

Minutes of the regular meeting of the Daggett County Commission/Redevelopment Agency Board, Tuesday, July 23, 2013. All members were present. Vicky McKee, County Clerk, was present as board secretary. The meeting was called to order at 9:00 A.M. by Chairman Steglich.

Also present were: Grant Charles-County Attorney, Brian Raymond-Economic Development, Keri Pallesen-Auditor/Recorder and Pat Asbill.

There were no residents present with old business. Mrs. Perry addressed the matter of the weeds in Harpers Landing. She stated that she had contacted Lawnie Mayhew, Harper Construction, and he had agreed to pay for the county spraying the weeds and mowing them down. She also addressed the billing from Sara Lamb for the flower planting and that Mrs. Lamb did not provide flowers or soil and therefore had concern with the amount of the billing. Mrs. Lamb had planted all the flowers in Dutch John and watered them in and most of the flowers in Manila. Mr. Steglich suggested that Mrs. Perry send a letter requesting an itemized invoice and to remind Mrs. Lamb that the county had provided the flowers and soil. Mr. Steglich requested discussion on the RFP for the building inspector and questioned if the county wants to re-advertise as of this date no qualified applications have been received. Mr. Charles stated that Roger Eshler is very interested in the position and had just not received the information in time. It was determined that the county would re-advertise for the position.

The minutes of the July 9, 2013 and July 16, 2013 meetings were provided by the County Clerk's office for review and approval. Upon discussion, motion by Mr. Blanchard to approve the minutes of the July 9, 2013 meeting as presented. Seconded by Mrs. Perry, all in favor. The minutes of the July 16<sup>th</sup> meeting were reviewed. Mr. Blanchard stated that the minutes need to reflect that there are five commercial users not currently being charged and using the sewer rather than seven. Motion by Mrs. Perry to approve the minutes for the July 16, 2013 meeting as revised. Seconded by Mr. Blanchard, all in favor.

The Open Invoice Report in the amount of \$23,600.49 was provided by the County Auditor's office for review and approval. Upon review, motion by Mr. Blanchard to approve the Open Invoice Report as provided. Seconded by Mrs. Perry, all in favor.

Mrs. McKee had provided the following correspondence to the Commission for discussion: An email from Utah Association of Counties regarding a meeting on August 15, 2013 from 10:00 A.M. to 12:00 noon regarding the legislation for staggering the election of county offices in 2014. Mr. Steglich stated that he plans to attend the meeting with the discussion that as many county officials as possible should attend the meeting because of the possible negative effects on Daggett County. An email from Julie D'alesandro, State of Utah, regarding the FY13, 4<sup>th</sup> Qtr distribution of the Mineral Lease revenues for the Little Hole land exchange in the amount of \$2,244.78. Brian Raymond provided information regarding the Utah State Fair scheduled from September 5<sup>th</sup> through the 15<sup>th</sup> and questioned if the county was interested in having a booth at the State Fair. There was discussion regarding the requirements for the booth and Mr. Raymond stated that he was hoping to have someone from the Chamber that would be able to help with this. It was determined that since there is no cost to submit the application, the form will be submitted and they will try to get someone there to man the booth.

With regards to citizen's comments, Pat Asbill was present to address the matter of the county translator sites on Hickey Mountain. Mr. Asbill provided the history on the translator sites and the facilities there and the fact that they have been turned over to the University of Wyoming. The BLM has now determined that the sites need to be cleaned up prior to end of March 2014. There are five buildings located on Hickey Mountain and they are asking for them to be removed. Union Telephone was the only original legitimate permit holder until the University submitted their permit application. Bob Spain, University of Wyoming, had contacted Mr. Asbill and questioned if there was someone that could help tear the structures down and to cut down the utility poles. Mr. Asbill asked if the County's heavy equipment could be used for this project since Daggett County was originally responsible. Mr. Steglich stated that he will get with James Olsen and Mr. Asbill and inspect the area to determine what the county can do to help.

Mrs. Perry provided an email from Kane County with their Business License Ordinance attached. This matter was discussed and Mr. Raymond stated that the concessionaires have written letters addressing their concerns with the large fee for the business license for the campground concession on the forest. This matter will be continued as Mrs. Perry will try to get more information.

With regards to fire restrictions, there has been no change in the State and the Forest Service has gone to Green. This matter will be continued until the end of August.

With regards to the update on the Bureau of Reclamation issue, Mr. Blanchard stated that he does not have an update as he has been trying to get in touch with them without luck. Mr. Charles stated that Mr. Foote has not heard anything on this but he will try to have something to report at the next meeting. Mr. Charles reported that Mr. Steglich had provided him the information regarding the rumors and the conversation that Mr. McDonald had with Mrs. Perry where Dave had told her that he could make it so there would be no criminal prosecution and no one would go to jail but there were some conditions that he wanted met in order for this to happen. Mr. Charles stated that this does not ring true as the prosecutor is the only one that has the authority to talk about that kind of information. He wants to make the U.S. Attorney's Office aware that there is someone that is stating those things and for them to try to rein it in. The County Attorney has tried to get declination letters without success but that is not something that is normally sent out. In these calls made to the U.S. Attorney's office, he does not expect something in writing but should be able to obtain some information. Mr. Charles feels that it is the county's advantage for time to pass and he plans to only ask for a status report and leave it at that. The matter was reviewed and discussed.

