MINUTES OF COMBINED COMMISSION WORKING & REGULAR SESSION MEETING HELD MAY 2, 2022, BEGINNING AT 9:00 A.M. IN DUCHESNE UTAH,

Present -

Commission Chairman Greg Todd, Commissioner Irene Hansen, County Attorney Deputy Tyler Allred, Public Works Director Ben Henderson, Sheriff Travis Tucker, County Attorney Stephen Foote, Recorder Shelley Brennan, Clerk-Auditor JoAnn Evans, Clerk-Auditor Deputy Judy Stevenson, Clerk-Auditor Deputy Janet Jenkins, Human Resource Director Melissa Yergensen, Community Development Director Mike Hyde, Community Development Secretary Becky Broadhead, Community Development Assistant Director Mike Gottfredson, Jeff Baker with Jones & DeMille Engineering, Troy Ostler with Civco Engineering Inc, Weed Department Director Mike Cardon, Duchesne County Property Owner Tom Nokes, Tyson Todd with SITLA, Bill Morrison with Morrison & Morrison, LC via zoom, and Commission Executive Assistant Melissa Hughes is taking minutes.

Absent – Commissioner Greg Miles

Opening Comments
(9:00 a.m.)

Chairman Todd welcomes everyone to the meeting.

Pledge of Allegiance
(9:01 a.m.)

Update with CIVCO Engineering for the Mountain Home Project
(9:02 a.m.)

Troy Ostler with Civco Engineering provided pictures and gave an update on the Mountain Home Road Project. The retaining wall is complete. Weather permitting they will pave on Wednesday this week, the section to be paved is about 500 feet long. The road should be open for public use by the end of this week. Mr. Ostler will let Public Works Director Henderson know if there are any changes that will affect the road from being opened.

Update on Indigent Defense
(9:07 a.m.)

Bill Morrison with Morrison & Morrison, LC gave an update on the Indigent Defense cases for Duchesne County. They average about 100 cases per week. They are doing well and are on track for where they should be. Now that COVID is no longer hindering court in-person appearances, Mr. Morrison is wondering if they will continue court proceeding via video conference, or if it will go back to in-person appearances? He would like it to continue with video conference if possible. The Commissioners express their appreciation to Mr. Morrison for the work he is doing and his availability to meet and give the update.

Public Works Update
(9:13 a.m.)

Public Works Director Ben Henderson gives an update on existing projects and upcoming work. They have a mastic team out working to get ready for chip sealing. They were not able to start the mastic work last week, they experienced a break down. They are also working on East River Road (CR 79), starting from the Bridgeland Church westward, the wetlands are an issue and they are waiting to hear back from the engineer on what to do. The Public Works Department is partnering with the Oil Company for Ledge Lane (CR 287), they are willing to go in half with the County to get the road repaired. The Oil Company will pay $50,000 and the County will pay $25,000 in cash and $25,000 in-kind. The Commissioners commended Public Works Director Henderson for creating the partnership with the Oil Company to get this agreement made.

Discussion & Consideration of Last Resort Ranch Drain Ditch Re-Alignment
(9:16 a.m.)

Public Works Director Ben Henderson presents a picture of the Last Resort Ranch describing drainage and proposed county flood ditch. The issue the County and property owner in the area are seeing, when there is heavy rain it floods the landowner's driveway. The red line represents where the alignment will be made. He is working with Charlie

Greenwood, who is requesting the county to provide a letter of support from the County Commission. The Commissioner Hansen stated she would encourage him to write a letter of support with the information on what he is requesting. The Commission will determine if they are able to support them once they know what is needed.

Discussion & Consideration to Advertise for Bids to Pave North Fork Duchesne River Road
(9:22 a.m.)

Jeff Baker with Jones & DeMille wanted to check in with the County before they advertise to receive bids for the project to pave North Fork Duchesne River Road (CR 7). There are a few changes that will be made before they send out the bid request. Director Henderson would like Jones & DeMille to include the cost of milling and possible overlay in the packet. Director Henderson will drive the project area and make sure there isn't anything else that will need to be addressed before they advertise.

Mr. Baker gives an update on the East Fork EWP Project. NRCS has accepted phase 1 of the project. Moon Lake and Farnsworth Canal will be cleaned out, the cost will go towards the County's match.

Presentation of the Check to the First Place Winner of the Junk Vehicle Removal Program Phase 9
(9:34 a.m.)

