

COMMISSION MINUTES

January 24, 2022

Minutes of the regularly scheduled meeting of the Sevier County Commissioners held this twenty-fourth day of January, 2022. Meeting commenced at 1:30 p.m. with Commissioners Scott Johnson and Ralph Brown in the Commission Chambers of the Sevier County Administration Building, 250 North Main, Richfield, Utah. Clerk/Auditor Steven C. Wall, County Attorney Casey Jewkes, and Executive Director Malcolm Nash were also present.

Commissioner Ogden was excused.

Commission Business:

County Attorney Casey Jewkes said the Sixth District Court is looking for a new judge to replace one who is retiring.

Commissioner Brown reported that the Blackhawk Arena is bidding for the State High School finals. He said that would be a big boost to the area to bring the rodeo finals here. He also indicated that they will be meeting with the mayors later this evening.

Board of Adjustments member Re-appointed, Commission Assignments approved:

Commissioner Johnson reported he had spoken with Doug Anderson who would like to remain on the Board of Adjustments. The Commissioners then reviewed the Commission Assignments, noting they would like to make one change and have Commissioner Ogden serve on the UAC Board instead of Commissioner Johnson. After discussion Commissioner Johnson moved to reappoint Doug Anderson to the Board of Adjustments for a four-year term and to approve the Commission Assignments as indicated, second Commissioner Brown. Motion passed.

Minutes of January 10th Commission Meeting approved:

Minutes of the January 10th Commission Meeting were reviewed and approved with one minor correction on a motion by Commissioner Johnson, second Commissioner Brown. Motion passed.

Lindsey Hansen appointed as Sevier County Treasurer:

The Commission then reviewed the communication they had received from the Sevier County Republican Party concerning the replacement for the Sevier County Treasurer who had retired. They noted that there had been one application submitted by Lindsey Hansen who had been working in the Treasurer's Office for some time. The County Republican Party recommended Lindsey Hansen to replace Cheryl Buchanan as the Sevier County Treasurer. After discussion, Commissioner Brown moved to accept the recommendation and appoint Lindsey Hansen as the Sevier County Treasurer until the next Election, seconded Commissioner Johnson. Motion passed.

Clerk/Auditor Steven C. Wall then swore Lindsey Hansen in as the Sevier County Treasurer.

Payment in Lieu of Tax payment accepted from Division of Wildlife Resources:

Representatives from the Division of Wildlife Resources presented the Commission a Payment In-Lieu of Taxes for property they own in Sevier County in the amount of \$1,410.05. They then discussed projects they have been working on over the last couple of years near Fishlake, noting the big project had been completed with the lodge owners providing additional improvements and docks to improve the docking area. They indicated they would continue to work on some smaller projects in the area. The Commission thanked them for the information.

Public Hearing to consider Ordinance for Concentrated Animal Feed Operations:

Commissioner Johnson then moved to recess the Commission Meeting for an advertised public hearing at 1:48 p.m., second Commissioner Brown. Motion passed.

The Commission then opened a public hearing to consider amending Title 14 of the Sevier County Code, the General Plan, and the zoning map to include an ordinance for Concentrated Animal Feed Operations. Building Inspector/Zoning Administrator Jason Mackelprang indicated that the State Legislature had passed a State Law to require each County to establish a zone for Concentrated Feed Operations for all animal species and reviewed the location of the proposed zones in Sevier County to satisfy the requirements of the legislature. There were no comments from the public.

At 1:55 p.m., the regular meeting then resumed.

Commissioner Johnson then moved to adopt Ordinance 2022-1-1 amending Title 14 of the Sevier County General Plan and approve the zoning maps for the Concentrated Feed Operations, second Commissioner Brown. Motion passed. Commissioner Johnson then commended Mr. Mackelprang and those who had participated for all the work they had done.

Travel Council recommendations accepted:

Tourism Director Chad McWilliams then reviewed with the Commissioners the expenditures recommended from the last Travel Council Meeting. He said they are looking for ways to bring more activities to the County. He said things are picking up and doing better. After discussion, Commissioner Johnson moved to approve the expenditures as recommended by the Travel Council, second Commissioner Brown. Motion passed.

