

MINUTES  
OF THE KANE COUNTY  
BOARD OF COMMISSIONERS MEETING  
HELD JANUARY 13, 2014  
IN THE KANE COUNTY COMMISSION CHAMBERS,  
76 NORTH MAIN, KANAB, UTAH

Present: Commissioner Heaton, Commissioner Matson, Commissioner Clayson, Clerk/Auditor Johnson, Deputy Clerk Linda Millett, Chief Deputy Auditor Carolyn McDonald Attorney, Van Dyke, and SUN reporter Carol Sullivan.

Also Present: GIS Lou Pratt, LUA Shannon McBride, HR Rhonda Gant, Craig Hansen, Bert Harris, and Ken Gotzen-Berg

CALL MEETING TO ORDER & WELCOME: Commissioner Heaton  
CITIZEN INPUT: none.

**CONSENT AGENDA:**

**Check Edit reports and purchase orders as signed**

**Approval of Minutes:** December 16, 2013, & MBA for December 16, 2013

**Land Use:** None

**Motion** to Approve Consent Agenda made by Commissioner Matson. Motion passes with all Commissioners present voting in favor.

**Public Hearing Road Abandonment LV Sewer:**

**Motion** was made by Commissioner Clayson to allow Chairman Heaton to call in and out of Public Hearing.

Entered into Public Hearing for road abandonment at the call of the chair.

No Public comments were made.

Exited Public Hearing at the call of the chair.

**Motion** to abandon & vacate the Long Valley Sewer road inside the Long Valley Sewer District property boundaries, was made by Commissioner Clayson and the motion carries with all Commissioners present voting in favor.

**CDBG Grant Public Hearing as noticed in paper/postponed.**

## **Grand Staircase Escalante National Monument (GSENM)**

### **1. Scoping Comments on Grazing EIS/Plan Amendment (phase 4 of plan)**

**Motion** was made by Commissioner Clayson to accept the letter of response that Commissioner Matson had drafted on the Grazing EIS /Plan amendment and time line and motion passes with all commissioners present voting in favor.

Forty four of the seventy-seven allotments are in Kane County. The letter will be submitted to the BLM.

Commissioner Heaton commented on grazing affects on the land. Grazing does not deteriorate the land, but improves it.

### **2. GP Amendments Re: Coordination with GSENM**

Changes were made to the General Plan wording, updating to include the American Cowboy and other agricultural wording.

**Motion** was made by Commissioner Heaton to adopt the General Plan Amendment and the motion carries with all Commissioners voting in favor.

### **3. Resolution/ Kane County Notice of Intent to Coordinate with GSENM**

Commissioner Matson reviewed allowed pursuits and grazing on the GSENM. Kane County desires to get in co-ordination with the Bureau of Land Management (BLM) & the Grand Staircase Escalante National Monument (GSENM) on this coordination.

**Motion** was made by Commissioner Clayson to adopt Resolution 2014-1 with an edit. Motion passes with the following roll call vote:

Commissioner Matson	Aye
Commissioner Heaton	Aye
Commissioner Clayson	Aye

### **4. Grazing EIS Time Line**

Commissioner Matson presented a graph showing the GSENM Grazing EIS for 2014. A discussion ensued.

## **Commission Objectives 2014**

Commissioner Matson presented the 2014 Board of Commissioners Objectives, with discussion of Coordination, Oversight, & Projects.

**Motion** to adopt the objectives made by Commissioner Matson carried, with all Commissioners present voting in favor.

### **Letter of Continuation & Support of SUPAC**

**Motion** to sign an agreement of continuing support with Southwest Utah Planning Authorities Council (SUPAC), made by Commissioner Clayson carried with all Commissioners present voting in favor.

Commissioner Clayson will execute a Memorandum of Understanding (MOU).

### **Mineral Lease Act Continuation at 50/50 split in 2014 Federal Budget Deal**

Commissioner Clayson authorized a letter for support of efforts by the Utah Association of Counties (UAC), who oppose the proposed 52% federal and 48% state split that the Federal Government wants of Mineral Lease Act funds. Originally the agreement was a 50/50 split. Commissioner Matson agreed to draft the letter and send it.

### **Canyon Lands Resort 15 Year Extension of Development Agreement**

**Motion** to extend the Development Agreement for Canyon Lands Resort was made by Commissioner Heaton. Motion carries with Commissioner Matson recusing himself.

Commissioner Clayson would like a letter to accompany said agreement, stating that affirmation and approval of agreement was made by Commissioners. Commissioner Clayson agreed to write this letter.

### **Grant of Easement for 300 North Annex Parking Lot**

A diagram was reviewed on screen of the proposed 30 foot easement for 300 North Annex Parking Lot. This would give access to a proposed parking lot behind the old hospital. A discussion ensued.

**Motion** was made by Commissioner Matson to execute the Grant of Easement as proposed to Casa De Ninos, LLC and the motion carries with Commissioners Heaton and Matson voting in favor. Commissioner Clayson reviewed and abstained voting due to a conflict of interest.

### **Kane County Townsite Act request on Cedar Mtn.**

Commissioner Clayson explained Kane County's desire to reserve/set aside acreage near the Duck Creek Fire Station on Cedar Mountain. Russ Funk with, Sunrise Engineering, explained how the Townsite Act would allow Kane county to purchase the land for present and future maintenance use on sewer lagoons and etc.. Mr. Funk presented information on the need for water quality & septic use/ disposal on Cedar Mtn. Management of present systems is part of that plan.

**Motion** to approve Kane County being the sponsoring agency for the Townsite Act application on Cedar Mountain made by Commissioner Clayson, and carried with all Commissioners present voting in favor.

### **North Event Center & Valley Senior Citizen Center MOU**

Fees were discussed for use of NEC building. It was recommended that Attorney Van Dyke edit the wording on the policy. Orderville Town will manage the cleaning of both the NEC building & Long Valley Senior Center, with Raymond supervising the repairs for both.

**Motion** was made to approve said MOU with the edits that have been discussed, and the motion carries with all Commissioners present voting in favor.

### **Best Friends MOU–Approval**

**Motion** to execute a Memorandum of Understanding between Best Friends and Kane County to provide shelter for animals in case of emergency at the Kaneplex Arena and the Kane County Fairgrounds was made by Commissioner Matson, and passed with all commissioners present voting in favor.

### **Ordinance 2014-1 Land Use Chapter 16 & 21 – Approval**

**Motion** to adopt Ordinance 2014-1 with the changes made by the Land Use Authority, made by Commissioner Heaton, and the vote was as follows:

Commissioner Matson	Aye
Commissioner Heaton	Aye
Commissioner Clayson	Aye

### **Other Business**

Commissioners reported and coordinated meetings and activities to assure that Kane County is being well represented.

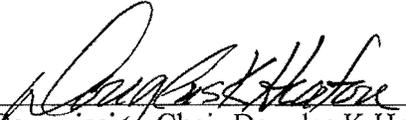
### **CLOSED SESSION:**

**Motion** to enter closed session for land acquisition made by Commissioner Clayson, and carried with all commissioners present voting in favor.

Present: Commissioner Heaton, Commissioner Matson, Commissioner Clayson, and Clerk/Auditor Johnson

Regular meeting was resumed.

Whereupon, the meeting was adjourned.

  
Commission Chair Douglas K Heaton

  
Clerk/Auditor Karla Johnson