

Minutes of the regular meeting of the Daggett County Commission/Redevelopment Agency Board, Tuesday, August 7, 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.

There was no one present with old business nor citizens comments.

Also present were: Travis Dupaix, Grant Charles-County Attorney, Brian Raymond-Economic Development, Chad Wooley, Tracy Cowdell, Niel Lund, Keri Pallesen-Auditor/Recorder, Troy Ostler, Dave Carriger, Zac Schofield, Dustin Larsen, Kym Slagowski, Curtis Ludvigson-Rural Water Association, Jerry Jorgensen-County Sheriff and Cameron Potter.

Travis Dupaix, EMT/Sheriff Office, was present to provide information regarding the Addendum for the Technical Service Support Agreement for the Life Pack with Physio-Control which represents a \$22,713.25 term payable in Annual installments and includes two Lifepack, 15 Rainbow Sensors, 2 3-lead cables, 2 DS100A Nelcor SP02sensors and 2 DEC-4 Nelcor Ext cables. This addendum represents a reduction in the amount of \$967.75. Upon review of the existing contract, motion by Mrs. Perry to approve the Addendum as submitted. Seconded by Mr. Blanchard, all in favor.

The minutes of the July 23, 2013 were presented by the County Clerk's office for review and approval. Upon review, motion by Mr. Blanchard to approve the minutes as provided. Seconded by Mrs. Perry, all in favor.

The matter of the Open Invoice Report will be continued later in the meeting upon receipt.

Mrs. McKee provided emails from Ken Brown and Dave McDonald which were followed by discussion.

Dustin Larsen, Zach Schofield and Kym Slagowski were present to request that the Commission consider being a sponsor for a Ranch Rodeo. They would like to schedule the event for August 24, 2013 at the County rodeo grounds. Mr. Larsen stated that they would like for the Ranch Rodeo to be an annual event and would be an event for the locals. Mr. Blanchard questioned the matter of them going through the Rodeo Committee and Mr. Larsen replied that they would like to be on their own rather than under the Rodeo Committee if possible. Upon review and discussion, motion by Mrs. Perry to approve the Ranch Rodeo and to be held under the county's sponsorship on their own. Seconded by Mr. Blanchard, all in favor.

Sheriff Jorgensen had provided a request for the county to reimburse Joe Jacobs for his own personal tools that he had used during the construction of the new Sheriff's office. Motion by Mr. Blanchard for the county to reimburse Joe Jacobs in the amount of \$625.00 to replace his tools used in the Sheriff's Office construction. Seconded by Mrs. Perry, all in favor.

The matter of the fire restrictions will be continued until the next meeting as there is still no need for additional fire restrictions than those from the State of Utah.

The Sheriff's office had provided an Agreement Between Daggett County and Uintah Basin Consolidated Communications to provide dispatch services to the county. Upon review, motion by Mr. Blanchard to approve the Agreement as provided. Seconded by Mrs. Perry, all in favor.

Mr. Blanchard provided Mr. Charles a copy of a recent email from Pat Tease, Bureau of Reclamation, which states the following: "I tracked down the requisition and it is in contracts. However, the problem is that the acquisitions staff is so busy right now that it may not get done before the end of the fiscal year. There is a solution of sorts. Lila tells me that everything that was spent from January 1st through December 31st of this year can be charged to the funding when you receive the next mod." Upon review Mr. Charles stated that he had concerns with the county doing what the Bureau is saying in the email because if the Bureau was willing to accept this, the county would not have had the issues with them before in tracking the dollars. The county does have something from them now saying it is ok. The matter was discussed with a phone call to the Bureau of Reclamation scheduled for 9:30 A.M.

Mrs. Perry stated that Richard Zohner had visited with her and had stated that he was willing to help the county on an "As Needed" basis as a consultant at \$50.00 per hour (due to his disability) until the county can obtain another building inspector. Mr. Blanchard stated that the county was not in a bind as Carl Mott was willing to do inspections for the county when called. The county has readvertised for the Building Inspector position and has received several qualified applicants as of this date. The proposal is to run until August 13th.

