

Minutes of the Meeting of the Daggett County Commission and the Daggett County Redevelopment Agency held on **Tuesday, August 17, 2021** in the Dutch John Conference Hall at 530 South Blvd. in Dutch John, Utah and through electronic means. Commissioners Randy Asay, Jack Lytle and Matt Tippetts were present in person. Clerk Brian Raymond also attended in person. Attorney Niel Lund, Auditor Keri Pallesen and Recorder/Treasurer Brianne Carter attended digitally. The meeting was called to order at 9:13 am by Commissioner Asay.

Present In Person: Brandi Pearson-Commission Assistant,

Present Online or by Phone: Bret Reynolds of CIVCO Engineering, Bart Jensen of Jones and DeMille Engineering

Motion to Go In and Out of Redevelopment Agency (RDA): Commissioner Lytle motioned to go in and out of the Redevelopment Agency (RDA) Agenda. Commissioner Tippetts seconded the motion. All were in favor so the motion carried.

Approve Minutes: Minutes from the August 3, 2021 and August 10, 2021 Commission Meeting were available for review. Commissioner Tippetts motioned to approve the August 3, 2021 Commission Meeting minutes from Tuesday, August 3, 2021. Commissioner Asay seconded the motion. Commissioner Tippetts and Commissioner Asay voted in favor and Commissioner Lytle abstained since he was not in attendance, so the motion carried.

Commissioner Lytle motioned to approve the August 10, 2021 Commission Meeting minutes. Commissioner Asay seconded the motion. Commissioner Lytle and Commissioner Asay voted in favor and Commissioner Tippetts abstained since he was not in attendance, so the motion carried.

Issues Updates: Commissioner Asay said there are one or two positive COVID cases in Manila. There are active cases in our area. There is some state money available through the COVID-19 Local Assistance Matching Grant Program and there is a Town Hall webinar on August 25th for those seeking more information. A notice was included in the packet. Commissioner Tippetts will not be available, so Brandi will attend and see what is going on. Commissioner Lytle thought it wouldn't hurt if the Treasurer and Auditor could participate and Recorder/Treasurer Brianne Carter said she is signed up to participate.

Commissioner Asay wasn't aware of anything new for affordable housing, but it is critical. Commissioner Lytle brought up that since the RDA owns land in Dutch John and can look at trading some land in Dutch John for land in Manila to do some affordable/workforce housing in Manila. We have a house here in Dutch John and we could add one or two over there. Commissioner Tippetts said there is some money in Affordable Housing (Fund 49) that might be able to be used for construction. We need to do something as the housing costs are more than county wages can afford. There was a question on the current house in Dutch John if it was in Fund 28 or somewhere else. It needs to be looked into. Commissioner Lytle made the motion/argument that it should be in fund 28 if it is not. There was no second, so the motion did not proceed.

Bret Reynolds said the state is still reviewing the Airport Plan. Bret said it is almost ready for Bart's company to get going. Bret will send the current version of the Draft Plan to the Commissioners so they can review. It was reviewed several months ago. Bart said they would watch for that and work to get the airport delineated.

Commissioner Tippetts said he had a call from Don Allphin of the Fire and EMS District that the Towns had approved transferring the fire contracts from the County to the District. Niel said there will have to be two separate three way agreements, one with each Town between the District

and County in order for the District to take over the contracts with the Towns for Fire. Bret said there is a conflict in the Manila Contract on the amounts, so that will be corrected. Commissioner Lytle thanked Bret and Board for their efforts and Commissioner Tippets said he attended the Manila Town Council meeting and they are still exploring the possibility of joining the District.

Commissioner Lytle asked if there were any updates on the Clinic and Commissioner Asay said they have two tones of brown to paint the Clinic.

Commissioner Lytle met with the BLM and they opened and then pulled the Diamond North or Diamond Mtn Travel Plan as there is an issue that there is no alternative that has less roads open than are currently open. We need to look at our map and verify that Sears Canyon is open and on our map and a part of RS2477 as it may have been left off in the past. We should look at talking with PLPCO and getting it part of the litigation if it is not. Commissioner Asay said we need to keep track of this and keep the roads open. Commissioner Asay does not want to see roads closed, which makes it easier for land to get turned into wilderness and we don't need any additional wilderness. Commissioner Lytle noted we do not have any wilderness, but we de facto wilderness called Roadless Areas and Wilderness Study Areas (WSAs). We also have to watch the Forest Plan for Wilderness.

