

COMMISSION MINUTES

April 22, 2013

Minutes of the regularly scheduled meeting of the Sevier County Commissioners held this twenty-second day of April, 2013. Meeting commenced at 1:30 p.m. with Commissioners Gary Mason, Garth 'Tooter' Ogden, and Gordon Topham in the Commission Chambers of the Sevier County Administration Building, 250 North Main, Richfield, Utah. Clerk/Auditor Steven C. Wall, County Attorney Dale Eyre, and Malcolm Nash were also present.

Minutes of April 8th approved:

Minutes of the April 8th Commission Meeting were reviewed and approved on a motion by Commissioner Topham, second Commissioner Ogden, unanimous.

Business licenses approved:

Business licenses were reviewed for Jill Williams for Sevier Hospitality Services LLC, and Jay Hatch for Paiute Trail Adventures LLC. Discussion followed concerning the license requests. Commissioner Topham asked that Mr. Hatch be notified that the County does have some sponsored County events with guided ATV tours, that the events will continue, and there may also be additional events. After discussion, Commissioner Topham moved to approve the business license for Jill Williams for Sevier Hospitality Services LLC at a fee of \$100 per year, and the business license for Jay Hatch for Paiute Trail Adventures LLC at a fee of \$25 per year, second Commissioner Ogden, unanimous.

Limited Service Restaurant Liquor License Local Consent form ratified:

Malcolm Nash then reported on the Limited Service Restaurant Liquor License Local Consent form that the Commissioners had reviewed at the previous meeting for the Big Rock Café. Mr. Nash reported that the form had been erroneously signed by Mr. Peppelaar, but it is Sevier County's consent for the restaurant liquor license to be issued to the Big Rock Café. He noted that it is not too close in proximity to any public schools, or parks, etc. Commissioner Mason reported he had reviewed the matter, and had signed the form because of a deadline Mr. Peppelaar had and asked that it be ratified. After discussion, Commissioner Topham moved to ratify the Chairman's signature on the Limited Service Restaurant Liquor License Local Consent Form, second Commissioner Ogden, unanimous.

Oil and Gas Lease approved:

Charlie Irons, representing Wolverine Gas and Oil, reviewed with the Commissioners oil on property owned by the County. County Attorney Dale Eyre expressed some concerns of authorizing an Oil and Gas Lease with the possibility of future pipelines, construction, etc. and of how that would affect the roadway. Discussion followed that the property is considered a roadway, but is not in actual use as a road. Road Superintendent Mark Rickenbach said it is an old road track, but it has not been used or maintained in that area. County Attorney Dale Eyre said that if there is no roadway there on the property owned by the County, then he has no reservations on the lease. After discussion, Commissioner Topham moved to approve the Oil and Gas Lease with Wolverine Gas and Oil Corporation on approximately 2.45 acres of land on Township 22 South, Range 1 East, Salt Lake Base and Meridian, second Commissioner Ogden, unanimous.

Indigent burial funds returned:

County Attorney Dale Eyre then reported to the Commissioners that Neal S. Magleby and Sons Mortuary has returned our check for Marvin Pearson. The letter indicated that Mr. Pearson's family had found a life insurance policy they were not aware of, and had used that to pay the funeral expenses.

Legislature approves additional funding for Mental Health:

Commissioner Topham reported that during this last legislature there was additional funding for Mental Rehabilitation, and that the funding would be available in our next calendar year. Commissioner Topham noted that it would need to be discussed in our next budgeting session.

Malcolm Nash appointed to Snow College Economic Development Advisory Committee:

Malcolm Nash then reviewed with the Commission the legislation that had created an Economic Development Committee for Snow College with an advisory board separate from their legislative Committee. House Bill 340 allows the County to appoint someone to the Economic Development and Workforce Preparation Advisory Committee. After discussion, Commissioner Topham moved to appoint Malcolm Nash as the County's representative to that Committee, second Commissioner Ogden, unanimous.

Agreement with Federal Highway for Sevenmile Gooseberry Road approved:

The Commissioners then reviewed an agreement with the Federal Highway Administration for the final phase of the Sevenmile Gooseberry Road alignment and construction portion. After discussion, Commissioner Ogden moved to approve the agreement, second Commissioner Topham, unanimous.

Items declared surplus:

Road Superintendent Mark Rickenbach spoke with the Commissioners requesting to surplus a 1996 Peterbuilt dump truck, noting that it is one he not using anymore. Discussion followed concerning proper disposal of the unit, whether or not there are any entities interested in purchasing it, and determining what it is worth. The Commission also discussed the Canon copier in the Commission offices that has been replaced and needs to be disposed of. After discussion, Commissioner Topham approved the surplus of the 1996 Peterbuilt dump truck and the Canon copier, second Commissioner Ogden, unanimous.

New hires for Weed Department and Job Description change for Road Department:

Human Resource Director LeighAnn Wheeler reported on activities in her office. She said that Caron Withers had retired from the Children's Justice Center, and they are looking at filling that position. Ms. Wheeler said that there are other positions at the Landfill as the Supervisor and other employees are retiring. She reported that they had gone through the interview process for the part-time weed sprayers, and recommended hiring Grant Julander, and Colten Shepherd at a rate of \$11 per hour until they obtain their certificates to be certified sprayers with an advancement to \$11.57 per hour when they receive their certifications effective April 22, 2013. Ms. Wheeler also recommended Kenzie Hillin to replace Rochelle Erickson as a part-time Justice Court Clerk at \$11.75 per hour effective April 29, 2013. After discussion, Commissioner

Ogden moved to approve the three hires as recommended, second Commissioner Topham, unanimous.

Ms. Wheeler then reported to the Commissioners that Tom Seegmiller, who has been a part-time mechanic at the Road Department, will be changing positions to be an operator/driver with some mechanic work. The position will continue to be part-time, as needed, with funding included in the budget.

Resolution 2013-4-1 regarding Sage Grouse approved:

The Commissioners then reviewed Resolution 2013-4-1 to amend the County general plan to include more provisions for managing Sage Grouse. The provisions would specifically be to protect, maintain, and improve habitats. After discussion, Commissioner Topham moved to approve the Resolution with some additional information to be included as soon as it is available, second Commissioner Ogden, unanimous.

There being no further business to come before the Board, meeting adjourned at 3:00 p.m.