



## BOARD OF COMMISSIONERS MEETING

Electronic and In-Person Meeting

June 15, 2021 at 11:00 AM

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### MINUTES

*The public will be able to view the meeting on San Juan County's Facebook Live and Youtube Channel*

Audio link can be found at: <https://www.utah.gov/pmn/files/731111.MP3>

Video link can be found at: <https://www.facebook.com/SanJuanUtah/videos/943957906394730>

#### CALL TO ORDER

#### ROLL CALL

##### PRESENT

Commission Chairman Willie Grayeyes  
Commission Vice-Chair Kenneth Maryboy

##### ABSENT

Commissioner Bruce Adams

#### AGENDA APPROVAL

##### Time Stamp 1:10 (audio) 3:08 (video)

Mack reviewed the proposed agenda and suggested modifications to the agenda to allow for the Forest Service update to make their presentation first. He also requested that the commission consider and approve an emergency executive order by way of resolution for evacuation and a state of emergency declaration due to the Pack Creek Fire. Mack reviewed the remainder of the agenda with the commission.

#### EMERGENCY ITEMS

1. CONSIDERATION AND APPROVAL OF AN EMERGENCY EXECUTIVE ORDER, ORDER TO EVACUATE AND RESOLUTION DECLARING A STATE OF EMERGENCY DUE TO THE PACK CREEK FIRE

##### Time Stamp 12: 15 (audio) 14:13 (video)

Mack presented for approval an Emergency Executive Order to evacuate and declare a state of emergency due to the Pack Creek Fire. Mack explained that the proposed executive order would extend an expired order by the San Juan County Sheriff issued on June 13, 2021. He also talked about the location of the fire and stated that this order would extend for a period of 30 days and more if desired.

A motion to approve the Emergency Executive Order was made by Commission Vice-Chair Maryboy and seconded by Commission Chairman Grayeyes.

Voting Yea: Commission Chairman Grayeyes, Commission Vice-Chair Maryboy

## 2. Thank You Letter

### **Time Stamp 15:15 (audio) 17:13 (video)**

Mack presented a letter from the county administration and commission thanking emergency responders for their efforts in fighting the Pack Creek fire. He talked about all the efforts made to keep citizens and structures safe.

A motion to approve the Thank You Letter was made by Commission Vice-Chair Maryboy and seconded by Commission Chairman Grayeyes.

Voting Yea: Commission Chairman Grayeyes, Commission Vice-Chair Maryboy

## 17. US Forest Service Fire Season Update/Discussion

### **Time Stamp 22:25 (audio) 24:23 (video)**

Terry Garner, Assistant Fire Management Officer for the Moab and Monticello locations of the Forest Service, came to the commission to discuss the annual Chief's Letter which stated that normal tactics and strategies would be used to manage fires to benefit the local environment.

He also stated that restrictions starting Thursday night will be put into place to mitigate fire damage.

Terry also spoke about the Pack Creek fire and talked about the efforts made to contain the fire in spite of extremely dry conditions and high winds. He explained where the fire had burned and also stated that the fire has slowed, but approximately 8,400 acres have been burned.

Mack also explained how the county has helped those individuals affected by the fire and the steps that have been taken to help and care for those individuals.

Jason Johnson spoke about a BEAR team who will come in to make recommendations in the burned area regarding restoration to mitigate effects of flooding and erosion. He also discussed the different agencies who participate in fighting fires. He also commended those who have worked so hard to fight and maintain the fire.

A motion to accept the report was made by Commission Vice-Chair Maryboy and seconded by Commission Chairman Grayeyes.

Voting Yea: Commission Chairman Grayeyes, Commission Vice-Chair Maryboy

## **PUBLIC COMMENT**

*Public comments will be accepted through the following Zoom link <https://us02web.zoom.us/j/3125521102> and Dial By Phone using One tap mobile +16699006833,,3125521102# US (San Jose)*

*There will be a three minute time limit for each person wishing to comment. If you exceed that three minute time limit the meeting controller will mute your line.*

There were no public comments

## **CONSENT AGENDA (Routine Matters) Mack McDonald, San Juan County Administrator**

*The Consent Agenda is a means of expediting the consideration of routine matters. If a Commissioner requests that items be removed from the consent agenda, those items are placed at the beginning of the regular agenda as a new business action item. Other than requests to remove items, a motion to approve the items on the consent agenda is not debatable.*

### **Time Stamp 59:28 (audio) 1:01:26 (video)**

Mack reviewed the commission meeting agenda. He briefly talked about the items being proposed for approval.

