

Minutes of the Meeting of the Daggett County Commission and the Daggett County Redevelopment Agency held on **Tuesday, May 17, 2022** in the Commission Chambers in the Daggett County Courthouse 95 N 1st West in Manila, Utah and through electronic means. Commissioners Matt Tippetts, Jack Lytle and Randy Asay were present in person. Clerk Brian Raymond attended in person. Attorney Niel Lund and Auditor Keri Pallesen participated virtually. The meeting was called to order at 9:03 am by Commissioner Tippetts. The Invocation was given by Commissioner Matt Tippetts and Commissioner Tippetts led those in attendance in the Pledge of Allegiance.

Present In Person: Brandi Pearson, Steve Forbes

Present Online or by Phone: Pat Hedrick, Matt Lucas, and Chris Parker

Motion to Go In and Out of Redevelopment Agency (RDA): Commissioner Asay motioned to go in and out of the Redevelopment Agency (RDA) Meeting Agenda. Commissioner Lytle seconded the motion. The Commissioners voted as follows on the motion:

	Yes	No	Abstained	Absent
Commissioners Tippetts:	X			
Commissioner Lytle:	X			
Commissioner Asay	X			

The motion carried.

Approve Minutes: There were minutes available for the May 3 and May 10, 2022 Commission Meetings.

Commissioner Asay motioned to approve the minutes for the Tuesday, May 3, 2022 Commission Meeting. Commissioner Lytle seconded the motion. The Commissioners voted as follows on the motion:

	Yes	No	Abstained	Absent
Commissioners Tippetts:	X			
Commissioner Lytle:	X			
Commissioner Asay	X			

The motion to approve the May 3, 2022 Commission meeting minutes carried.

Commissioner Lytle motioned to approve the minutes for the Tuesday, May 10, 2022 Commission Meeting. Commissioner Asay seconded the motion. The Commissioners voted as follows on the motion:

	Yes	No	Abstained	Absent
Commissioners Tippetts:	X			
Commissioner Lytle:	X			
Commissioner Asay	X			

The motion carried.

Issues Updates: Commissioner Tippetts said he had a call into Bart about the parceling efforts, but has not heard back yet. Commissioner Asay said the Clinic is still doing appointments one day a week, but Jodi is back and they are still looking for another employee. Monique said Dr. Breitenbach is doing fabulous. Commissioner Tippetts said there was some off line conversation regarding the roads in Taylor Flat and they have stopped that work until we can get some more information on the right of ways and property lines, etc.

Citizen Comments: No citizen comments were given.

Cash Summary And Aging Report Review: The Cash Summary Reports and the Aging Report were provided by the Recorder/Treasurer's Office.

Commissioner Asay motioned to acknowledge receipt of the Cash Summary as of May 16, 2022 and also the Aging Report. Commissioner Lytle seconded the motion. The Commissioners voted as follows on the motion, so the motion carried:

	Yes	No	Abstained	Absent
Commissioners Tippetts:	X			
Commissioner Lytle:	X			
Commissioner Asay	X			

Approve Open Invoice Register: The Open Invoice Register was provided by the Auditor's Office. Commissioner Lytle motioned to approve the Open Invoice Register for normal invoices dated May 12, 2022 in the amount of \$7,371.45. Commissioner Asay seconded the motion. The Commissioners voted as follows on the motion:

	Yes	No	Abstained	Absent
Commissioners Tippetts:	X			
Commissioner Lytle:	X			
Commissioner Asay	X			

The motion carried.

Disbursement Listing: The Disbursement Listing was provided by the Auditor's Office for review. Commissioner Lytle motioned to accept the Disbursement Listing for Zion's Checking dated May 5, 2022 to May 12, 2022 in the amount of \$117,827.13. Commissioner Asay seconded the motion. The Commissioners voted as follows on the motion:

	Yes	No	Abstained	Absent
Commissioners Tippetts:	X			
Commissioner Lytle:	X			
Commissioner Asay	X			

The motion carried.

Purchase Request Approvals: There were no known purchase requests.

Correspondence: Clerk Brian Raymond said there were two items in the packet for the Commissioners. The first one was an email from Candace regarding CIB funding and there was some discussion as keeping it with the Building authority would protect our PILT, but would require some extra steps, which would be good to go through and that was somewhat anticipated. Commissioner Lytle asked if we had hired Eric Johnson as our bond counsel yet and nobody thought we had. Commissioner Tippetts thought we should keep it in the MBA. Commissioner Lytle will talk with Eric and Bill Prater as the Bond Counsel for CIB to see what our next steps are.

The other item is a notice of a need for applicants for the Forest Service Northern Utah (Resource Advisory Committee (RAC Board. Mark Wilson and maybe Darla or Jerry Steglich were on it at one point in time. Commissioner Lytle said it would be good to have someone on this board. He has tried to apply several times, and is willing again, but it may not be the best time for him to take on something else. The deadline for applications is June 9th, 2022. Commissioner Tippetts asked Brian to put this on the agenda for next week.

