

Minutes of the Meeting of the Daggett County Commission and the Daggett County Redevelopment Agency held on **Tuesday, May 18, 2021** in the Dutch John Conference Hall in Dutch John and through electronic means. Commissioners Randy Asay, and Jack Lytle were present in person and Commissioner Matt Tippetts, Auditor Keri Pallesen and Recorder/Treasurer Brianne Carter attended digitally. Clerk Brian Raymond, and Sheriff Erik Bailey were present in person. The meeting was called to order at 9:05 am by Commissioner Asay.

Present In Person: Brandi Pearson-Commission Assistant, Bryan Meier of Sunrise Engineering, Terri Winn, Harriet Dickerson, Trevor Brooksby and Mayor Sandy Kunkel of Dutch John Town Council; Sgt. Leonard Isaacson; Jeff Darr, Mike & Heidi Steele, Mayor Dave Coombs and John Thurlo of the Daggett Daggett County Shooting Range Committee; Loren Gibson and Matt Lucas.

Present Online or by Phone: Bret Reynolds of CIVCO Engineering, Kirk Bengé of Tri-County Health Department, Kymberly Slagowski, and Curtis Booher of the U.S. Forest Service.

Approve Minutes: Minutes for the May 11, 2021 Commission Meeting were provided by the Clerk's Office. Commissioner Lytle asked Commissioner Asay about a comment in the minutes regarding the Rodeo funding for clarification and it was kept as written. Mr. Lytle also asked about the last paragraph that discussed the use of alcohol, so Mr. Raymond made some adjustments to the minutes to add context. Commissioner Lytle motioned to go in and out of the Redevelopment Agency (RDA) meeting. Commissioner Tippetts seconded the motion. All were in favor and the motion carried.

Commissioner Lytle recommended putting going in and out of the RDA on the agenda so that it is done when needed. Commissioner Lytle motioned to approve the minutes for the May 11, 2021 Daggett County Commission and RDA Meeting as amended. Commissioner Tippetts seconded the motion. All were in favor and the motion carried.

Issues Updates: Commissioner Asay noted that Keri Pallesen and Brianne Carter were attending the meeting digitally.

Kirk Bengé of Tri-County Health Department was given a chance to speak and he said the numbers of coronavirus are rising in the TriCounty area, but not so much in Daggett County. The Health Department will be at the Manila High School from 3-5 pm tomorrow and they will have all three vaccines and will vaccinate anyone over 12 years of age wanting to get vaccinated, so they would like the County's help to let everyone know. Commissioner Lytle asked about the testing and Mr. Bengé said there is a higher positive rate since people just aren't getting tested unless they are symptomatic. He encouraged everyone to strongly consider getting vaccinated. Anyone that wants to get vaccinated can, it's not just for school children or teachers. Kym Slagowski asked if there was a flyer and she was told it was just posted to Tri-County Health Department's Facebook page, so she can grab it there. Commissioner Lytle asked if there was a percentage for people vaccinated and Kirk looked it up and said 16,250 doses have been delivered and 14,993 doses have been administered. Some of those are the double dose, but the number doesn't include the tribe vaccinations. Over 70% of those over the age of 70 have been vaccinated and overall we are around 40% of people in the tri-county area being vaccinated. Kirk was thanked for his efforts and Kym was also thanked for helping to get the word out.

Curtis Booher was on the phone with Jack and will try to get online, as he did not realise that the meeting was in Dutch John.

Bret Reynolds said he would like to set up a work session to review what he has done so far on the plan before going further. Commissioner Lytle asked about doing it next week at 8 am and

everyone thought that might work. We have another agenda item to discuss later. The survey on the Instrument Landing Approach (ILA) has been sent out and should be ready to go in a couple of weeks. The AWOS is still not connecting and needs to be reset, so Bret was encouraged to work with Brian on that. The Contract on the agenda is a new contract as the state broke up the original contract into several contracts.

