

SANPETE COUNTY COMMISSION MEETING

October 20, 2009, 1:00 P.M.

Sanpete County Courthouse, 160 North Main, Room 303, Manti, Utah

Present are: Commission Chair Claudia Jarrett, Commissioner Steve Frischknecht, County Attorney Ross Blackham, and County Clerk Sandy Neill. Commissioner Spencer Cox is excused. Present from the media is C.R. Truitt.

Meeting is called to order by Commission Chair Claudia Jarrett.

CLAIMS

Auditor Ilene Roth is present. Motion is made by Commissioner Frischknecht to approve payment of claims #321496 through #321611. The motion is seconded by Commissioner Jarrett, and the motion passes.

AUDITOR ILENE ROTH: APPROVAL OF STEP INCREASE FOR STACEY LYON

Ilene Roth is present. Motion is made by Commissioner Frischknecht to approve a step increase to \$14.78 per hour for Stacey Lyon effective in this current pay period, as a permanent part time employee. The motion is seconded by Commissioner Jarrett, and the motion passes.

APPROVAL OF MINUTES

Motion is made by Commissioner Frischknecht to approve the minutes from October 6, 2009 with minor corrections. The motion is seconded by Commissioner Jarrett, and the motion passes. Motion is made by Commissioner Frischknecht to approve the minutes from the September 30, 2009 work meeting with minor corrections. The motion is seconded by Commissioner Jarrett, and the motion passes.

LIEUTENANT GOVERNOR GREG BELL

Lieutenant Governor Greg Bell, Senator Ralph Okerlund and David Kallas are present. Lt Governor Bell is traveling throughout the state to introduce himself and learn of the issues that the Counties are dealing with. Senator Okerlund states that Central Utah has been able to keep more of a bright economy than a lot of the state. Commission Jarrett states that Sanpete County is concerned with the Narrow's issue. The Bureau of Reclamation has the draft environmental statement now, and is waiting for comments from the core of engineers before pursuing a record of decision. For right now, two resolutions that were made by the legislature showed that the state recognized that dams are a viable way to store water, and that in a desert we need ways to store water in order to benefit from our water rights. Because of these resolutions, we can move forward with this project. More help may be needed when it comes time to obtain the water. It is believed that the water belongs to Sanpete County, but the question is how can we use and store it. It's a small dam project. Lt. Governor Bell asks about our tourism. The Commissioners respond that we have snow kiting, cross country skiing, and snow boarding. Transportation and the turkey industry in Sanpete is discussed. The price for protein is low at this time. Ethanol has had an effect on the industry also. We have less dairy cows now, but more milk is produced. Lt. Governor Bell would like to have Spencer Eccles with GOED (Governor's Office of Economic Development) come to Sanpete County to see what could be done for our economy. Commissioner Frischknecht addresses the grasshopper problem that has plagued the County in the last few years. He also addresses weed control, and would like to see money from the state to help with this.

Motion is made by Commissioner Jarrett to take a short recess. The motion is seconded by Commissioner Frischknecht, and the motion passes.

The meeting is again called to order. The agenda is amended to allow Bruce Rigby to be heard at this time, rather than later in the afternoon as scheduled.

SANPETE COUNTY ECONOMIC DEVELOPMENT: PUBLIC HEARING FOR COMMUNITY DEVELOPMENT BLOCK GRANTS (CDBG)

Kevin Christensen, Bill Petersen and Kim Hackwell are present. Commissioner Jarrett opened the public hearing for the CDBG program and stated that this hearing is being called to consider potential projects for which funding may be applied under the 2010 Community Development Block Grant Program. It was explained that the grant money must be spent on projects benefitting primarily low and moderate-income persons. The Six County AOG in which Sanpete County is a member, is expecting to receive up to \$600,000.00 in this new program year. All eligible activities that can be accomplished under this program are identified in the CDBG Application Guide and interested persons can review it at any time. Commissioner Jarrett read several of the eligible activities listed including economic development, fairground improvement, and a transportation proposal through Palisade Pals that Sanpete County would sponsor. Commissioner Jarrett indicated that in the past Sanpete County has received grants for economic development technical assistance and property acquisition for land around the fairgrounds. The hearing was opened for public comment. Bill Peterson, president and founder of the Palisade Pals Corporation addresses those present about the transportation plan that they would like to implement. Thirty five to forty percent of Sanpete County would qualify for this program. Commissioner Jarrett then asked if there were any other suggestions for projects.

PALISADE PALS TRANSPORTATION: CDBG GRANT SPONSORSHIP

Bill Peterson and Kim Hackwell are present. Motion is made by Commissioner Frischknecht to have Sanpete County sponsor Palisade Pals Transportation's CDBG grant request . The motion is seconded by Commissioner Jarrett, and the motion passes.

ACKNOWLEDGMENT OF CONTRACT WITH US MARSHALL FOR THE JAIL

The contract has been signed by the County, and has been sent back to U.S. Marshals Service who will then send the contract to the Grants Specialist in Washington, D.C. for signature.