Commissioner Tippetts said he talked with Joel Brown and Commissioner Haslem of Uintah County and the time has come to do the RFP for a feasibility study for the Ski Resort if we are

interested in moving forward. Commissioner Tippetts said that he would talk with the CED Board to see if they could provide some funding for this, but we won't know how much it will cost until we do the RFP. Commissioner Lytle wasn't sure why it was being required, so he thought that we should get a checklist from the Forest Service to determine what needs to be done during the NEPA process. Commissioner Lytle thought that Susan Eichoff, the Forest Supervisor would be a good first contact and she could let us know who we should be working with. Commissioner Asay felt that the Forest Service wants to know we are behind this and it is not just a private entity that we are unaware of. It appears that the Commission supports the concept and it has been brought up in a previous CED meeting, but no decisions have been made. The RFP won't cost money, but will provide information to make a better decision.

Calendar Review: Commissioner Lytle said he will not be available next Tuesday due to some Fish and Game meetings he can't miss, so he asked to be excused. Commissioner Asay didn't have any items, but Brian brought up the attorney deadline this Friday and his job's deadline is this Thursday, so we would like to do interviews next week if possible. Commissioner Lytle could be available on Wednesday morning if needed. Doing the attorney interviews on the afternoon of the 31st could work if that is okay with Keri. Commissioner Tippetts will coordinate with Keri on this.

Policy and Legislation Items:

Discussion And Consideration Of Completed Business Licenses For: HC Fabrication, Diamond Mountain Marketing, Craig Stockavas, Moon Lake Electric Association, Nied Lodging, Intermountain Concrete Co., Pallesen Construction, Mountain West Propane Inc, Red Canyon Lodge, Gas It Up: Commissioner Tippetts read the list of applicants. Commissioner Asay motioned to approve the licenses as read by Commissioner Tippetts for HC Fabrication, Diamond Mountain Marketing, Craig Stockavas, Moon Lake Electric Association, Nied Lodging, Intermountain Concrete Co., Pallesen Construction, Mountain West Propane Inc, Red Canyon Lodge, Gas It Up. Commissioner Lytle seconded the motion. The Commissioners voted as follows on the motion, so the motion carried:

	Yes	No	Abstained	Absent
Commissioners Tippetts:	X			
Commissioner Lytle:	X			
Commissioner Asay	X			

Discussion And Consideration Of Community Economic Development (CED) Funding For Trash Dumpsters: Commissioner Tippetts said this is a follow-up for a previous item on the agenda. Brandi said she still hasn't been able to talk with DDI yet, but she is unaware of a price increase since last year, but she added some extra in case there is an increase or a drop off or pickup fee. Commissioner Tippetts said the CED Board approved up to \$5,000 and this is well below that amount.

Commissioner Lytle motioned to approve the expenditure for the public dumpsters. Commissioner Asay seconded the motion. The Commissioners voted as follows on the motion:

	Yes	No	Abstained	Absent
Commissioners Tippetts:	X			
Commissioner Lytle:	X			
Commissioner Asay	X			
The motion carried.				

Discussion And Consideration Of Bears Ears Exchange: Commissioner Lytle said Commissioner Adams of San Juan County was appreciative of our willingness to consider their needs. They have had productive conversations with SITLA. Brian said there is a 1 pm Interim Mtg regarding this today, but Commissioner Lytle said they will make a decision with or without us on this, so there is no need to send the letters until we have more information.

Commissioner Lytle recommended and motioned to table this until the negotiations with San Juan County have been completed. Commissioner Asay seconded the motion. It was unclear if the vote was taken, so a second vote was called for and the Commissioners voted as follows:

	Yes	No	Abstained	Absent
Commissioners Tippetts:	X			
Commissioner Lytle:	X			
Commissioner Asay	X			

The motion carried.

Discussion And Consideration Of ISM 2022/2023 Weed Grant Contracts For Clay Basin-Phase 5 and Birch Springs Draw-Phase 1: Commissioner Tippetts said the Grant for Clay Basin is for \$25,000 dollars and the Birch Springs grant is \$62,500 for Fiscal year 2023 going from July 1, 2022 through June 30, 2023. Commissioner Lytle asked if we had the employees to do this? Commissioner Tippetts said we do and they are gearing up to finish out this Fiscal year. Commissioner Lytle brought up a note of Conflict of Interest with his wife’s family being listed as an interested party and they have the entity name listed incorrectly, so at some point that will need to change to Vermillion Ranch Limited Partnership instead of how it is listed as Dickinson, LLC. It might be a carry over from a previous person and is not the correct name. There should also be a conversation with the ranch to see if there is anything in their budget to contribute. Commissioner Lytle asked about the conflict of interest form and who it goes to and Brian said Becky said we have never signed that before. Commissioner Lytle asked if the Attorney and the Auditor had reviewed the contract yet? We should probably fill out the conflict of interest form so we don’t get ourselves in trouble.