A phone call was made to Pat Tease with the Bureau of Reclamation regarding the payment to Daggett County for the 2012 and 2013 for Dutch John funds. Mr. Blanchard introduced all those that were in attendance and Pat provided introductions to those who were present by phone - Pat Tease, Dave Blair, Lila Duffin and Janice Richardson. Mr. Blanchard stated that the concern of the county was that upon payment of the interest monies by the County to the Bureau of Reclamation, they were to make payment to the county for the FY 2012 and 2013 Dutch John funds. Mrs. Richardson stated that the conditions of doing a new award did not come until late in their fiscal year and she has so much other work that has been obligated. The BOR is also changing systems and they will be doing a "Blackout". During the "Blackout" Lila will be able to do the contract, get all the paper work done and all the approvals and then when the Blackout is over get the funding to the county. With the funding being for calendar years 2012 and 2013 any uses that the county has for this money needs to be accounted for in their accounting system. Mr. Blanchard questioned the matter of spending money we have not received and the Bureau replied that this money can be used to reimburse the county's coffers for work that was done for the benefit of the Dutch John Community. Mr. Blanchard questioned when the money is to be spent and the Bureau replied that all costs have to be incurred by December 31, 2013 as that is when the legislation expires. Mr. Steglich questioned if the county was going to get paid and the Bureau replied that the county needs to look at what is spent for 2012 and 2013 and the money when received can be used and reallocated back into those funds where the expenses were recorded. Mr. Blanchard then summarized that the county would be getting the payment for 2012 and 2013 and will receive the payment as soon as the blackout is lifted or the middle of November 2013. With no further questions the phone call ended.

Cameron Potter was present representing the High School Rodeo Club and requesting sponsorship from the county. In the past a trailer sticker had been purchased for a sponsor and placed upon a contestant's trailer for advertisement. Mr. Potter stated that they have determined not to do that any longer but to purchase a plaque and banner for the sponsor. They determined that not enough people saw the trailer stickers or knew what they were for. A \$50.00 sponsor will provide a plaque and a \$200.00 sponsor will provide a plaque and banner. Last year the county paid \$200.00 for a trailer sticker and it went on the Potter's trailers. Mrs. Perry stated that since this was a worthy cause, motion to approve the \$200.00 sponsorship from Daggett Designation, TRT Fund. It was determined that there was sufficient funding in the fund for that. Seconded by Mr. Blanchard, all in favor. Mr. Steglich directed Mr. Potter to work with Brian Raymond on the wording for the Plaque and Banner and stated that upon completion Mr. Raymond can email to Karinda Henry by September 1st.

Mr. Steglich reported that David Hartvigsen had sent an email stating that PPI has agreed to pay the \$10,443.00 to the Bureau of Reclamation but has stated that he feels that PPI will be transferring any other responsibilities to the county. Mr. Charles recommends for the county to not do anything at this time as their position has not changed. The county needs to let things continue to work their way through the process and feels that Dave is doing a good job and staying on top of things and that there is finally some movement from PPI.

Doug Carriger, Sunrise Engineering, was present to provide information to the county regarding a software recently developed (Trinera) for water rights. Historically it has been a labor intensive process to obtain information from the State Engineer's database. The software allows to search the State Engineers database quickly and make the water rights process less expensive. Sunrise Engineering is now the only engineers from Utah that has the license to do that and they would be happy to provide a demonstration on how the software works. Mr. Steglich stated that the county will invite David Hartvigsen and Sunrise Engineering to attend another meeting for that demonstration and discussions.

Mrs. McKee provided additional Business Licenses Ordinances from other counties for the Commission's review and consideration. It was determined that the county's process for the business license was fine and the matter will be reviewed next year.

The county has received a State of Utah Contract for the purpose of mitigating Invasive Species in the amount of \$29,925.00. Motion by Mr. Blanchard to approve the State of Utah Contract for Invasive Species as provided. Seconded by Mrs. Perry, all in favor.

Curtis Ludvigson, State of Utah, Rural Water Association was present as requested by Mr. Blanchard regarding the proposed Utility Rates for Dutch John. Mr. Blanchard stated that Mr. Ludvigson had been working with the county with the potable water system and helping to set the new rates. He stated that Dutch John has not been paying their way with the water and sewer in the past plus an amount for depreciation. The matter of the number of connections, the actual costs and the amount of contingency for each type are reviewed and discussed. Upon review and discussion, motion by Mrs. Perry to approve the new Dutch John rates for a one year time period. Second by Mr. Blanchard, all in favor. The fee schedule will be addressed at a later date for connection fees. Mr. Ludvigson suggested that an impact fee study to be done by an engineering firm for both the water and sewer if the county is anticipating growth. The study will cost approximately \$10,000.00 to \$20,000.00. He stated that he would be happy to prepare an RFP for the study and help the county during the process. The charge for connection fees is the actual cost of what the connection expense and the impact fee is how the county can make money. The following are the new rates approved:

Water -Residential

Basic Rate - \$65.00

1 gallon to 12,000 gallons

12,000 gallons to 20, 000 gallons - \$2.00/1,000 gallons

20,000 gallons and above - \$2.50/1000 gallons

Water – Commercial

Basic Rate - \$97.50

1 gallon to 12,000 gallons

12,000 gallons to 20,000 gallons \$2.00/1000 gallons

20,000 gallons and above – \$2.50/1000 gallons

Residential Sewer

\$37.50 for each unit

Commercial Sewer Rates

\$56.75 for each unit with a 4” connection

\$75.00 for each unit with a connection larger than 4”

Multiple Units: (Hotels, Motels, RV Parks, Etc.)