The Sheriff didn't have any EMS updates, but said there might be a need to discuss a few things in Closed Session regarding the Sheriff's Office. Commissioner Lytle said that there is one guy who is a certified EMT and his wife is one class shy of getting certified. Harriett thought it was all arranged to put the ambulance in the Fire Station when the County is ready. The Sheriff said that he has a quote from Gold Cross. We have a couple of EMS Director applications and thought we might want to start transitioning to having the District help with the hiring process. That needs to be done sooner rather than later. The District's next meeting is next week on the 26th at the County Courthouse, so hopefully everyone can attend and share their thoughts on where to go next.

Curtis Booher, Manila USFS District Ranger, was on the phone and said there is a prescribed burn scheduled on the south side of Hwy 44 near Red Canyon to get rid of small fuels and he will work with Mark Wilson. The burn will be in about a week and a half. Trying to get the dead trees out of the viewshed along the by-way mid week and avoid the busy weekends. The Sheriff said UDOT is starting construction on the 24th or 25th from Greendale Junction to Hwy 43 in Manila. The Sheriff said he would send Curtis the contact information and he will follow up with that. Commissioner Lytle asked about AUMs and Curtis said there is no intent to shorten days for AMUs on the north slope. Commissioner Lytle said he wasn't worried about the black near the roads as it shows that there is active management and that is a good thing. This should all happen in a day and half to get rid of needles and duff and open up the cones for regeneration. Is there a fall burn and that will depend on how this goes and we want to avoid doing it during the hunts in the fall. Bret Reynolds said that CIVCO Engineering is the engineer for the road work and it will be down to one lane during much of the process. He is also a landowner nearby and is also a disgruntled hunter dealing with the fall burns and wants to make sure that private property is protected.

Curtis said the Forest Service has interviewed contractors for the pump out at the Lucerne marina and there have been some delays and mid-June is the most realistic completion of that. He is working with Jerry Taylor to do something in the meantime with some limitations to cover things until the new pump out is installed. Sheep Creek repavement is set to take place this year. The docks were picked up yesterday and so they are working on getting that done near Anvil Draw. Josh Prather, their Rec Specialist, has taken a new position in Tennessee and is preparing for the move, so trying to fill that position along with other maintenance positions.

Commissioner Lytle asked about the Surveys and Brandi Pearson is still getting responses and will continue collecting through the 28th of May at 5 pm.

Citizen Comments: No comments

Cash Summary And Expected Revenues Report Review: The Cash Summary and Expected Revenue Reports were provided by the Recorder/Treasurer's Office. Brianne Carter said there isn't much new this week. Commissioner Lytle asked about the shortened list. Brianne said everything else has been received and the dates were noted on last week's list. She lets them stay on the list for a week to show that they have been paid. Commissioner Lytle asked about Homeland Security and Brianne said once all the money is spent then we can apply for reimbursement. Bret was asked if the reimbursement had been submitted for the Airport and he thought it had, but will follow up to make sure it has been submitted. Commissioner Lytle motioned to accept the Cash Summary Report of May 17, 2021 and the Expected Revenue Report also dated May 17, 2021 for a

total of \$24,935.89. Commissioner Tippetts seconded the motion. All were in favor and the motion carried.

Approve Open Invoice Register: The Open Invoice Register of May 17, 2021 was provided by the Auditor's Office for review. Commissioner Lytle asked about the Big Show and asked if that was a three year contract. Keri Pallesen said this is a three year contract and this is the last year of it. Commissioner Lytle motioned to approve the Open Invoice Register of May 17, 2021 in the amount of \$33,057.94. Commissioner Tippetts seconded the motion. All were in favor and the motion carried. Matt was asked to approve signing and he does not have a stamp and will come in and sign in the afternoon.

Disbursement Listing: The Disbursement Listing was provided by the Auditor's Office for review. Commissioner Lytle motioned to accept the Disbursement Listing for Zions Checking, for May 10, 2021 to May 17, 2021 in the amount of \$204,995.10. The motion was seconded by Commissioner Tippetts. All were in favor and the motion carried.

Purchase Request Approvals: There are no Purchase Requests yet, but Brandi said there will be one next week.

