



BOARD OF COMMISSIONERS MEETING
117 South Main Street, Monticello, Utah 84535. Commission Chambers
March 21, 2023 at 11:00 AM

MINUTES

The public will be able to view the meeting on San Juan County's Facebook live and Youtube channel

Audio Link: <https://www.utah.gov/pmn/files/957925.MP3>,

<https://www.utah.gov/pmn/files/957929.MP3>

VideoLink: www.youtube.com/watch?v=d7bK53o2i8I&list=TLPQMjcwMzIwMjOGMypnpILE9Q&index=2

CALL TO ORDER

Time Stamp 0:00:01 (audio & video)

Commission Chair Adams called the meeting to order at 11:05 am.

ROLL CALL

Time Stamp 0:00:05 (audio & video)

PRESENT-COMMISSION

Commission Chair Adams
Commission Vice Chair Stubbs
Commissioner Harvey

PRESENT-OTHERS

Mack McDonald, County Administrative Officer (CAO)
Lyman W. Duncan, Clerk/Auditor
Brittany Ivins, County Attorney-Virtual

INVOCATION

Time Stamp 0:00:33 (audio & video)

Lyman W. Duncan, County Clerk, offered the invocation.

PLEDGE OF ALLEGIANCE

Time Stamp 0:01:15 (audio & video)

Commission Chair Adams led the Pledge of Allegiance.

PUBLIC COMMENT

Public comments and participation will be accepted through the following Zoom link <https://us02web.zoom.us/j/3125521102> 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.

Time Stamp 0:01:40 (audio & video)

Josh Nielson, Blanding resident, representing Sunrise Outfitting, introduced their company and the outdoor services they offer. Josh invited the Commissioners to the Grand Opening of their new building in Blanding on April 21-22. He expressed appreciation for the county economic development department and their support.

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 0:09:33 (audio & video)

Mack presented the Consent Agenda for the Commission to review and approve.

Motion made by Commissioner Stubbs, Seconded by Commissioner Harvey.

Voting Yea: Commission Vice-Chair Adams, Commissioner Harvey, Commissioner Stubbs

1. Approval of the March 3rd-10th 2023 Check Registers
2. Approval of the March 7, 2023 Board of Commission Work Meeting Minutes
3. Approval of the March 7, 2023 Board of Commission Meeting Minutes
4. Approval of \$1,964.00 Small Purchase Order for Ammo for the Sheriff's Department

BUSINESS/ACTION

5. Consideration and Approval of a Memorandum of Understanding Between the Moab Free Health Clinic & San Juan County, Utah, for the Canyonlands VISTA Project Sponsor, Elaine Gizler, Economic Development and Visitor Services Director.

Time Stamp 0:10:15 (audio & video)

Elaine Gizler, Economic Development and Visitor Services Director, presented the MOU for the Vista Project Sponsor. The individual will work specifically with the Native American community for unemployment and job search opportunities.

Motion made by Commissioner Harvey, Seconded by Commissioner Stubbs.

Voting Yea: Commission Vice-Chair Adams, Commissioner Harvey, Commissioner Stubbs

6. Consideration and Approval of Award to Brown Brothers Construction for the Annual Gravel Crushing Bids, TJ Adair, Road Superintendent

Time Stamp 0:13:17 (audio & video)

TJ Adair, Road Superintendent, presented six bids for annual gravel crushing for the two county pits. Brown Brothers Construction from Loa was awarded the bid.

Motion made by Commissioner Stubbs, Seconded by Commissioner Harvey.

Voting Yea: Commission Vice-Chair Adams, Commissioner Harvey, Commissioner Stubbs

7. Consideration and Approval of the Purchase of a CBA/Custom Blend-A for \$51,156 from Desert Mountain Corporation as a Sole Source Purchase of Dust Suppressant, TJ Adair, Road Superintendent

Time Stamp 0:14:49 (audio & video)

TJ Adair, Road Superintendent, presented the contract for dust suppression blend from Desert Mountain Corp. They are the only company that applies the dust suppression spray to the counties unpaved roads. The Commissioners expressed their appreciation for the dust suppression services.

