

454

MINUTES OF THE MEETING OF THE SAN JUAN COUNTY COMMISSION

JUNE 10, 1985

The San Juan Commission met in regular session mon June 10, 1985 at the hour of 10 a.m. in the San Juan County Courthouse at Monticello, Utah.

The following members were present: Commissioner Kenneth R. Bailey
Acting Chairman
Commissioner Jerry Holliday

Commissioner Calvin Black was excused from the meeting.

Minutes of the previous June 3, 1985 meeting were approved as corrected on the motion of Commissioner Holliday. The motion was seconded by Commissioner Bailey and carried unanimously.

LETTER FROM UNITED STATES POST OFFICE RE. MAIL BOX ON BLUE MOUNTAIN ROAD IN BLANDING

The Commission received a letter dated June 4, 1985 from Merridy K. Cross, Postmaster of the Blanding Post Office regarding a request from Ervin Oliver to move the neighborhood delivery and collection box unit located near his corrals on Blue Mountain Road in Blanding. Mr. Oliver feels the unit is located on private property, and Postmaster Cross feels it is on county right-of-way.

The Commission feels that it is not the responsibility of the County to survey and determine whether property in question is on private land or county right-of-way, as there was no encroachment permit issued by the County Road Department, and we have no knowledge as to whether they have the private landowner's permission. Commissioner Holliday will discuss this further with Blanding Postmaster.

GIBBONS COMPANY - COUNTY UNEMPLOYMENT

Mr. Rick Bailey, Assistant to the Commissioners, reported that he has reviewed the contract with Gibbons Company and The Association of Counties, and it is his opinion that the County will not be able to get out of this contract. Mr. Rick Bailey will prepare a letter for Commissioner Black's signature to be signed at the next regular Commission meeting. The letter states the County's dissatisfaction with their performance on the County's behalf. Mrs. Rick Bailey also said he will be meeting with Gibbons Company next to review their procedure and performance.

STATE AGING DEPARTMENT

Mr. Rick Bailey, Assistant to Commission, reported he received a letter from the State Aging Department indicating a discrepancy on the number of minorities we are servicing in this area. Mr. Rick Bailey will prepare a statement showing the names, social security numbers, and address of all minorities being served in the San Juan Area.

COUNTY AGING DEPARTMENT - HIRING POLICY

Mr. Rick Bailey, Assistant to Commission, reported that there has been some question as to the hiring practices for the County Division of Aging. Rick Bailey has prepared a memo to all those concerned stating that all personnel hired by the Aging Department will be approved by Mr. Rick Bailey. Also, all position openings will be advertised according to County policy.

COUNTY AGING DEPARTMENT - BUS SERVICING

Mr. Rick Bailey, Assistant to the Commission, reported that he notified the bus drivers employed by the County Aging Department they are responsible for the maintenance of the bus they are driving. After some discussion, the Commission requested Mr. Rick Bailey set up a regular schedule for maintenance on all buses.

SAN JUAN COUNTY ADVISORY AGING COUNCIL

Commissioner Holliday made a motion to have LaRay Alexander appointed as State Advisory Council and Al Haskins as alternate. Commissioner Bailey seconded the motion which carried unanimously.

SOUTH RECREATION DIRECTOR - TRANSPORTATION VEHICLE

Commissioner Jerry Holliday suggested Mr. Dennis Jones, South Recreation Director, meet with Bernal Bradford of the County Road Department for a possible exchange of pickups.

SOUTH RECREATION - MAINTENANCE EQUIPMENT

Mr. Dennis Jones, South Recreation Director, requested approval for lawnmower improvements. The Commission authorized Mr. Jones to secure bids for additional lawnmower equipment.

BURNING OF STATE SCHOOL SECTIONS

The Commission received a copy of a letter to the Utah State Division of Lands and Forestry from Lisle G. Adams, et. al., regarding their concern that the necessary burning of the State School Sections in question has not yet been started. In the letter Mr. Adams requested a meeting with the Utah State Division of Lands and Forestry to discuss this problem. In a telephone conversation with Mr. Adams during the Commission Meeting, Mr. Adams stated that he would like to meet with the Commission to discuss the outcome of this meeting which is scheduled for June 11, 1985.

