



BOARD OF COMMISSIONERS MEETING
In-Person and Electronic Meeting
October 04, 2022 at 11:00 AM

MINUTES

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

CALL TO ORDER

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

ROLL CALL

Time Stamp 0:00:11 (audio)

PRESENT

Commission Chair Grayeyes
Commission Vice Chair Adams
Commissioner Maryboy

INVOCATION

Time Stamp 0:00:40 (audio)

Commission Vice Chair Adams offered the Invocation.

APPROVE AGENDA

Time Stamp 0:01:54 (audio)

Mack McDonald, County Administrative Officer, presented the Agenda for the Commission to review and approve.

Motion made by Commission Vice-Chair Adams, Seconded by Commissioner Maryboy.

Voting Yea: Commission Vice-Chair Adams, Commissioner Maryboy, Abstained: Commission Vice Chair Grayeyes

PUBLIC COMMENT

Time Stamp 0:10:35 (audio)

Public comments will be accepted through the following Zoom Meeting <https://us02web.zoom.us/j/3125521102> Meeting ID: 312 552 1102

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.

Elaine Gizlar, Director of Economic Development and Visitor Services, invited the Commission to support the United Way program named “Souls to Souls” on October 15th, 2022. The event will be at the Canyon Country Discovery Center in Monticello. She also mentioned the Nov 9th San Juan County Business Base Camp Training/Expo held in the Special Events Center in Blanding. The program will be from 8:00 am to 5:00 pm.

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 0:14:55 (audio)

Motion made by Commission Vice-Chair Adams, Seconded by Commissioner Maryboy.

Voting Yea: Commission Vice-Chair Adams, Commissioner Maryboy

Voting Abstain: Commission Chairman Grayeyes

1. Approval of September 6, 2022 Commission Meeting Minutes
2. Approval of September 3, 2022 to September 29, 2022 Check Registers
3. Approval of \$7,480.05 in Small Purchases, \$4,918.66 for Weed Spray Chemicals for the Weed Department and \$2,561.39 for a new Gate Opener for the Public Safety Department
4. Approval and Appointment of Dalin Tait as a Board Member for the Tourism Tax Advisory Board
5. Approval of the Appointment of Marjorie Storland representing La Sal to serve as a Board Member on Library Board
6. Appointment of Ann Austin to fill the final Planning Commission vacancy representing Spanish Valley whose term will expire December 31, 2026.
7. Approval of US Immigration and Customs Amendment of Solicitation/Modification of Contract De-obligating \$120.00
8. Approval and Renewal of the 2022 State Homeland Security Grant Program, Tammy Gallegos, Emergency Manager
9. Approval of Simpleview Customer Relationship Management Renewal Agreement
10. Approval and Renewal of the Visa Destination Insights Contract Domestic and International

11. Approval and Renewal of the Utah.com 2022-2023 Campaign Contract for Utah's Canyon Country, San Juan County Tourism Campaign

RECOGNITIONS, PRESENTATIONS, AND INFORMATIONAL ITEMS

12. **Presentation on Removal Project to Mitigate Uranium Exposure on Two Separate BLM sites near La Sal**, By Marti McComb, EPA

Time Stamp 0:16:10 (audio)

Kathrine Jenkins, EPA, Robert Jolley, BLM engineer, Marty McComb, EPA, Terry Snyder, BLM.

Marty presented information regarding the scope and the timeline for the EPA funding award to protect the Lisbon Valley watershed. Vanadium and radon mines with the need for remediation from heavy metals and to support erosion control.

The Columbia Shaft radon mine will be reclaimed from heavy metals and erosion control. They intend to build supporting infrastructure.

The vanadium mine named the Columbia Shaft (is nearby) and needs remediation work performed on the tailings. Want to stop rainwater from running over the tailings. Many campers and families are camping upon the tailings at risk of their health.

PUBLIC HEARING

Time Stamp 0:32:45 (audio)

Motion to enter into the Public Hearing: For the consideration and approval of the Public Safety building expansion and remodel.

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

13. **Consideration and Approval of the Public Safety Remodel and Expansion Application Scope of Work and Funding Request to the Permanent Community Impact Fund Board (CIB) Grant and Loan Program for \$26,055,695**, Mack McDonald, Chief Administrative Officer

Mack presented the scope of the work for the remodel and expansion Public Safety building remodel and to determine parameters for the CIB proposal. The original building was completed in 1977. The CIB proposal will create new space for the Law enforcement staff, Judges and legal staff, new nursing space, additional cells, and inmate phone communication space. The building has significant problems with condensation, erratic heating and cooling systems. Rainwater occasionally remains on the roof.

Revenues of over \$2.5 million are generated through the state of Utah offender program, county inmates, District Court leases and Law Enforcement fines. The annual payment on the CIB loan is over \$1.1 million per year. The loan capacity for the County is \$12 million; the request is for \$26 million.

