

SAN JUAN COUNTY COMMISSION MINUTES

MARCH 28, 1988

The regular session of the San Juan County Commission convened at 10:00 a.m. at the San Juan County Courthouse in Monticello, Utah.

Commissioners Present: Calvin Black
Mark Maryboy

Commissioner Ken Bailey was excused to be with his mother who is in the hospital. A motion to approve the minutes of March 21, 1988 as corrected was made by Commissioner Maryboy and seconded by Commissioner Black. UNANIMOUS.

COMMISSIONER MARK MARYBOY'S REPORT

Navajo Tribe/Lake Powell Land Exchange - Commissioner Maryboy contacted the Navajo Tribal Land Administration regarding a newspaper article which stated that the Tribe was against Governor Bangerter's land trade proposal at Lake Powell. The Tribal Land Administration had not seen the article and was not aware that the Tribe had taken any position on the issue. Commissioner Maryboy will send them a copy of the article and the Tribal Land Administration will try to trace the source of the information.

Advisory Committee - The Navajo Tribal Land Administration asked if the advisory committee is going to be formed regarding the state land inholdings. Commissioner Black stated that the committee will be formed and the Tribe notified as soon as it is formed.

Reservation Indian Health Service Hospital - IHS officials asked if Montezuma Creek were selected as the site of a new hospital for the reservation would there be a possibility of improving the airport there. According to previous information, the airport is situated on Navajo Tribal land, State land and a parcel owned by the Whitehorse Family. San Juan County would be in favor of the improvement of the airport.

San Juan Area Resource Management Plan - Lester Lansing, UNDC Director, met with BLM officials in Washington D.C. to discuss the 60-day comment period on the San Juan Area Resource Management Plan. The BLM has re-opened the comment period on the final draft for sixty days. Commissioner Black feels the County should push for Alternative B as in the original draft. The BLM was very impressed with the response from the Navajo people in regard to the wood gathering areas.

Senior Citizen Center - Commissioner Maryboy met with Eva Platero of the Navajo Tribe concerning a proposal for a senior citizens center in Bluff. Mrs. Platero and Commissioner Maryboy will meet again today while he is in Window Rock meeting with the Tribal Tax Commission on the oil company litigation.

COMMISSIONER CALVIN BLACK'S REPORT

San Juan Area Resource Management Plan - Commissioner Black will be meeting tomorrow, March 29th with Acting Director Kemp Conn of the Utah State BLM to discuss the San Juan Area Resource Management Plan and archaeological issues. There has been a proposal to send all BLM artifacts from San Juan County to the museum in Dolores, Colorado. The County objects to this proposal.

Enterprise Zone - A response to a letter from Commissioner Black to David Adams, Utah Executive Director of Community and Economic Development, stated that the County should closely monitor House Bill 51 and make recommendations to the interim legislative committee for economic development as soon as possible.

Utah Retirement Board - A representative of the Utah Retirement Board will be in Blanding at the Social Service Building on May 6th from 8 a.m. to 12 noon. The representative can essentially handle all functions of the main office.

Del Webb Corporation - Del Webb Corporation is liquidating their recreation properties. It would be in the interest of San Juan County, other counties surrounding Lake Powell, and the State of Utah, if a Utah company, either an existing one or one that can be established with predominantly Utah people to purchase one or more of the marinas. Commissioner Black has contacted several people to see that Utah's interests are preserved.

ADMINISTRATIVE ASSISTANT RICK BAILEY'S REPORT

San Juan Area Resource Management Plan - A transcript of the March 1st BLM meeting on the San Juan Area Resource Management Plan will be corrected and edited before being made available to the public.

Hovenweep Resource Management Plan - A news release by the National Park Service has extended the review period of the Hovenweep National Monument Draft General Management Plan to May 4, 1988 due to the high level of public interest.

Montezuma Creek Project Contracts - Commissioner Maryboy made a motion to approve the contract with San Juan County and the Permanent Community Impact Board for \$205,000 to help finance the Montezuma Creek Project. Commissioner Black seconded the motion. UNANIMOUS. The project will include the purchase of a fire truck for the area, the construction of a road shed and the renovation of a building to house the Montezuma Creek Police Department. Additional funding will be \$20,000 from the Navajo Tribe, \$20,000 from San Juan County, and \$10,000 from UNDC.

Pagers/Fire Control - A motion to approve the purchase of three pagers for \$235.00 each for use by the Fire Control personnel was made by Commissioner Maryboy and seconded by Commissioner Black. UNANIMOUS.

County Fires - Administrative Assistant Rick Bailey reported there had been six fires in the County during the past week. Two of the fires were in Blanding, two in Monticello, one about eight miles east of Monticello and one at Bluff. Two of the fires were caused by burning weeds which got out of control and started structure fires.