ALKALI POINT

The Commission reviewed the following letter for Commissioner Bailey's signature:

June 10, 1985

Carol D. Shull
Chief of Registration
National Register of Historic Places
Interagency Resources Division
U. S. DEPARTMENT OF THE INTERIOR
National Park Service
Washington, D. C. 20240

Dear Ms. Shull:

Re: Alkali Point
Blanding, San Juan County, Utah

Please accept these comments regarding your letter dated April 15, 1985 regarding the establishment of boundaries of National Historic Landmarks.

The San Juan County Commission is opposed to the establishment of boundaries in the Alkali Point area for the following reasons:

1. There is considerable oil and gas development in this area at the present time. These companies have expended a great deal of money and time in development and production and will continue to do so in this area if they are permitted. Our area is in a very depressed economic area, where every benefit that we can obtain is necessary in order to provide services required by the citizens of this area.

2. The Commission is not in agreement with the statements of significance in that the area's cultural resources have been destroyed and damaged by opening the area up with the industry's road development. The pot hunting and other damage has occurred with or without this.

3. The power line and pipeline are in place and provide needed services to the areas and industry. Many of the same explanations listed in number one are also justified in this comment.

4. The Commission believes that the statements as to the destruction of the cultural resources and the impacts are grossly overstated.

The Commission has always felt and will continue to state that there is a needed balance in which the most significant sites can be preserved without locking up the entire area. These single-use areas are not beneficial and do not serve the majority of the citizens.

Therefore, we again state that we are opposed to this selection and specific boundaries being placed around the Alkali Point.

Very truly yours,
/s/ Kenneth R. Bailey
Kenneth R. Bailey
Acting Chairman
San Juan County Commission

SOUTHLAND SUIT

County Attorney, Bruce Halliday, reported to the Commission that he has talked with the Attorney General's Office this day regarding the recent Montana court decision regarding taxing jurisdiction of mineral resources on Indian reservations. The Attorney General's Office stated that the case in Montana is substantially different than our case and the Minerals Leasing Act of 1938 which gives the County authority to tax oil and gas on the reservation. Mr. Halliday further informed the Commission that if the case is the State of Montana cannot tax the tribe's royalty, then that will not affect San Juan County. Mr. Halliday said he should have more concrete information by next week regarding this Montana decision.

NORTHWEST ENERGY VS. SAN JUAN AND OTHER COUNTIES

Bruce Halliday, County Attorney, received a bill which settled the Northwest Energy Company lawsuit, wherein we agreed to pay \$3,740 in refunds to Northwest Energy in settlement for the return of taxes paid under protest on a pipeline.

The Commission instructed Mr. Halliday to make out a voucher for payment of this settlement.

PRIVATE FENCE CONSTRUCTED ON COUNTY ROAD NO. 175

Commissioner Bailey informed County Attorney, Bruce Halliday, of a complaint that had been received regarding a fence across an existing county right-of-way. The Commission asked the County Attorney to look into the matter.

HONDALAND/SAN JUAN COUNTY PROPERTY DEED DISCREPANCY

The Commission discussed with the County Attorney, Bruce Halliday, the problem of a property line discrepancy between San Juan County and Hondaland.

CONTRACT WITH DOUT GARNER TO CRUSH GRAVEL

Commissioner Bailey reported Merz Hugentobler is having problems trying to use filler out of Spring Creek trying to use it on the city streets. Rather than pushing and hauling off oversized rocks, it was decided to consider crushing. Motion was made by Commissioner Holliday authorizing Doug Garner to crush \$5,000 yards of 3 inch at \$1.80. Motion was seconded by Commissioner Bailey and passed unanimously.

EMPIRE ELECTRIC ASSOCIATION-RELOCATION OF POWER POLE AT GOLF COURSE

Commissioner Bailey presented a bill to Bruce Halliday, County Attorney, regarding the relocation of a power pole at the San Juan County Golf Course. The bill is approximately \$1,000 more than the original amount agreed upon. The original figure was \$1,907. Mr. Halliday will write Empire Electric regarding this matter along with a check in the amount of \$1,907.

