

**MINUTES OF THE SAN JUAN COUNTY COMMISSION**

**APRIL 15, 1985**

The San Juan County Commission met in regular session on April 15, 1985, 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. Black  
Commissioner Jerry Holliday

Minutes of the previous meeting were approved with the specified corrections on the motion of Commissioner Holliday. The motion was seconded by Commissioner Bailey and carried unanimously.

**SCOTT DAVIS/ROAD EMPLOYEE MEETS TO DISCUSS COMPLAINTS**

Scott Davis a county road employee met with the Commission to discuss several complaints.

(1) Mr. Davis reported that he works as an operator approximately 2 to 3 days per week but is paid only laborers wages. Mr. Davis also requested a copy of the qualifications and requirements for an operators position.

(2) Mr. Davis stated that he would like for county employees to be paid on a semi-monthly basis.

(3) Mr. Davis reported that he did not feel it is fair that some of the road employees are allowed to leave the job site early enough to be at the road shed by 3:30 p.m. while others are not allowed to leave the job site until 3:30. Mr. Davis reviewed the Fair Labor Standards Act - 1938, as amended regarding the payment of overtime and travel time. Commissioner Black reported that prior to the recent Supreme Court decision some of the guidelines in the Fair Labor Standards Act did not apply to cities and counties.

(4) Mr. Davis also stated an accusation that Bernal Bradford, Road Foreman lied regarding ordering some diesel fuel.

The Commission thanked Mr. Davis for bringing these matters to their attention. Commissioner Bailey will check into the complaints and concerns reported by Mr. Davis. Commissioner Bailey will report to the Commission and Mr. Davis regarding his findings.

**LAND LEASE/HORSESHOE PITS APPROVED**

J.J. Steffen met with the Commission to request the use of the following land across from the Courthouse.

Beg N 89°11' W 154.5' on S b'ndry of Lot 1, N 89°11' W 149.5' N 0°49' E 139.5', S 89°11' E 89.5', N 0°49' E 75', S 89°11' E 131.5', S 0°49' W 104.5', N 89°11' W 71.5', S 0°49' W 110' to beg.  
AREA: 0.751 A.

Mr. Steffen reported that the Lions Club will sponsor this project. Mr. Steffen further reported that Monticello is a part of the Southern Utah Horseshoe Association. This association will organize and hold tournaments for horseshoe pitching in Monticello if the facilities are available.

Mr. Steffen reported that none of the neighboring land owners have any objections to this project. The Commission agreed to a five (5) year lease with the Lions Club for this property, to be used for this project. The County will grade the proposed area and the Lions Club will be responsible for any maintenance and improvements.

**ELECTED OFFICIALS MONTHLY MEETING**

The following elected officials met with the Commission for their regular monthly meeting.

Marian Bayles	-	County Treasurer
Bruce K. Halliday	-	County Attorney
Barbara Montella	-	County Assessor
Mary Lou Mosher	-	County Recorder
Rigby Wright	-	County Sheriff

Marian Bayles asked if any of the Commissioners had met with First Security Bank regarding the concerns discussed at the last elected officials meeting. Commissioner Black reported that he was contacted by a representative from First Security Bank. Commissioner Black further reported that the representative assured him that First Security had not red-lined San Juan County but are implementing more business like practices for securing loans. Ms. Bayles reported that she had received the same information from a representative from First Security Bank.

Bruce Halliday and Barbara Montella reported that the factoring order from the State Tax Commission will be 1.19%, and commercial will be reappraised. Commercial property will be reappraised. Mrs. Montella reviewed the plans for a complete reappraisal program that has been agreed upon with the State.

The Commission would like to renegotiate their contract with the state regarding the issuing of license plates. The Commission instructed Mrs. Montella to estimate the cost to her office for issuing license plates.

Rigby Wright reported that he presently has three (3) people attending the Police Academy for training.

Mary Lou Mosher reported that Katy Dickson, Salt Lake County Recorder, is proposing an increase in recording fees. Ms. Mosher further stated that she would be opposed to any fee increase at the present time. The Commission stated that they would also be opposed to any fee increase at the present time.

**KLCY-FM REPRESENTATIVE MEETS**

Milton Davis representing KLCY-FM met with the Commission to present a proposal for the installation of transmitting equipment on Abajo Peak. Milt Rose, County Communications Engineer, was also present and did not have any objections to this proposal. The County requested that KLCY-FM pay a \$50 per month

rental fee and be responsible for all maintenance. The Commission agreed to this proposal and instructed Mr. Rose to work with Mr. Davis in locating the proper location for the equipment.

