



BOARD OF COMMISSIONERS MEETING
117 South Main Street, Monticello, Utah 84535. Commission Chambers
September 05, 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: <https://www.utah.gov/pmn/files/1018019.MP3>

Video: <https://www.youtube.com/watch?v=0PrkoNriFNk>

CALL TO ORDER

Time Stamp 0:00:03 (audio & video)

Commission Chair Adams called the meeting to order at 10:59 a.m.

ROLL CALL

Time Stamp 0:00:22 (audio & video)

PRESENT

Commission Chair Bruce Adams
Commission Vice-Chair Silvia Stubbs
Commissioner Jaime Harvey

STAFF

Mack McDonald, Administrative Officer (CAO)
Lyman W. Duncan, Clerk/Auditor
Mitch Maughan, Deputy Attorney

INVOCATION

Time Stamp 0:00:45 (audio & video)

Joel Mellon, resident of Elk Meadows, offered the invocation

PLEDGE OF ALLEGIANCE

Time Stamp 0:01:35 (audio & video)

Commission Chair Adams led the attendees in the Pledge of Allegiance.

CONFLICT OF INTEREST DECLARATION

Time Stamp 0:02:08 (audio & video)

Mack McDonald, CAO, presented the Conflict of Interest Statement for the Commissioners to declare each public meeting. Each Commissioner declared they were free of any conflicts of interest.

1. Declaration of Conflict of Interests: In Accordance with Utah Code Ann. 67-16-9 Conflict of Interests Prohibited. No Public Officer or Public Employee Shall Have Personal Investments in any Business Entity which will Create a Substantial Conflict Between His [/Her] Private Interests and His [/Her] Public Duties.

PUBLIC COMMENT

Public comments will be accepted through the following Zoom Meeting <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 0:03:35 (audio & video)

Joel Mellon, resident of Elk Meadows, spoke of the loud music coming from a neighbor in Elk Meadows. The Chief Deputy and another officer responded to the complaint, which was resolved eventually. Joe asked for a nuisance ordinance to be enacted by the Commission.

Stuart Smith, resident of Elk Meadows, supported the prospective noise ordinance and the nuisance issues related to it.

Brian Torgersen, representative of SITLA, spoke about the Bluff land disconnect and asked for the county to take a neutral position.

Jim Sayers, resident of Bluff, is a member of the Town of Bluff's Council. He asked for the Commission to support in keeping the Bluff property intact.

Greg Culbreath, resident of Elk meadows, thanked the Commissioners for their support of the Overnight Rental Enforcement plan. He is concerned about several Elk Meadow properties turning into overnight properties and the resulting nuisances that might accompany overnight rentals.

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 0:22:50 (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

2. Approval of the August 8, 2023 Commission Work Session Minutes
3. Approval of the August 8, 2023 Commission Meeting Minutes
4. Approval of the August 4 to August 31, 2023 Check Registers
5. Approval of the \$19,070 Purchase Order for a Solar Charge Controller for the Cal Black Airport Solar Power System

RECOGNITIONS, PRESENTATIONS, AND INFORMATIONAL ITEMS

6. Presentation and Approval of the 2022 Fiscal Year Audit Report by Larson and Company, PC. Jon Haderlie, CPA, Partner

Time Stamp 0:24:24 (audit & video)

Jon Haderlie, Audit Partner for Larson & Co. presented the 2022 Audit Report and its findings. The audit was found to be an unmodified or a "clean" opinion. Jon felt that that some counties struggled because of Covid-19, and that other government entities were better prepared. Larson & Co. are required to assess the "going concern" value for the county, which he felt was healthy, because of our low debt and strong cash position.

The Single Audit report was performed on any county grant programs that receive more than \$750,000 per year, and the county received an unmodified or "clean" opinion.

Jon spoke about the potential audit risks such as revenue recognition, cash disbursements, and potential bias, estimates, and management's ability to override controls. The auditor did not find any realized risks in the audit.

The only finding was related to the budget overages in the Sheriff's and Assessor's offices, of which statements' were prepared and sent to the State Auditor's Office.

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

7. Presentation of the San Juan County Local Broadband Plan. Mack McDonald, Chief Administrative Officer

Time Stamp 0:50:22 (audio & video)

Mack presented the Broadband Plan results for the Commission to review and approve. The County received \$50,000 to receive a plan for the future implementations into the frontier parts of the county. The hope is for future federal funds to be allocated to the state and county, because of the written plans identifying the local needs.

BUSINESS/ACTION

8. Consideration and Approval of the Appointment of Dr. Melissa Rigg to the San Juan County Planning Commission to Represent the Town of Bluff. Mack McDonald, Chief Administrative Officer

Time Stamp 1:06:09 (audio & video)

Mack presented the requirement to remain on the Planning Commission, which is 50% in-person attendance. The previous member is to be removed from the Planning Commission per the motion. Melissa Rigg, resident of Bluff was presented 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

9. CONSIDERATION AND APPROVAL OF RESOLUTION 2023-08, A RESOLUTION STATING THE SUPPORT OF SAN JUAN COUNTY FOR THE ESTABLISHED MUNICIPAL BOUNDARIES OF THE TOWN OF BLUFF. AND IN CONNECTION THEREWITH STATING OPPOSITION TO THE CURRENT MUNICIPAL DISCONNECTION PETITION NOW PENDING BEFORE THE BLUFF TOWN COUNCIL. Mack McDonald, Chief Administrative Officer

Time Stamp 1:11:04 (audio & video)

Mack presented the resolution regarding the town of Bluff's request for the Commission to support the denial of the Bluff property disconnect.