Commissioner Lytle motioned to approve the ISM Weed contracts for Clay Basin-Phase 5 and Birch Springs Draw-Phase 1 conditional on the review of the paperwork and specifically the Conflict of Interest form. Commissioner Asay seconded the motion. The Commissioners voted as follows on the motion, so the motion carried:

	Yes	No	Abstained	Absent
Commissioners Tippetts:	X			
Commissioner Lytle:	X			
Commissioner Asay	X			

Discussion And Consideration Of Interlocal Agreement Between Daggett County And The Flaming Gorge Fire And EMS District: Commissioner Tippetts said we are not ready for this item yet.

Commissioner Lytle motioned to table this item until the Clerk has the information to bring it back to the agenda. Commissioner Asay seconded the motion. The Commissioners voted as follows on the motion:

	Yes	No	Abstained	Absent
Commissioners Tippetts:	X			
Commissioner Lytle:	X			
Commissioner Asay	X			

The motion carried.

Discussion And Consideration Of Grant Of Temporary Easement For UT FLAP

Project on Sheep Creek Geological Loop: Commissioner Tippetts said this is a Temporary Easement between the County and the Forbes Family who operate the Sheep Creek Ranch. The Cattle guard was still in discussion, but it was thought the property owners would absorb the cost of the cattle guard and fencing and Brian said that is not what the contract states, so it was reviewed and the grantee, being the County, would cause it to be installed. Steve Forbes came into the meeting and said that he can't really negotiate during this meeting as that would have to go through his father, Brian Forbes. He did discuss this and gave some history saying this construction easement discussion has been going on for three years and there are lots of options, but nothing has been agreed upon and the contractor is already in trespass and so we can do it together or separately. Commissioner Lytle said the value should be value for value, and he wasn't sure if the two values were equal or not, but that would be a question for James Olsen and Brian Forbes. The Forbes don't want to stop the project, but they want to get an agreement in place. There was some frustration expressed on both sides that this was not taken care of earlier in the process and by Federal Highways instead of the County. The proposed location has three property owners; The Forbes, Niel Wahls and SITLA. Commissioner Tippetts thought he needed to have a conversation with James Olsen and he wasn't sure where he was at. A recess was taken at 10:25 am and the Commission came back into session at 10:52 am, but Commissioner Tippetts was unable to get a hold of James Olsen and recommended that we table until next week. Steve had talked with his Father and he wasn't sure what the going rate was for the temporary easement and suggested we get with Braden Peters on that. They could be separate or together. We could work on this more during the week and finalize next week. Commissioner Lytle asked if it's a straight out payment for the easement or a trade and are they equal. Another question, is it within the District or Road Department's budget? It was asked if the attorney and Auditor had reviewed this and Brian said he had sent this agreement to James and Niel prior to the packet being sent out, but he had not heard anything back. Steve said we could email his dad or call him if we found out any new information.

Closed Session For Possible Purchase, Exchange Or Lease Of Real Property:

Commissioner Lytle motioned to go into Closed Session for the purpose of possible purchase, exchange or lease of real property at 10:58 am. Commissioner Asay seconded the motion. A roll call vote was taken and the Commissioners voted as follows on the motion:

	Yes	No	Abstained	Absent
Commissioner Asay:	X			
Commissioner Lytle:	X			
Commissioner Tippetts:	X			
The motion carried.				

Commission Asay motioned to recess the Closed session at 11:20 am. Commissioner Tippetts seconded the motion. The Commissioners voted as follows on the motion, so the motion carried:

	Yes	No	Abstained	Absent
Commissioners Tippetts:	X			
Commissioner Lytle:	X			
Commissioner Asay	X			

The Closed Session came back into session at 12:30 pm.

Discussion And Consideration Of Participation Agreement With Pat Hedrick For Land

Sale: Commission Asay motioned to come out of Closed session into Open Session at 1:34 pm.
Commissioner Lytle seconded the motion. The Commissioners voted as follows on the motion:

	Yes	No	Abstained	Absent
Commissioners Tippets:	X			
Commissioner Lytle:	X			
Commissioner Asay	X			

The motion carried and since this issue was not ready to be voted on and there was no further business the meeting was adjourned by Acclamation at 1:35 pm.

/s/ Matt Tippets

Commissioner Matt Tippets

/s/ Brian Raymond

Clerk/Brian Raymond

/s/ Randy Asay

Commissioner Randy Asay

/s/Jack Lytle

Commissioner Jack Lytle