

MINUTES
OF THE KANE COUNTY
BOARD OF COMMISSIONERS MEETING
AUGUST 12, 2013,
At 10:00 AM IN THE
KANE COUNTY COMMISSION CHAMBERS,
76 NORTH MAIN, KANAB, UTAH

Present: Commissioner Heaton, Commissioner Clayson, Commissioner Matson, Clerk Auditor Johnson, Chief Deputy Attorney –Rob VanDyke, Chief Deputy Auditor McDonald, Land Use Authority Secretary Haycock, Human Resource Director Gant, Chief Deputy Glover, GIS Lou Pratt, Attorney Scarth, Travel Council Director Gotzen-Berg, Care & Share-Craig Hansen, Press Representative Carol Sullivan

AGENDA:

10:00 AM

Strategy sessions to discuss collective bargaining, pending or reasonably imminent litigation, or the purchase, exchange lease or sale of real property

MOTION to Enter Closed Session for pending or reasonably imminent litigation, or the purchase, exchange lease or sale of real property made by Commissioner Heaton and the motion carries with all Commissioners present voting in favor.

Present: Commissioner Clayson, Commissioner Matson, Commissioner Heaton , Attorney Scarth, Attorney VanDyke, Clerk Auditor Johnson, Chief Deputy Auditor McDonald.

MOTION to exit Closed Session made by Commissioner Matson.

REGULAR COMMISSION MEETING

11:00 AM - CALL MEETING TO ORDER & WELCOME:

PLEDGE OF ALLEGIANCE: Commissioner Matson

PRAYER: Commissioner Heaton

CITIZEN PUBLIC INPUT:

Check Edit reports and purchase orders as signed

Approval of Minutes: July 15, 29, 2013 Work Meeting & Regular Meeting

MOTION to adopt the Consent Agenda made by Commissioner Matson and the motion carries with all Commissioners present voting in favor.

Elected Official Reports:

KANE COUNTY ORDINANCE No. 2013 – 5: AN ORDINANCE REPEALING ALL PREVIOUS LAND USE ORDINANCES AND ADOPTING AND ENACTING THE 2013 KANE COUNTY LAND USE ORDINANCE

MOTION to adopt KANE COUNTY ORDINANCE No. 2013 – 5: AN ORDINANCE REPEALING ALL PREVIOUS LAND USE ORDINANCES AND ADOPTING AND ENACTING THE 2013 KANE COUNTY LAND USE ORDINANCE made by Commissioner Heaton and the motion carries with the following roll call vote:

Commissioner Matson	Aye
Commissioner Clayson	Aye
Commissioner Heaton	Aye

KANE COUNTY ORDINANCE No. 2013 – 6: AN ORDINANCE AMENDING CHAPTER 10 OF THE KANE COUNTY LAND USE ORDINANCE TO PROHIBIT SMOKE SHOPS

MOTION to adopt KANE COUNTY ORDINANCE No. 2013 – 6: AN ORDINANCE AMENDING CHAPTER 10 OF THE KANE COUNTY LAND USE ORDINANCE TO PROHIBIT SMOKE SHOPS made by Commissioner Heaton and the motion carries with the following roll call vote:

Commissioner Matson	Aye
Commissioner Clayson	Aye
Commissioner Heaton	Aye

KANE COUNTY ORDINANCE No. 2013 – 7: AN ORDINANCE PROHIBITING THE USE OF ANY AND ALL TOBACCO PRODUCTS ON COUNTY PROPERTY

MOTION to adopt KANE COUNTY ORDINANCE No. 2013 – 7: AN ORDINANCE PROHIBITING THE USE OF ANY AND ALL TOBACCO PRODUCTS ON COUNTY PROPERTY made by Commissioner Heaton and the motion carries with the following roll call vote:

Commissioner Matson	Aye
Commissioner Clayson	Aye
Commissioner Heaton	Aye

It was noted that Ashley Chamberlain from the Health Department will take care of getting the necessary signs.

KANE COUNTY ORDINANCE No. 2013 – 8: AN ORDINANCE ADOPTING THE 2011 KANE COUNTY UTAH, COUNTY CODE ALONG WITH THE 2012 AMENDMENTS

MOTION to adopt KANE COUNTY ORDINANCE No. 2013 – 8: AN ORDINANCE ADOPTING THE 2011 KANE COUNTY UTAH, COUNTY CODE ALONG WITH THE 2012 AMENDMENTS made by Commissioner Matson and the motion carries with the following roll call vote:

Commissioner Matson	Aye
Commissioner Clayson	Aye
Commissioner Heaton	Aye

KANE COUNTY RESOLUTION No. 2013 – 12: A RESOLUTION AMENDING THE KANE COUNTY, UTAH GENERAL PLAN

MOTION to adopt KANE COUNTY RESOLUTION No. 2013 – 12: A RESOLUTION AMENDING THE KANE COUNTY, UTAH GENERAL PLAN made by Commissioner Matson and the motion carries with the following roll call vote:

Commissioner Matson	Aye
Commissioner Clayson	Aye
Commissioner Heaton	Aye

KANE COUNTY RESOLUTION No. 2013 – 13: A RESOLUTION IMPLEMENTING THE PROHIBITION OF ANY AND ALL TOBACCO PRODUCTS ON COUNTY PROPERTY

