

**WASHINGTON COUNTY COMMISSION**  
**MEETING MINUTES**  
**OCTOBER 1, 2013**

The Regular Meeting of the Board of the Washington County Commission was called to order by Chairman James J. Eardley at 4:00 p.m. on October 1, 2013, in the Commission Chambers, Washington County Administration Building, St. George, Utah. Those in attendance were Chairman James J. Eardley, Commissioner Dennis Drake, Administrator Dean Cox, Deputy County Attorney Eric Clarke, and Deputy County Clerk Christine S. Hall.

Commissioner Gardner was excused, as he is out of town on County business.

Chairman Eardley led the Pledge of Allegiance.

**AGENDA**

**CONSENT AGENDA:**

The Consent Agenda is a means of expediting routine matters which come before the Commission for approval. The Consent Portion of the agenda is approved by one (1) non-debatable motion. If any Commissioner wishes to remove an item from the Consent Portion of the agenda, then that item becomes the first order of business on the Regular Agenda.

- Consideration of Auditor-Approved Claims for Payment for September 18, 2013, through October 1, 2013
- Consideration of Administrative Adjustments: Personal Property (attached)
- Consideration of Applications for Property Tax Abatement: Brijido Manjarrez and Fidelia Rodriguez, A/N 0004518; Brady and Janelle MacPherson, A/N 0504731; Donald Jessup, A/N 0599558; Cindy Benson, A/N 0452576; and Richard Jenkins, A/N 0213879

**MOTION: Motion by Commissioner Drake to Adopt the Consent Agenda with the Exception of Application for Property Tax Abatement Account Number 0504731, which is Denied. Motion seconded by Commissioner Eardley and carried by unanimous consent, with Commissioners Eardley and Drake voting aye.**

**REGULAR AGENDA ITEMS FOR CONSIDERATION:**

**VOLUNTEER OF THE MONTH / CAROL HOLLOWELL**

No presentations were made today.

**PURCHASE REQUESTS / MARK BLANCH**

- Clerk-Auditor's Office, replace external batteries in voting machines. . \$26,210.00

Mr. Blanch said that eight (8) other counties in Utah have pooled their resources to buy these expensive batteries in a large quantity, to reduce costs. Washington County's voting machines have not had their batteries replaced in over five (5) years, which is the predicted life of the batteries.

**MOTION: Motion by Commissioner Drake to Approve the Purchase Request, as presented. Motion seconded by Commissioner Eardley and carried by unanimous consent, with Commissioners Eardley and Drake voting aye.**

**ADJOURN BOARD OF COUNTY COMMISSIONERS AND RECONVENE AS THE MUNICIPAL BUILDING AUTHORITY OF WASHINGTON COUNTY**

**MOTION: Motion by Commissioner Drake to Adjourn the Board of County Commissioners and Reconvene as the Municipal Building Authority of Washington County. Motion seconded by Commissioner Eardley and carried by unanimous consent, with Commissioners Eardley and Drake voting aye.**

**PUBLIC HEARING: TO RECEIVE INPUT FROM THE PUBLIC WITH RESPECT TO THE ISSUANCE OF THE LEASE REVENUE BONDS REFERENCED IN RESOLUTION NOS. R-2013-1747, MBA-2013-1748, AND MBA-2013-1749 ON SEPTEMBER 3, 2013; AND ANY POTENTIAL ECONOMIC IMPACT THAT THE PROJECT FINANCED IN WHOLE OR IN PART WITH THE PROCEEDS OF THE BONDS MAY HAVE ON THE PRIVATE SECTOR.**

Chairman Eardley opened the Public Hearing to receive input from the public with respect to the issuance of the Lease Revenue Bonds referenced above. Having no one come forward to speak, he then adjourned the Public Hearing.

**CONSIDERATION OF RESOLUTION MBA-2013-1756, A RESOLUTION MAKING TECHNICAL CORRECTIONS AND AMENDMENTS TO RESOLUTION MBA-2013-1747, FOR THE ISSUANCE OF A LEASE REVENUE BOND, SERIES 2013 OF THE MUNICIPAL BUILDING AUTHORITY OF WASHINGTON COUNTY, UTAH; SAID AMENDMENTS TO MODIFY PROCEDURES OF THE BONDS AND IMPLEMENTING THE AMENDMENTS**

Deputy County Attorney Eric Clarke said that this resolution makes technical corrections to the original MBA-2013-1747 to correct minor errors contained therein.

**MOTION:** Motion by Member Drake to Adopt Resolution MBA-2013-1756, A Resolution Making Technical Corrections And Amendments To Resolution MBA-2013-1747, For The Issuance Of A Lease Revenue Bond, Series 2013 Of The Municipal Building Authority Of Washington County, Utah; Said Amendments To Modify Procedures Of The Bonds And Implementing The Amendments. Motion seconded by Member Eardley and carried by unanimous consent, with Members Eardley and Drake voting aye.

