

MINUTES OF THE SAN JUAN COUNTY COMMISSIONERS MEETING HELD

FEBRUARY 6, 1984

The San Juan County Commission met in regular session on Monday, February 6, 1984, at the hour of 10:00 a.m. in the San Juan County Courthouse at Monticello, Utah.

The following members were present: Commissioner Calvin Black, Chairman
Commissioner Kenneth R. Bailey
Commissioner Robert Low

Minutes of the previous meeting were approved on the motion of Commissioner Low. The motion was seconded by Commissioner Bailey and carried unanimously.

AL HASKIN'S REPORT

Al Haskins met with the Commission to bring them up to date on the progress of the applications for Energy Impact Funds.

CEU PHONE DISCUSSED

Gail Dalton, County Clerk, met with the Commission to discuss the possibility of having CEU's telephone taken off of the County system. The problem will be further discussed at the February 14, 1984, Commission meeting and the Commission will ask that a CEU representative be present.

COMPUTER MAINTENANCE DISCUSSED

John Fellmeth, Chief Deputy Auditor/Data Processing Manager, and Rayburn Jack, Health Care Services Executive Director, met with the Commission to discuss maintenance options for the IBM System 34's. Several options were discussed and potential problems were reviewed. Commissioner Bailey made a motion to forego the maintenance contract on the System 34 in the Courthouse and to authorize the purchase of the shortest period of maintenance possible for the System 34 at the hospital and also to authorize the purchase of the operating software for the System 34 at the hospital. The motion was seconded by Commissioner Low and carried unanimously.

BOND ELECTION DISCUSSED

Rayburn Jack, Health Care Services Executive Director, met with the Commission to discuss the bond election to be held February 7, 1984, and to review the information that has been made available to the voters of San Juan County.

GOLF COURSE PROPOSED LAND EXCHANGE DISCUSSED

Mayor Redd, Rick Terry, Grant Leavitt, Doug Pehrson and Bruce Halliday met with the Commission to discuss the proposed land exchange between the City of Monticello and San Juan County. The Commission asked Mayor Redd and Mr. Terry to meet with the Monticello City Council and to make a specific description of the land proposed for exchange.

GOLF COURSE PRO SHOP DISCUSSED

Grant Leavitt met with the Commission to discuss the type and location of the new Golf Course Pro Shop. Commissioner Bailey will work with Mr. Leavitt in putting out bid proposals for the construction of a building to house the Pro Shop.

ATTORNEY FOR INDIGENTS DISCUSSED

Bruce Halliday, County Attorney, met with the Commission to review the contract submitted by Eric Swenson for attorney services for indigents. The Commission decided to defer action on Mr. Swenson's contract until a log of the number of cases and the approximate number of hours Mr. Swenson worked on indigent cases for the month of January, 1984, is obtained and reviewed.

SAN JUAN COUNTY-BIA ROAD AGREEMENTS DISCUSSED

George Maestas of the Western Navajo District of the BIA met with the Commission to discuss a Memorandum of Agreement for Road Maintenance on roads within San Juan County. The Commission also received copies of the Co-operative Agreement for road maintenance in San Juan County from the Eastern Navajo district of the BIA. Commissioner Bailey made a motion to accept the contracts and to authorize Commissioner Black to sign them. The motion was seconded by Commissioner Low and carried unanimously.

RESOLUTION ON REFORMATION OF COUNTY GOVERNMENT DISCUSSED

Bruce K. Halliday, County Attorney, met with the Commission to discuss a resolution initiating proceedings for the adoption of an optional plan of government. Commissioner Bailey made a motion to adopt Resolution 1984-1. The motion was seconded by Commissioner Low and carried unanimously.

RESOLUTION NO. 1984-1

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS
OF SAN JUAN COUNTY, UTAH, EXPRESSING THE BOARD'S
INTENT TO APPROVE AN OPTIONAL PLAN OF COUNTY
GOVERNMENT, DESCRIBING SAME, AND FIXING THE TIMES
AND PLACES FOR HOLDING A SERIES OF PUBLIC HEARINGS
THEREON.

WHEREAS, San Juan County, Utah is empowered by the provisions of Chapter 35 a of Title 17, Utah Code Annotated 1953, as amended, to initiate proceedings for the adoption of an optional plan for COUNTY government, and

WHEREAS, the Board of County Commissioners of San Juan County, Utah, hereafter BOARD desires upon its own motion pursuant to Section 17-35a-3 Utah Code Annotated 1953, as amended, to initiate said proceedings and to give notice of its intention to adopt an optional form of County Government described hereafter, as required by law, and to designate the times and places for public hearings thereon within San Juan County, Utah.

