some land to the Town of Manila's landfill. What authority do they have to manage wilderness? Why don't they do a study area like BLM? Commissioner Lytle said the Roadless Areas and other pseudo wilderness designations are a big problem. The people in the community need to get involved in this process. They took off the slash piles in old logging areas and are now saying it wilderness characteristics. Mr. Gutz said he will go to Green River, Manila and Salt Lake meetings.

Approve Minutes: The Clerk/Treasurer's Office provided minutes for the August 27, 2019 meeting in addition to the September 4th, 10th and 17th meetings. Commissioner Lytle said he was in DC for September 10th meeting and he asked about the USDA agreement and Commissioner Asay signed the agreement. Commissioner Tippetts motioned to approve the Commission Meeting minutes for August 27, 2019. The motion was seconded by Commissioner Lytle. All were in favor and the motion carried. Commissioner Lytle motioned to approve the Commission Meeting minutes for September 4, 2019. The motion was seconded by Commissioner Tippetts. All were in favor and the motion carried. Commissioner Asay motioned to approve the September 10th Commission Meeting minutes. The motion was seconded by Commissioner Tippetts. Commissioner Lytle abstained and the other Commissioners were in favor and the motion carried. Commissioner Lytle motioned to approve the Commission Meeting minutes for September 17, 2019 with the amendment that he was in attendance and not excused. The motion was seconded by Commissioner Tippetts. All were in favor and the motion carried.

The Open Invoice Register Was Presented For Review And Approval: The Open Invoice Register for September 23, 2019 for \$15,233.53 was prepared by the Auditor/Recorder's Office. Commissioner Lytle made a motion to approve the Open Invoice Register for September 13, 2019 in the amount of \$15,233.53. Commissioner Tippetts seconded the motion. The All were in favor. The motion carried.

Disbursement Listing: There was an amended Disbursement Listing for September 10 through September 16, 2019 and a new disbursement for provided for the 17th through 23rd by the Auditor /Recorder's Office. Commissioner Lytle made a motion to acknowledge receipt of the Disbursement Listings dated September 10 through September 23, 2019. Commissioner Tippetts seconded the motion. All were in favor and the motion carried.

Cash Summary: A Cash Summary dated September 23, 2019 was provided by the Clerk/Treasurer's Office. Commissioner Tippetts verified that Fund 25 was the RDA Fund and said he had turned in two reimbursement requests for about \$35,000 for Fund 80 which will help. Commissioner Lytle said he was a little worried about Fund 81, but things have improved in Fund 10, but more payments are now approved. Commissioner Lytle motioned to acknowledge receipt of the Cash Summary dated September 23, 2019. Commissioner Tippetts seconded the motion. All were in favor. The motion carried.

Purchase Orders: No Purchase Orders today.

Correspondence/Calendar Review: Commissioner Lytle will be going to UAC Board meeting and USACCC meetings in Heber. Commissioner Lytle said he went to the Dutch John Town Council meeting last night but had a phone call on a law enforcement issue during the meeting and missed some discussion. Mayor Rogers is not feeling well today, but is available by phone if needed.

Trails Plan hearing is Tuesday at 6 pm and Commissioner Lytle went to the Tuesday night Planning and Zoning meeting and expressed that they have prepared an amendment to the code and Attorney Niel Lund said the Planning Commission made a decision to approve the wording and send to the Commission for a hearing and further feedback. Commissioner Tippetts said that he had problems with people living in their trailers on residential property and Commissioner Lytle said he would rather stay tight on the safety issues and avoid some of the other issues of government overreach. Commissioner Asay brought up construction and the exemption for a trailer during construction was left in. Commissioner Lytle said that some of the areas that have smaller lots should have some kind of exemption for building size.

Attorney Niel Lund said his grandfather had passed away and the Funeral is Saturday, so he won't be around this weekend.

Commissioner Tippetts said at the Trails meeting last week there is a desire to find a chair and other leadership that are not necessarily elected officials. The next meeting is on the 3rd Wednesday-October 16th. Commissioner Asay said they need to follow State Code for allowing ATVs on or crossing the highways. The Dam and Sheep Creek were discussed and there are some routes around but others that have no shoulders or areas that are not just crossings. Commissioner Lytle said he will participate as a game warden as there are also wildlife issues that need to be considered in allowing access to as many areas as possible. Commissioner Asay said there needs to be more involvement of the Forest Service to help with maintenance and planning. There used to be trail crews on every district and we need to expand the width of Trails from ATV to Side by Sides. The Jeeps can go anywhere a side by side can go.