CURRENT BUSINESS

Utah Counties Finance Cooperative/Resolution 1988-4 - Commissioner Maryboy made a motion authorizing and approving the execution of a lease/purchase agreement, dated as of April 1, 1988, by and between the participating member and the Utah Counties Finance Cooperative; approving the supplemental official statement prepared for the remarketing of the counties cooperative's revenue bonds, 1988 series A-1; authorizing the acquisition of certain equipment by the counties cooperative; authorizing the taking of all other actions necessary to the consummation of the transactions contemplated by this resolution; and related matters. Commissioner Black seconded the motion. UNANIMOUS.

RESOLUTION NO. 1988-4

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF SAN JUAN COUNTY, UTAH (THE "PARTICIPATING MEMBER") AUTHORIZING AND APPROVING THE EXECUTION OF A LEASE/PURCHASE AGREEMENT, DATED AS OF APRIL 1, 1988, BY AND BETWEEN THE PARTICIPATING MEMBER AND THE UTAH COUNTIES FINANCE COOPERATIVE (THE "COUNTIES COOPERATIVE"); APPROVING THE SUPPLEMENTAL OFFICIAL STATEMENT PREPARED FOR THE REMARKETING OF THE COUNTIES COOPERATIVE'S REVENUE BONDS, 1988 SERIES A-1; AUTHORIZING THE ACQUISITION OF CERTAIN EQUIPMENT BY THE COUNTIES COOPERATIVE; AUTHORIZING THE TAKING OF ALL OTHER

ACTIONS NECESSARY TO THE CONSUMMATION OF THE TRANSACTIONS CONTEMPLATED
BY THIS RESOLUTION; AND RELATED MATTERS.

WHEREAS, San Juan County, Utah (the "Participating Member") is a body politic duly and regularly created, established, organized and existing under and by virtue of the Constitution and laws of the State of Utah; and

WHEREAS, the Participating Member desires to finance the acquisition and installation of certain road equipment described on Exhibit "A" hereto (The "Project") through the Counties Cooperative by entering into a Lease/Purchase Agreement dated as of April 1, 1988, with the Counties Cooperative (the "Agreement"); and

WHEREAS, the Counties Cooperative will remarket a portion of its outstanding Revenue Bonds to be designated "Utah Counties Cooperative Revenue Bonds, 1988 Series A-1" (Pooled Capital Improvement Financing Program: San Juan County Equipment Lease/Purchase Project) (the "Bonds") for purposes of financing the acquisition of the Project to be leased to the Participating Member; and

WHEREAS, disclosure counsel for the Counties Cooperative has prepared a Supplemental Official Statement with respect to the remarketing of the Bonds, a copy of the form of which is attached here as Exhibit "B"; and

WHEREAS, the Participating Member desires to approve the Supplemental Official Statement and to authorize its distribution and use and such other actions as shall be necessary to consummate the transactions contemplated herein; and

WHEREAS, the Counties Cooperative, as lessor, desires to lease the Project to the Participating Member, as lessee, on an annually renewable basis pursuant to the terms and provisions of the Agreement, in substantially the form presented to this meeting and attached hereto as Exhibit "C" and herein authorized and approved; and

WHEREAS, the Participating Member desires to improve and promote the local health and general welfare of the citizens of the County by entering into the Agreement for the purpose of leasing the Project thereunder:

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF SAN JUAN COUNTY, UTAH:

Section 1. All actions heretofore taken not inconsistent with the provisions of this Resolution by the Board and by the officers of the Participating Member directed toward the leasing of the Project from the Counties Cooperative by the Participating Member are hereby ratified, approved and confirmed.

Section 2. The Board hereby approves the acquisition of the Project by the Counties Cooperative and finds and determines, pursuant to the Constitution and laws of the State of Utah, that the leasing of the Project under the terms and provisions of the Agreement is necessary, convenient and in furtherance of the governmental and public purposes of the Participating Member and is in the best interest of the citizens of the Participating Member. The Board hereby authorizes the financing of the acquisition of the Project by the Counties Cooperative in accordance with the provisions of the Agreement, the leasing of the Project to the Participating Member by the Counties Cooperative in the manner provided in the Agreement, and the delivery of the Agreement.

Section 3. The Agreement, in the form presented to this meeting and attached hereto as Exhibit "C", is in all respects approved, authorized and confirmed and the Chairman of the Board of the Participating Member is authorized to approve the final terms and conditions of the Agreement and to execute and deliver the Agreement in the form and with substantially the same content as set forth in Exhibit "C" for and on behalf of the Participating Member.