Motion by Mrs. Perry to go into the RDA portion of the meeting at 9:55 A.M. Seconded by Mr. Blanchard, all in favor.

Mr. Raymond provided changes for the Memorandum of Understanding for the Manila/Lucerne Community Project Area as discussed at the last Commission meeting. He stated that he had talked to the Mayor briefly and he had not heard any feedback from the Town Council. Mr. Blanchard questioned if all parties were in favor of Lucerne being included in the project area and Mr. Charles stated that he had just wanted to use a location that was the county and town combined and the focus of this Memorandum of Understanding was only to be a way for the County to start working with the Town on the Project Area. Later the county will need to define the project area and there can be as many projects areas as wanted with the size varying. The Memorandum of

Understanding was reviewed and the changes as provided were discussed. Mr. Raymond stated that Brent Stewart and Lucerne Marina had both requested to be part of the RDA in the past. Alternate possible areas for locations that can include both town and county were discussed as well as how both entities could be involved. Mr. Steglich questioned about including the areas where the wind generators are to be located as he feels it would be a good tool for future growth. With concerns addressed, Mr. Charles stated that a project area does not change any of the property rights of the property owners. Motion by Mr. Blanchard to approve the amended Draft of the Project Area with the Manila/Lucerne Community Project Area addressed and for the document to be provided for approval and signature by the Town of Manila. Seconded by Mrs. Perry, all in favor. If the town makes changes in the document it can be brought back for approval again.

Mr. Raymond provided the revised Affordable Housing Incentive Extension Application Form to the Commission based upon the discussion from the last meeting. The form as provided ties the extension request to the ten year time line with 1/10 deducted per year. The changes from the last meeting include a \$150.00 application fee and #15. - Date you hope to complete construction and hold final settlement. The Draft forms as provided were discussed and reviewed. Motion by Mr. Blanchard to approve the documents as submitted. Seconded by Mrs. Perry, all in favor.

Motion by Mrs. Perry to go into closed session as requested by County Attorney Charles for pending litigation at 10:15 A.M. Seconded by Mr. Blanchard, all in favor. Those present were County Attorney Charles, Commissioners Blanchard, Steglich and Perry and Clerk McKee. The regular session reconvened at 10:35 A.M. with all those mentioned present.

Mr. Steglich questioned the matter of the need for a contingency fund for garbage for Dutch John to be included in the utility rates. The matter was discussed and Mr. Blanchard stated that since the county has a contract and not their own landfill it would be best to not include a contingency amount in the rates. The matter of the other utility rates were reviewed and discussed. Mr. Blanchard stated that for the water rate he is trying to keep a lower base rate with a higher usage rate for a utility billing that would work best for the Dutch John residents but when completed the rates could still be the highest in the State. Mrs. Perry stated that the plant was built to support a higher population but the population is not there. The matter of the utility rates and the contingency amounts for Dutch John were discussed and will be included the agenda for the next Commission meeting.

Mr. Steglich addressed the matter of the request from Mark Ward, UAC, regarding the land exchange proposal from Congressman Rob Bishop. The Commission has set up a meeting with Moffat County Commissioners on August 8, 2013 at 10:00 A.M. in Browns Park to provide them the information as to the Daggett County Commission's intent for the proposal. Mr. Steglich stated that he had told Mr. Ward that the county needs to be prepared to go either with the WSAs or without. If there are a lot of concerns from the Colorado residents with the WSA's they will need to be dropped. Mrs. Perry questioned what the county had decided for the designation for Bare Top and Mr. Steglich replied that designation was National Conservation Recreation Area. The concerns for the SITLA lands and the river will be discussed that day in Browns Park. The matter of extending the NRA versus Scenic was discussed and it was determined that Mrs. Perry was to delete the NRA extension on the Draft Proposal. The Commissioners

feel that the county should not go along with the Scenic Designation for A&B sections of the Green River if the county does not get something in return. Mr. Steglich questioned the possibility of using the SITLA lands on Phil Pico rather than the SITLA lands in Browns Park and the matter was discussed. It was determined that Swett Ranch and Jarvie Ranch are liabilities to the Federal Government that the county is willing to take on in exchange for the 6,800 acres the county is wanting to develop. The documents will be reviewed one more time on August 6, 2013 for the meeting on August 8, 2013.

Mrs. Perry stated that she had ordered carpet and that the inmates will be making desks for the vacated offices.

The location of the County Attorney's office was discussed. Mr. Charles stated that it made sense to keep their office adjacent to the Court Room. Mr. Blanchard's current office could be a location for an office for the Chamber person as well as weed (Ned Brady) and Senior Citizen (Sunny Bouck) offices since they are all very part time. Tammy Twitchell could use the space in the old jail for her office.

With no further business, the meeting adjourned at 11:20 A.M.

/s/ Vicky McKee\_\_\_\_\_

/s/ Jerry Steglich\_\_\_\_\_

/s/ Karen Perry\_\_\_\_\_

/s/ Warren Blanchard \_\_\_\_\_