¼ the basic rate for each room or site.

Troy Ostler, President of Homeowners Association for Deer Lodge, was present to provide information regarding the proposal from Deer Lodge. He requested that the Deer Lodge HOA’s proposal to be included in the “Proposal to Participate in Congressman Bishop’s Proposed Congressional Land Bill”. Mr. Ostler stated that their proposal is to transfer 90 acres in the Deer Lodge Summer Home Area plus an additional 40 acres which lies to the west and southwest into the private ownership of the Deer Lodge HOA in exchange for 78 acres located in Section 21, T1S, R21E. He provided a copy of the map reflecting the acreages discussed. He also provided a plat of the actual subdivision of the Deer Lodge summer Home area showing 51 cabins sites. The Forest Service has approved the first 29 lots and of those 28 have been developed. They have not approved any additional lots as of this time. The original leases were for a 99 year lease and the F.S. just recently modified the lease to a 20 year lease. The Homeowners Association has talked to Commissioner Raymond, Uintah County, and he did not see an issue but he is only one of the Uintah County Commissioners. They have also talked to the Forest Service and they did not see an issue as it is in the same district and the same forest. Mr. Ostler stated that he sees adding their proposal to Daggett County’s list for Congressman Bishop’s bill is a great opportunity to expedite the process. The property owner of the 78 acres has agreed to the sale as he cannot get power into the property and cannot develop it. If the Deer Lodge property was privatized it could be a year around development but the lease agreement with the forest is for summer home development only. This proposal would also open up 90 to 130 acres to the county for taxes and an area for development. Mr. Blanchard stated that he was in favor of their proposal and Mr. Steglich stated that he had discussed this with Rowdy Muir, District Ranger, and he had stated that the land was in the Vernal District but it can be included in the Daggett County proposal. Mr. Steglich stated that the proposal has to be balanced and there are

currently 9 proposals and this will make 10 but the county cannot guarantee that it will not be kicked out at some time. Upon review and discussion, motion by Mrs. Perry to approve the proposal as submitted by Deer Lodge Homeowners Association to be included in Rob Bishop's Bill as submitted by Daggett County. Seconded by Mr. Blanchard, all in favor.

Mr. Blanchard requested that the matter of the Municipal Wastewater Planning Program to be continued as he has not completed the plan.

Motion by Mrs. Perry to go into the RDA portion of the meeting at 10:40 A.M. (In & Out) Seconded by Mr. Blanchard, all in favor.

Mr. Steglich reported that Rob Bishop will be in Vernal this Saturday and Mr. Steglich, as the only available commissioner, has an appointment to meet with him at 3:00 P.M. In order for Congressman Bishop to be assured that all three Commissioners were in agreement with the proposal, motion by Mrs. Perry to adopt and sign the proposal with the addition of the Deer Lodge proposal for Rob Bishop's Land Exchange. Seconded by Mr. Blanchard, all in favor.

Motion by Mrs. Perry to go into a Closed Session at 10:50 A.M. for discussion of the County Attorney Contract. Seconded by Mr. Blanchard, all in favor. Those present for the closed session were Sheriff Jorgensen, County Attorney Charles, Commissioners Blanchard, Perry and Steglich, Clerk McKee, Auditor Pallesen and Tracy Cowdell, Chad Woolley and Niel Lund.

The regular session reconvened at 11:50 A.M. Motion by Mrs. Perry to approve the Daggett County Attorney Contract with Armknecht & Cowdell as revised. Seconded by Mr. Blanchard, all in favor.

Motion by Mrs. Perry to amend the agenda for Closed Session to include the real estate proposal as submitted by Coldwell Banker Commercial. Seconded by Mr. Blanchard, all in favor.

Motion by Mrs. Perry to go back into Closed Session and the RDA portion at 11:50 A.M. Seconded by Mr. Blanchard, all in favor.

The regular session continued at 12:05 A.M. Motion by Mrs. Perry to take a 15 minute break to allow time to review the Open Invoice Report in the amount of \$113,017.80 as submitted by the County Auditor's office. Seconded by Mr. Blanchard, all in favor. The regular session reconvened at 12:25 P.M.

Motion by Mr. Blanchard to approve the Open Invoice Report as submitted. Seconded by Mrs. Perry, all in favor.

With no further business, the meeting adjourned at 12:35 A.M.

/s/ Vicky McKee

/s/ Jerry Steglich

/s/ Karen Perry