NOW THEREFORE, be it resolved by the BOARD of County Commissioners of San Juan County, Utah as follows:

1. That the BOARD on its own motion intends to approve the General County (MODIFIED) form of County Government for San Juan County, Utah, as the same appears and is more fully set forth in three (3) full and complete copies of the plan on file in the County Clerks Office and available there for public inspection and copying.

2. That public hearings on the proposed plan shall be held at the following times and places:

<u>AREA</u>	<u>MEETING PLACE</u>	<u>DATE AND TIME OF MEETING</u>
La Sal & Spanish Valley	La Sal Elem. School	April 10, 7:00 p.m.
Monticello	High School Auditorium	April 11, 7:00 p.m.
Ucolo, Cedar Point & Eastland	Eastland LDS Church	April 12, 7:00 p.m.
Blanding	High School Auditorium	April 13, 7:00 p.m.
Aneth	Aneth Chapter House	April 18, 7:00 p.m.
Montezuma Creek	High School Auditorium	April 17, 8:30 p.m.
Red Mesa	Chapter House	April 17, 6:00 p.m.
Bluff	Community Center	April 19, 6:00 p.m.
Mexican Hat	Halchita Elem. School	April 19, 8:30 p.m.
Oljato	Chapter House	April 20, 6:00 p.m.
Monument Valley	High School Auditorium	April 20, 8:30 p.m.
Navajo Mountain	Chapter House	April 21, 2:00 p.m.
Halls Crossing	Bunkhouse	April 21, 5:00 p.m.

3. That after the conclusion of the last hearing and within six months of the date of this Resolution the BOARD shall either:

- a. Approve the optional plan, or
- b. Amend the optional plan and approve it as amended, or
- c. Reject the optional plan

4. That if the plan, either in its original form or as amended, is approved then the BOARD shall cause the approved proposed optional plan to be submitted to the voters and this County as required by Section 17-35a-6, Utah Code Annotated, 1953, as amended, for their approval or rejection at the next general election to be held on November 6, 1984.

5. This resolution shall take effect immediately upon its passing and approval by the Board of County Commissioners of San Juan County, Utah, this 6th day of February, 1984.

BOARD OF COUNTY COMMISSIONERS
of SAN JUAN COUNTY, UTAH

Voted: Yea
Voted: Yea
Voted: Yea

Commissioner Calvin Black,
Commissioner Kenneth R. Bailey
Commissioner Robert Low

ATTEST:

/s/ Gail L. Dalton
San Juan County Clerk

Proposed Plan of General County Modified Form of County
Government.

The following is a proposed plan of County Government which is proposed to be adopted as the new form of County Government in San Juan County, Utah, pursuant to a Resolution of intent to approve an optional plan of County Government passed and adopted by a resolution of the Board of County Commissioners on the 6th day of February, 1984.

The structural form of the County Government proposed, known as the General County Modified Form and shall retain without change or modification, except to the extent that changes or modifications may be effectuated under other proceedings authorized by law, all existing incorporated cities and towns, special taxing districts, public authorities, county service areas, and other local public entities functioning within the boundaries of San Juan County, Utah.

The County remains vested with all powers and duties vested in Counties by general law.

The Governing body of the county shall be a County council and shall be composed of three members, who shall be elected from individual districts. The proposed districts shall be as follows:

District No. 1: Shall include the area and all residents of San Juan County residing in Voting Precincts Numbered 4, 5, 6, 7, 8, 9, and 19, as those Precincts are presently defined.

District No. 2: Shall include the area and all residents of San Juan County residing in Voting Precincts Numbered 10, 11, 15, 17, and 18, as those Precincts are presently defined.

District No. 3: Shall include the area and all residents of San Juan County residing in Voting Precincts Numbered 1, 2, 3, 12, 13, 14, and 16, as these precincts are presently defined.

The qualifications for persons to be elected to the County Council shall be the same as those now existing for County Commissioners, but shall include one additional requirement, to wit: That in order to be a candidate and to hold office, each member must reside within the District from which he is elected.

The term of office for all County Council Members shall be a four year term. The election of Council Members shall be staggered so that two Council Members shall be elected at the General election to be held in 1986, to fill the vacancies of those commissioners whose term of office expires

that year and one council member shall be elected at the General Election to be held in 1988, to fill the vacancy for the Commissioner whose term expires that year.