Motion made by Commissioner Stubbs, Seconded by Commissioner Harvey.

Voting Yea: Commission Vice-Chair Adams, Commissioner Harvey, Commissioner Stubbs

8. Consideration and Approval of the Letter of Support to Kigalia Fine Arts Council's Grant Application to the Utah Arts and Museum, Commissioner Silvia Stubbs

Time Stamp 0:19:54 (audio & video)

Commission Vice Chair Stubbs presented the letter of support for the Kigalia Fine Arts Council grant application.

Motion made by Commissioner Harvey, Seconded by Commissioner Stubbs.
Voting Yea: Commission Vice-Chair Adams, Commissioner Harvey, Commissioner Stubbs

9. Consideration and Approval of the Governor's Office of Economic Opportunity Local Broadband Planning Grant Contract for \$50,000 with the State of Utah and San Juan County, Mack McDonald, Chief Administrative Officer

Time Stamp 0:22:19 (audio & video)

Mack McDonald, CAO, presented the Local Broadband Planning grant from the Governor's Office of Economic Opportunity program for the commissioners to review and approve. The study will assess the chapterhouse's infrastructure needs and see what steps are needed to connect their buildings to the available broadband. The consultant will meet with the stakeholders and create a plan to proceed forward. The Navajo Nation has created a broadband committee that will be part of the process.

Motion made by Commissioner Harvey, Seconded by Commissioner Stubbs.
Voting Yea: Commission Vice-Chair Adams, Commissioner Harvey, Commissioner Stubbs

10. Consideration and Approval of a Standard Service Provider Contract with Horrocks Engineers, Inc for Consulting Services for Broadband Planning, Mack McDonald, Chief Administrative Officer

Time Stamp 0:28:20 (audio & video)

Mack McDonald, CAO, asked for the commission to table until a later meeting. The draft form is due by June. The county needs onsite consultants.

Motion made by Commissioner Harvey, Seconded by Commissioner Stubbs.
Voting Yea: Commission Vice-Chair Adams, Commissioner Harvey, Commissioner Stubbs

11. CONSIDERATION AND APPROVAL OF AN ORDINANCE AMENDING SECTION 5- RECRUITING AND HIRING FOR NEW AND VACANT POSITIONS OF THE SAN JUAN COUNTY PERSONNEL POLICY CREATING A PARAGRAPH G. APPOINTED POSITIONS IDENTIFYING APPROVED APPOINTED POSITIONS WITHIN THE SHERIFF'S, SURVEYOR'S, RECORDER'S, ATTORNEY'S, TREASURER'S, CLERK/AUDITOR'S, ASSESSOR'S OFFICES, AND PUBLIC HEALTH DEPARTMENT AND CREATING THE AUTHORITY TO MAKE APPOINTMENTS AS PART OF THE ADOPTED FISCAL BUDGET, Brittney Ivins, County Attorney

Time Stamp 0:29:53 (audio & video)

Brittany Ivins, County Attorney, presented the Ordinance for the commission to review and approve. The Ordinance gives appointing authority to elected officials on how appointments are handled, which would occur during the annual budget process. The appointed employee becomes an at-will employee and can be removed per the elected official and the county does

not have any liability. The employee receives an additional 2% increase in pay. For an appointed employee, their previous job is not held open for them to return to it at a later date.

Motion made by Commissioner Harvey, Seconded by Commissioner Stubbs.

Voting Yea: Commission Vice-Chair Adams, Commissioner Harvey, Commissioner Stubbs

12. Consideration and Approval of the 2023 San Juan County Sheriff's Office Sworn Deputy Pay Plan, Mack McDonald, Chief Administrative Officer

Time Stamp 0:40:50 (audio & video)

Mack McDonald, County Administrative Officer, presented the 2023 Pay Plan for the Sheriff's Office. The compensation study is still needed to keep the Law Enforcement staff competitive with other staffs in neighboring counties. There were gaps in the pay study. This new pay plan corrects the differences. The pay plan will be retroactive to January 1, 2023.

