

**SAN JUAN COUNTY COMMISSION MINUTES  
MAY 27, 1986**

The San Juan County Commission met in regular session on May 19, 1986, at the hour of 10 a.m. at the San Juan County Courthouse, Monticello, Utah.

The following members were present: Commissioner Black, Chairman  
Commissioner Bailey  
Commissioner Holliday

**COMMUNICATIONS BUILDING ON ABAJO PEAK**

Bill Bayles, Communications Engineer, met with the Commission to discuss the communications building that is being built on Abajo Peak. Mr. Bayles said he is going to need extra help this summer so that the building can be finished by the end of the summer. Commissioner Bailey suggested that Mr. Bayles hire part-time help and also to coordinate his work on Abajo with the road department so they can work together. Mr. Bayles said the road to Abajo Peak will be opened soon.

**REGISTRATION ASSISTANTS APPOINTED**

Gail Johnson, clerk, met with the Commission to appoint the following registration assistants:

Kenneth Miles - Navajo Mountain  
Theresa James - Navajo Mountain

Commissioner Bailey made the motion to approve these registration assistants on the recommendation of the clerk and Commissioner Holliday seconded it. UNANIMOUS.

**UTAH STATE TAX COMMISSION - 1986 RECAPITULATION OF ASSESSMENT OF SAN JUAN COUNTY**

Gail Johnson, clerk, reported to the Commission that she received the 1986 Recapitulation of Assessment for San Juan County. The market value for 1986 is \$803,329,216 which is \$160 million assessed value. Mrs. Johnson said this is a \$6 million assessed value increase from last year. Mining lost 9.2 million, utilities lost 12,000, but the increase of the oil and gas production was 16 million, which was enough to cover the deficit.

**TAX SALE COUNTY - MAY 28**

Gail Johnson, clerk, said the county delinquent tax sale is tomorrow May 28 at 10 a.m. in front of the courthouse.

**CITY STREETS CONTRACT WITH COUNTY - Monticello**

Commissioner Bailey reported that Doug Pehrson wrote the following letter concerning the secondary water system and the city agreement with the county:

May 19, 1986

To: Rick Terry  
City of Monticello  
Monticello, Utah

From: Douglas Pehrson  
San Juan County Engineer  
Monticello, Utah

SUBJECT: Backfilling across City Streets

Rick,

I am writing in reference to the agreement between San Juan County and the City of Monticello which specifies the procedures in backfilling trenches across city streets.

Last week a trench was cut in the street across from the Harold Young residence. The trench was also backfilled without the county being notified. As per the agreement, the county was to check the compaction as the trench was being backfilled. Since this procedure was not followed, we will require the city to excavate this material and place it according to the agreement before the county will do any work on this street.

Also, I would like to comment on the work being done on the Secondary Water System: The Specifications call for a granular material to be placed under the pipe. This is not being done, rather the pipe is being laid directly on the existing bottom of the trench. In the area North of Silverstone Subdivision, the ground is very rocky which means the pipe is laid directly on top of these large rocks, which is contrary to the specifications.

The specifications also spell out the compaction requirements for the different road surfaces. The contractor is at the present time, filling approximately 4 1/2 feet of trench with loose material before running a loader tire over the backfill. There is no way that the total depth of the trench is compacted as per our agreement, which was to be implemented into the contract. Our nuclear gauge will only test 8" down, therefore the material under this will not be detected.

I would recommend the city to check with Arix Engineers concerning this matter since the city will have to live with the trenches after the contract is accepted.

Sincerely,

/s/ Douglas Pehrson  
County Engineer

cc: Keith Redd, Mayor  
Ken Bailey, Commissioner

The following letter was sent from the City of Monticello:

May 20, 1986

Arix Corporation  
760 Horizon Drive  
Grand Junction, CO 81501

George W. Johansen Construction  
P.O. Box 810  
Mt. Pleasant, Utah 84647

Gentlemen,

Please be advised that the pipe which has been laid in the ground is not acceptable to the City

of Monticello. This pipe has not been bedded nor back-filled properly. This information comes from three sources; Clyde Christensen - Utility Foreman for the City, Benny Musselman - a local plumber, and Doug Pehrson - Road Inspector for the County.