Correspondence: Commissioner Lytle noted there was a letter from the State and we are back in compliance and there are new items to deal with. Trevor provided some information on what he is doing to meet the updated requirements. Trevor was thanked for his efforts. The Backflow devices are tested annually and the forms show they are working properly. They will need to test the residential sprinklers in the near future.

There was a letter from the BLM regarding the weeds grant in the packet which was reviewed and there seems to be a typo in the dates. Clerk Brian Raymond said he will send a copy to Becky Bindl.

Niel said that he needed to get off the call and Commissioner Asay asked about the legalities of the Fire District and County collaboration during the upcoming meeting. Niel said it could be simple or very complex in the drafting of an agreement with the district. There was also a question on the Municipal Building Authority as the functioning entity so we need to get more information on how to get them completely set that up. Brian said it is set up and up for renewal. Brian said the entity is registered and active, but is up for renewal. There was discussion that maybe it would be better to have it be a separate agenda instead of going in and out like we do for the RDA. The Entity is registered, but there is not a budget or any accounting for it and that would require a hearing like we normally do in December for the regular budget.

Niel also just received an email from the developer and he wants to discuss the agreement that was sent out last week, but Niel will not be available to be on the call.

Calendar: Commissioner Lytle has SCIC on Friday and will be tied up with Fish and Game duties on Wednesday and Thursday. Nobody else had anything to add.

Policy and Legislation Items:

Discussion and Consideration Of Completed Business Licenses: Monty's Fishing Service: Commissioner Asay said we have one business license application: Monty's Fishing Service. Commissioner Tippetts motioned to approve the business license for Monty's Fishing Service. Commissioner Lytle seconded the motion. All were in favor and the motion carried.

Discussion and Consideration Of Approval Of Facility Use Request For Bill Schell

Retirement Party: Commissioner Lytle asked about this and Brian said this was the application that was in the packet last week, but wasn't on the agenda, so it's back on the agenda for approval. Brian asked if the Sheriff had received anything on the background check. The Sheriff did not think the Background Check would be very helpful. Keri thought the insurance was of more benefit than the background check. It was thought we reviewed the forms last year, but Brian clarified that the Alcohol forms were not reviewed. Keri said she could contact UCIP and see what they want.

Commissioner Lytle motioned to approve the Facility Use application by Karlee Marshall for the Retirement Party for Bill Schell. Commissioner Tippetts seconded the motion. All were in favor and the motion carried. A short recess was taken.

Discussion and Consideration Of CIB Application For Dutch John Water System

Improvements: Commissioner Asay turned the time over to Bryan Meier of Sunrise Engineering and Trevor Brooksby the system manager. Bryan said that the Public Hearing is scheduled for next week and this is the time to discuss any questions. Trevor said there are some minor corrections that will need to be made before the application is submitted. Commissioner Lytle asked about who is going to apply. There might need to be an MOU created if the Municipal Building Authority is the entity submitting the application. Material costs are continuing to increase and the current cost is \$4.25 million. Commissioner Lytle asked if it had the CIB's matrix applied yet and it hasn't as it is not yet submitted, so the funding mix is still up in the air. The system could possibly afford up to \$22,000 a year in additional payment, so Bryan displayed some of the calculations on the screen for review. Currently it's an 85-15% split for the match. There is other funding, like BRICK funding from FEMA and some possible Infrastructure funding from the State through CARES (or ARPA) funds. Commissioner Lytle disclosed that he sits on the CIB Board and said we could get some help on the Matrix because we have a low population and low private property within the county, which might help us qualify. The financials or MAGI is about \$58,000 and the base rate is \$82 and the tiers need to be corrected according to Trevor. Bryan said they had contacted Drinking Water and they thought it would be a good idea to coordinate between CIB and Drinking Water. The rate might have to go up slightly (less than \$2) to qualify for their grant. Any increase would be solely on the users, so it's important to get everyone's input. The Hearing is in Manila, but the Conference Hall could be set up to allow people to comment and get their thoughts out. There is a need to see what the system could afford. Mayor Kunkel was willing to get with Amy McDonald and make this space available. Mayor Kunkel asked if the \$22,000 is what we need to run through and it was encouraged to get with Kevin at UBAOG and run the Matrix now before the Hearing. Brian said that in the last application they were able to look at the MAGI as it may have included people outside the town limits. Bret Reynolds of CIVCO agreed and was willing to talk with Bryan Meier about that.