SHERIFF KEVIN HOLMAN: APPROVAL OF MERIT INCREASES FOR JESS BAILEY, MIKE CHRISTENSEN, ADAM FOREMAN, RODNEY HODSON, CHAD IMLAY, TIMOTHY KENNEDY, JESSE LARSEN, LIZA LEE, AARON LUND, CHAD POWELL, BRIAN THOMPSON, AND ZANE VINCENT. APPROVAL FOR VOLUNTEER SERVICES FROM DONALD CHILDS AND DENNIS SCHUGK. APPROVAL OF PART-TIME EMPLOYMENT FOR CORY S. MADSEN

Motion is made by Commissioner Frischknecht to approve a 2 step increase for Jess Bailey with an increase in salary from \$15.81 to \$16.17 per hour. The motion is seconded by Commissioner Jarrett, and the motion passes. Motion is made by Commissioner Frischknecht to approve a 2 step increase for Mike Christensen with an increase in salary from \$15.81 to \$16.17 per hour. The motion is seconded by Commissioner Jarrett, and the motion passes. Motion is made by Commissioner Frischknecht to approve a 3 step increase to Adam Foreman with an increase in salary from \$16.71 to \$17.25 per hour. The motion is seconded by Commissioner Jarrett, and the motion passes. Motion is made by Commissioner Frischknecht to approve a 1 step increase for Rodney Hodson with an increase in salary from \$15.81 to \$15.99 per hour. The motion is seconded

by Commissioner Jarrett, and the motion passes. Motion is made by Commissioner Frischknecht to approve a 1 step increase for Chad Imlay with an increase in salary from \$15.81 to \$15.99 per hour. The motion is seconded by Commissioner Jarrett, and the motion passes. Motion is made by Commissioner Frischknecht to approve a 1 step increase for Timothy Kennedy with an increase in salary from \$15.81 to \$15.99 per hour. The motion is seconded by Commissioner Jarrett, and the motion passes. Motion is made by Commissioner Frischknecht to approve a 1 step increase for Jesse Larsen with an increase in salary from \$15.81 to \$15.99 per hour. The motion is seconded by Commissioner Jarrett, and the motion passes. Motion is made by Commissioner Frischknecht to approve a 2 step increase for Liza Lee with an increase in salary from \$18.51 to \$18.87 per hour. The motion is seconded by Commissioner Jarrett, and the motion passes. Motion is made by Commissioner Frischknecht to approve a 1 step increase for Aaron Lund with an increase in salary from \$15.81 to \$15.99 per hour. The motion is seconded by Commissioner Jarrett, and the motion passes. Motion is made by Commissioner Frischknecht to approve a 1 step increase for Chad Powell with an increase in salary from \$15.81 to \$15.99 per hour. The motion is seconded by Commissioner Jarrett, and the motion passes. Motion is made by Commissioner Frischknecht to approve a 1 step increase for Brian Thompson with an increase in salary from \$15.81 to \$15.99 per hour. The motion is seconded by Commissioner Jarrett, and the motion passes. Motion is made by Commissioner Frischknecht to approve a 1 step increase for Zane Vincent with an increase in salary from \$15.81 to \$15.99 per hour. The motion is seconded by Commissioner Jarrett, and the motion passes. All increases to become effective in this current pay period. Motion is made by Commissioner Frischknecht to approve the volunteer status of Dennis Schugk and Donald Childs. The motion is seconded by Commissioner Jarrett and the motion passes. Motion is made by Commissioner Frischknecht to approve the hiring of Cory S. Madsen as a part-time road officer at the rate of \$12.81 per hour. The motion is seconded by Commissioner Jarrett, and the motion passes.

Discussion is held about counselors coming to the jail. At one time there was a concern about civilians being brought by a counselor to the jail for joint counseling. Sheriff Holman states that counselors need to apply for volunteer status, and should have no problem getting access for counseling as long as they are not bringing civilians with for those sessions. Commissioner Jarrett will have the counselor speak with Sheriff Holman if he still has concerns about the jail policy.

The Clarion Road is discussed. There is concern about stop signs on the road that aren't stopping the traffic. Should they be changed to yield signs, or does something need to be done to enforce them? Sheriff Holman will check the road out and make recommendations.

JUDGE WATSON: APPROVAL OF VISITING JUDGE

Judge Sara Watson is present. Motion is made by Commissioner Frischknecht to approve the appointment of Lesley G. Scott, Salina City Justice Court Judge to perform all duties of Sanpete County Justice Court Judge. The appointment is valid beginning October 26, 2009 until Judge Watson obtains senior judge status. The motion is seconded by Commissioner Jarrett, and the motion passes.

APPOINTMENT TO NOMINATING COMMITTEE FOR NEW JUSTICE COURT JUDGE

Motion is made by Commissioner Frischknecht to appoint the following 3 people to the Nominating Committee for a new justice court judge: Richard Dyreng, Gunnison; Mark Anderson, Manti, and John (Jack) McAllister, Mt. Pleasant. The motion is seconded by Commissioner Jarrett, and the motion passes.