Motion made by Commission Vice-Chair Maryboy, Seconded by Commission Chairman Grayeyes.  
Voting Yea: Commission Chairman Grayeyes, Commission Vice-Chair Maryboy

3. Approval of the May 18, 2021 Work Meeting Minutes, June 1, 2021 Work Meeting Minutes, June 1 2021 Commission Meeting Minutes, and June 10, 2021 Commission Meeting Minutes
4. Approval of Check Registers for May 25, 2021 through June 1, 2021
5. Consideration and Approval of the Home and Community Based Alternatives Contract Between San Juan County and Zions Way for State FY 2022 Renewal
6. Consideration and Approval of the Caregiver Respite Care Contract Between San Juan County and Zions Way for the State FY2022 Renewal
7. Consideration and Approval of the Annual Aging Home Programs Translation Services Contract Between San Juan County and Edward Tapaha for the State FY2022 Renewal
8. Consideration and Approval of the Annual Contract Between San Juan County and Comfort At Home Care for Alternatives Contract for Home Health Services for the State FY2022 Renewal
9. Consideration and Approval a Contract Between San Juan County and Comfort At Home Care for Caregiver Respite Care for the State FY2022 Renewal
10. Consideration and Approval of the Home Health Services Contract Between San Juan County and Homewatch Caregivers for the State FY2022 Renewal

11. Consideration and Approval of the Contract Between San Juan County and Homewatch Caregivers for Caregiver Respite Care for the State FY2022 Renewal
12. Consideration and Approval of the Health Alternatives Contract Between San Juan County and Rocky Mountain Home Health for the State FY2022 Renewal
13. Consideration and Approval of a Contract Between San Juan County and Rocky Mountain Home Health for Caregiver Respite Care for the State FY2022 Renewal
14. Consideration and Approval of a Contract Between San Juan County and Rocky Mountain Home Health for RN-Care Plan Services for the State FY2022 Renewal
15. Consideration and Approval of the San Juan County Aging Services Contract for Senior Legal Services with the Utah Legal Services Inc. for the State FY2022 Renewal
16. Ratification of the \$4,500 Sole Source Contract with Natalie Randall and San Juan County for Economic Development/Visitor Services Grant and Transition Consulting Services, Mack McDonald, Chief Administrative Officer

#### **RECOGNITIONS, PRESENTATIONS, AND INFORMATIONAL ITEMS**

18. San Juan County Economic Development/Visitor Services Application Update and Request for Support for Two Co-Op Funding Opportunities. Mack McDonald, Chief Administrative Officer

#### **Time Stamp 1:02:50 (audio) 1:04:48 (video)**

Mack updated the commission on a Co-Op Grant application which would be used to help supplement the Visitor's Services portion of the budget. He explained that the county would provide a match of \$275,000 and explained that the money would be used for education and promotion of the county and its natural beauty. Mack stated that the second grant would be to focus on marketing and educational materials at a cost to the county of \$22,458.

Mack also requested that the commission pass a letter of support which would be included with the application.

A motion to accept the report and approve the letter of support was made by Commission Chairman Grayeyes and seconded by Commission Vice-Chair Maryboy.

Voting Yea: Commission Chairman Grayeyes, Commission Vice-Chair Maryboy

#### **BUSINESS/ACTION**

19. 2021 San Juan County Fire Restrictions, Effective June 9, 2021 and Pack Creek Fire Update. Tammy Gallegos, San Juan County Emergency Manager

#### **Time Stamp 1:10:30 (audio) 1:12:28 (video)**

Tammy asked the commission to adopt county fire restrictions that mirror state fire restrictions which were effective June 9, 2021. She reviewed some of the restrictions with the commission.

A motion to approve the updated fire restrictions was made by Commission Vice-Chair Maryboy and seconded by Commission Chairman Grayeyes.

Voting Yea: Commission Chairman Grayeyes, Commission Vice-Chair Maryboy

20. Consideration and Approval of the Agreement between San Juan County and Lithified Technologies to Chip Seal Two (2) County Roads (CR2481 - County Landfill and CR1 10 - Dude Ranch) for \$82,000, Todd Adair, Road Superintendent

**Time Stamp 1:12:14 (audio) 1:14:12 (video)**

TJ Adair informed the commission that chip and seal needs to be updated on two county roads and asked the commission to approve an agreement between the county and Lithified Technologies for the project. He explained that Lithified Technologies would assume the cost of the project and the county would perform the work.

A motion to approve the agreement was made by Commission Chairman Grayeyes and seconded by Commission Vice-Chair Grayeyes.

Voting Yea: Commission Chairman Grayeyes, Commission Vice-Chair Maryboy

21. Consideration and Approval of the LeGrand Johnson Contract for the Cal Black Airport Runway Rehabilitation Project, Mack McDonald, Chief Administrative Officer

**Time Stamp 1:15:55 (audio) 1:17:53 (video)**

Mack presented, for approval, a contract with LeGrand Johnson to perform maintenance and improve the Cal Black Airport Runway. He explained that the project is 100% funded by the FAA and that the commission had previously given approval to move forward with the contract.