The Commission also instructed Mr. Rose to contact the other radio stations with equipment in county buildings on Abajo Peak regarding a monthly rental fee.

#### COMMUNICATIONS ENGINEER MEETS

Milt Rose, Communications Engineer, met with the Commission to discuss the replacement of the ambulance paging system in Montezuma Creek, Bluff and Mexican Hat. Mr. Rose reviewed the problems relating to the current paging system and possible solutions. Mr. Rose reported that the cost for this work would be approximately \$1,000. The Commission authorized Mr. Rose to proceed.

#### LA SAL RECREATION/BASEBALL FIELDS APPROVED

Eddie Allred, Loris Blankhead, Zane Chartrand and Alice Chartrand met with the Commission to discuss a proposal for the installation of two baseball field on the LaSal recreation site. Following is a list of the requests:

- (1) County surveyor to stake and grade land to be leveled.
- (2) Permission for Dale Fuller to use county road equipment on his own time to grade park.
- (3) Permission to use part of \$500 designated in budget for LaSal Recreation to pay Lane Fuller for cat work to level fields.

Mr. Chartrand reported that the material for the two backstops will be donated by Union Carbide and the labor for putting them up will be done by local residents.

The Commission approved the request for the county surveyor to stake and grade land to be leveled. The Commission also approved the request for Dale Fuller to use county equipment on his own time for grading the park. Mr. Chartrand will attempt to have Lane Fuller donate his labor for the cat work. The Commission stated that use of the \$500 designated in the budget will need Commission approval.

#### LASAL FIRE STATION ADDITION REQUESTED

Alice Chartrand reported that members from the LaSal Fire Station asked her to represent them in a request for an addition to the fire station. The addition would be used as a meeting room as because they don't have a heated room to hold meetings in during the winter. The Commission denied this request because they feel that the members would hold their wintertime meetings at someones home or at the elementary school.

#### AGREEMENT WITH UNION OIL FOR SURFACE RIGHTS

Fred Simpson representing Union Oil met with the Commission to present a proposal for surface rights in the Lisbon Valley area. The location is as follows:

Section 11, Township 30S, Range 24E.  
1320' ESL, 1980' EEL Approximately 21/4 acres

As part of the rehabilitation plan Union oil will complete the following rehabilitation work if the well is a producer:

Maintain access road and provide adequate drainage to road.  
Reshape and reseed any area not needed for maintenance of the pump and support facilities.

The following work will be completed when the well is abandoned:

Pit will be fenced until dry, then filled to conform to surrounding topography.  
Water bars will be constructed as deemed necessary.  
Site will require reshaping to conform to surrounding topography.]  
Entire disturbed area will be reseeded. (if practical)  
Water bars will be constructed on the access road as deemed necessary.

Commissioner Bailey made a motion to approve the Rehabilitation Agreement and authorize Commissioner Black to sign it. The motion was seconded by Commissioner Holliday and carried unanimously. No decision was reached regarding the payment for the surface rights at this time to enable the Commission to further research the matter. The Commission did authorized Union Oil to proceed with this project while the fee is being negotiated.

#### BLUFF COMMUNITY BUILDING DISCUSSED

Rick Bailey, Commission Assistant, reported that he attended a meeting in Bluff with Bruce Shumway last Friday to discuss the problems regarding the Community Building. Mr. Bailey further reported that the problems seem to be resolved.

#### MENTAL HEALTH ANNUAL SITE VISIT SCHEDULED

Rick Bailey, Commission Assistant, reported that the Annual Site Visit of the licensing team of the State Division of Mental Health will be next week. The purpose of the visit is to determine the degree of compliance with state standards for Community Mental Health Centers. The meeting on Wednesday, April 24th will be at the courthouse in Monticello. The meetings on Thursday, April 25th and Friday, April 26th, will be at the San Juan County Social Services Building in Blanding.

#### STATE PARK MEETING ATTENDED

Rick Bailey, Commission Assistant, reported that he attended the State Park meeting in Mexican Hat last week. Mr. Bailey reported that those in attendance were not in favor of giving the proposed land near Monument Valley back to the State. Mr. Bailey further reported that the majority of those in attendance were in favor of using the land for a small Navajo run Visitors Center.