Both Arix and G.W. Johansen Constr. come highly recommended to the City and we know they are capable of doing quality work. We hope this is not an example of this quality.

As the City contracts their road work to the County they have the right to insure quality control over this work. All work done in the road ways must pass the inspection of the County and this work is not acceptable. We will expect the quality of this work to improve and the work which has been completed rectified.

I have been instructed to withhold all payments until this situation has been corrected.

Sincerely,

CITY OF MONTICELLO

/s/ Richard C. Terry  
City Administrator

cc: County Commissioners

#### INSPECTION REPORT

Commissioner Bailey reported that Doug Pehrson, county engineer, will now have a engineering inspection report, which will name the project, the date, and a signature line. Each time Mr. Pehrson inspects a city project or any other project this report will be filled in and signed if it meets his approval.

#### SPANISH VALLEY RESIDENTS PETITION ANNEKATION INTO GRAND COUNTY

Karl Tangren, representing some residents of Spanish Valley, told the Commission that the majority of people in Spanish Valley wish to be annexed out of San Juan County into Grand County. Mr. Tangren explained that they live closer to Grand County, their children go to school in Grand County. The Utah Code reads that a petition must be signed by the majority of registered voters living in the area that wants to be annexed. Each county will be required to put this on their 1986 voting ballot, and it has to be passed by a majority of each county in order for annexation to take place. Mr. Tangren presented the Commission with a petition signed by 18 Spanish Valley residents and Gail Johnson, county clerk, verified they were registered voters. The Commission said they will refer this to Bruce Halliday, county attorney, on the procedure for having this question placed on the ballot.

#### COUNTY ROAD PROJECTS

Commissioner Bailey said he would like to take a road project that is about four or five miles long, get a primary crusher and crush some rock and install this crush rock as base. Commissioner Bailey said that the cost of using a grid roller and cat to bust up the other rock is too costly. Commissioner Bailey said he would like to crush the sand rock to 3-inch base and feels it would be better, faster and cheaper.

#### BUREAU OF LAND MANAGEMENT recreation or public purposes - county road shed

Commissioner Bailey made the motion and Commissioner Holliday seconded it authorizing the application for land for recreation or public purposes to the Bureau of Land Management for 5.86 acres located in Montezuma Creek, Utah adjacent to the San Juan School District property directly east, as described as:

Beginning 2400 feet west of the Southeast Corner of Section 25, T40S, R23E, running thence West 450 feet, thence North 566.28 feet, thence South 566.28 feet to the point of beginning.

This property is to be used for the San Juan County Road Department Shed and for other County purposes as to be outlined in the application to the Bureau of Land Management. The County being a political subdivision of the State of Utah has statutory authority to hold land for these purposes under Section 11-2-1, and Section 17-4-3 of the Utah Code.

This application will be submitted to the Bureau of Land Management under the authority of the Recreations and Public Purposes Act, as amended, (43 U.S.C. 865 et seq.) Parts 2740 and 2910, Groups 2700 and 2900.

This motion also authorizes Rick M. Bailey, Administrative Assistant to the San Juan County Commission, as the authorized agent for the County in this Recreation and Public Purposes Application and is authorized by the Commission to sign the application for the County and act as its agent in the day-to-day activities with the Bureau of Land Management.

#### SENIOR CITIZENS BUS DRIVER

Commissioner Holliday reported that George Kensley was the only applicant for the position of senior citizen bus driver in Monticello. The Commission approved the hiring of George Kensley by Rick Bailey the Administrative Assistant.

#### MONTICELLO PARK SERVICE OFFICE WILL NOT BE CLOSED

Commissioner Black reported that the Park Service office in Monticello will not be closed. Commissioner Black said he talked to Bob Weidner last week and was informed of this.