A motion to approve the contract was made by Commission Vice-Chair Maryboy and seconded by Commission Chairman Grayeyes.

Voting Yea: Commission Chairman Grayeyes, Commission Vice-Chair Maryboy

22. Consideration and Approval of the Cal Black 2021 Cooperative Agency Agreement Between San Juan County and the Aeronautical Operations Division of the State of Utah, Utah Department of Transportation for the Coronavirus Response and Relief Supplemental Appropriations Act Grant Award of \$9,000, Mack McDonald, Chief Administrative Officer

**Time Stamp 1:18:08 (audio) 1:20:06 (video)**

Mack presented, for approval, a cooperative agency agreement between the county and The Aeronautical Operations Division of the State of Utah to use grant funds from the Coronavirus Response and Relief Supplemental in the amount of \$9,000. Mack explained that once the agreement is signed and the county does the work, a reimbursement is submitted.

A motion to approve the agreement was made by Commission Vice-Chair Maryboy, Seconded by Commission Chairman Grayeyes.

Voting Yea: Commission Chairman Grayeyes, Commission Vice-Chair Maryboy

23. Consideration and Approval of the *2022 - 2025 - General Grant - Targeted Case Management (TCM) - San Juan* contract between the Utah Department of Health and San Juan County, Presented by Mike Moulton, Interim Health Officer

**Time Stamp 1:19:38 (audio) 1:21:36 (video)**

A motion to approve was made by Commission Vice-Chair Maryboy, Seconded by Commission Chairman Grayeyes.

Voting Yea: Commission Chairman Grayeyes, Commission Vice-Chair Maryboy

24. Consideration and Approval of the *COVID-19 San Juan County HD – PPPHEA Expansion 2021* contract between the Utah Department of Health and San Juan County Health Department, Presented by Mike Moulton, Interim Health Officer

**Time Stamp 1:19:38 (audio) 1:21:36 (video)**

A motion to approve the request was made by Commission Vice-Chair Maryboy and seconded by Commission Chairman Grayeyes.

Voting Yea: Commission Chairman Grayeyes, Commission Vice-Chair Maryboy

25. Approval to Allow Peters & Scofield to Resolve the Elk Operating Services Valuation Appeal Consistent with the Revised Valuation, John David Nielson, Clerk/Auditor

**Time Stamp 1:22:06 (audio) 1:24:04 (video)**

John David explained that the commission uses the law firm of Peters & Scofield to act on the county's behalf with centrally assessed property appeals. He explained that the value given to Elk Operating Services in 2020 was incorrect. John David explained that the error was done at the state level, but that the county would be required to reimburse Elk Operating Services on tax revenue collected at the incorrect value in the amount of approximately \$200,000. John David asked for commission approval to allow Peters & Scofield to accept the revised valuation which would bring the value of Elk Operating Services more in line with its previous values. Mack McDonald also echoed the presentation and stated that the county would need to payback money that they had received from the incorrect valuation.

A motion to allow Peters & Scofield accept the correct valuation was made by Commission Vice-Chair Maryboy and seconded by Commission Chairman Grayeyes.

Voting Yea: Commission Chairman Grayeyes, Commission Vice-Chair Maryboy

26. Consideration and Approval of the 2021 Tax Rate for San Juan County, John David Nielson, Clerk/Auditor

**Time Stamp 1:33:02 (audio) 1:35:00 (video)**

John David presented the 2021 certified tax rate for approval. He explained to the commission that the proposed rate is based off the total value of the county which consists of Real Property, Personal Property, and Centrally Assessed Property and would give the county approximately the same amount of property tax revenue as the previous year. John David reviewed with the commission tax information that was previously sent to the commission for review.

Public comments were allowed by the commission.

**Public Comments:**

Scott Burton – Scott asked if the certified rate was lower than in 2020. He also asked if the public would be allowed to voice concerns because of the large increase in Real Property values within the county.

John David explained that due to the increase in property valuation, home owners could see an increase in taxes even though the tax rate is lower. He also explained that increase in value and tax revenue puts a greater burden on the home and business owners of the county. Mack also talked about the shift of the tax burden from centrally assessed properties to real property owners.

Bill Boyle – Bill asked the commission to delay approving a tax rate until the public could receive more informed. He also explained how the increase in valuation will greatly increase property taxes and used a \$250,000 home as an example.

A motion to accept the state certified rate was made by Commission Vice-Chair Maryboy and seconded by Commission Chairman Grayeyes.

