

Minutes of the regular meeting of the Daggett County Commission/Redevelopment Agency Board held on **Tuesday, February 25, 2020** in the Commission Chambers at the Daggett County Courthouse. Commissioners Randy Asay, Jack Lytle and Matt Tippetts were present. Auditor/Recorder Keri Pallesen, Sheriff Erik Bailey, Attorney Niel Lund and Clerk/Treasurer Brian Raymond were also present. Everyone was welcomed and the meeting was called to order at 9:11 am by Commissioner Asay.

Also present: Jerry Steglich, Carrie Poulsen, Matt Lucas, Albert Foster and Brenda Lamb of Gallagher Services.

**Board of Adjustments Meeting - Discussion and Consideration Of Variance Request - Lee Schulz:** Commissioner Lytle motioned to go into the Board of Adjustments meeting at 9:12 am. The motion was seconded by Commissioner Tippetts. All were in favor and the motion carried. The meeting was called to consider a variance.

With no further business Commissioner Tippetts motioned to adjourn the Board of Adjustments Meeting and go into regular Commission Meeting at 9:18 am.

**Issue Updates:** Commissioner Tippetts asked about the EMS Director position and Sheriff Bailey said he has four applicants to interview. One is in South Carolina and he is still trying to contact that person. The afternoon of March 27th is the tentative date for interviews. The EMS candidates will be testing in March if nothing has changed.

Commissioner Asay brought up the invoice received from Dutch John and there were questions about the bill and the information provided or not provided. We can talk about it during the Elected Officials meeting. There was a brief discussion on the letter received from Dutch John's Attorney and it will be discussed more in Closed Session. The attorney noted that this billing is presumptive and not based on the existing agreement. The bill should include the report.

**Citizen Comments:** Commissioner Asay opened it up and Jerry Steglich with the Daggett County Central Republican Committee was given the floor. There is a caucus meeting scheduled for March 24th and he encouraged everyone that is running to attend. Those running can set up a table for a meet and greet from 6 to 7 pm and the actual meeting will start at 7 pm. There was some confusion if this was the convention or not and Mr. Steglich explained that it is the precinct caucus for Manila and Dutch John will be holding their meetings along with the rest of the state on the same night and at the same time. Manila will elect 14 delegates and Dutch John will elect 7 and they will meet at the Convention to decide who will represent the party. The candidates can still get signatures and be on the ballot even if they are not selected by the delegates. Clerk/Treasurer Brian Raymond was asked what the deadline to submit signatures is and he said it depends on the convention date, but the Declaration of Candidacy ends on March 19th, so that's a good time to have it done.

Jerry also asked for an update on the legislative involvement and efforts on the jail. Commissioner Tippetts stated that the referendum and the repeal of the tax reform bill have put the state into a financial crunch, so it's going to be difficult for something to happen this year, but we are still working with them and trying to promote the State helping to remedy the situation. Commissioner Lytle said his conversations with Mike Mower and Representative Wilde has shown that it just isn't coming together to happen this year. We need to set up a meeting with the Executive Director of Corrections-Mike Hammond, but it has lost some of its steam. Mr. Steglich said that he would hope the Commission would be aggressive and help the State to understand that they didn't care about our budget when they made their decision to remove the prisoners. He suggested getting Casey Snider involved as he understands the situation. The Sheriff brought up that we need the

economic impact of the closure and we need to complete the economic impact study. The new workforce services report shows 27 new jobs and it was asked: where are these jobs? The Sheriff said the school district lost about \$237,000 due to the jail closure. Senator Winterton had volunteered to get with GOED to get information from them, but Commissioner Tippetts said he had not followed up with the Senator yet, but he would. The Sheriff reiterated that the study needs to get done to show what the jail closure did to Daggett County. You probably have to be irritating to get anything done.

**Approve Minutes:** Minutes for the December 17, 2020 Public Hearing, Dec 31, 2019 Commission Meeting and the February 11, 2020 Commission Meeting were available for review.

Commissioner Lytle thought he was there, but the minutes said he was excused.

Commissioner Tippetts motioned to approve the December 17, 2019 Public Hearing minutes. Commissioner Lytle seconded the motion. Commissioner Asay and Tippetts were in favor and Commissioner Lytle abstained. The motion carried.

Commissioner Lytle motioned to approve the December 31, 2019 minutes. Commissioner Tippetts seconded the motion. All were in favor and the motion carried.