LETTER FROM BIA REGARDING FREE-USE SAND AND GRAVEL PERMITS

The San Juan County Road Department received a letter from the Bureau of Indian Affairs stating the County will have to provide archeological clearances and environmental assessments for permits for sand and gravel on the Indian Reservation.

JUNE 22 COUNTY SURPLUS AUCTION

Rick Bailey, Assistant to the Commission, discussed the June 22 auction with the Commission regarding the availability of titles to equipment that will be auctioned. Items auctioned will be sold on an "as-is", "where-is" basis. Bills of Sale and titles will be provided where possible.

SAN JUAN COUNTY AMBULANCES

The policy for ambulance maintenance was discussed. Rick Bailey, assistant to the Commissioners reported that each local association is responsible for the local maintenance on the ambulance. They are to submit their needs to Mr.

Rayburn Jack, San Juan County Hospital Administrator. The Commission requested that Rick Bailey follow up on getting these ambulances serviced.

COUNTY SALE OF USED EQUIPMENT TIRES

The Commission agreed that the County Road Department could sell used large-equipment tires to the public for a price of \$10 each. The tires may be purchased at the Blanding Road Department.

HEARTS DRAW ROAD

The County received an approved special use permit for a gravel pit for the construction of the road

from county road No. 101 to U-211, Hearts Draw Road, from the US Forest Service dated June 7, 1985.

SAN JUAN COUNTY ASSESSING AND COLLECTING PROCEDURES

The Commission met with the School Board to discuss the possibility of a compromise solution to the financing of tax collection. The Commissioners deferred action at this time.

LIBRARY BOARD APPOINTMENT

Commissioner Holliday made a motion that Mr. Harold R. Allen and Mr. Oleen Hatch be appointed to the Library Board. The motion was seconded by Commissioner Bailey and passed unanimously.

COUNTY DEPOSITS

Gail Johnson, County Clerk/Auditor, further discussed the problem of keeping tract of deposits made by the County. This matter will be discussed further during the Elected Officials Meeting next week.

MONTEZUMA CREEK SWIMMING POOL

Commissioner Holliday said he will check into why the swimming pool in Montezuma Creek has not been opened.

COUNTY OVERTIME POLICY Clarification

The County's overtime policy was discussed. Bruce Halliday, County Attorney, stated that the current policy is that the County will allow travel one way.