#### STATE WILDERNESS SUB-COMMITTEE - BLANDING

Commissioner Black reported on the State Wilderness sub-committee that was in Blanding last week. Commissioner Black said he took them to Cedar Mesa and White Canyon (the Cheese Box proposed wilderness area.) In the EA report, one of the teams recommended that the White Canyon area be managed for its white water resource values. Sandy Johnson staged the White Canyon River by taking a canoe in the bottom of White Canyon which was dry and proceeded to row the canoe. Commissioner Black said this was done to prove a point that the people recommending the land uses personally know the areas regardless of their technical expertise. The next day they flew over the Mancos Mesa and areas by Canyonlands that are proposed.

#### NATIONAL GUARD - MONTICELLO OFFICE

Dennis Davis, representing the Monticello Chamber of Commerce, met with the Commission concerning the National Guard. Mr. Davis said the National Guard would like to set up an office for the month of June to recruit for a full 30 days. The National Guard has been at the Abajo Store on a part-time basis but need a better location. Mr. Davis said he understands their is office space available in the courthouse. The Commission said the small room adjacent to the Commission room is available and will let the National Guard use this room. They will have to provide and pay for their own phone expenses and the county will provide them with a desk. Mr. Davis said the National Guard is set up in Blanding and Monticello and need 48 recruits by July 31, 1986, in order to be permanently in San Juan County.

**GRAND COUNTY - ANCIENT INDIAN ARTIFACTS - FEDERAL RAIDS**

The Commission received a copy of the following letter:

The Honorable Howard Nielson  
U.S. House of Representatives  
Washington, D.C. 20510

Dear Howard:

Grand County Commission is appalled with the action taken recently in San Juan and Grand Counties by the Federal Government in which Federal Agents raided several homes seizing Indian Artifacts allegedly taken from Public lands.

The manner in which these raids were conducted was appalling. We know of two raids in Grand County which were carried without prior notification given to the Grand County Sheriff. We feel actions of this nature by the Federal Government should be done with the cooperation of local law enforcement agencies.

We agree with the purpose of the ACT adopted by the Ninety-Sixth Congress of the United States on October 19, 1979, which reads in part as follows:

(b) The purpose of the Act is to secure, for the present and future benefit of the American people, the protection of archaeological resources and sites which are on public lands and Indian lands, and to foster increased cooperation and exchange of information between governmental authorities, the professional archaeological community, and private individuals having collections of archaeological resources and data which were obtained before the date of the enactment of this ACT.

Sec. II The Secretary of the Interior shall take such action as may be necessary, consistent with the purposes of this ACT, to foster and improve the communication, cooperation, and exchange of information between:

1. private individuals having collections of archaeological resources and data which were obtained before the date of the enactment of this ACT, and
2. Federal authorities responsible for the protection of archaeological resources on the public lands and Indian lands and professional archaeologists and associations of professional archaeologists.

in carrying out this section, the Secretary shall, to the extent practicable and consistent with provisions of this ACT, make efforts to expand the archaeological data base for the archaeological resources of the United States through increased cooperation between private individuals referred to in paragraph (1) and professional archaeologists and archaeological organizations.

We feel that the acts orchestrated by U.S. Attorney Brent Ward are not consistent with the aforementioned provisions of this ACT.

We realize there are people who are digging, destroying, and looting historical sites and we strongly object to this type of action and agree these people should be punished when caught in the act of looting.

We recommend a review of all Federal laws and procedures pertaining to vandalism of historical sites to prevent a reoccurrence of the type of incidents which recently transpired in Grand and San Juan counties and which will also educate the people as to their responsibilities and rights they have enjoyed on public lands in the past, as well as present and future.

Let us remember that Public Lands are our lands.