Participation Agreement with Division of Forestry, Fire and State Lands approved:

Brion Terry, County Fire Warden, then reviewed the commitment of the State in providing insurance for wildfires as long as the County does their share and using the Title 3 money and doing the projects as recommended throughout the year. He indicated that things may change this year as the legislature is considering some bills to change how we address wildfires throughout the State, and he will keep the Commissioners abreast of that. The Commission reviewed the budget for Wildland Fires as recommended this year. The Commissioners thanked Mr. Terry for the work he is doing and training the fire departments. After discussion, Commissioner Johnson moved to approve the participation agreements with the Division of Forestry, Fire and State Lands, second Commissioner Brown. Motion passed.

2022 Cooperative Agreement with Utah State Extension approved:

The Commission then reviewed the 2022 Cooperative Agreement between Utah State Extension Services and Sevier County which would match the planned activities in the budget that have been approved for the Extension for 2022. Executive Director Malcolm Nash reported that the standard agreement was similar to previous years. After discussion, Commissioner Johnson moved to approve the Cooperative Agreement for Utah State University Extension Services for 2022, second Commissioner Brown. Motion passed.

Nuisance Abatement on parcel 3-192G-80 approved:

Building Inspector Clint Forbush then reviewed with the Commissioners a Notice of Violation and Warning of Abatement on parcel 3-192G-80. He reported he had been working with the owner, who has not followed through with any of the things he had agreed to. After discussion, Commissioner Johnson moved to approve the abatement as recommended on parcel 3-192G-80, second Commissioner Brown. Motion passed.

County Fee Schedule amended for Landfill and Fairgrounds:

The Commission then reviewed a Resolution to amend the fee schedule for the Sevier County Landfill and the Sevier County Fairgrounds. Executive Director Malcolm Nash reported that the Landfill is financially sound but because of the increase costs in equipment and operations a change in fees is needed. Mr. Nash reported he had also worked with Tourism Director Chad McWilliams and Fairgrounds Caretaker Yvonne Buchanan to make the fees easier to implement. After discussion, Commissioner Johnson moved to adopt Resolution 2022-1-1, second Commissioner Brown. Motion passed.

Greenbelt Rollback Abatement denied on parcel 6-114-1:

The Commission then reviewed a request for abatement on rollback taxes on parcel 6-114-1 for Cally Grant and Josh Grant. They reported to the Commission that they had given a portion of their land for a road and improvements in that area to meet the County's requirements to subdivide. The Commission discussed with them the issues with subdivisions and the requirements of the Road Department, noting this is similar to requirements of other minor subdivisions, and there is currently no plans to improve the road. Commissioner Johnson reported that the County has to be consistent in working with properties that are subdivided, and that development does trigger these requirements to protect property owners in the future when the roads need to be improved. After further discussion, Commissioner Johnson moved to deny the request for abatement, second Commissioner Brown. Motion passed.

Items declared surplus, authorized for disposal:

The Commission then reviewed a list of surplus personal property, as well as parcel 4-27-3 which the County owns near Redmond Town of a little over 4 acres. After discussion, Commissioner Johnson moved to declare the personal property items surplus and parcel 4-27-3 as surplus and authorize disposal as indicated on the list and sale of the parcel with a minimum bid of \$12,000, second Commissioner Brown. Motion passed.

New Hires approved to fill vacancies:

HR Director Craig Blake recommended hiring Kimberly Poulson as a Corrective Cook, Grade 8, \$15.06 per hour beginning January 20, and Tucker Reynolds as a Deputy Sheriff I, Grade 16, \$20.90 per hour beginning January 19. Mr. Blake said that these hires would be filling vacant positions at the Jail. After discussion, Commissioner Johnson moved to approve the new hires as recommended, second Commissioner Brown. Motion passed.

Representative for Chris Stewart introduced:

Cindy Bulloch introduced herself as the new representative for Congressman Stewart in this area, and discussed some of the items she is working on, and wanted the Commissioners to know she would be available as a representative for him. The Commissioners thanked her for the information.

County to continue with AT&T appeal:

At 2:50 p.m., Commissioner Johnson then moved to close the meeting for an executive session to discuss litigation matters on a centrally assessed tax appeal, second Commissioner Brown. Motion passed. Those present included: Commissioner Brown, Commissioner Johnson, Clerk/Auditor Wall, Executive Director Malcolm Nash, County Attorney Jewkes, and Assessor Amy Garren-Clark.

At 3:00 pm, the regular meeting then resumed.

Commissioner Johnson noted that County Attorney Jewkes had been working with outside counsel on AT&T appeals 20-1502 and 21-1354 and moved to approve moving forward with the appeal under the recommendation of counsel and settling the matter with the proposed settlement, second Commissioner Brown. Motion passed.

There being no further business to come before the Board, meeting adjourned at 3:02 p.m.