#### U.N.D.C. REPRESENTATIVES MEET RE: TAXES AND LEASE ON OLD CLINIC BUILDING

Eric Swenson, Fritz Mueller, and Worthy Glover representing U.N.D.C. met with the Commission to discuss a proposal for settling the UNDC tax matter.

Bruce Halliday, County Attorney and Eric Swenson, U.N.D.C. council, will work together in attempting to reach an agreement on this tax problem.

The possibility of selling the old clinic building was also discussed at this time. The Commission reported that the School District has also expressed an interest in leasing this facility. Mr. Mueller reported that the building U.N.D.C. is now occupying will be vacant if this lease is approved and could be leased by the County to the School District as it is also a county building. The Commission deferred action regarding the lease on the old clinic building until the April 22nd, Commission meeting.

**OLD CLINIC BUILDING IN BLANDING DISCUSSED**

Reese Thomas representing the San Juan School District met with the Commission to discuss the possibility of leasing the old clinic building in Blanding. The Commission reported that they have considered several options. (see minute entry above for more details)

**MONTEZUMA CREEK CONSTRUCTION BID APPROVED**

Doug Pehrson, County Surveyor/Engineer, met with the Commission to review the bids received for construction of the Montezuma Creek Bridge. The Engineer's estimate for this project is \$587,000. The following bids were reviewed:

Hale Sand & Gravel	\$814,000.
L.A. Young	\$706,000.
Nile Chapman Const. Co.	\$700,000.

Commissioner Bailey made a motion to authorize U.D.O.T. to accept the low bid submitted by Nile Chapman Construction Company. The motion was seconded by Commissioner Holliday and carried unanimously. The following letter to U.D.O.T. was approved.

TO: George Thompson  
Utah Department of Transportation  
Salt Lake City, Utah

FROM: San Juan County Commission  
Court House  
Monticello, Utah

SUBJECT: Montezuma Creek Bridge  
RS-BRS-0408(3)

Dear George,

San Juan County has reviewed the bids for the Montezuma Creek Bridge, project RS-BRS-0408(3). Although the bids exceeded the engineer's estimate by more than 10% we feel that there was justification for the bids being high. The bituminous surface course will have to be transported approximately 120 miles since setting up a plant for 900 tons is not practical. Also, the rip rap meeting specifications could prove to be more costly than the estimate indicated.

Therefore, San Juan County accepts the low bid from Nile Chapman Construction Company in the amount of \$700,933.00. We recommend that the Utah Department of Transportation award the contract to them.

Sincerely,

/s/ Calvin Black  
Calvin Black  
Chairman, San Juan County Commission

**MEETING ATTENDED RE: NEWSPAPER ROCK STATE PARK EXPANSION**

Commissioner Bailey reported that he attended the State Park meeting in Monticello last week regarding Newspaper Rock State Park. Commissioner Bailey presented the Commission's position that the expansion would not be opposed if the State Department of Parks and Recreation would take over Recapture Reservoir and Lloyd's Lake. Commissioner Bailey further reported that he thinks the proposal will be considered.

**SUBGRANT AGREEMENT WITH HIGH-LEVEL NUCLEAR WASTE OFFICE APPROVED**

Commissioner Holliday made a motion to approve the subgrant agreement between the High-Level Nuclear Waste Office and San Juan County. The motion was seconded by Commissioner Bailey and carried unanimously. This agreement is for \$7,500 to allow San Juan County to conduct an independent review of technical and policy documents prepared by the DOE in implementing the requirements of the Nuclear Waste Policy Act for repository site selection. Grand and San Juan Counties are working together on this project and have hired Dr. Gary Sandquist to conduct the review.

**COUNTY AUCTION SCHEDULED**

The County auction for surplus items has been scheduled for June 22nd, at the Monticello Road Office. A memo will be sent to each department requesting them to compile a list of all items that need to be sold or replaced.

**PACK CREEK BRIDGE DISCUSSED**

Commissioner Bailey reported on the problems of overweight loads crossing the Pack Creek Bridge. Although 15 ton load limit signs are up loads much heavier than that have been crossing the bridge, causing damage. Creating a bypass around the bridge was discussed as a possible solution.

Commissioner Holliday reported that he met with the electrical engineer on the Nursing Home project regarding the size of building need for the generator.

**UAC CONFERENCE ATTENDED**


Commissioner Black reported that he attended the UAC meeting in Salt Lake last week.