Michelle Mefret, asked about the possibility of placing a Fire/Law/EMS/Community Center building in Spanish Valley.

Motion to exit Public Hearing

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

Motion to approve scope of work/application to the CIB for the Public Safety Building remodel.

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

BUSINESS/ACTION

14. CONSIDERATION AND APPROVAL OF A RESOLUTION OF THE SAN JUAN COUNTY COMMISSION SUPPORTING OPERATION GREEN LIGHT FOR VETERANS, by Mack McDonald, Chief Administrative Officer

Time Stamp 0:55:55 (audio)

Mack presented the resolution for honoring US Veterans by placing a green light in the County building windows.

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

15. CONSIDERATION AND APPROVAL OF RESOLUTION OF APPOINTMENT OF A SAN JUAN COUNTY REPRESENTATIVE AND AN ALTERNATE REPRESENTATIVE FOR THE UTAH COUNTIES INDEMNITY POOL ANNUAL MEMBERSHIP MEETING, Mack McDonald, Chief Administrative Officer

Time Stamp 1:00:10 (audio)

Mack presented the resolution and recommended for the appointment to remain the same.

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

16. CONSIDERATION AND APPROVAL OF A RESOLUTION OF THE SAN JUAN COUNTY BOARD OF COMMISSIONERS EXPRESSING OUR GRATITUDE AND APPRECIATION FOR THE STATE OF UTAH, BOTH FORMER AND CURRENT GOVERNOR HERBERT AND GOVERNOR COX, THE LIEUTENANT GOVERNOR DEIDRE HENDERSON, LARRY ECHO HAWK, REPRESENTATIVE PHIL LYMAN,

THE NAVAJO NATION’S PRESIDENT NEZ, THE CHURCH OF JESUS CHRIST, THE CITY OF BLANDING, THE NAVAJO TRIBAL UTILITY AUTHORITY AND THE UTAH ASSOCIATED MUNICIPAL POWER SYSTEM AS WELL AS THE EFFORTS OF THOSE WESTWATER COMMUNITY MEMBERS IN ASSISTING WITH PROVIDING ELECTRICITY TO THE WESTWATER COMMUNITY,
Commissioner Willie Grayeyes.

Time Stamp 1:01:12 (audio)

Mack presented the resolution to thank the many entities for their support on bringing electricity to the Westwater community (west of Blanding.)

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

- 17. CONSIDERATION AND APPROVAL OF A RESOLUTION EXPRESSING OUR SUPPORT OF SERAPHINE WARREN IN WALKING FROM CARLYLE, AZ TO WASHINGTON, D.C. IN HONOR OF HER AUNT, ELLA MAE BEGAY, AND TO BRING ATTENTION TO CRISIS OF MISSING AND MURDERED INDIGENOUS WOMEN,** Commissioner Kenneth Maryboy

Time Stamp 1:03:32 (audio)

Mack presented the resolution to express support to Seraphine Warren, San Juan County, Utah resident, is raising awareness for missing and murdered indigenous women by walking from Arizona to Washington D.C. Indigenous women face significantly high rates of physical violence.

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

- 18. Consideration and Approval of Dingell Act/ Exchange, Cooperating Agency Request,**
Mack McDonald

Time Stamp 1:11:16 (audio)

Mack stated that the BLM is preparing an environmental assessment in preparation for the consideration and approval of the Dingell Act and the exchange of Sitla lands and BLM lands. San Juan County will not exchange any lands; BLM asked that the county be a cooperating agency.

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

19. Consideration and Approval of a Agreement with Earthdiver, LLC for the San Juan County Trails and Camping Content Webpages. Mack McDonald, Chief Administrative Officer

Time Stamp 1:14:33 (audio)

Mack presented the contract for approval. The company known as Earthdiver will create online content for visitors to plan hiking the nearby trails.

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

20. Consideration and Approval of the Payment Processing Agreement with CSG Forte Payments, Inc for the Landfill Credit Card Payment System, Jed Tate, Landfill Manager

Time Stamp 1:17:30 (audio)

Chet Tate, Landfill manager, presented the payment processing software that coordinates the payment and the services offered by the Landfill staff.

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

21. Consideration and Approval of Change of Vendor for Purchase of 2 Mack Dump Trucks for \$484,484.00, This is a Modification of the Request Originally Approved on 06/21/2022, Changing Vendors Will Save \$15,516, TJ Adair, Road Superintendent

Time Stamp 1:20:11 (audio)

TJ Adair, Road Department Manager presented the modification of the contract to purchase two Mack dump trucks instead of two Peterbilt dump trucks.