The Attorney said that Monday is the Asay case from the Jail at the Federal Building and he will be in attendance. This is a Settlement Conference and if there is a proposed settlement it would then come to the Commission if the attorney thought there was merit in the proposal. It is at 9:30 am and Commissioner Lytle said he would look at his schedule to see if he might be able to attend.

Commissioner Asay has a Board of Health meeting tomorrow, so he won't be able to attend UAC. Commissioner Lytle said October 3rd is CIB meeting. Today we have Elected Officials meeting after Commission meeting and Board of Equalization at 2 pm.

Policy and Legislation Items:

Discussion And Consideration Of Possible Purchase, Exchange, Or Lease of Real Property With The Town of Dutch John: Commissioner Lytle said he hadn't had any discussion, but he wondered if anyone had talked with Matt Lucas and Commissioner Tippetts said that he had forwarded him some information earlier this morning and he would like to meet with us in closed session next week. There is a closed session item on the agenda if needed. We can't really do more about this until we get the surveys done.

Discussion And Consideration Of A Request For Proposals (RFP) For A County Surveyor/Engineer: Commissioner Asay said he wants to make sure that we don't have something in place, but felt like it's been enough time to put this out for bid again. We missed our opportunity to ask about Mr. Smith about the RDA work. Attorney Niel Lund said Mr. Smith replied that you can have the same surveyor for both entities. Mr. Lund said that we can put them into the same contract. Commissioner Lytle thought we have sort of lumped things together with the RDA already for the services and work done by other County employees and he thought this would be much the same. In wildlife there are splitters and lumpers and he said you can make arguments for both sides but feels we can continue to lump. Mr. Lund said he had a small concern if the procurement code would require separate procurements, but felt they could be lumped together. There was one change to add the RDA and we need to add the dates of the submittal information. This has to be publicized for seven days. What if we go for October 22nd? An RFP only needs to be noticed for 7 days and the week before that the Commission meeting will be on Wednesday the 16th instead of the 15th due to Columbus Day. The RFP won't make them an employee, but the intent is to have a set rate for different activities, like for questions vs. projects. Each project then has the opportunity to do an RFP to hire other surveyor/engineers. One other thing that needs to be changed is the link for the website. Commissioner Lytle motioned to go forward with the RFP with the amendments as discussed to get it in the paper as soon as possible. Commissioner Tippetts seconded the motion. All were in favor and the motion carried.

Discussion And Consideration Of Surplus of Dutch John Items (Fire And EMS): Commissioner Asay said he didn't know about the EMS and that should be under Sgt. Dupaix purview. Commissioner Tippetts said the list sent by Mayor Rogers said the list looked okay to him. There are tanks that need to be discarded as they are outdated and the radios on the list that have not been found. There was a question if the air compressor was still in Dutch John or Manila. It needs a new motor. Sgt. Dupaix should probably look at the list. The alarm system is on the first page, but is it a security alarm or fireman notification. If it's part of the building then that is a different question. Commissioner Tippetts read the email from Mayor Rogers and the highlighted items are items that can't be located. It's going to take a walk through with one Commissioner and Sgt. Dupaix before a final determination is made. Commissioner Lytle said that we should send the Mayor an email and set up a time to do the walk through and it should be somebody besides him. Commissioner Tippetts said that he would follow through with this and he would like it in writing to memorialize future services to the County. Maybe next week we would be able to make approvals and finalize things. Sheriff Bailey said that Sgt. Dupaix will not have time this week, but if someone would send him a copy he could pass it on to him to review. Commissioner Tippetts said he had sent the info to the Sheriff by email just now. Commissioner Asay tabled until something is ready to go with the trucks

and equipment together and Commissioner Tippets was tasked with setting up a date and time for the walk through.

Discussion And Consideration Of Letter Of Engagement With Smith Hartvigsen:

Attorney Niel Lund said this was not really noticed properly as the issue is the Notice of Intent for Sole Source, which has to be approved before the agreement. The Attorney said he thought this notice has to run for 10 days, but wasn't sure. Commissioner Lytle motioned to post the Notice of Intent as soon as possible and to run for the minimum time of seven days as discovered by the attorney. Commissioner Tippets seconded the motion.

With no further business Commissioner Tippets motioned to adjourn at 11:14 am.

/s/ Randy Asay

Commissioner Randy Asay

s/ Brian Raymond

Clerk/Treasurer_Brian Raymond

/s/ Jack Lytle

Commissioner Jack Lytle

/s/ Matt Tippets

Commissioner Matt Tippets