**BILLS APPROVED FOR PAYMENT**

ABAJO PETROLEUM, INC.	FUEL/ROAD DEPARTMENT	475.50
BANCROFT-WHITNEY CO.	SUPPLIES/ATTORNEY'S OFFICE	98.70
BLUE CROSS-BLUE SHIELD	REIMBURSEMENT INVOICE	12,539.62
BLUFF WATER & SEWER USERS ASSN	UTILITIES/BLUFF BUILDING	11.40
BRUCE BUNKER CONSTRUCTION	WORK/MATERIALS-MONTEZUMA CK. POOL	6,914.67
CHEVRON USA INC.	GAS/TRAVEL	53.65
CARL EISEMANN	TRAVEL/FOUR CORNERS MTG.	36.60
EMPIRE ELECTRIC ASSOC. INC.	UTILITIES/PRO SHOP	76.79
FORESTRY SUPPLIERS, INC.	SUPPLIES/SURVEYOR	33.05
CRAIG C. HALLS	PROFESSIONAL SERVICES	375.00
HUNT UPHOLSTERY	REPAIRS/DEPT. OF AGING	156.42
INTERNATIONAL BUSINESS MACHINE	INSTALLMENT PAYMENT	848.26
J.B. GRAIN & BEAN CO.	PESTICIDES/DEPT. AGING	12,927.00
LAFAYETTE INSTRUMENT CO., INC.	SUPPLIES/ROAD DEPT.	250.00
MOORE BUSINESS FORMS, INC.	TAX NOTICE-1985/TREASURER	542.18
NATIONAL PEN CORP.	DRAFTING PENS/RECORDER	166.26
MOTOR PARTS PRO MART HOME CENTER	SUPPLIES/ROAD DEPARTMENT	959.44
NELSON, JAY	FINAL PAYMENT/MONTEZUMA CREEK	6,175.61
OFFICE OUTPOST	SUPPLIES/ROAD OFFICE	1,883.85
OXFORD CHEMICALS, INC.	SUPPLIES/LIBRARY MONTICELLO	20.76
PALMER'S	SUPPLIES/AGING PROGRAM	108.67

PRIORITY ONE ELECTRONICS	REPLACEMENT POWER SUPPLY	224.00
QUALITY BOOKSTORE	SUPPLIES/MONTICELLO LIBRARY	82.36
QUALITY INN-PRICE	TRAVEL COUNCIL	49.90
QUILL CORPORATION	SUPPLIES/ROAD OFFICE	97.33
SAN JUAN COUNTY COMMUNICATIONS	RADIO REPAIR/ROAD DEPT.	2,209.55
SAN JUAN COUNTY ROAD DEPT.	TIRES & GAS/DIV OF AGING	1,079.46
SAN JUAN HEALTH CARE SERVICES	MONIES REQUESTED	13,202.01
THE SAN JUAN RECORD	CLASSIFIED AD/EMPLOYMENT	19.80
SCENIC AVIATION	SIGN/MONTICELLO AIRPORT	100.00
SHILO INN-SALT LAKE CITY	TRAVEL/TRAVEL COUNCIL	282.00
STATE OF UTAH DEPT. OF FINANCE	MICROFILM/CLERK'S OFFICE	63.00
STORY HOUSE CORP.	SUPPLIES/M-LIBRARY	213.20
SUPERINTENDENT OF DOCUMENTS	RURAL RESOURCES GUIDE	12.00
UNITED STATES WELDING, INC.	SUPPLIES/ROAD DEPT.	28.75
UTAH DEPARTMENT OF TRANSPORTATION	MONTEZUMA CREEK BRIDGE	106,444.00
UTAH NAVAJO INDUSTRIES	CEMENT/ROAD DEPT.	369.28
UTAH STATE LIBRARY	1-1-85 THRU 6-30-85	12,461.50
WESTERN OFFICE PRODUCTS	SUPPLIES/CLERK'S OFFICE	25.20
WHIPPLE PLUMBING	REPAIRS/M-SWIMMING POOL	421.65
WYCOFF	FREIGHT CHARGES/ROAD DEPT.	6.56
MIKE YOUNG INC.	PARTS/DEPT. OF AGING	11.70

There being no further business for this day the meeting adjourned at approximately 4:45 p.m.

  
Commissioner Calvin Black, Chairman

  
Carol Taylor-Hoggard, Deputy Clerk