

COMMISSION MINUTES

June 11, 2012

Minutes of the regularly scheduled meeting of the Sevier County Commissioners held this eleventh day of June, 2012. Meeting commenced at 1:30 p.m. with Commissioners Gordon Topham, Gary Mason, and Garth 'Tooter' Ogden in the Commission Chambers of the Sevier County Administration Building, 250 North Main, Richfield, Utah. Clerk/Auditor Steven C. Wall and Executive Administrator Malcolm Nash were also present.

Commission business:

Commissioner Ogden updated the Commissioners on the fire on Monroe Mountain in the Brindley Dairy area. He said it has gone through about 2,000 acres and is about 75% contained. No cabins have been threatened at this point. He also mentioned that Fred Johnson of the Utah Division of Forestry Fire and State Lands was asking the Counties to look at implementing fire restrictions restricting fires to fire pits in developed campgrounds only. He stated that Mr. Johnson would be getting more information to him at a later time for the Commission to look at. No further action was taken at this time.

Commissioner Topham expressed some concerns he had about the new predator control program, that he was getting more information and would follow up with additional information at a later time. He also reported that the new combined EMS Monroe Maintenance Facility was dedicated last week in Monroe.

Commissioner Mason reported that this summer they will be doing a complete overlay on the Candy Mountain Bike Path through Sevier Canyon, which will require them to close the path for a short time while they are doing that overlay. He also indicated they are starting on the plans to extend the bike path from Elsinore to Richfield.

Commissioner Mason then reported that he had been receiving a lot of calls from residents in the Salina City area asking to be sprayed because of the mosquitoes they have there, and stating that the 300 foot no spray zone is discriminatory to them because they are not able to spray or let their children out to play because of the mosquitoes. Commissioner Ogden reported that Mosquito Abatement Director John Johnson has added additional traps in that area and will monitor it closely.

Commissioner Ogden reported there will be an open house on the 26th of June to receive comments and discussion on the river project to begin this fall. He then updated the Commissioners on that project.

Minutes of May 29th meeting approved:

Minutes of the May 29th Commission Meeting were reviewed and approved on a motion by Commissioner Topham, second Commissioner Mason, unanimous.

Public Comments:

Commissioner Ogden then opened the meeting for comments from the public. Ashley Erdei, Salina, presented the Commissioners with a petition that had been signed by most of the

residents in the area that she lives in stating that they want to be sprayed because they cannot go outside with their children, and they feel like they are prisoners in their own homes. Ms. Erdei stated that they pay taxes that help pay for the spraying, and it is ludicrous that they cannot be sprayed, and feel like their rights have been taken away and that is not fair. She said they want to be treated fairly.

Elaine Bonavita, Salina, then stated she had received a form left on her car with inaccurate information urging people to go to the Salina City Council in opposition to the no-spray zone. She has a constitutional right to ask not to be sprayed, and asked the County Mosquito Abatement Director to work with the cities on hot spots for mosquitoes and treat areas with larvaecide before mosquitoes can develop. She said she does not feel that is being done now, and they should be doing more work to kill the mosquitoes where they are breeding.

Commissioner Mason stated that in response to the flyer that Ms. Bonavita is reading from, there is nothing in the flyer that is untrue, that he has received several calls from that area even outside the area that feel the no-spray zone affects them.

Commissioner Topham then stated that there possibly could be more education to help the residents understand the importance of taking care of problems in their own yards, and how that will help everyone with mosquito abatement.

Contract with Dance Heads, Utah approved:

The Commissioners then reviewed an agreement between Sevier County and DanceHeads, Utah in the amount of \$2,800. After discussion, Commissioner Topham moved to approve the contract, second Commissioner Mason, unanimous.

Assessor recommended overpayments and refunds approved:

Deputy Assessor Jodee Romero recommended refunds to Barney Trucking of \$407.31, to Robinson Transport of \$311.12 due to the 4R act, and a refund of \$90.92 to Mason Diesel Service, \$21.58 to Classic Motors, \$235.51 to USA Corp, and \$185.78 to DS Waters of America, Inc. for overpayments. After discussion, Commissioner Mason moved to approve the refunds as recommended, second Commissioner Topham, unanimous.

Business license approved:

A business license for Shane Adams was reviewed and approved at a fee of \$25 on a motion by Commissioner Topham after noting that it had been reviewed and approved by the Zoning Administrator, second Commissioner Mason, unanimous.

Beer license approved:

The Commission then reviewed a beer license application for Ken and Sandra Castles for the Candy Mountain Barbeque Company, noting that Sheriff Curtis had approved the request. After discussion, Commissioner Topham moved to approve the beer license, second Commissioner Mason, unanimous.

Tax Sale ratified:

Clerk/Auditor Steven Wall then reviewed the results of the tax sale held May 31, 2012, noting that all of the properties had been redeemed prior to the sale except for three. He said that two properties had been sold at the sale, and one property had been struck off the records and transferred to the County because it did not sell. After discussion, Commissioner Mason moved to approve the results of the tax sale authorizing a tax deed to be executed on properties 1-20-33 and 1-20-34, and a transfer of the property 1-53-16 to the County, second Commissioner Topham, unanimous.

Commission agrees to fence leased property:

The Commission then reviewed a request from the Red Hills BMX group for fencing around the County property where the new track is being constructed to protect the property and the track. After discussion, noting that for safety, etc. it would be beneficial, Commissioner Topham moved to approve up to \$8,000 for supplies and fencing, second Commissioner Mason, unanimous. The Commission discussed the possibility of using the Jail inmate crew to install the fence.

Claims approved:

Claims for the month of May were reviewed and approved on motion by Commissioner Topham, second Commissioner Mason, unanimous.

2012 Budget modified:

Clerk/Auditor Steven Wall then reviewed certified tax rates and budgets with the Commissioners, and recommended adjusting our current 2012 budget by increasing the tax revenue by \$75,000 and decreasing contribution from fund balance to capture the new growth we had in value throughout the County. After discussion, Commissioner Topham moved to approve the adjustment to the budget as recommended, second Commissioner Mason, unanimous.

Resolution adopting certified tax rates passed:

They then reviewed a resolution adopting the proposed tax rates to be the same as the certified tax rate for a total tax rate for all budget types of 0.002981, which includes the local assessing and collecting, with the State assessing and collecting to be set by the Tax Commission at a future date. After discussion, Commissioner Mason moved to adopt a resolution setting the rate at 0.002981 plus the amount set by the State on the State assessing and collecting levy, second Commissioner Topham, unanimous.

Agreement approved with Long Flat Subdivision:

Corwin Ogden and Barbara Oldroyd, representing the Long Flat Subdivision, reviewed with the Commissioners a certificate of subdivision and dedication of roads that will allow for a three year time frame to allow certain splits of the 40 acres to 20's etc. and for one building permit for a recreational dwelling unit per parcel. After the three years, development would be considered under whatever the current zoning is. After discussion, Commissioner Topham moved to approve the agreement, second Commissioner Mason, unanimous.

There being no further business to come before the Board, meeting adjourned at 3:25 p.m.