BILLS APPROVED FOR PAYMENT

A & M Propane	Propane Blanding Shed	158.30
Abajo Petroleum, Inc.		76.25
Bruce Adams	Restitution/PMT'Case #661	250.00
All Makes Typewriter Co.	Typewriter for Emerg. Service	482.00
ANR Freight System, Inc. (ANRF)	Supplies Blanding Pool	48.30
Aquatech Pool & Patio Shoppe	Supplies Blanding Pool	108.24
Arnold Machinery Company	Supplies Road Dept.	376.36
Richard K. Bailey	Travel Expenses	162.95
Bancroft-Whitney Co.	Legal Book Attorney Office	64.40
E. A. Black	Sump Pump Blanding Pool	244.50
Black Oil Co.	Fuel for Road Dept.	3399.75
Blanding Home Center	Supplies for Library 	126.74
Blanding Mercantile	Supplies Pool 	13.00
Brodart, Inc.	Service for July 85 	87.22
Stevens Brown	Supplies Recreation 	50.00
Car Care Center	Supplies Sheriffs Dept.	101.60
Cuan-Co., Incorporated	Supplies Road Dept.	236.55
Chevron U S A Incorporated	Gasoline/Sheriffs Dept.	53.75
City of Blanding	Utilities Library 	460.34
City of Monticello	Utilities Courthouse Bldg.	151.50
Conoco Incorporated	Gasoline for Sheriffs Dept.	52.86
Continental Tele. Co. of the West	Tele. Charges Blanding Pool	229.41
Country Kitchen	Meals for Travel Council	8.00
Empire Electric Assoc. Inc.	Move pole, Line golf course	2705.57
The Express Company	Freight charges Road Dept.	15.32
Field Consulting Services	Supplies Computer Dept.	117.45
First Security Bank Of Utah	Fees/Bond Transfer Agent 30007-	523.80
Gateway Chevron	Repairs on Bus #2 Aging	24.00
Goodson Automotive Machine Shop	Purchase of C O D parts for shop	363.97
Grand Tire Co., Inc.	Tires for Road Dept.	1610.51
Sam Halls	31,300 cubic yards rock	1565.00
Horsehead Hardware	Supplies Road Dept.	1052.88
Howell, Patsy	Senior Citz. meals May	1581.00
Humphreys, Peggy	Office Expenses	174.03
Intermountain Farmers Assoc.	Supplies for Road Dept.	2365.00
Jones, Dennis C.	Mileage to Monticello	18.04
Kelly Co.	Supplies for Circuit Court	122.28
Kents	Supplies Sheriffs Dept.	1111.60
Leavitt, Grant H.		70.00
Charles W. Lombardi	Refund of Bail #85DWR039	41.00
Magic Chemical Co.	Supplies Sheriffs Office	69.09
Paul N. Mears	Refund of Bail #85DWR044	27.00
Mighty Distributing System	Supplies Road Dept.	209.50
Montella's Repair	Trailer Road Dept	875.00
Monticello Merc.	Supplies Golf course <M>	53.02
Motor Parts Co.	Supplies Sheriffs Office	66.72
Motor Parts Pro Mart Home Center		619.37
Northern Electric	Blanding Recreation	49.15
Office Outpost	Office Supplies Clerk	141.43
Orr's Auto Body & Glass Shop	Parts for Road Dept.	20.50
Palmer's	Office Supplies Dept. Aging	5.80
Helen Parrish	Senior Citz. meals May 85	810.00
Prentice-Hall, Inc.	IBM Language Programming	39.95
Parley Redd Merc.	Supplies Blanding Rec.	71.50
Redex, Inc.	Freight chargers Road Dept.	32.30
Restaurant & Store Equip. Co.	Stool base/Pro Shop <M>	722.05
Reuel's Photo-Blue	Supplies Sheriffs Office	91.48
Rigelle Publications	Canyonlands of Utah Book	14.40
S-W Parts and Supply		269.33
San Juan County	Bail Forfeitures	1447.00
San Juan County Hospital	Senior Citz. meals May	969.00
San Juan County J P	Petty Cash	82.88
San Juan Health Care Services	Capital Request	26395.00
The San Juan Record	Advertising Miss San Juan	243.14
Sawayay Automotive	Tires for Road Dept.	6017.88
Schafer Auto	Repairs Road Dept.	110.00
Sears-Monticello Agency	Blinds and Duster	495.98
Skelton, Inc.	Gravel for Road Dept.	99936.75
Snap-On Tools Corporation	Handle Road Dept.	8.75
Southwest Emulsions	Emulsions for Road Dept.	19175.47
State Treasurer of Utah	J P Court/P O S T May 85	1179.00
Micheal Howard Stees	Refund of bail #85DWR041	41.00

The Supply Co.	Supplies Recreation 	27.00
Thatcher Chemical Co.	Chlorin Montz Creek Pool	602.50
Tire and Auto Center Inc	Repairs for Sheriff Dept.	5.00
United States Welding, Inc.	Cylrnt for May 85 Road Dept.	154.33
Utah Hotel Motel Assoc.	Reception P. Humphreys	24.00
Ut. Power & Light Co.	Utilities Road Dept.	38.67
Ut. St. Dept. of Soc. Service	Aging Contract	7094.64
Ut. St. Retirement Board	Dist Crt Judges retirement	80.00
Ut. St. Treasurer	State Collections Dist'B.	4353.00
Rick Warner Ford	Carb.core Charge Road Dept.	413.83
Western Office Products	Supplies Travel Council	16.11
Wheeler Machinery Co.	Labor/Travel, parts (Road Dept.)	22939.41
Mike Young Incorporated	Oil Suppliment Road Dept.	125.28
Young's Machine Co.	Engine Kit Road Dept.	296.99

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

M. Jane Muselman