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

22. CONSIDERATION AND ADOPTION OF A RESOLUTION APPROVING THE COOPERATIVE AGREEMENT NO. A17AC000___ COOPERATIVE AGREEMENT BETWEEN THE UNITED STATES DEPARTMENT OF THE INTERIOR BUREAU OF INDIAN AFFAIRS, NAVAJO REGION AND SAN JUAN COUNTY, Todd Adair, Road Superintendent

Time Stamp 1:22:25 (audio)

TJ Adair, Road Department Manager, presented the Cooperating agreement with the BIA, Navajo Region, and San Juan County. The previous contract expired and this is the new six year agreement. Rates increased by 24%. The agreement can be evaluated each year.

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

23. Consideration and Approval of the Interlocal Agreement for the Westwater Infrastructure Design for \$457,000 with the Navajo Tribal Utility Authority for the Westwater Design. Mack McDonald, Chief Administrative Officer.

Time Stamp 1:29:52 (audio)

Mack presented the Interlocal Agreement for the Westwater community. The agreement will provide for the design of the proposed potable water infrastructure. The County is the pass-through agency for the funding. NTUA will provide the design.

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

24. Ratification of the Local Assistance and Tribal Consistency Fund Award Terms and Conditions for Eligible Revenue Sharing County Governments. Mack McDonald, Chief Administrative Officer

Time Stamp 1:32:01 (audio)

Mack presented the financial award from the US Treasury by way of the American Rescue Plan. For the years of 2022 and 2023, the County will receive funding of \$4,346,700 for both years. The award is for the benefit of the entire County and nearby border communities.

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

25. Consideration and Approval of Spanish Trail Estates, Phase 1, Lot 11 Amended, Scott Burton Planning and Zoning Director

Time Stamp 1:44:13 (audio)

Scott Burton, Planning & Zoning Director, presented the request to split an existing lot into two smaller lots.

Motion made by Commission Vice-Chair Adams, Seconded by Commission Chairman Grayeyes.

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

26. Consideration and Approval of Werner Estates Subdivision Amendment No. 1, Scott Burton Planning and Zoning Director

Time Stamp 1:46:13 (audio)

Scott Burton, Planning & Zoning Director, presented the request to consolidate four lots into one larger lot.

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

27. Consideration and Approval of Westwater Subdivision Amendment No. 1, Scott Burton Planning and Zoning Director

Time Stamp 1:47:44 (audio)

Scott, Planning & Zoning Director, presented the request to change the name from the Westwater Loop to Bears Ears Loop. The community is west of Blanding.

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

28. Consideration and Approval of Hummingbird Nest Subdivision Amendment 1, Scott Burton Planning and Zoning Director

Time Stamp 1:53:51 (audio)

Scott, Planning & Zoning Director, presented the request to widen the road and add 15 feet into the Browns Canyon road.

29. Consideration and Approval of Coates II Subdivision Amendment 2, Scott Burton Planning and Zoning Director

Time Stamp 1:53:51 (audio)

Scott, Planning & Zoning Director, presented the request to add utility easements.

Motion to approve agenda items #28 and 29.

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

30. Consideration and Recommendation for Overnight Accommodations Overlay Application, Stephen Howard, Red Rock Earth Movers, Terrence Thompson, TNT Real Estate Investments Inc., Scott Burton Planning and Zoning Director

Time Stamp 1:56:24 (audio)

Scott Burton, Planning & Zoning Director, presented the Overnight Accommodations Overlay application.

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

BOARD OF EQUALIZATION

Time Stamp 2:01:51 (audio)

Motion to enter the Board of Equalization.

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

31. Consideration and Approval of 2022 Low Income Abatement & Homeowner's Tax Credit, By Lyman Duncan, Clerk/Auditor

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

32. Board of Equalization Hearing & Assessor Adjustments, by Rick Meyer, County Assessor

Rick Meyer, Assessor, presented the Board of Equalization Hearing Officer recommendations.

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

Motion to exit the Board of Equalization

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

COMMISSION REPORTS

Time Stamp 2:11:05 (audio)

Commissioner Adams reported on the Envision meeting and the upcoming CIB meeting.

Commissioner Maryboy reported on his involvement within the chapters and the various road problems.

Commissioner Grayeyes did not have any items to report.

Lyman W. Duncan, Interim County Clerk, reported on the request by Leonard Gorman, Human rights Council, Navajo Nation, for the County to move the Montezuma Creek site to voting sites at the chapter houses of Red Mesa, Mexican Water, and Aneth on Nov, 8th, 2022. The county attempted to purchase additional voting equipment, but the vendors were unable to sell the county any voting equipment before Election Day. The Dine' Building in Montezuma Creek, Monument Valley Visitor Center and Navajo Mountain will have onsite voting on Nov 8th, 2022.

ADJOURNMENT

Motion made by Commissioner Maryboy, Seconded by Commissioner Adams

Voting Yea: Commission Chairman Grayeyes, Commission Vice-Chair Adams, Commissioner 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: _____

ATTEST: _____
San Juan County Clerk/Auditor

DATE: _____