The BLM is saying that the washed out roads are on our system and are our roads, so they won't be doing anything to repair them. Much of the land was BLM, but due to the trades for the Escalante Staircase it's now SITLA and ours. We may need to work with landowners to get it fixed with a Cat. There have been calls on the roads due to the highly sought after hunting tags in the area. The hunt starts Saturday, so something needs to be done regarding Choke Cherry and Galloway Roads. Commissioner Tippets will follow up with James Olsen this afternoon. Signs would be handy to let people know that going forward on the road would be at their own risk.

Commissioner Tippets said he had a phone call regarding the gate that was locked near the lake in Manila. There have been conversations with Curtis Boher, Forest District Ranger and he could not find any recorded access for the Forest Service. Niel was asked if he had any knowledge of this and Brian Raymond was also asked of his recollections of the last incident and he thought it was about 15 years ago and there was a lock put on that was taken off, but he wasn't sure who or why it was taken off and so it was used as open access before and after. Commissioner Asay said that Broadbent had had some issues with this in the past so there should be some records. There have been calls into the Clerk's and Assessor's office. Brian spoke with James Olsen and James thought that it was not a county or public road. Niel was asked how the prescriptive process works and he said it would have to go to court before that would be issued. If we have no records we would have to go to court. The Road should show up on the County Road Map and Brian said it is on the GIS map. Commissioner Lytle asked what level of road it is and is it on AGRCs map? Bart was asked to do some research. Niel was asked to follow up and reach out to Dennis to see if he remembers anything and the Clerk's records and Meeting minutes can be reviewed.

Steven Lisonbee is the Governor's Rural Advisor and they have the Rural Leadership Academy they are trying to get going and are looking for participants. Any elected official or employee can participate. Commissioner Tippets asked about the time commitment and it wasn't clear, so Commissioner Lytle said he would look into it. It is being offered by SUU. It would be helpful for people interested in getting into politics or involved in County Government.

Water Rights are a concern due to the drought situation. Commissioner Lytle asked if we could have the attorneys at Smith Hartvigsen look at things to make sure we don't lose any rights or priorities. We could have him call in and give us an update during an open session, but contracts are another issue and could be discussed in Closed session. Niel was asked to set that up.

Citizen Comments: No citizen comments were given.

Cash Summary And Expected Revenues Report Review: The Cash Summary and Expected Revenue Reports were provided by the Recorder/Treasurer's Office. Commissioner Lytle asked Recorder/Treasurer Brianne Carter if she needed anything from him to get the Water Tank reimbursement completed and she said she just needs to finish it up and it's about \$6,000. Brianne was asked if she had been doing any transfers to keep the General Fund balances up and she said she had not, but she was looking at possibly doing one for Fund 33. Commissioner Lytle asked her to let the Commission know when she does the transfers and she said she would.

Commissioner Lytle motioned to acknowledge receipt and accept the Cash Summary Report for August 16, 2021 and the Expected Revenue Report also dated August 16, 2021 of \$113,324.11. Commissioner Tippets seconded the motion. All were in favor, and the motion carried.

Approve Open Invoice Register: The Open Invoice Register of August 12, 2021 was provided by the Auditor's Office. Commissioner Lytle asked Brianne if the Cash Summary included the removal of the items from the Disbursement listing. Brianne thought that the Cash Summary showed the unencumbered amounts. Commissioner Lytle motioned to approve the Open Invoice Register dated August 12, 2021 normal invoices in the amount of \$24,095.08. Commissioner Tippets seconded the motion. All were in favor and the motion carried.

Disbursement Listing: The Disbursement Listing was provided by the Auditor's Office for review. Commissioner Tippets motioned to accept the Disbursement Listing from Zions Checking for August 9, 2021 - August 12, 2021 in the amount of \$212,558.62. The motion was seconded by Commissioner Lytle. All were in favor and the motion carried.

Purchase Request Approvals: There were no purchase requests to consider.

Correspondence: Commissioner Lytle said he already spoke his correspondence. Brian said there was a letter from NACO for Commissioner Lytle being appointed the Vice-Chair for the payments subcommittee and Commissioner Lytle said he has been doing that for 3 or 4 years and appreciates the County's support in that. There is also notice in the packet of the BOA meeting next Tuesday at 2 pm here at the Courthouse.

Calendar Review: Commissioner Lytle said he has an SCIC meeting on Friday in Price. September 2nd is a CIB meeting and the Dutch John Water Project should be on the CIB Agenda, so we need to get Trevor and the Engineering firm prepped for the presentation and Commissioner Asay should be a part of that. We need to have a meeting with the Municipal Building Authority (MBA) prior to the CIB meeting. Niel recommended that we set up accounts and other things for the MBA. Keri was asked if we had anything assigned to the MBA and she replied there was not a budget or any accounts assigned to the MBA. Commissioner Lytle asked for help to get this all set up in case we are successful at CIB. Keri said to adopt a budget you would have to have a Public Hearing. Niel said we need to get with the Lt. Governor's Office and Brian said the registration for the MBA is current as of a week or two ago. Commissioner Lytle asked if we could have a separate meeting on the 24th and Commissioner Tippets will not be able to attend, so maybe the 31st would be better. Brian was asked to set up an MBA meeting for the 31st. The rodeo is coming up and the training room is needed for that week for the rodeo if possible.