Commissioner Lytle motioned to accept the February 11, 2020 Commission Meeting minutes. Commissioner Tippetts seconded the motion. All were in favor and the motion carried.

**The Open Invoice Register Was Presented For Review And Approval:** The Open Invoice Register of February 24, 2020 for \$68,601.32 was prepared by the Auditor/Recorder's Office. Commissioner Tippetts motioned to approve the Open Invoice Register dated February 24, 2020 in the amount of \$68,601.32. Commissioner Lytle seconded the motion. All were in favor and the motion carried.

**Disbursement Listing:** The Disbursement Listing for February 11-24, 2020 was prepared by the Auditor/Recorder's Office. Commissioner Lytle asked if the difference between paycheck and payroll is that paycheck is the wages and payroll is all the other associated payments dealing with payroll and Keri Pallesen said that was correct. Commissioner Lytle motioned to accept the Disbursement Listing dated February 11-24, 2020 in the amount of \$81,799.96. Commissioner Tippetts seconded the motion. All were in favor and the motion carried.

**Cash Summary:** Cash Summary dated February 24, 2020 was available for review. Commissioner Tippetts motioned to acknowledge receipt of the Cash Summary for February 24, 2020. Commissioner Lytle seconded the motion. All were in favor and the motion carried.

**Purchase Orders:** There were no purchase orders to discuss.

**Correspondence:** Commissioner Lytle said he hadn't reviewed the packet to see if this was there, but there are some things in SB163 that complicate Redevelopment Agencies. It was reviewed in last week's UAC meetings and Mr. Raymond did not have any additional input. Commissioner Lytle said he would watch that bill and maybe we want to talk with Craig Smith about it. There was also a question about the All American Road designation and there needs to be caution in this as it is adding another layer of designation and may have unintended consequences. July 11th is the date for the fireworks in Dutch John, due to the 4th being on a Saturday. The problem is now it conflicts with the Cow Country Rodeo.

Commissioner Asay said he had received a certified letter from Trust Lands for a June sale set up for a 320 acre parcel in Daggett County up Sheep Creek Geological Loop. It is adjacent to the Ranch on one side and the NRA/Forest Service on the South and West.

**Weekly Budget Review:** There were some budget items in the packet, but they were not discussed as Keri Pallesen had left the meeting.

**Calendar Review:** Commissioner Lytle said he needs to be excused from next Tuesday's meeting as he will be heading to DC on Friday for NACO and will just be returning on the 4th. He will be at the CIB meetings and UAC meetings on Wednesday and Thursday the 5th and 6th. He will be on the UAC calls on Thursday before he leaves. Commissioner Tippetts asked about the UBAOG meeting on his calendar for Thursday and nobody could confirm or say for sure that it was still going. It was found to be scheduled for March 26th and not February 26th. A five minute recess was taken.

### **Policy and Legislation Items:**

**Discussion And Consideration Of Business License Fee for Ironman Onsite Welding:** Mr. Raymond was asked if he had any concerns and he replied that he did not. Commissioner Tippetts motioned to approve the business license for Ironman Onsite Welding. Commissioner Lytle seconded the motion. All were in favor and the motion carried.

**Discussion And Consideration Of Business License Fees:** Mr. Raymond said now that we have approved our first business license it may be rhetorical. There was a small shortfall in revenues last year in this category. The idea behind the business license is to cover the costs of generating the licenses. Commissioner Tippetts asked if there is a definition of who needs a license and Mr. Raymond said the county and state codes give some guidelines and definitions, but there are still some questions regarding the transient businesses that may need further discussion. Commissioner Lytle asked if utilities had business licenses and Mr. Raymond said yes. It was thought to keep it as is this year and to include a copy of the code the next time it appears on the agenda.

**Discussion And Consideration Of Security Contract With Dominion Energy:** Attorney Niel Lund said that he forgot to get this to Mr. Raymond for inclusion in the packet, but he sent it out by email this morning. We would be notified if the national threat level reaches a certain point and then we would provide services as outlined in the contract. Mr. Lund said it is a very large Federal Contract and the first 6 pages are pertinent to us and he didn't have any issues with what's in the contract and the other 70 pages are boilerplate. Wages were discussed and they seemed sufficient. The invoices would have to be submitted online through their electronic invoicing system. Commissioner Lytle asked if there was a need for other offices to review further and Mr. Lund said he didn't feel that was needed. Commissioner Lytle motioned to go forward with the Contract with Dominion Energy/Questar Pipeline based on a recommendation of the Sheriff and under PO #50134869. Commissioner Tippetts seconded the motion. All were in favor and the motion carried.