**ADJOURN MUNICIPAL BUILDING AUTHORITY OF WASHINGTON COUNTY AND RECONVENE AS THE BOARD OF COUNTY COMMISSIONERS**

**MOTION:** Motion by Commissioner Drake to Adjourn Municipal Building Authority of Washington County and Reconvene As the Board of County Commissioners. Motion seconded by Commissioner Eardley and carried by unanimous consent, with Commissioners Eardley and Drake voting aye.

**CONSIDERATION OF ORDINANCE NO. 2013-1031-O, AN ORDINANCE REZONING A CERTAIN PORTION OF WASHINGTON COUNTY FROM A-20 ZONE TO C-3 ZONE; HEREINAFTER FULLY DESCRIBED IN THIS ORDINANCE**

Washington County Planner Scott Messel said that Matthew and Paige Gray have requested this zone change for one-point-two (1.2) acres of their twenty (20) acre parcel. A public hearing was held by the Planning Commission on this issue, and there were no comments in opposition to the re-zoning.

**MOTION:** Motion by Commissioner Drake to Adopt Ordinance No. 2013-1031-O, An Ordinance Rezoning A Certain Portion Of Washington County From A-20 Zone To C-3 Zone; Hereinafter Fully Described In This Ordinance. Motion seconded by Commissioner Eardley and carried by unanimous consent, with Commissioners Eardley and Drake voting aye.

**CONSIDERATION OF RESOLUTION NO. R-2013-1753, A RESOLUTION APPROVING THE PARTICIPATING ADDENDUM BETWEEN WASHINGTON COUNTY, UTAH, SHERIFF'S OFFICE AND QWEST COMMUNICATIONS COMPANY, LLC, DBA CENTURLINK QCC**

This addendum provides for a monthly savings to Washington County of approximately three hundred dollars (\$300.00).

**MOTION:** Motion by Commissioner Drake to Adopt Resolution No. R-2013-1753, a Resolution Approving the Participating Addendum Between Washington County, Utah, Sheriff's Office And Qwest Communications Company, LLC, dba Centurylink QCC. Motion seconded by Commissioner Eardley and carried by unanimous consent, with Commissioners Eardley and Drake voting aye.

**CONSIDERATION OF RESOLUTION NO. R-2013-1754, A RESOLUTION APPOINTING MEMBERS TO THE WASHINGTON COUNTY LIBRARY BOARD**

Gayle Rohde and Paul Jordan have both served two (2) full terms of four (4) years each on the Washington County Library Board, and have done excellent jobs. According to the bylaws, however, they cannot serve additional terms and must be replaced. Accordingly, the Library Board has recommended Laci Hughes and Gerald Jones be appointed.

**MOTION:** Motion by Commissioner Drake to Adopt Resolution No. R-2013-1754, a Resolution Appointing Laci Hughes and Gerald Jones to the Washington County Library Board, with Terms to Expire June 30, 2017. Motion seconded by Commissioner Eardley and carried by unanimous consent, with Commissioners Eardley and Drake voting aye.

**CONSIDERATION OF RESOLUTION NO. R-2013-1755, A RESOLUTION APPROVING THE FISCAL ASSISTANCE AGREEMENT BETWEEN WASHINGTON COUNTY, UTAH, AND UTAH DIVISION OF STATE PARKS UNDER THE RECREATION NON-MOTORIZED TRAIL MATCHING FUND PROGRAM TO COMPLETE A PROJECT WITH FUNDS REIMBURSED TO THE COUNTY BY THE DIVISION AND MATCHING FUNDS PROVIDED BY THE COUNTY**

Robert Sandberg, Administrator of the Red Cliffs Desert Reserve/Habitat Conservation Plan (HCP), explained that Washington County applied for a grant to build a trailhead on the Hurricane side of the Confluence Park. That grant was approved, and the HCP has enough money to provide the required matching funds.

**MOTION:** Motion by Commissioner Drake to Adopt Resolution No. R-2013-1755, a Resolution Approving the Fiscal Assistance Agreement Between Washington County, Utah, and Utah Division Of State Parks Under the Recreation Non-Motorized Trail Matching Fund Program To Complete a Project With Funds Reimbursed to the County By The Division And Matching Funds Provided By The County. Motion

**seconded by Commissioner Eardley and carried by unanimous consent, with Commissioners Eardley and Drake voting aye.**

### **COMMISSIONERS' REPORT**

Commissioner Drake mentioned that all members of the County Commission recently attended a Utah Association of Counties conference, during which discussions were held regarding issues affecting Washington County, including RS2477 Roads, jail funding problems, and efforts by many Western States to return control of public lands to the States from the federal government.

### **PUBLIC WORKS OR ROAD BUSINESS**

No report was presented today.

### **COUNTY DEVELOPMENT AND PLANNING BUSINESS**

Administrator Dean Cox said that bids were accepted for asphalt sealing work to be done on County parking lots, and the low bidder was hired and is currently performing that work. He asked for the patience of employees and patrons of County buildings during periods of potential disruption of access.

### ***Request A Closed Session***

None.

There being nothing further to come before the Commission, the meeting was adjourned at 4:34 p.m.

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CHRISTINE S. HALL  
DEPUTY CLERK

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JAMES J. EARDLEY  
CHAIRMAN