

COMMISSION MINUTES
November 12, 2013

Minutes of the regularly scheduled meeting of the Sevier County Commissioners held this twelfth day of November, 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 was also present.

County Attorney Dale Eyre and Executive Administrator Malcolm Nash were excused.

Minutes for October 28th meeting approved:

After review, Commissioner Topham moved to approve the minutes of the October 28th Commission Meeting, second Commissioner Ogden, unanimous.

Commission business:

Commissioner Topham then gave the Commissioners information from a conference call with Congressman Stewart's Office. They discussed the Clean Air and Water issues. He also reported that he had received a call from Monroe City indicating they had not received the funding they had desired at the CIB meeting for a new fire truck, and they may be contacting the Commissioners during the budget for help with a truck.

Commissioner Ogden reported that Richfield City will also be looking for a new fire truck in approximately 2 to 3 years, and we can be planning for that. He then reported that Richfield City had contacted CIB for additional help with the airport project, looking for a grant due to changes in the federal funding, and had not received a grant but a zero interest loan.

UDOT agreement for bridge project in Clear Creek area approved:

Commissioner Ogden then reviewed an agreement with the Utah Department of Transportation concerning a bridge project in the Clear Creek area. He stated that the improvement on the bridge would be in addition to the current Clear Creek project in process, but that the monies to complete the project would be from UDOT with no additional expense to the County. After discussion, Commissioner Ogden moved to ratify the agreement with UDOT for the bridge project, second Commissioner Topham, unanimous.

Claims approved:

Claims for the month of October were then reviewed and approved on a motion by Commissioner Ogden, second Commissioner Topham, unanimous.

Public Hearing for and adoption of Conditional Use amendments to Section 14.68:

Commissioner Topham then moved to recess regular Commission meeting to open the meeting for a public hearing as advertised to consider amending Section 14.68 of the Sevier County Code regarding accessory dwelling units or structures, and to consider changing Conditional Use Permits, second Commissioner Ogden, unanimous.

Zoning Administrator Larry Hanson then reviewed some of the changes that were being recommended, basically it was changes to clarify things that are considered agricultural and accessory buildings on property and how they relate to the zoning. He indicated that the Planning Commission is still working on some of the changes to the Conditional Use Permit that are not ready at this time. There were no comments from the public. Commissioner Mason closed the public hearing and the regular meeting resumed. Commissioner Ogden moved to approve the changes as recommended to Section 14.68 of the Sevier County Code concerning conditional use permits.

Public Hearing and approval of vacation of roadways involved in Airport Project:

Commissioner Topham then moved to temporarily recess the regular meeting and open it for public hearing for proposed vacation of platted County roadways displaced by the Richfield City Airport Expansion project, second Commissioner Ogden, unanimous. The Commissioners discussed that these roadways had been vacated prior to this time, but the County Attorney reported it needed to be done as an ordinance, and they are re-doing it to ensure that the vacations were done properly. There were no comments from the public. Commissioner Mason then closed the public hearing, and the regular meeting resumed. Commissioner Topham then moved to adopt Ordinance 2013-11-1 vacating roadways for construction of the Richfield Airport, second Commissioner Ogden, unanimous.

Resolution 2013-11-1 adopted appointing a representative to UCIP meeting:

The Commission then reviewed Resolution 2013-11-1 appointing a Sevier County representative and alternate for the Utah Counties Indemnity Pool annual membership meeting. After discussion, Commissioner Topham moved to appoint Steven C. Wall as the representative with Garth 'Tooter' Ogden as the alternate, second Commissioner Ogden, unanimous.

Approval of landfill write-off requests, and abatement of Aurora City billing:

Landfill Supervisor Kelly Conder then reviewed with the Commissioners a list of past due landfill accounts he is requesting to be written off. He indicated that he had spent a lot of time trying to contact everyone on the list, and most of them were unable to be contacted, either had gone out of business, declared bankruptcy, etc. He recommended writing off the amounts listed. After discussion, Commissioner Ogden moved to approve the write-offs listed in the amount of \$2,259.96 as recommended, second Commissioner Topham, unanimous.