Section 4. The appropriate officials of the Participating Member are hereby authorized and directed to execute the Supplemental Official Statement (and the use and distribution of the Official Statement are hereby authorized) in substantially the form attached hereto as Exhibit "A" and with substantially the same content as attached hereto for and on behalf of the Counties Cooperative.

Section 5. The appropriate officers of the Participating Member are authorized to take all action necessary or reasonable required by the parties to give effect to and consummate the transactions as contemplated hereby and are authorized to take all action necessary to lease the Project pursuant to the Agreement, including, without limitation, the execution and delivery of any closing and other documents required to be delivered in connection with the delivery of the Agreement.

Section 6. The Chairman is hereby authorized to make any alterations, changes or additions in the Agreement and the Supplemental Official Statement herein approved and authorized necessary to comply with any requirements of the parties to this transaction including rating agencies, and to correct errors or omissions therein, to remove ambiguities therefrom, or to conform the same to other provisions of such instruments, to the provisions of this Resolution, or the provisions of the laws of the State of Utah or the United States.

Section 7. If any provisions of this Resolution (including the exhibits attached hereto) should be held invalid, the invalidity of such provisions shall not affect any of the other provisions of this Resolution or the exhibits.

Section 8. The County Clerk of the Participating Member is hereby authorized to attest to all signatures and acts of any proper official of the Participating Member, and to place the seal of the County Clerk on the Agreement. The Chairman and other appropriate officials of the Participating Member, and each of them, are hereby authorized to execute and deliver for and on behalf of the Participating Member any and all additional certificates, documents and other papers and to perform all other acts they may deem necessary or appropriate in order to implement and carry out the matters herein authorized.

Section 9. All resolutions of the Participating Member or parts thereof, inconsistent herewith, are hereby repealed to the extent only of such inconsistency. This repealer shall not be construed as reviving any resolution, or ordinance or part thereof.

Section 10. This Resolution shall become effective immediately upon adoption by the Board.

PASSED AND APPROVED BY THE BOARD OF COUNTY COMMISSIONERS OF SAN JUAN COUNTY, UTAH, THIS 28TH DAY OF MARCH 1988.

SAN JUAN COUNTY, UTAH

/s/ Calvin Black
Chairman

(S E A L)

ATTEST:

/s/ Gail D. Johnson
County Clerk

Tannery Operation - Joe Slade met with the Commission to report the progress of the proposal being formulated for a tannery plant to be located in or near Monticello.

Road Closure - Members of the Utah Jeep Association reported that signs have been placed on the Hole In The Rock road stating that the road has been closed to off-road vehicles. Commissioner Black felt that the signs designated off-road vehicles only and that regular vehicles would still be allowed. Mr. Slade will check with the Park Service as to the intent of the signs.

Beer License - Chairman Black signed a Beer License Certificate for the 2nd quarter payment for Wayside Lounge/Reuben Carson. Commissioner Black would like to have the County Beer Ordinance amended to make stricter requirements for the selling of alcoholic beverages to known abusers.

Monticello Road Service Agreement - Commissioner Maryboy made a motion to approve the amended service agreement between Monticello City and San Juan County. Commissioner Black seconded the motion. UNANIMOUS.

Extension Secretary - The Extension secretary, Sheri Christensen, is on medical leave of absence for the next month. The Extension office would like to hire a person to fill in while Mrs. Christensen is gone. Commissioner Black will check with the other County offices to see if they can take over needed duties until Mrs. Christensen returns. The County Clerk's office will handle the responsibilities as needed.

Salary Increases - Any probationary raises or salary adjustments approved within the March pay period will be in addition to the one-step raise retroactive to January 1st approved for all full-time County employees.

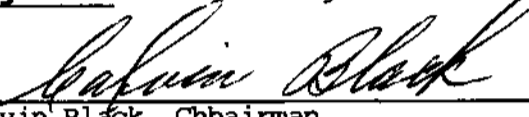
Executive Session - Commissioner Maryboy made a motion to go into executive session to discuss personnel matters related to the hospital and health care. Commissioner Black seconded the motion. UNANIMOUS.