Sincerely,

/s/ Jimmy R. Walker, Chairman  
Grand County Commission

cc: Jake Garn  
Orrin Hatch  
Brent Ward  
Governor Bangerter

**HOVENWEEP NATIONAL MONUMENT - EXPANSION**

The Commission received the following letter:

May 14, 1986

San Juan County Commission  
Monticello, Utah 84535

Dear Commissioners:

Thank you for making me aware of attempts by certain environmental groups to expand the boundaries of Hovenweep National Monument. I share your concern over this proposal because it seems that over the past several months, National Park expansion proposals in Utah have become epidemic. I can think of proposals at Dinosaur National Monument, the San Rafael Swell, and Lehman Caves National Monument in our neighboring state of Nevada to name a few.

Like you, I believe it is important for all of us to protect our natural scenic treasures from degradation. Utah is blessed with five National Parks and four National Monuments. I believe this is enough. The National Park Service is already struggling to maintain its operating budget for these parks. An additional maintenance burden at a new park during a period of \$200 billion annual federal budget deficits seems very foolish and unwise to me.

I believe proposals to expand existing parks and monuments or to create new Parks are not in the best interest of the people of Utah. To qualify for National Park status, I believe an area must offer outstanding beauty of a unique character, and not just duplicate the same features protected elsewhere. Secondly, an area must have substantial public access for

passenger cars. If we've learned nothing else at Canyonlands and Capitol Reef, it is that a lack of paved roads means very few tourist dollars into the local communities. And third, as I mentioned earlier, the National Park Service must be in a financial position to maintain and promote tourism in the Park.

I will not support any new Park proposal like Hovenweep which fails to meet any of these qualifications. Rather, it is important that we redouble our efforts to promote and maintain the Parks we already have before adding more new ones to the system. The nation's tax payers cannot afford new parks and the people of Southern Utah are still trying to live with the ones we have. But, you already know that.

Thank you again for making me aware of your concerns over this important issue.

Sincerely,

Jake Garn

**LOYD'S LAKE DEDICATION**

Lloyd's Lake dedication will be June 13, 1986.