APPOINTMENT OF BOARD MEMBERS TO THE BOARD OF ADJUSTMENTS

This matter will be heard on a future agenda. Lee Holmstead is present, and states that they could hold a meeting with the present members if needed.

DISCUSSION/ACKNOWLEDGMENT OF RON MARX AGREEMENT WITH ROAD SPECIAL SERVICE DISTRICT

A new agreement was negotiated between Ron Marx and the Roads SSD. This will be reviewed by the Commission at a later date.

MANTI TELEPHONE COMPANY: APPROVAL OF RIGHT OF WAY EXCAVATION LICENSE FOR FIBER OPTIC CABLE AT PIGEON HOLLOW JUNCTION AND HIGHWAY 89

Tim Cox appears by phone. It is agreed that no cut will be made in the road. Motion is made by Commissioner Frischknecht to approve the right of way excavation license for Manti Telephone to place fiber optic cable at the Pigeon Hollow Junction and Highway 89. The motion is seconded by Commissioner Jarrett, and the motion passes.

JARED SORENSEN: APPROVAL TO VACATE SORENSEN LAND AND LIVESTOCK SUBDIVISION AND APPROVAL OF CLARION SUBDIVISION

Jared and Emily Sorensen and Lee Holmstead are present. Both the vacating and creation of the new subdivision have been approved by the planning commission. The Sorensen's can't receive their mortgage until the property is less than 10 acres. Their home could be completed in the next three weeks. Jared Sorensen's father owns or leases the surrounding property. The closest neighbor other than the Sorensens are approximately 600 feet away. The primary purpose of the public hearing to vacate a subdivision is to address issues of property owners within the subdivision or those surrounding the subdivision. If a waiver and consent could be signed, a public hearing would not be needed. These matters will be placed on the agenda on November 3, 2009. After the meeting, the vacating ordinance was reviewed. Because all of the owners of property in the subdivision have given their consent (Jared Sorensen is the only owner), a public hearing will not be necessary, and the adjoining property owners will not need to be notified.

BRUCE RIGBY: UTILITY COST MANAGEMENT PROPOSAL

Bruce Rigby and Ilene Roth are present. Mr. Rigby represents Utility Cost Management Consultants, who have contracted with the state to find ways to help reduce utility costs. They gather data from past year's utility bills, analyze it, and make recommendations for energy savings. Their fees are based on the actual savings in utility costs. Average cost reductions have been around 15%. Ninety cities in the state are clients of this company. The contract will be reviewed.

TONY FULLER WITH AMP CAPITAL PARTNERS: DISCUSSION OF HEAVY DUTY DIESEL REPAIR NEAR CHESTER

Tony Fuller, Stan Spencer, Ed Sunderland and Lee Holmstead are present. Tony Fuller has been retained as a consultant by Amp Capital Partners. Amp is looking for a location to develop an industrial park to house their developing businesses. Discussion is held about zoning changes or conditional use permits that may be required on the property they are interested in which is on Highway 132, 3000 feet north of Chester. Stan Spencer states that the employee base is expected to be 10-14 for the first business. There is sufficient power and natural gas is available at this site.

AWARD OF BID TO SELL S 737X, (.66 ACRES OF PROPERTY OWNED BY SANPETE COUNTY LOCATED NEAR 700 NORTH AND 400 WEST IN EPHRAIM)

Motion is made by Commissioner Frischknecht to authorize the sale of S737x for \$200.00 to Rex A. Nielsen, the sole bidder on the property. The motion is seconded by Commissioner Jarrett, and the motion passes.

APPROVAL OF PAYMENT REQUEST AND PROGRESS REPORT #6 ON PIGEON HOLLOW TO SPRING CITY ROAD

Motion is made by Commissioner Frischknecht to approve the payment request of \$29,491.75 and accept the progress report on the Pigeon Hollow to Spring City Road. The motion is seconded by Commissioner Jarrett, and the motion passes.

AWARD OF BID ON AXTELL BRIDGE PROJECT

Motion is made by Commissioner Frischknecht to award the bid on the Axtell Bridge project to Gerber, the apparent low bidder. The bid amount is \$384,917.20. The motion is seconded by Commissioner Jarrett, and the motion passes.

Motion is made by Commissioner Frischknecht to go into executive session to discuss the competence of an individual. The motion is seconded by Commissioner Jarrett, and the motion passes.

EXECUTIVE SESSION

Motion is made by Commissioner Frischknecht to go out of executive session. The motion is seconded by Commissioner Jarrett, and the motion passes. No action was necessary due to this executive session.

Motion is made by Commissioner Frischknecht to adjourn. The motion is seconded by Commissioner Jarrett, and the motion passes.

The meeting is adjourned at 6:25 P.M.

ATTEST: *Sandy Neill*
Sandy Neill
Sanpete County Clerk

APPROVED: *Claudia Jarrett*
Claudia Jarrett
Commission Chair