The Commissioners then discussed the request from Aurora City to abate the landfill charges on the home that had been demolished by Aurora City. Commissioner Mason reported that he and Commissioner Ogden had discussed the matter with Mayor Gurney of Aurora, and that it was something that Aurora City did to clean up their town. After discussion, Commissioner Ogden moved to abate two landfill charges in the amount of \$262.59 on invoices 33998 and 33996, second Commissioner Topham, unanimous.

The Commissioners then discussed a recent fire in Salina that had destroyed a home, that the fire department had demolished the home, and there had been a request for abatement of the landfill charges of that home. The Commission requested that that matter be placed on the next agenda.

Revised contract with Forest Service for Sheriff services approved:

Sheriff Nathan Curtis reviewed with the Commissioners a revised contract with the Forest Service indicating that because of the government shut-down they were required to reduce their contract by 10 percent. After discussion, Commissioner Ogden moved to approve the revised contract in the amount of \$53,175, second Commissioner Topham, unanimous.

School Resource Officer position approved:

Sheriff Curtis then discussed with the Commissioners authorizing a new position for the school resource officer starting January 1st to put a full-time officer in the schools in the area.

Commissioner Topham said he had been told that we would not need a new position, but we would be able to utilize an officer currently part-time in the schools, making that a full-time position and the rest of his duties could be absorbed by the other officers making the total net cost to the County \$20,000 - \$30,000. Sheriff Curtis stated that from the start of discussion for the School Resource Officer, he had planned on an additional officer to fill the position.

Commissioner Mason indicated he has always felt that it would cost the County over \$100,000 for the SRO officer and the agreement with the School District. After further discussion, Commissioner Topham moved to approve the new position beginning January 1st, second Commissioner Ogden, unanimous.

Tire removal bid accepted from Liberty Tire:

The Commissioners then reviewed the bid received for the tire disposal for removing the tires from the Landfill and taking them for recycling. It was noted there was only one bid received, that a couple of others had called but only one bid had been received from Liberty Tire Recycling who had worked with the County and the State on previous occasions in moving our tires. The bid was for \$139 per ton to move the tires to the recycling location in Salt Lake County. After review and discussion, Commissioner Ogden moved to accept the bid from Liberty Tire and authorize Kelly Conder to get the project started as soon as possible, second Commissioner Topham, unanimous.

Business Licenses approved:

Business licenses for Rex Jacobsen for Rusty Hinge Handyman Service, Lisa Nielson for Down on the Farm Daycare, and David F. Morris Sr. VP & CAO for Corpro Companies, Inc. were reviewed and approved on a motion by Commissioner Topham at a fee of \$25, \$25, and \$50 respectively, second Commissioner Ogden, unanimous.

Contract with Big Door Entertainment for Charley Jenkins contract approved:

Paula Martin then reviewed with the Commissioners a contract with Big Door Entertainment for the Charley Jenkins concert to be held the first part of December. It was noted that the County Attorney had the original contract and was reviewing it. After discussion, Commissioner Ogden moved to approve the contract in the amount of \$3,500 contingent upon review and approval of the County Attorney, second Commissioner Topham, unanimous.

Engineering contract with Jones & DeMille approved:

Kary Monroe, Jones & DeMille Engineering, reviewed with the Commissioners an engineering contract for bike path construction and management of \$118,075. Discussion followed concerning Jones & DeMille working through UDOT and the County, with the County's cost being approximately 20% which would be reimbursed by Special Service District #1 for construction costs from Elsinore to Central Valley. After discussion, Commissioner Ogden moved to approve the engineering contract, second Commissioner Topham, unanimous.

No action taken on request from Sportsman RAC:

Commissioner Ogden then reviewed with the Commissioners a request from the Sportsman RAC to support archery, and black powder hunting on Monroe Mountain. After discussion, the Commissioners decided to remain neutral. No further action was taken.

There being no further business to come before the Board, meeting adjourned at 3:15 p.m.