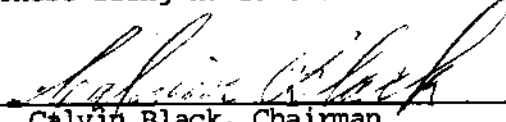
**BILLS APPROVED FOR PAYMENT**

Eugene Robert Maxwell	Refund on Marriage License	20.00
Neal Dalton	Restitution Herbert Simpson Case No. 687	37.50
Doug Farnsworth	Restitution Herbert Simpson No. 687	37.50
Uintah County Clerk	Fred Nelson - Collected Sheriff	274.00
Jack Jordan, M.D.	Partial refund of bail 86DWRL46	15.00
A & M Propane	Propoane for road dept	23.80
Abajo Petroleum, Inc.	Diesel Road Dept	1,250.00
Armco Incorporated	Parts for Road Dept	9,074.00
Richard M. Bailey	Travel Expenses	36.00
Ballard Supply Corp	Supplies Communications	225.00
Bill Bayles	Travel Expenses	69.56
Bennett Paint and Glass	Supplies road dept	195.67
Keith Black	Restitution Bill Howard	200.00
Nicky Black	Hauling to Gary Crowleys	1,636.25
Blue Mountain Music	Phone for Golf Pro Shop	79.95
Blue Mountain Petroleum, Inc.	Fuels for road dept	222.50
Cathy Brake	Senior Citizens Meals	1,479.00
Changing Times	Renew Subscription Exr. Dpt	15.00
City of Blanding	Utilities Recreation	316.59
City of Monticello	Utilities Courthouse	165.94
Colex International Ltd.	Parts for road dept	59.37
Conoco Incorporated	Gas purchased sheriffs	89.06
Continental Tel Co of the West	Tele Charges Courthouse	1,939.04
Rudolph Cook	Travel Expenses	89.42
HF Cosby Jr.	Hauling to Gary Crolwys	847.00
L.N. Curtis and Sons	Supplies fire control	91.47
Demco	Supplies library (M)	65.84
Joyce Dix	30% of housing survey	100.00
Betty Dufur	Cleaning Senior Citizen	40.00
Empire Electric Assoc. Inc	Utilities Courthouse	1,388.92
Fifth District Juvenile Court	Malcolm Lehi	150.00
Freed Leasing, Inc.	Leasing Sheriffs Dept	231.17
Guaranty National Insurance Co	Deducted on Tsosie Claim	250.00
Hafer's Incorporated	Supplies Road Dept	345.89
Honest Dollar Construction	Hauling to Gary Crowleys	1,597.75
Victor Hotho & Company	Supplies Library (M)	32.11
Howe Refrigeration	Repairs on coke machine	260.00
International Business Machine	Installment Payment	549.38
Intermountain Battery	Supplies Road Dept	23.50
Gail D. Johnson	Travel Expenses	44.52
Kensley, George	Firefighter	29.75
Venice Lyman	Restitution: Kelly Shumway	100.00
McGees Stamp & Trophy Company	Supplies Recreation	39.50
Mae Systems, Incorporated	Repairs on Phone System	105.00
F.H. Miller, Jr.	Parts for road dept	222.99
Kenneth Miller	Hauling Gary Crowley	847.00
Miline Truck Lines, Inc.	Supplies road dept	25.75
Montella's Repair	Repairs for road dept	76.35
Monticello City Justice/Peace	S.O. Colleaction report 6-2	166.00
Monticello Mercatile	Supplies vending machine	254.56
Moore Business Forms, Inc.	Supplies Treasurer	635.86
Motor Parts Pro Mart Home Center	Supplies Extension office	22.28
Mountainland Business Systems	Cartridges Postage Meter	28.50
Nat'l Assoc Area Agency Aging	Membership Rick BAILEY	50.00
Northern Electric	Reparis for Recreation	66.68
Office Outpost	Office supplies clerks	148.92
Gus Paulos Chevrolet, Inc.	Parts for road dept	42.75
PC's Limited	Microsoft GW Basic IBM DOS	180.00
Quality Bookstore	Supplies library (M)	5.95
Steve Regan Company	Penncross Grass Golf COurse	206.55
Respond	First Aid Supplies Rd dept	26.30
S.J. County 12th District Court	Rodney Lehi S.O. Collection	350.00
The San Juan Record	Notice Budget App Increase	4.50
Dayne Shumway Const.	Hauling to Gary Crowleys	1,809.50
Bessie J. Spencer	Meals served senior citz.	864.00
State of Utah Central Stores	Supplies Purchasing dept	89.80
State Treasurer of Utah	J.P. Deposits POST	3,250.00
Sun Television & Appliances	Cash Register Recreation	154.00
Texaco Incorporated	Gas purchased road dept	32.34
Theatre Candy Dist. Company	Supplies div. of aging	197.00
Turf Equipment Company	Used Mower Golf Pro Shop	540.00
Turquoise Service	Gas Purchased Sheriffs dept	12.55
Utah Department of Health	Indigent Med. Assis Program	45,399.00
Utah 4-H Program	Slide Show for 4-H	40.00
Utah Gas Service Company	Utilities Road Dept	601.94

Utah Power & Light Company	Utilities LaSal Fire Stat.	51.35
Utah State Retirement Board	Judges Retirement	95.00
USU Extension Service (UMC50-B)	Extension Bulletins	47.31
Utah Travel Council	Supplies Development Board	140.00
Wang	Supplies for Rick Bailey	329.77

**ADJOURNED**

There being no further business the meeting was adjourned at 2:30 p.m.

  
Calvin Black, Chairman

  
Karen Halls, deputy clerk

**SAN JUAN COUNTY COMMISSION MINUTES  
JUNE 2, 1986**

The San Juan County Commission met in regular session on June 2, 1986, at the hour of 10 a.m. at the San Juan County Courthouse, Monticello, Utah.