**Discussion And Consideration Of Contract with Jones and DeMille Engineering.** Mr. Lund printed a copy of the contract without the highlights. This is what we discussed with Bart during the last meeting and the preamble adds information as well as the Scope of Work. There were a few other changes setting out the work and there are some highlights on what's in the packet. The rates can be changed annually with the approval of the Commission. The contract is to ensure they

perform the County Surveyor duties, but leaves it open for them to perform other needed projects. Mr. Lund said they are okay with this version and he is also okay with it. Page three is the only page that needs to be signed today. Commissioner Tippetts motioned to approve the contract based on the fact that both parties are okay with it as written. Commissioner Lytle asked about the involvement of the RDA. Commissioner Lytle motioned to go in and out of the Redevelopment Agency. Commissioner Tippetts seconded the motion. All were in favor and the motion carried. Commissioner Tippetts motioned to approve the General Services Survey contract with Jones and DeMille. Commissioner Lytle seconded the motion. All were in favor and the motion carried. The attorney noted that there is a need for the Commission to choose a contact person, but it doesn't have to be done during Commission Meeting.

**Discussion And Consideration Of Health Insurance Broker - Albert Foster and State Proposal For Use Of The Daggett County Jail:** Commissioner Asay welcomed Albert Foster and he introduced Brenda Lamb who is an account representative. Albert said that March 1st Medical marijuana becomes legal in Utah and so he has worked with Keri Pallesen and has looked at our policy and there is a draft that will be coming for review shortly. There was discussion on this issue and there was input from Commissioner Lytle and Sheriff Bailey on how they might have to deal with this in a law enforcement setting. Anyway a

Several years ago the County switched to a different company in order to be a part of the UAC program, but that program is dead now. We are part of the LGRP account with PEHP and it is a much larger pool than UAC could ever be, so the risk is better distributed. Albert said he had returned to Gallagher after four years as he replaced Ray Hussey who retired. Brenda and he worked together for many years and they had heard there were some issues with the services they had received from the current contractor. Gallagher has quite a few counties they work with plus utilities and other public agencies. Keri Pallesen said that Gallagher was good to us in the past. There is no cost difference to changing. Commissioner Tippetts was willing to go with Keri Pallesen's recommendation since she has to deal with the broker. There was additional discussion and Albert said once you decide to go with them the County would just have to sign a letter stating that Gallagher is now the County's broker. There is also a contract with Gallagher that would need to be signed. The attorney said we should check with Brandy of UAC and make sure that we are not hurting ourselves in the future and review the contract before approving it. Commissioner Tippetts motioned to table until next week and Commissioner Lytle asked him to consider amending his motion to approve it with the contingency that there were no issues so we could move forward by March 1st for Gallagher as our broker. Commissioner Tippetts motioned to approve Gallagher being the County's Health Insurance Broker if there were no issues and to move forward by March 1st. Commissioner Lytle seconded the motion. All were in favor and the motion carried.

**Discussion And Consideration Of Dutch John Volunteer Fire Department (DJVFD):** Commissioner Lytle asked if there was anything specific and Commissioner Asay said we are still waiting for a letter from Dutch John. Commissioner Lytle motioned to table this discussion and not bring it back until we have something concrete from Dutch John. Commissioner Tippetts seconded the motion. All were in favor and the motion carried.

**Closed Session:** Commissioner Lytle motioned to go into Closed Session at 11:34 am in the Daggett County Commission Chambers for the purpose of discussing the Purchase, Exchange, or Lease of Real Property. Commissioner Tippetts seconded the motion. A roll call vote was taken on the Closed Session motion and Jack Lytle voted "Aye", Matt Tippetts voted "Aye" and Randy Asay voted "Aye". The motion carried and the Closed Session began at 11:38 am.

Commissioner Tippetts motioned to come out of Closed Session into Open Session at 12:06 pm. Commissioner Lytle seconded the motion. All were in favor and the motion carried.

With no further business Commissioner Tippetts motioned to adjourn at 12:06 pm.

/s/ Randy Asay

Commissioner Randy Asay

s/ Brian Raymond

Clerk/Treasurer\_Brian Raymond

/s/ Jack Lytle

Commissioner Jack Lytle

/s/ Matt Tippetts

Commissioner Matt Tippetts