The Flow Stabilization or Regulation Tank (Raw Water Tank) is the first step. The pilot plant study would need to be done to look at the best system to solve the issues that may come up from the EPA in the future. Variable Frequency Drives (VFDs) allow the flow rate to be varied at the Dam. The new tank would allow water to be stored that can be treated if something happens to the lines. Another option is locating the treatment plant closer to the lake, but there are still issues with line

breakage and pumping water to where it is needed. The water treatment plant is old and has been retrofitted and the EPA regulations are becoming more strict and we are running out of space to make any changes to meet future regulations. There is a possibility that we could fit two UltraFiltration membranes currently, but not the four needed. What about the storage area and that wouldn't be adequate either. A maller more cost effective filtration due to lower flow rates could save up to 30% of the costs. The skids have a 50-100 year lifespan and the media lasts about 5 years which is a similar lifespan to what we are currently using. The total bill is \$4.251 million including bonding costs. The assessed valuation is still missing and there are some other things that have been completed after this form was sent. The Geo Debt is something the County has to figure out. Keri said that she had sent some information this morning. Trevor said that Japeth had provided some information when the system applied for the backhoe. Keri was asked if she thought Zions or someone else could look into Fund 28 financials to see what room we've got to handle this project. If we need to wait 6 months to get the application more complete before we ask for CIB funding. There may be some infrastructure funding that we need to talk to Senator Winterton about.

Commissioner Lytle asked about phases. Bryan said the Tank and pilot study would give us the information needed for the second phase. Funding could also be done in phases. Looking at a million gallon concrete storage tank for raw water storage and it's almost half of the cost at \$2.1 million and the cost is changing so fast it is hard to know what it will actually be. Getting the ground ready is another big part of the cost. Sunrise Engineering is seeing increased costs in other projects that are moving forward. Concrete is getting tough to obtain these days. It would be a bid requirement to have a batch plant somewhere in the county so it doesn't all need to be trucked in over an hour or more. Commissioner Asay asked why we couldn't use the existing tank for raw water and build a new smaller treated water storage tank. Trevor said that the low usage in the winter is part of the problem, because not enough water is being used and we are in a freeze area so that we can't just dump water and improve the quality. More people on the system using water year round would help the system. Commissioner Tippetts was asked if he had any questions and he did not, but he was interested to see how the people using the system feel about it.

Commissioner Lytle motioned to go forward with the Public Hearing and see what comments are received and how the project develops under the Municipal Building Authority. Commissioner Tippetts seconded the motion. All were in favor and the motion carried. Trevor said that he is more than willing to answer the resident's questions. Brian said there is an agenda for next week and also a talking points handout in the Packet.

Discussion and Consideration Of Mitel Contract Agreement Amendment:

Commissioner Asay asked Kym Slagowski to bring this forward. She said that we are at the stage where we have to cancel the contract with Mitel or move forward with new phone numbers. We would save around \$4,500 per year and we would have more benefits to be a part of the system differently, but we would have to have new phone numbers. The Sheriff said he doesn't care about the numbers because he has been having problems hearing people on his office phone and this should resolve that problem. We have Union service and they go into our system. Several phones in the Sheriff's office are having problems and can't seem to be fixed. The Sheriff is for saving money and

being able to hear his calls. Commissioner Tippetts didn't have a problem with changing the numbers.

Mayor Kunkel asked about Dutch John and was told that it is just for the water system. Commissioner Asay likes to keep things local, but if this would be better that would be good. Union doesn't have anything to compare and it would be at least six months before they could compete at some level and the price is unknown. This will utilize Union's fiber. We would need to get a one month extension to get everyone notified of new numbers. Commissioner Lytle asked how long the contract would be with Mitel and Kym said she thought it would be a year. We would own the phones. The replacement of the phone system would save \$30,000 to \$50,000.