Motion made by Commissioner Harvey, Seconded by Commissioner Stubbs.

Voting Yea: Commission Vice-Chair Adams, Commissioner Harvey, Commissioner Stubbs

13. Consideration and Approval of the MOU Between San Juan County as a Cooperating Agency and the United States Department of the Interior Bureau of Land Management, Utah State Office, Mack McDonald, Chief Administrative Officer.

Time Stamp 0:56:39 (audio & video)

Mack McDonald, CAO, presented the MOU Agreement with the BLM and the County for the Commission to review and approve. The MOU requires the county to participate in the environmental analysis and reporting with the BLM.

Motion made by Commissioner Harvey, Seconded by Commissioner Stubbs.

Voting Yea: Commission Vice-Chair Adams, Commissioner Harvey, Commissioner Stubbs

COMMISSION REPORTS

Time Stamp 1:01:09 (audio & video)

Commissioner Harvey reported on the Earth Day events sponsored by the Utah Chapterhouses. The chapter house residents are picking up trash along the roads. They are requesting help from the county road department to pick up the full trash bags left upon the roadside. Red Mesa has a resolution for the State of Utah to consider providing road maintenance between Montezuma Creek to Red Mesa, AZ. The BIA and NDOT are owners of the road. Commissioner Harvey asked the County Commission to prepare a letter of support to submit to the Utah Governor's Office. The Four Corners Monument has several maintenance needs related to the Utah portion or side such as: the parking lot needs maintenance, the bathrooms need painting and the vendor stalls need mending.

Commission Stubbs participated in several chapterhouse meetings and listened in on the Utah Navajo Commission meeting. The Oljeto Chapter is working on the maintenance for their road grading equipment. The Navajo Mountain parking lot needs leveling. The Westwater community group is

planning on having a clean-up day in April. Sixteen college students from California are traveling in for the community clean-up and dinner event.

Commission Chair Adams reported attending the Advisory Committee for the Colorado River Authority. The Colorado Compact misstated the amount of water allocated for public use; the amount is 15-20% less. The Compact ensures the downstream entities receive the most water; the entities from the upstream receive less. The largest consumers of the water are farmers. The Virgin River provides all of the water for St. George. They have a pipeline that diverts water from near Zions and sends it to St. George.

CHIEF ADMINISTRATIVE OFFICER REPORT

Time Stamp 1:19:08 (audio & video)

Mack informed the Commission of a conflict with the next Commission meeting. The meeting for April 4th meeting will be cancelled. The meeting for April 18th remains on the calendar. Several conferences for the Commissioners to attend were discussed. The Lisbon Valley letter of support was discussed; the Commissioners are scheduled to have a tour at the mine later today. The PILT letter to our Congressional leaders was discussed and it will be ratified at a later. The Westwater water project was discussed. The grant provides that county is a pass through entity to the vendors involved in bringing water to Westwater. The process of transferring water shares to Spanish Valley Special Service District is ongoing with meetings with the different stakeholders. The county possesses 5,000 water shares from the Colorado River. The county might trade water shares with the City of Moab. The water aquifers in Spanish Valley are undergoing a study to determine if water is available for future growth. The Navajo Mountain water project is still underway, even though it has been taking several years. The water line is in the community, but, it is not connected to their buildings and homes.

Time Stamp 1:35:03 (audio & video)

Motion to Enter into Executive Session:

Motion made by Commissioner Harvey, Seconded by Commissioner Stubbs.

Voting Yea: Commission Vice-Chair Adams, Commissioner Harvey, Commissioner Stubbs

EXECUTIVE SESSION

1. Strategy Session to Discuss Pending or Reasonable Imminent Litigation as Permitted Under UCA 52-4-205.
2. Strategy Session to Discuss Pending or Reasonable Imminent Litigation as Permitted Under UCA 52-4-205.
3. To Discuss The Character, Professional Competence, or Physical or Mental Health of an Individual As Permitted Under UCA 52-4-205.

ADJOURNMENT

Meeting adjourned at 2:05 pm.

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: _____

ATTEST: _____
San Juan County Clerk/Auditor

DATE: _____