The grounds for and method of removal of council members shall be the same as for the removal of County Commissioners as provided under the Laws of the State of Utah.

Procedures for filling vacancies on the council shall be the same as provided by the Laws of the State of Utah.

Procedures for filling vacancies on the council shall be the same as provided by the Laws of the State of Utah, for the filling of vacancies in the office of County Commissioner as provided under the Laws of the State of Utah.

The compensation for Council Members shall be at the same rate as for County Commissioners as provided for by the Laws of the State of Utah.

The method for changing any such compensation shall be the same as is prescribed for changing the compensation of County Commissioners under the Laws of the State of Utah.

The foregoing proposed plan is only a proposed plan and alternatives are encouraged.
DATED this 6th day of February, 1984.

SAN JUAN COUNTY COMMISSIONERS:

/s/ Calvin Black
Calvin Black-Chairman

/s/ Kenneth Bailey
Kenneth Bailey

/s/ Robert Low
Robert Low

PUBLIC HEARING TO DISCUSS PROPOSED RAISE FOR ELECTED OFFICIALS

A public hearing was held at 1:00 p.m. to discuss the proposed 5% raise for elected officials. Commissioner Low made a motion to approve the proposed 5% raise to be effective February 1, 1984. The motion was seconded by Commissioner Bailey.

Commissioner Bailey - Aye
Commissioner Low - Aye
Commissioner Black - No

Commissioner Black stated that he was voting no because he is opposed to giving the Sheriff a raise. He feels that the Sheriff has not and is not performing as he should be in managing, administering, and conducting law enforcement activities in the County. Commissioner Black also stated that there have been specific problems in Montezuma Creek and that the Sheriff has never provided the Commission with the officers logs that were requested. Commissioner Black feels the evidence of the destruction in Montezuma Creek of the old elementary school, recent break-ins at the high school, and County property are examples of the lack of law enforcement in the area. Commissioner Black said that the Sheriff has failed to enforce the licensing statutes of the State and has failed to adopt a policy and instruct his men in that policy.

COMMISSION'S POSITION ON NEWSPAPER ROCK STATE PARK DISCUSSED

A discussion was held to reconsider the Commission's position on Newspaper Rock State Park obtaining additional land from the BLM for expansion. The Commission reviewed their previous position stated at the November 28, 1983, Commission meeting the motion approved at that time is as follows:

Commissioner Bailey made a motion that the County would support the land being acquired and the development as proposed providing that the present park or any expansion would not in any way be used to curtail the study or development of the repository or any other economic industrial activity. The motion was seconded by Commissioner Low and carried unanimously.

Commissioner Black reviewed a newspaper article from the Salt Lake Tribune titled "Archeologist says N-Dump Could Destroy State Park". A letter from David B. Madsen, State Archeologist was read aloud as Mr. Madsen requested. The Commission will write a letter to Governor Matheson and Temple Reynolds requesting their position on the proposed Newspaper Rock State Park expansion and its effect on the proposed nuclear waste site.

OILFIELD DISPOSAL PONDS

Charlie Powell, Tom Blake, Bill Hance, Bill Hass and Brad Govreau met with the Commission to discuss the County leasing Keystone Wallace's old pits at \$100.00 per month and charging the oil companies per load to dispose of old drilling fluids. The County will need to erect approximately 800 foot of fence and a hole in the dike will need to be repaired.

ISLAND IN THE SKY ROAD DISCUSSED

The Commission received a request from the National Park service for the County to relinquish the existing 66 foot right-of-way over their portion of the 4.5 mile approach road which extends from the Dead Horse Point junction at the Knoll on to the Canyonlands boundary so the BLM could issue a new right-of-way to the National Park Service. The Park Service needs the right-of-way before they can receive funds to pave the road system leading to the Grand View Point and Upheaval Dome sections of the Island in the Sky District of Canyonlands National Park. The Commission decided to defer action until a copy of their Environmental Impact Statement can be obtained and reviewed for this road.

COMMISSIONER BAILEY'S REPORT


Commissioner Bailey reported that an agreement was reached with Texaco and El Paso on the oil lines under the County road east of Cahone Mesa and the Aneth to Ismay junction. The County will install culverts under the road improvements and the oil companies will move their lines under the road at their own expense.