The following members were present: Commissioner Bailey, Acting Chairman  
Commissioner Holliday

Commissioner Black was in Moab speaking at the Western State Forester Foundation and returned at noon.

Minutes of the May 27 meeting were approved on the motion of Commissioner Holliday. Commissioner Bailey seconded the motion. UNANIMOUS.

**BID - CRACKERS**

Rick Bailey, Administrative Assistant, said he received two bids for the salvation crackers. The bids were received from George Kensley for \$20 and Tim Perkins for \$105.00. The Commission approved the high bid of Tim Perkins.

**COUNTY QUEEN PAGEANT - BUDGET**

Becky Young, director of the County Queen Pageant, met with the Commission concerning the pageant's budget. Mrs. Young said she would like the pageant funds to be separate from the county fair budget. Commissioner Holliday said he would talk to Carol Sallee, county fair chairman, and tell her that \$3,000 of the \$10,000 that is in the county fair budget would be allocated for the Queen Pageant. Mrs. Young said this would be okay.

**UPHOLSTERY MACHINE - EXTENSION OFFICE**

Sheri Christensen, secretary of extension office, met with the Commission concerning the upholstery machine. Mrs. Christensen said she talked to Phyllis Heaton who is a partial owner of the machine and Mrs. Heaton said they would donate it to the county.

**LETTER OF DONATION**

Let it be known that on June 2, 1986, a group of women in San Juan County donated to the County Extension Office one upholstery machine. The serial number TS 188R machine is freely given to San Juan County with the understanding that it will be maintained by the Extension Office and will be made available for public usage.

By so donating this machine to San Juan County, the women surrender any and all claims to said upholstery machine. It is with this understanding that the County Commissioners gratefully accept this donation.

<u>/s/ Phyllis Heaton</u>	Phyllis Heaton, Women's Representative
<u>/s/ James D. Keyes</u>	James D. Keyes, County Agent
<u>/s/ Calvin Black</u>	Calvin Black, Commission Chairman
<u>/s/ Gail D. Johnson</u>	Gail D. Johnson, County Clerk/Auditor

**KILN - county**

Commissioner Holliday said several people have contacted him about the kilns that the county owns and is now in the courthouse basement. The Commission discussed either donating the kilns to the sheltered workshop or to declare them surplus. The Commission asked Rick Bailey, Administrative Assistant, to talk to Reese Thomas about the sheltered workshop.

**STATE HEALTH DEPARTMENT - INDIGENT MEDICAL ASSISTANCE PROGRAM**

Gail Johnson, county clerk, informed the Commission that the payment for State Health Department Indigent Medical Assistance Program from July 1, 1985 through June 30, 1986, is due. Commissioner Holliday made the motion to approve the payment of \$45,399 and authorized Commissioner Bailey to sign the contract for the next year - July 1, 1986 through June 30, 1987. Commissioner Bailey seconded it. UNANIMOUS.

**NURSING HOME EMPLOYEES ACCRUED BENEFITS**

Rick Bailey, Administrative Assistant, reported that the nursing home employee accrued benefits have all been paid. Mr. Bailey said he talked to Reuel McPhie at the nursing home last week and said everything is going well. Mr. McPhie said he is looking for a dietician and may work out a contract with Grand County hospital and San Juan County Hospital on rotating the dietician.

**HOME HEALTH EMPLOYEE ACCRUED BENEFITS**

Rick Bailey said the county home health employee accrued benefits will amount to about \$1700. Commissioner Holliday made the motion to approve this payment of these benefits and Commissioner Bailey seconded it. UNANIMOUS.

**HILL BURTON OBLIGATIONS**

Rick Bailey said that Ted Stagg, CPA developer, has sent the Hill-Burton people five alternatives for the county on the Hill-Burton Obligations. Hill-Burton is allowed fifteen to twenty days to study them before notifying the county what they can do. Mr. Bailey said Mr. Stagg indicated the negotiations are going well with Hill-Burton.