Commissioner Lytle motioned to go forward with another extension for the service activation recognizing that we have to change phone numbers. Kym said the contract is running out and she won't be here next week. Brian didn't like changing the Clerk's number, but he was okay with it as most people can use Google to find the new number, so it should be okay. The Clerk's number has been in place for a long time at least since Brian started in 2003. Brandi said with technology it is easy to program new numbers into their phones. Commissioner Tippetts seconded the motion. Keri would prefer to keep her number but thought with the issues we are having and Union being an unknown we should move forward with the change. Brianna Carter and Lesa Asay were asked for their comments. Brianna just changed her phone number in January so she's okay with using Mitel and changing the numbers. Lesa did not want to lose her number, but it sounds like it's quite a bit of savings. Kym said there is no way to keep our numbers. Bret Reynolds asked what the area code and prefix would be. Kym said we could use 435 and maybe have 789 or a prefix like 543 for St. George. Commissioner Asay and Commissioner Lytle were in favor, but Commissioner Tippetts lost the connection and when he was able to reconnect he voted aye. All were in favor and the motion carried.

Discussion And Consideration Of Expansion Plans For The Daggett County Shooting Range In Manila. Commissioner Lytle asked to move this up. The different committee members came up to the table. Chair Jeff Darr said that the group did some site inspections and the gravel pit was looked at and it seemed to not be as good a place and not as convenient. They also looked at the landfill and the Mayor said that he spoke with the State inspector and the closed landfill can't be driven on and the distances were not sufficient. So that needs to be ruled out. We looked at the 40 acre parcel and Bret Reynolds had moved the ranges around to see what that would do. Jeff said they went out and looked at it on the way over this morning and adjusting it slightly could be beneficial. Additional ideas were discussed and the cattle grazing in the area were also discussed. Commissioner Lytle asked how this can be done so that the least amount of SITLA land needs to be acquired. So we need to know what the plans are and can we do it in phases?

Mayor Coombs said the awning was blown down by the wind. The Town used the Trackhoe from the landfill to help move it out of the way, so hopefully it won't get shot up.

Signs for the Shooting Range were discussed and Dutch John could use similar signs but wouldn't need the hours and closure information. Need to speak with UCIP and see what they want to require similar to the signs at the arena. They need to be consulted. There is a budget for \$600 and which is less than last year, which was \$900.00. Keri got on and said that there is a fund balance

of \$988.53 and there is \$600 from the general fund that would be available from the fund, but it hasn't been transferred yet. There is only \$950 budgeted to spend. It's an easy fix to change the budget to spend all the money that is available. Keri was asked if the signage needed to be approved by UCIP, and she didn't think so, but it wouldn't hurt. She would send it to them for their comments and Heidi said she would send it to Keri. UCI is another option for getting the signs made as they do things for counties and municipalities. Commissioner Lytle thanked the committee for all their efforts. The Mayor said that there is a good group of people involved and they had 10-12 people on a Monday to move the awning and earlier to clean up the area. Commissioner Lytle asked if the group had talked with the grazer and they had not. There are 184 (or 148) AUMs and SITLA did not think it would have a significant impact on the AUMs, but no actual number was given. Hugh Straatman is the manager for Broadbents, so he should be your first contact. Commissioner Tippetts suggested the Group talk with the County Economic Development Board for additional funds. They said that would be great. Commissioner Lytle asked if the Town of Manila would be inclined to buy the land and the Mayor said it was up for discussion, but it hadn't been considered. Mayor Coombs said some more work needs to be done on the plan to limit the impact on the current users. Brian had talked with Scott of SITLA and it is possible to break it up, but they didn't seem real excited about it. Any expenses they incur would be passed on to the buyer. It can be tabled and work can continue to find the best solution to keep the shooting range improving.