Voting Yea: Commission Chairman Grayeyes, Commission Vice-Chair Maryboy.

After further discussion the item was called back to the table and a motion to hold a public hearing at a future date and approve the rates at that time was made by Commission Chairmain Grayeyes and seconded by Commission Vice-Chair Maryboy.

Voting Yea: Commission Chairman Grayeyes, Commission Vice-Chair Maryboy

27. Consideration and Approval of the San Juan Estates Phase 5 Amendment No. 2, Scott Burton, Planning and Zoning Administrator

**Time Stamp 2:01:30 (audio) 2:03:28 (video)**

Scott presented a second amendment for San Juan Estates. Scott explained that the amendment has been reviewed and approved by the Planning and Zoning Commission on June 10, 2021. He also explained that the subdivision is located in Spanish Valley.

A motion to approve the amended subdivision was made by Commission Vice-Chair Maryboy and seconded by Commission Chairman Grayeyes.

Voting Yea: Commission Chairman Grayeyes, Commission Vice-Chair Maryboy.

28. Consideration and Approval of the Thomas Subdivision Phase 1, Scott Burton, Planning and Zoning Administrator

**Time Stamp 2:05:25 (audio) 2:07:23 (video)**

Scott presented for approval the proposed Thomas Subdivision Phase 1 project located in Spanish Valley. He explained that the subdivision would include 24 lots, meets current zoning ordinances and has been approved by the Planning and Zoning Commission on June 10, 2021. He also stated that a current recommendation by the Planning and Zoning Commission would be to pave a temporary turn around.

29. Consideration and Approval of the Legacy Fields Phase III, Scott Burton, Planning and Zoning Administrator

**Time Stamp 2:08:05 (audio) 2:10:03 (video)**

Scott asked the commission to approve Phase III of the Legacy Fields Subdivision in LaSal. Scott also explained that the Phase 2 had been approved by the Planning and Zoning Commission.

A motion to approve Phase III of the subdivision was made by Commission Vice-Chair Maryboy and seconded by Commission Chairman Grayeyes.  
Voting Yea: Commission Chairman Grayeyes, Commission Vice-Chair Maryboy.

30. Consideration and Approval of the Entrada Subdivision (Phase 2) Amendment No. 1 Lot 11, Scott Burton, Planning and Zoning Administrator

**Time Stamp 2:10:55 (audio) 2:12:53 (video)**

Scott asked the commission to approve Phase 2 of the Entrada Subdivision which would split Lot 11 into 4 new lots. He also said that the proposed Phase was previously approved by the Planning and Zoning Commission.

A motion to approve Phase III of the subdivision was made by Commission Vice-Chair Maryboy and seconded by Commission Chairman Grayeyes.  
Voting Yea: Commission Chairman Grayeyes, Commission Vice-Chair Maryboy.

## **COMMISSION REPORTS**

**Time Stamp 2:14:19 (audio) 2:16:17 (video)**

**Commissioner Maryboy** – Commissioner Maryboy reported on a meeting with Governor Cox’s office where there was a discussion on a water settlement. He stated that this meeting led to a follow up meeting on July 9, 2021 with staff and Navajo Nation Water Management. Commissioner Maryboy also reported that he has a future meeting with Governor Cox. He also mentioned community activities at different chapter houses in an effort to improve morale of the community following the pandemic. Commissioner Maryboy also requested that a Thank You letter be sent to Secretary Holland for her visit to San Juan County.



**Commissioner Grayeyes** – Commissioner Grayeyes mentioned that he will continue to have meetings with the local chapters.

**ADJOURNMENT**

A motion to adjourn was made by Commission Vice-Chair Maryboy and seconded by Commission Chairman Grayeyes

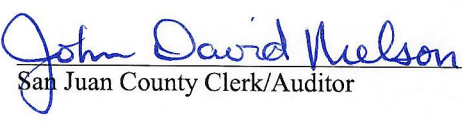
Voting Yea: Commission Chairman Grayeyes, Commission Vice-Chair Maryboy.

\*The Board of San Juan County Commissioners can call a closed meeting at any time during the Regular Session if necessary, for reasons permitted under UCA 52-4-205\*

All agenda items shall be considered as having potential Commission action components and may be completed by an electronic method \*\*In compliance with the Americans with Disabilities Act, persons needing auxiliary communicative aids and services for this meeting should contact the San Juan County Clerk’s Office: 117 South Main, Monticello or telephone 435-587-3223, giving reasonable notice\*\*

APPROVED:  \_\_\_\_\_  
San Juan County Board of County Commissioners

DATE: 7-6-2021

ATTEST:  \_\_\_\_\_  
San Juan County Clerk/Auditor

DATE: 7/6/21