



BOARD OF COMMISSIONERS MEETING
117 South Main Street, Monticello, Utah 84535. Commission Chambers
March 07, 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/952857.MP3>

Video Link: <https://www.youtube.com/watch?v=VKHc5CpLz8k&list=PLFB2nKz9I9zkK8nc>

CALL TO ORDER

Time Stamp 0:00:04 (audio & video)

Commission Chair Adams called the meeting to order at 11:03 am.

ROLL CALL

Time Stamp 0:00:12 (audio & video)

Present-Commission

Commission Chair Bruce Adams
Commission Vice Chair Sylvia Stubbs
Commissioner Jaime Harvey

Present-Others

Mack McDonald, County Administrative Officer
Lyman W. Duncan, County Clerk/Auditor
Brittney Ivins, County Attorney

INVOCATION

Time Stamp 0:00:42 (audio & video)

Commission Vice-Chair Stubbs offered the invocation.

PLEDGE OF ALLEGIANCE

Time Stamp 0:03:29 (audio & video)

Doug Allen, resident of Monticello, led the Pledge of Allegiance.

PUBLIC COMMENT

Public comments will be accepted through Zoom Meeting <https://us02web.zoom.us/j/3125521102> Meeting ID: 312 552 1102 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 0:04:03 (audio & video)

Mack asked for the attending public and the online public to offer comments.

No comments were offered.

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 0:06:51 (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 February 21, 2023 Commission Work Session Meeting Minutes
2. Approval of February 21, 2023 Commission Meeting Minutes
3. Approval of February 17, 2023 to March 02, 2023 Check Registers
4. Approval of 2023 Alcohol Consent Form from Hole 'N' the Rock - Desert Bloom, LLC
5. Approval of \$32,450.83 in Small Purchases: \$2,497.00 for training vouchers for Emergency Management, \$6,410.32 for Replacement Parts for the Flarity parts, \$11,950.00 Replacement Parts for Motor Grader #363, \$1,514.87 Replacement Parts for Dump Truck, Road Department, \$6,421.91 Overspeed Rupture Valve Inspection and \$3,206.73 for the Muffin Monster parts for Facilities Maintenance

RECOGNITIONS, PRESENTATIONS, AND INFORMATIONAL ITEMS

6. Discussion Regarding The Utah Governor's Office of Economic Opportunity (Go Utah) Local Broadband Planning Grant Award in the amount of \$50,000 for San Juan County, Mack McDonald, Chief Administrative Officer.

Time Stamp 0:10:55 (audio & video)

Mack presented the 2023 GOED Broadband Grant application information. He submitted the grant while he was attending the Utah Legislature session. The Utah Navajo Chapterhouses are waiting for the broadband internet to reach them. The money will fund a consultant who will develop a plan to connect broadband services to the Chapterhouses within the county. Mack asked for the ability to develop a RFP to start immediately on the process. The process closes by June 2023. The Westwater community will receive broadband services thru Emery Telecom. Commissioner Adams helped facilitate the 9MM federal grant and the 1MM state of Utah grant to fund the entire project. Commissioner Harvey thanked Mack and Commissioner Adams for their help with the project. He asked for the County, Utah Navajo Trust Fund, Utah Navajo Revitalization Fund, and Navajo Utah Commission to be brought together with the 7 Chapterhouses to discuss the final steps to complete the broadband project.

Informational item only, vote not needed.

BUSINESS/ACTION

7. Consideration and Approval of 2023 Wildland Fire Program Participating Commitment Between San Juan County and Utah Division of Forestry, Fire and State Lands

Time Stamp 0:23:01 (audio & video)

David Gallegos, County Fire Chief, presented the 2023 Wildland Fire Program Participation agreement with the State of Utah Division of Forestry, Fire, and State Lands for the commission to review and approve. The contract amount of \$45,034 offsets the county's fire department expense in mitigating fire risks. David was thanked for his good relationship with the Grand County Fire Department.

Motion made by Commissioner Harvey, Seconded by Commissioner Stubbs.

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

8. Consideration and Approval of Rural Grant Funding Allocations for San Juan County Businesses, Elaine Gizler, Economic Development, and Visitor Services Director.

Time Stamp 0:31:49 (audio & video)

Elaine Gizler, Economic Development and Visitor Services Director, presented the list for Rural Grant Award funding for various San Juan County businesses. Over 42 requests were submitted, and 28 applicants were awarded funding from the \$175,000 that was available. Pratt Redd, Chair of the County Economic Development Board, also participated in the commission meeting by way of the Zoom software. The awards by community were: Spanish Valley - \$13,000, Monticello – \$73,000, Blanding - \$32,100, Bluff - \$56,900. Pratt discussed the process of filing for the grant and how the awards are chosen. Elaine has asked the state of Utah that the amount awarded to the county is too low and that more is needed to help the county businesses.

Motion made by Commissioner Harvey, Seconded by Commissioner Stubbs.

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

9. Consideration and Approval of a Lease Agreement with San Juan County and Paul Hansen for the Bill Board Located in Hanksville, Utah, Elaine Gizler, Economic Development and Visitor Services Director.

Time Stamp 0:44:18 (audio & video)

Elaine Gizler, Economic Development and Visitor Services Director, presented the Hanksville billboard contract lease for the commission to review and approve. The lease is \$1,000 per year. The easement is needed to be in contract for the signage to be placed upon the structure.