Discussion And Consideration Of UT Federal Lands Access Program (FLAP) Project DAG CR25(1) For Red Creek Rd: Commissioner Lytle asked Matt Tippetts about the Road District discussion on the FLAP grant. The Red Creek project was thought to be about \$2 million and funding was 7.7% and they upped the percentage of participation to 10% and now the FLAP estimate is \$4 million dollars and now it's up to \$8 million. They are willing to fund the \$200,000 which is their original amount and that's all. We still have the final phase of the Brown's Park Road and a chip seal for part that has already been installed. We have been asked to respond by the 19th to let them know if we want to keep the project going. They are asking for us to come up with \$2.6 million. Commissioner Lytle asked if they were willing to go after CIB funds and they thought that they wouldn't be able to get 2.4 million from CIB. Commissioner Lytle thought the project was over engineered. Bret Reynolds said that in addition to increasing the price they cut back the width of the road and it's only a gravel road. The District wants to finish the Brown's Park Road and so that is a priority and they don't want to mess that up. It just seems like the cost is too high. It's a partnership on the application.

Commissioner Tippetts motioned that the County retracts its application for the FLAP funding for the Red Creek Road Project as its cost is prohibitive. Commissioner Lytle seconded the motion. All were in favor and the motion carried. Commissioner Lytle said this was done reluctantly. Bret was asked to help Commissioner Tippetts write the letter to not affect future projects and applications.

Discussion and Consideration Of State Grant Contract For Dutch John Airport Apron Expansion Design Project: Commissioner Asay asked Bret to talk about this. Aeronautics has put some more money to the Dutch John airport apron expansion, but they divided some out to finish the Airport Layout Update. You have the ACIP form for the design of the Airport Expansion.

Commissioner Lytle asked what was needed. Bret said it needed to be approved, but he wasn't sure what they were looking at. Commissioner Tippetts recommended we sign the agreement and move forward. Brian said this is a new agreement for the design and Commissioner Asay read some of the information. Commissioner Lytle asked if there is a map that needs to be attached and that is what is being developed.

Commissioner Lytle motioned to approve the Grant contract for the Dutch John Airport Apron Expansion Project Design application and Grant agreement. Commissioner Tippetts seconded the motion. All were in favor and the motion carried.

Discussion And Consideration Of American Rescue Plan Act (ARPA) Funds: Brian said this was discussed during the UAC meeting and there was a 170 page document for program guidance and a summary document of 18 pages was included in the packet. It was briefly mentioned in the USACCC meetings. Brian said it looks like we will receive a total of 2 tranches for a total of about \$180,000. The Clerk/Auditors were cautioned to be careful how the money was spent so that it meets the guidelines. This should be discussed during the elected officials meeting.

Commissioner Tippetts motioned to table this discussion. Commissioner Lytle seconded the motion. The item was tabled.

Discussion And Consideration Of Permitting Process For Allowing Use Of County Land For Commercial Purposes (Food Truck, Other?) Commissioner Asay asked about this and Brian Raymond said that he had been contacted by a food truck vendor who wanted to park on the corner of 2nd West and Hwy 43. They have a Town Business license and he just wasn't sure how to proceed with this.

Commissioner Tippetts related this to the County Market that has been done in the past and said we should evaluate everything independently on its own merit. Commissioner Lytle said most of the events are permitted and the vendors are required to do their taxes, insurance, and inspections, etc. Commissioner Lytle asked if the truck will be permanent or coming and going? It was thought that it would be in and out of town. Commissioner Lytle would like to see what the attorney thinks and how others handle these types of things.

Commissioner Lytle motioned to table this item, but keep it on the list of things that need to get rectified. Commissioner Tippetts seconded the motion. All were in favor and the motion carried.

Closed Session For Possible Purchase, Exchange Or Lease Of Real Property: There was a need for a closed session to discuss the possible sale of Property. Commissioner Lytle motioned to go into Closed Session at 1:00 pm for the Purpose of discussing the Purchase, Exchange or Lease of Real Property as stated in Utah Code Title 52 Section 4-205. The motion was seconded by Commissioner Tippetts. A Roll Call vote was taken and Jack Lytle voted "Aye", Randy Asay voted "Aye," and Matt Tippetts voted "Aye". The motion carried. A short recess was taken before going into Closed Session.

The motion to go into Regular Session was made by Commissioner Tippetts at 2:25 pm. The motion was seconded by Commissioner Lytle. All were in favor and the motion carried. Commissioner Asay adjourned the meeting at 2:25 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