Motion made by Commissioner Harvey. Motion died for lack of a second motion.

10. Consideration and Approval of the La Sal Transfer Station Power Installation. Jed Tate, Landfill Operations Manager

Time Stamp 1:31:47 (audio & video)

Jed Tate, Landfill Manager, presented the contract 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

11. Consideration and Approval of the Aneth Transfer Station Participation and Purchase of Transfer Bins. Jed Tate, Landfill Operations Manager

Time Stamp 1:33:35 (audio & video)

Jed Tate, Landfill Manager, presented the Participation Agreement with the Aneth Transfer Station, and to purchase new Transfer Bins for the Commission to review and approve.

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 Life Cycle Replacement Purchase and Contract of the San Juan County Sheriff's Office Patrol Axon Tasers. Sheriff Lehi Lacey/Sergeant Black

Time Stamp 1:36:25 (audio & video)

Chas Black, County Sheriff, presented the proposal to purchase new Tasers, 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

13. Consideration and Approval of Three Candidates for Possible Appointment to the Grand County Water Conservancy District (GCWCD). Mack McDonald, Chief Administrative Officer

Time Stamp 1:39:33 (audio & video)

Mack presented the names of three (3) individuals to be nominated for the Grand County Water Conservancy. The individuals are: Kevin Clyde, Lynn Jackson, and Ken Heifenbein.

Motion made by Commissioner Stubbs, Seconded by Commissioner Harvey.

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

14. Consideration and Approval of a Alcohol Local Consent for Min E's Market - La Sal Junction & Hwy 191, Lyman Duncan

Time Stamp 1:46:17 (audio & video)

Lyman Duncan presented the Local Consent Form for E's Market Extension to Hwy 191 fir the Commission to review and approve. Several questions were asked about the building, layout of the coolers, and the location.

Motion made by Commissioner Harvey, Seconded by Commissioner Stubbs.

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

15. Consideration and Approval of the San Juan County - Minimum Performance Standards SFY22 Amendment #2 With the State of Utah Department of Health and Human Services. Grant Sunada, Public Health Director

Time Stamp 1:47:27 (audio & video)

Grant Sunada, Public Health Director, presented the state contract 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

16. Consideration and Approval of San Juan County Health Department Community and Clinical Interventions Contract with the State of Utah Department of Health and Human Services for \$23,528.90. Grant Sunada, Public Health Director

Time Stamp 1:51:37 (audio & video)

Grant Sunada, Public Health Director, presented the federal contract for the Commission to review and approve.

Motion made by Commissioner Harvey, Seconded by Commissioner Stubbs.

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

17. CONSIDERATION AND ADOPTION OF RESOLUTION 2023-09, A RESOLUTION APPROVING THE FORM OF THE LEASE/PURCHASE AGREEMENT WITH ZIONS BANCORPORATION, N.A., SALT LAKE CITY, UTAH AND AUTHORIZING THE EXECUTION AND DELIVERY THEREOF. Mack McDonald, Chief Administrative Officer

Time Stamp 1:53:08 (audio & video)

Mack presented the Zions Lease/Purchase Agreement for the Commission to review and approve.

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

18. Consideration and Approval of the Notice of Award and Intent to Negotiate a Contract with Points Consulting LLC for a Housing and Community Needs Assessment for San Juan County for a Total Not To Exceed \$84,300. Mack McDonald, Chief Administrative Officer

Time Stamp 1: 53:54 (audio & video)

Mack presented the contract 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

PUBLIC HEARING

19. CONSIDERATION AND APPROVAL OF RESOLUTION 2023-10. A RESOLUTION PURSUANT TO SECTION 17-36-26 U.C.A.1953 AS AMENDED APPROVING THE ADDITIONAL BUDGET APPROPRIATION REQUESTS AND/OR MID-YEAR ADJUSTMENTS FUNDED BY NEW REVENUES, GRANT FUNDING AND/OR MONTIES UNSPENT IN THE PRIOR YEAR (FUND BALANCE). Mack McDonald, Chief Administrative Officer

Time Stamp 1:55:15 (audio & video)

Motion to enter into a Public Hearing for the Mid-Year Budget Adjustments:

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

Mack presented the 2023 Mid-Year Budget Adjustments for the Commission to review and approve.

Public Comment: None Offered

Motion to leave Public Hearing:

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

Motion to approve Resolution 2023-10 – Mid-Year Budget Adjustments.

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

BOARD OF EQUALIZATION

20. Consideration and Approval of the BOE Hearing Recommendations. Rick Meyer, Assessor and Randy Rarick, Deputy Assessor

Time Stamp 2:05:10 (audio & video)

Motion to enter into the Board of Equalization (BOE)

Motion made by Commissioner Harvey, Seconded by Commissioner Stubbs.

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

Rick Meyer, County Assessor, presented the 2023 Board of Equalization Hearing adjustments 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

Motion to come out of the Board of Equalization (BOE)

Motion made by Commissioner Harvey, Seconded by Commissioner Stubbs.

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

COUNTY ADMINISTRATOR REPORT

None Offered

COMMISSION REPORTS

Time Stamp 2:08:46 (audio & video)

Commission Chair Adams spoke of the offer from the BLM to invite San Juan County as a cooperating agency. He asked Mack to draft a letter to the BLM stating there was not a need for Grand County to be a cooperating agency. In addition, he asked Mack to draft a letter letting Grand County that San Juan County can manage the cooperating agency role without their help.

ADJOURNMENT

Time Stamp 2:10:37 (audio & video)

Motion made by Commissioner Harvey, Seconded by Commissioner Stubbs.

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

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: _____