Motion made by Commissioner Harvey, Seconded by Commissioner Stubbs.

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

10. Consideration and Approval of Chip Seal and Fog Oil Purchase, TJ Adair, Road Superintendent

Time Stamp 0:46:30 (audio & video)

Mack presented the Chip Seal and Fog Seal Oil purchase for the commission to review and approve. They are a sole-source vendor and the company has held prices down for the county. The contract is valued at \$567,000. The road department uses the product to mend the roads.

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 Administrative Law Judge Service Agreement with Cheryl Luke for a Singular Appeal Hearing for San Juan County

Time Stamp 0:49:23 (audio & video)

Mack presented the ALJ contract with Cheryl Luke to represent San Juan County in another case. The case had gone to the appeal hearing process; the other party felt that the county's ALJ, Lyn Creswell, ruled too fast and should be disqualified from the Sky Ranch Subdivision Estates Phase II appeal. Kane County had been representing San Juan County. The county ALJ was eventually disqualified, so, Mack started a search to find a temporary ALG. Several ALJ's had conflicts within the county. Cheryl Luke is from Salt Lake City and agreed to step in for this case. The contract will pay her \$125 per hour. Most of the ALJ budget has been consumed for the year, but it is more economical process than taking these cases to court and incurring substantial billings.

Motion made by Commissioner Harvey, Seconded by Commissioner Stubbs.

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

12. Ratification of the Letter Regarding the BIA Proposed Rule, Land Acquisitions, Fee to Trust. Mack McDonald, Chief Administrative Officer

Time Stamp 0:56:14 (audio & video)

Mack presented the letter for approval. Nick Sandberg, Planning Coordinator, had presented the letter in a previous commission meeting.

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 Revision #1 to Amendment #2 between Jviation, Inc and San Juan County, Mack McDonald, Chief Administrative Officer

Time Stamp 0:57:01 (audio & video)

Mack presented the contract with Jviation for their project management services for the Cal Black Airport. The contract changes the line item costs, but not the over-all amount. The financial amounts need to be allocated to the correct fund.

Motion made by Commissioner Stubbs, Seconded by Commissioner Harvey.

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

14. Consideration and Approval of the San Juan County Homelessness Infectious Disease Reduction Grant of \$20,186 to be Directed Towards St. Christopher's Mission, Gentle Ironhawk and Possibly SeekHaven. Mack McDonald, Chief Administrative Officer

Time Stamp 1:00:23 (audio & video)

Mack presented the Homeless Infectious Disease Reduction Grant. The funding is for \$20,186. The grant will pay several shelters for their services in meeting the homeless population who has an infectious disease. The grant will pay for cleaning bedding, towels, cleaners, and so on for the services provided by the shelters.

Motion made by Commissioner Harvey, Seconded by Commissioner Stubbs.

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

COMMISSION REPORTS

Time Stamp 1:04:21 (audio & video)

Commission Chair Adams reported on two positive takeaways from the Utah legislature session. The B & C road fund money has doubled from last year, with a \$40 MM one time grant in the fund, and a 6 MM annual increase for counties who qualify. The detention facility will receive an increase in their funding for providing services to the state of Utah sex-offender inmate population. He reported on several conferences for the newly elected commissioners to consider attending: April 3-6th is the UAC Building Utah conference in St. George, April 25-28th is the UAC Management Conference in SLC, May 16th-20th is the NACO WIR Conference in St. George, UT, September 13th-15th is the UAC

Commissioners USACC only meeting in Bryce Valley, UT, November 14th-17th is the UAC Annual Convention in St. George, UT, July 2023 is the NACO conference is in Austin, Texas.

Commission Vice-Chair Stubbs reported on attending the legislature and meeting many key people. She appreciated learning the different processes that occur during the legislature session. She was grateful for Commissioner Adams and Mack for introducing her to the different caucuses and many other elected officials.

Commissioner Harvey reported on three items. First item, the Aneth Chapter House has requested a meeting this Friday with the county leaders to discuss roads, broadband, Navajo Nation, and BIA. The second item is from Clarence Rockwell, Director for the Navajo Utah Commission. He applied for a grant to fund a feasibility study for a grocery store in Montezuma Creek. There is property available at the intersection in Montezuma Creek that might be available for the grocery store. They want to request matching money from the state of Utah or from other sources. The third item, San Juan County Prevention Action Coalition, is requesting more Navajo Nation law enforcement policing in the communities of Monument Valley, Mexican Hat, and Montezuma Creek. The coalition wants to see if a Mutual Assist Agreement can be placed with the Navajo Nation and the San Juan County Sherriff's Department, similar to the agreement with the Utah Highway Police Department. He also spoke of parents asking for safer schools in dealing with drugs, alcohol, and crime. The community and schools need additional therapists, nurses, and resource officers within the local communities.

EXECUTIVE SESSION

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

Time Stamp 1:24:46 (audio & video)

Commission Chair Adams asked for a motion to enter into Executive Session at 12:27 pm.

Motion made by Commissioner Stubbs, Seconded by Commissioner Harvey.

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

ADJOURNMENT

At the end of the executive session (after exiting)

Time 2:12 pm.

Motion made by Commissioner Stubbs, Seconded by Commissioner Harvey.

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: _____ DATE: _____
San Juan County Board of County Commissioners

ATTEST: _____ DATE: _____
San Juan County Clerk/Auditor