Commissioner Asay said that on August 20th there is an industry outreach meeting in Duchesne by UAC. Jack will not be able to attend due to SCIC. Matt said he will try to attend, but will have to check his schedule.

Commissioner Tippets reiterated he will be gone next week and asked to be excused. We need to set up a meeting with the three Commissioners, Niel, Bart Jensen, and Thompson Davis. A Tuesday would be good, and the sooner the better. Bart and Niel were asked about this Thursday.

Bart said the Road is showing up on the County GIS map and it is not showing up as a Forest Service Road. Bart said it is not showing up on the D Road or B Road maps, and some of the County maps would not open for him. Niel was asked to work with Bart on this. The Forest Service map was put up on the screen and looked at and then the County D Road and B Road maps and it wasn't on either. The GIS map doesn't have any data as to where that came from. Bart was asked to send screenshots to Brian and Niel, and Bart said he would dig deeper on the AGRC maps.

Niel was not available in person Thursday afternoon, but could be on line for about an hour. He could meet on Saturday, or ask for leave for a different day but Bart couldn't meet on Saturday. It was thought maybe next Tuesday would work, but Bart was not available, so the 31st was picked.

Closed Session: Commissioner Lytle motioned to go into Closed Session at 10:44 am and Commissioner Tippets seconded the motion. A Roll Call vote was taken and Commissioner Jack Lytle voted "Aye", Commissioner Matt Tippets voted "Aye" and Commissioner Randy Asay voted "Aye" so the motion carried. Keri asked the purpose and it was stated it was for the purpose of discussing and negotiating the purchase, exchange or lease of Real property.

Commissioner Tippets motioned to come out of Closed Session into Open Session at 10:58 am. Commissioner Asay seconded the Motion. Commissioners Asay and Tippets were in favor and the motion carried. Commissioner Lytle had left the meeting and did not vote.

Policy and Legislation Items:

Discussion and Consideration Of Conditional Business Licenses For Bear Paw

Adventure's Group: Commissioner Asay asked about this and Brian said all the paperwork had been completed and payment received, but there was a question about the Forest Service Permit that is required. The Clerk's Office was told it had been completed, but no confirmation had been received yet. Commissioner Tippets motioned that we conditionally approve the business licence for Bear Paw Adventures Group when they submit their Forest Service Permit No. Commissioner Asay seconded the motion. All were in favor and the motion carried.

Discussion and Consideration Of Ratification Of Interlocal Agreement Between Daggett

Mosquito Abatement District And Daggett County: Niel was not back on the call when the discussion started and Keri had submitted a comment to the draft. There were technical difficulties of no sound coming from the meeting. There was discussion about them doing their own employees or payroll, which would allow them more flexibility in hours. The biggest thing is there needs to be clarification about whose employees they are etc. There is also the question of Worker's Compensation as it affects us for years to come. Niel said what you are seeing is the 2018 agreement and suggested getting with the district to work out some of the details of what services are being provided by each entity. If they can handle their employees it would be better. They have their own side by side. They have their own vehicles and insurance, but we store them here. No date was set and we will try and get a meeting set up with them before this comes up for approval as there still seem to be some questions. Commissioner Tippets asked how this came up and Brian said Niel

brought it up and Niel clarified that Layne Ferrin had told him about it so he brought it up. We will wait until the boards can meet to agendize the agreement again.

Discussion and Consideration Of Appointing Brandi Pearson To The Community Economic Development (CED) Board: Commissioner Tippetts said that during the CED Board meeting last week and they recommended that Brandi be appointed to the Board. At the recommendation of the Board Commissioner Tippetts motioned to approve Brandi Pearson as a full member on the County Economic Development (CED) Board. Commissioner Asay seconded the motion. Brandi was asked if she was okay with this and she said she was. All were in favor and the motion carried.

With no further business Commissioner Asay motioned to adjourn and Commissioner Asay declared the meeting adjourned at 11:19 am.

/s/ Randy Asay
Commissioner Randy Asay

/s/ Brian Raymond
Clerk/Treasurer Brian Raymond

/s/ Jack Lytle
Commissioner Jack Lytle

/s/ Matt Tippetts Excused
Commissioner Matt Tippetts