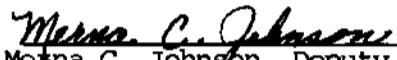
BILLS APPROVED FOR PAYMENT

Jack B. Parsons	truck service bed	\$ 3,000.00
San Juan County Extension Office	change/4-H fund raiser	25.00
Don Beck	alcohol training	140.00
Utah Taxpayers Association	registration/Utah Taxes Now-X	20.00
Australian Video Productions	supplies library (M)	62.50
Chief Propane, Inc.	fuel road department	157.95
Coleman Trucking	hauling road department	799.92
Four States Tire	supplies road department	792.98
Goodson Manufacturing Co.	supplies and parts road department	134.77
Jensen Tools, Inc.	supplies communications	39.55
Joint Highway Committee	annual dues 1988	50.00
Marvel Engineering Company	supplies road department	142.51
Mesa Beverage Co.	supplies vending machine	18.10
Stagg & Associates	50% audit fees 1987	3,000.00
J.J. Steffen	relief driver senior citizens	29.32
Tri-Arc Hotel	travel Rick Bailey	30.00
The Truck Stop	inspection road department	10.00
Veracorp	services attorneys office	11.76
Abajo Petroleum, Inc.	diesel road department	1,260.00
American Library Preview	supplies library (M)	50.60
Black Oil Company	fuel road department	304.68
Blanding City Justice Court	Vernon Benet - warrant	40.00
Blue Mountain Music	supplies elections	6.96
Bradford Brake & Muffler	parts vehicle #151	6.75
Bruce Bunker Construction	loading commodities Moab	35.00
Bruce Mernard Bushore Jr.	tool allowance March 1988	25.00
Century	parts road department	157.71
Keith H. Chiara	public defender/insurance March	1,110.40
Continental Tel Co of the West	telephone charges recreation	282.16
H F Cosby Jr.	hauling road department	1,732.00
Crowley Construction	work county roads	3,000.00
Frity-Lay, Inc.	supplies vending machine	15.14
Gall's Incorporated	supplies emergency service	19.20
Grand Tire Company, Inc.	supplies road department	1,499.44
Hafer's Incorporated	parts road department	385.94
Max Halls	tool allowance March 1988	25.00
Colleen Harvey	meals served March 1988	1,482.00
James Harvey	tool allowance March 1988	25.00
Hawkins, Stanley M.	tool allowance March 1988	25.00
Honest Dollar Construction	hauling road department	1,732.50
Industrial Supply Company, Inc.	parts road department	129.59
The IAAO	membership Barbara Montella	85.00
Clifford Jones	subsistence March 1988	72.00
Max Ksiazkiewicz	tool allowance March 1988	25.00
Robert Laws	subsistence for March 1988	72.00
Leavitt, Grant H.	professional service March	500.00
Venice Lyman	restitution Deen Lyman	200.00
Martineau, Gary	janitor library (B) March 1988	404.25
Kenneth Miller	hauling road department	1,064.58
Victor Nebeker	tool allowance March 1988	25.00
Park's Sportsman	supplies recreation	265.02
Tierre J. Patterson	tool allowance March 1988	25.00
Patterson Glass & Screen	repairs road department	104.65
Gus Paulos Chevrolet, Inc.	parts road department	256.25
Performance Products	parts road department	315.81
Phillips Petroleum Company	gas purchased department aging	42.01
Provo Excelsior Hotel	travel Jim Keyes	33.00
Quality Bookstore	supplies library (M)	51.30
Parley Redd's Food Town	supplies road department	4.25
Parley Redd Mercantile	supplies library (B)	8.05
Rufina Romero	janitor library (M) March 1988	225.00
San Juan County Communications	petty cash reimbursement	43.34
San Juan County Extension Office	reimbursement bulk mail permit	27.19
San Juan County Library (B)	petty cash reimbursement	54.86
S.J. County 12th Circuit Court	Joan Osborn	495.00
San Juan Pharmacy	supplies recreation	2.98
The San Juan Record	advertising recreation	21.50
Gaylen Schaugaard	janitor library (M) March 1988	173.25

Shilo Inn Salt Lake City, Utah	travel John Baker	35.00
Dayne Shunway Construction	hauling road department	1,732.50
Utah Gas Service Company	utilities courthouse	1,134.46
Utah Local Gov't Ins. Trust	insurance county	17,435.46
Utah Navajo Industries	supplies road department	324.42
Utah Power & Light Company	utilities TV boosters	28.09
Ute Mountain Ute Tribe	payroll deduction:Norman Begay	50.00
Rick Warner Truckland	parts and supplies road department	4.25
West Publishing Company	supplies attorneys office	133.25
Wheeler Machinery Company	parts road department	1,420.52
Mike Young Incorporated	supplies road department	18.43
Colonial Life & Accident Ins.	liability from payroll run	622.91
Equitable Life Assurance Soc.	liability from payroll run	3,027.16
First Security Bank of Utah	liability from payroll run	33,647.83
San Juan Credit Union	liability from payroll run	997.92
Utah Public Employees Association	liability from payroll run	59.61
U.S.E. Credit Union	liability from payroll run	2,983.20
Utah State Retirement Board	liability from payroll run	688.63
Utah State Retirement Fund	liability from payroll run	17,459.02
Utah State Tax Commission	liability from payroll run	5,452.78

Adjourned - There being no further business the meeting adjourned at 2:00 p.m.


 Calvin Black, Chairman


 Merina C. Johnson, Deputy Clerk