MOTION to adopt RESOLUTION No. 2013 – 13: A RESOLUTION IMPLEMENTING THE PROHIBITION OF ANY AND ALL TOBACCO PRODUCTS ON COUNTY PROPERTY made by Commissioner Heaton and the motion carries with the following roll call vote:

Commissioner Matson	Aye
Commissioner Clayson	Aye
Commissioner Heaton	Aye

KANE COUNTY RESOLUTION No. 2013 – 14: A RESOLUTION IMPLEMENTING THE KANE COUNTY EMPLOYEE TOBACCO-FREE POLICY

MOTION to adopt RESOLUTION No. 2013 – 14: A RESOLUTION IMPLEMENTING THE KANE COUNTY EMPLOYEE TOBACCO-FREE POLICY made by Commissioner Matson and the motion carries with the following roll call vote:

Commissioner Matson	Aye
Commissioner Clayson	Aye
Commissioner Heaton	Aye

It was noted that this also includes County vehicles.

County Library Board Appointment:

Commissioner Clayson recommended Casey Franklin from the Valley, for the Library Board.

MOTION to appoint Casey Franklin to serve on the Kane County Library Board made by Commissioner Heaton and the motion carries with all Commissioners present voting in favor.

Amend Resolution Number 2013-12 Budget Opening to Resolution Number 2013-10 due to duplication of numbering :

Auditor Johnson explained that there was a mix up on the Resolution Numbers and 2013-12 had been duplicated. She requested authorization to change the Resolution Number for the Budget Opening from 2013-12 to 2013-10.

MOTION to authorize Auditor Johnson to amend Resolution 2013-12 for the Budget Opening to 2013-10 due to duplication of numbering made by Commissioner Heaton , and the motion carries with all Commissioners present voting in favor.

North Shooting Range – Approve Plan:

Lou reviewed the plan with the Commissioners. They are waiting to have the property turned over to the County. They want to be sure that it is always used as a shooting range; which includes archery, handguns and tactical shooting and shotguns.

MOTION to approve the plan for the North Shooting Range made by Commissioner Matson and the motion carries with all Commissioners present voting in favor.

Departmental Reports:

Arlea Gibson/John & Peggy Bryant Parcel #4-5-2-6A & 4-5-2-6B Subdivision written approval application:

Land Use Authority’s Secretary, Bonnie Haycock introduced Arlea to the Commissioner’s and indicated Attorney VanDyke would address this issue.

Attorney VanDyke explained the situation to the Commissioners’. Apparently this split occurred many years ago and they were required to come to the County at that time to get a written approval, as it fit under the State definition of exemption from the plat requirement. They attempted to get the approval at that time and for an unknown reason the County said it was not required. They are requesting written approval of the land division at this time so that a building permit may be issued.

MOTION to authorize the Commission Chair to issue written approval for parcel #4-5-2-6A & 4-5-2-6B land division made by Commissioner Heaton and the motion carries with all Commissioners present voting in favor.

It was noted that this written authorization would need to be recorded. It was also the consensus of the Commission to allow a Building Permit to be issued.

Resolution 2013-15 Vehicle Lease / Zion’s Bank / Approval:

Auditor Johnson explained that this is an annual Lease, with Stephan Wade for a vehicle, and goes through the Bank.

MOTION to adopt Resolution 2013-15 Vehicle Lease/Zion;s Bank made by Commissioner

Matson subject to Deputy Attorney VanDyke review and coordinating it with Auditor Johnson and Commissioner Clayson and the motion carries with the following roll call vote:

Commissioner Matson	Aye
Commissioner Clayson	Aye
Commissioner Heaton	Aye

Other Business: Reports, Schedules, Assignments, Work Meeting agenda items

Meetings are as follows:

Sept. 5th Open Public Meeting 7 PM at the High School-Senator Lee
Sept. 10th Utah Legislative Committee Field Trip Tour 11:30 AM with Garfield County.

August 14, Wednesday at 7 PM Ribbon Cutting and Open House for the North Event Center (NEC). It was suggested that recognition be given to the appropriate parties, CIB, Travel Council Board, Contractors, IT, Raymond and Orderville for their support.

The Kane County parade will begin at 6PM on Wednesday, August 14, 2013.

August 14th –Council On Aging Meeting in the Valley
August 19th, Open Meeting Training following the Work Meeting.
August 16th Meeting with Division of Arts Council 8 AM at Perry’s Lodge.
August 27th Chris Stewart, Congressman at 7PM in the District Court Room.
August 26th, Commissioner Clayson will need to be excused from the Commission Meeting.

Commissioner Heaton reported that the American Land Council is moving forward.

Commissioner Heaton nominated Mark & Judy Habbeshaw for the “Extra Miler Award”.

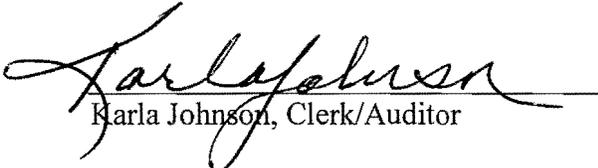
Human Resource Director Gant will take care of the Award and scheduling the presentation for the Commissioners.

MOTION to adjourn made by Commissioner Heaton.

WHEREUPON MEETING ADJOURNED



Commissioner Clayson, Chair



Karla Johnson, Clerk/Auditor