Community Development Director Mike Hyde and Community Development Secretary Becky Broadhead present a check to the first-place winner of the Junk Vehicle Removal Contest to Duchesne County property owner Tom Nokes. Mr. Nokes expresses his appreciation and announces he will be donating the money to Catch a Cure for Cancer Fishing Tournament.

Discussion & Consideration of Letter to the District Ranger of Ashley National Forest in Reply to the April 2022 New Project Updates
(9:39 a.m.)

Community Development Director Mike Hyde presents a letter to send to Ms. Kristy Groves the District Ranger for Roosevelt-Duchesne Ranger District Ashley National Forest. The letter is in response to the April 2022 New Project Updates. The featured projects are the Mill Park Mineral Exploration, the Hells Canyon Road Turnouts, expansion of the Yellowstone Borrow Site, Uinta Canyon and Lower Stillwater Pond Restoration, and a proposal to plow snow in the Reservation Ridge area. In the letter there are parts of the Duchesne County Resource Management Plan stating how the projects are consistent with the policy statements and the reasons Duchesne County are in support of the projects. The parties discuss the projects. *Commissioner Hansen makes a motion to approve the letter dated May 2, 2022 as presented by Mike Hyde to Ms. Kristy Groves District Ranger of Ashley National Forest regarding the April 2022 New Project Updates. Commissioner Todd seconds the motion. Commissioner Hansen votes aye and Commissioner Todd votes aye. The motion passes.*

Community Development Assistant Director Mike Gottfredson gives an update on improving the county trails. The grant applications that were submitted have been approved for the existing 50" trails improvements.

Discussion & Consideration for the Weed Department Price Increases
(9:56 a.m.)

Weed Department Director Mike Cardon presented a list of chemicals and the prices from April 2021 compared to April 2022, and the chemical mix prices for 2022 with the cost for application. The cost to purchase the chemicals has increased as well as the cost of fuel for the vehicle used to transport and apply the chemicals. The parties discussed the changes at the previous meeting. *Commissioner Hansen makes a motion to approve the price increases as presented by the Weed Department Director Mike Cardon. Commissioner Todd seconds the motion. Commissioner Todd votes aye and Commissioner Hansen votes aye. The motion passes.*

Recess 10:00 a.m. to 10:16 a.m.

Discussion & Consideration of the GIS Application Services Agreement with Sunrise Engineering
(10:17 a.m.)

Recorder Shelley Brennan presented a GIS Application Services Agreement with Sunrise Engineering. Sunrise Engineering will host a parcel download application called the

Spatial Data Locker for subscription users. The application is built and hosted on Sunrise's Amazon Web Services web server. This will allow companies to access and download the GIS maps. The County will create a user contract for subscribers. Commissioner Hansen states this will help the county as well as companies in the private sector. *Commissioner Hansen makes a motion to approve the GIS Application Services Agreement with Sunrise Engineering as presented by Recorder Shelley Brennan. Commissioner Todd seconds the motion. Commissioner Hansen votes aye and Commissioner Todd votes aye. The motion passes.*

Discussion of New Business Licenses
(10:29 a.m.)

Clerk-Auditor Deputy Janet Jenkins presented four new business licenses:

- BZ Tees, owned by MaKita Behunin, Roosevelt, UT
- Rusty Layne Design LLC, owned by Anthon Parker Rust, Altamont, UT
- RipTek Services LLC, owned by Karson Bertoch, Neola, UT
- B's Barking Ark, owned by Brenda Johnson, Roosevelt, UT

The parties review and discuss the business licenses. *Commissioner Hansen makes a motion to acknowledge the approved business licenses that have been issued by the Clerk-Auditors office as presented. Commissioner Todd seconds the motion. Commissioner Todd votes aye and Commissioner Hansen votes aye. The motion passes.*

Discussion & Consideration of Surplus Items – No Items this Week
(10:33 a.m.)

Auditors Office - Vouchers
(10:34 a.m.)

Clerk-Auditor Deputy Judy Stevenson presents the vouchers for May 2, 2022, check number 157123 through 157172, for $344,730.21. *Commissioner Hansen makes a motion to approve the vouchers as presented for May 2nd, 2022. Commissioner Todd seconds the motion. Commissioner Todd votes aye and Commissioner Hansen votes aye. The motion passes.*

Discussion & Consideration of New Duchesne County Policy: Chapter 6 Sections 603, 609 – 615
(10:51 a.m.)

Human Resource Director Melissa Yergensen presents the New Duchesne County Policy Chapter 6 sections 603, 609 – 615. The parties review and discuss section 603, 609 through 612, and 615 of Chapter 6. The parties postpone sections 613 and 614 until a later date.