BILLS APPROVED FOR PAYMENT

The Bargain Store	drug and alcohol school program for the Sheriff's office	175.00
KRTZ Radio	Radio announcements for water bond and health bond	1,872.00
A & M Propane	Propane for airport	164.25
Abajo Electric	Replacement supplies	384.65
Armco Incorporated	Parts and supplies	6,765.12
Abajo Petroleum, Inc.	Retroleum for road dept.	1,453.93
ASA Welders Supply, Inc.	Supplies	61.55
Blake, Kermit	Programming/Jan. 1984	1,168.00
Blanding Mercantile	Meat purchased	29.13
Blue Mountain Foods	Supplies	20.77
Bluff Water & Sewer Users Assn	Utilities	12.10
Brodart, Inc.	Service for March 84	204.05
Ted R. Brown and Associates	Parts for heater	182.61
Canyonlands Communications	Supplise	270.85
Carbon County Auditor	County's hare of expenses	113.54
Carr Printing Company	Election supplies	941.73
Caun-Co., Incorporated	Supplies	182.00
Chevron USA Incorporated	Gasoline purchased	108.64
City of Blanding	Utilities	1,207.78
City of Monticello	Utilities	129.00
Coca-Cola Bottling Co. of Price	Soft drinks	14.00
Colorado Kenworth, Inc.	Freight and supplies	12.79
Conoco Inc.	Fuel purchased	17.63
Continental Tel Co of the West	Telephone charges	1,494.08
Rudolph Cook	Phone expenses	4.76
Custom Floors and Furnishings	Repairs and Supplies	115.52
Empire Electric Assoc. Inc.	Utilities	1,772.24
Wanda Farabee	Cleaning services	40.00
Grand Junction No Nelson Co	Parts for Courthouse	113.57
Craig C. Halls	Professional services	130.00
Haskins, Al	Travel expenses	225.64
Dale Hoggard	Shelf and Labor	150.00
Hogie's Restaurant	Senior citizens meals	606.00
Horsehead Hardware	Supplies	35.08
Howell, Patsy	Senior citizens meals	1,290.00
IMS Better Packages	Supplies	19.80
International Business Machine	Installment Payment	919.18
IMS Int. Mailing Systems	Postage Meter Rental	66.00
Intermountain Electric	Parts	151.69
Kaman Bearing & Supply Corp.	Supplies for road dept.	113.05
Kar Products Incorporated	Parts	170.96
Montella, Barbara	Travel	138.60
Monticello Mercantile	Supplies	113.14
Motor Parts Pro Mart Home Center	Supplies	5.78
New Shelter	Subscription	11.00
Northern Electric	Repairs	20.00
Office Outpost	Supplies	66.17
Office of County Commissioners	Snow Removal	4,084.00
P & F Pats and supply	Parts & supplies	25.38
Helen Parrish	Senior Citizens Meals	828.00
Douglas Pehrson	Travel	243.42
Quality Bookstore	Books purchased	275.89
Carol Richmond	Re-appraisal	125.58
Salt Lake Stamp Company	Repair on time clock	91.06
San Juan County Road Department	Repairs and parts	160.09
San Juan Health Care Services	Computer	125,179.50
San Juan Nursing Home	Senior Citizens Meals	412.50
San Juan Pharmacy	Supplies	187.30
The San Juan Record	Public Notice	372.91
Saveway Automotive	Parts	8,972.11
Sherry Shupe	Health Care Services	167.50
Smith Media Corp.	Advertising Bond Election	313.00
Southeastern Public Service Co.	Supplies	6.50
Texagulf Chemicals	Road salt	185.90
Thompson, Robert C.	Travel	160.52
USU Extension Service	Supplies	51.75
Utah's Canyonlands	Ad in Utah Travel Guide	1,038.30
Utah Correctional Association	Pre-Registration	23.00
Utah Gas Service Company	Utility	1,474.27
Utah Navajo Industries	Supplies	24.06
Utah Power & Light Company	Utility	274.46
Utah Sheriff's Association	Membership dues	100.00
Utah State Department of Social Service	Aging Contract 84-8128	13,034.33
Utah State Highway Safety Div.	Book purchased	2.50
Utah State Treasurer	P.O.S.T. Jan. 1984	513.00
W.H. Burt Explosives, Inc.	Supplies for Road Dept.	1,302.00
West Publishing Company	U.S. Code Annotated	91.00
White Mesa Ute Council	Meals	317.50
Mike Young Incorporated	Heater Motor	308.70
Young's Machine Company	Repair Trucks	353.99

There being no further business for the day the meeting adjourned at approximately 4:30 p.m.


Commissioner Calvin Black, Chairman


Carol T. Hoggard, Deputy Clerk