Commissioner Hansen makes a motion to accept Policy 603 Anti-Retaliation as amended. Commissioner Todd seconds the motion. Commissioner Todd votes aye and Commissioner Hansen votes aye. The motion passes.

Commissioner Hansen makes a motion to accept policy 609 Meal Periods and Breaks as presented. Commissioner Todd seconds the motion. Commissioner Todd votes aye and Commissioner Hansen votes aye. The motion passes.

Commissioner Hansen makes a motion to accept policy 610 Lactation Breaks as presented. Commissioner Todd seconds the motion. Commissioner Todd votes aye and Commissioner Hansen votes aye. The motion passes.

Commissioner Hansen makes a motion to accept policy 611 Payroll Records as presented. Commissioner Todd seconds the motion. Commissioner Todd votes aye and Commissioner Hansen votes aye. The motion passes.

Commissioner Hansen makes a motion to accept policy 612 Overtime Compensation as presented. Commissioner Todd seconds the motion. Commissioner Todd votes aye and Commissioner Hansen votes aye. The motion passes.

Commissioner Hansen makes a motion to accept policy 615 Holidays as corrected. Commissioner Todd seconds the motion. Commissioner Todd votes aye and Commissioner Hansen votes aye. The motion passes.

Closed Meeting – Strategy Session to Discuss: The Character, Professional Competence, or Physical or Mental Health of an Individual;
(11:02 a.m.)

Commissioner Hansen makes a motion to go in and out of a closed meeting for a strategy session to discuss: The Character, Professional Competence, or Physical or Mental Health of an Individual. Commissioner Todd seconds the motion. Commissioner Todd votes aye and Commissioner Hansen votes aye. The motion passes.

Back in Session
(12:03 p.m.)

No action to be taken.

Closed Meeting – Strategy Session to Discuss: Pending or Reasonably Imminent Litigation;
(12:04 p.m.)

Commissioner Hansen makes a motion to go in and out of a closed meeting for a strategy session to discuss: Pending or Reasonably Imminent Litigation. Commissioner Todd seconds the motion. Commissioner Todd votes aye and Commissioner Hansen votes aye. The motion passes.

Back in Session
(12:18 p.m.)

Action Required

Commissioner Hansen makes a motion to authorize the Attorney's office to agree to the proposed settlement with the Utah Tax Division. Commissioner Todd seconds the motion. Commissioner Hansen votes aye and Commissioner Hansen votes aye. The motion passes.

Consideration of Minutes for Combined Commission Meeting held April 25, 2022
(12:20 p.m.)

Parties review minutes for the combined commission meeting held on April 25, 2022. *Commissioner Hansen makes a motion to accept the minutes for April 25, 2022 as presented. Commissioner Todd seconds the motion. Commissioner Todd votes aye and Commissioner Hansen votes aye. The motion passes.*

Discussion of possible subjects for the next meeting
(12:29 p.m.)

Commission Calendaring &Weekly Update on Events
(12:35 p.m.)

Review Board Appointments for Duchesne County Library Board of Trustees – Postponed by General Consent
(1:01 p.m.)

Recess 1:05 p.m. to 1:14 p.m.

Discussion & Consideration of Providing a Letter of Support for the Bears Ears Exchange
(1:15 p.m.)

Tyson Todd with SITLA describes how the School and Institutional Trust Lands Administration (SITLA) provides funding to the schools in Utah. SITLA gave $824,000 to the schools in Duchesne County in 2021. They continue to work to acquire land to provide funding to public schools. The Bears Ears Monument currently has 160,000 acres of trust lands in the boundary they are looking to exchange for federal land. There are parcels in Duchesne County that are federal lands. SITLA is looking at these parcels as part of the negotiation for exchange. Currently the acreage in the Bears Ears Monument are generating very little revenue, so they are looking for land that will generate revenue. SITLA is looking for support from local government for the exchange. Mr. Todd provided a letter of support for the Commission to sign. The Parties discusses the topic and what the outcome may be.

Adjournment
(1:50 p.m.)

Commissioner Hansen makes a motion to adjourn the meeting at 1:50 p.m. Commissioner Todd seconds the motion. Commissioner Todd votes aye and Commissioner Hansen votes aye. The forum adjourns.

Read and approved this on the 9th day of May 2022.

Greg Todd

Greg Todd
Commission Chairman

JoAnn Evans

JoAnn Evans
Clerk/Auditor

Minutes of meeting prepared by Commission Executive Assistant Melissa Hughes