

Minutes of the Meeting of the Daggett County Commission held on **Tuesday, February 2, 2021** in the Commission Chambers at the Daggett County Courthouse and through electronic means. Commissioners Randy Asay, Jack Lytle and Matt Tippetts were present in person. Clerk Brian Raymond, Recorder/Treasurer Brienne Carter, Sheriff Erik Bailey, Auditor/Recorder Keri Pallesen and Attorney Niel Lund were present in person. The meeting was called to order at 9:01 am by Commissioner Asay.

Present In Person: Thompson Davis, Sgt. Isaacson, **Present Online:** Bret Reynolds, Kym Slagowski

Approve Minutes: Minutes for the Tuesday, January 26, 2021 Commission meeting were available for review. Commissioner Tippetts noted there was an extra T in front of his name on the last page near the bottom of the 2nd paragraph; the error was fixed. Commissioner Lytle motioned to approve the amended minutes for the January 26, 2021 Commission Meeting. Commissioner Tippetts seconded the motion. All were in favor and the motion carried.

Issues Updates: Commissioner Asay shared the COVID updates. Moffat County, Colorado has 625 cases with 22 deaths. In Wyoming, Uinta County has 33 active cases, 1,561 recovered cases and 12 deaths for a total of 1,653 cases. Sweetwater County has 70 active cases with 3,268 recovered cases and 32 deaths for a total of 3,366 cases. Daggett County has 33 recovered cases and 3 active cases and 0 deaths for a total of 36 positive cases. Uintah County has 1,384 recovered cases, 270 active cases and 16 deaths for 1,678 total positive cases. Duchesne County has 1045 recovered, 98 active cases and 9 deaths for 1,152 total positive cases. The Ute Indian Tribe has 299 recovered cases, 18 active cases with 2 deaths for 319 total positive cases. The totals for the Tri County area are 2,768 recovered cases, 397 active cases, 27 deaths and 3,185 total positive cases. In the Tri-County area the total number of people tested is at 25,085 and total tests administered is at 41,223. Commissioner Lytle thanked Commissioner Asay for doing that research.

Commissioner Lytle asked if there was an update on the Water/Sewer Billings. Recorder/Treasurer Brienne Carter said she had received a \$400 payment from one individual, so she has notified the collections company. Brienne said she had received some mail back that was sent out by the collection company. Commissioner Lytle asked that he be advised of the ones that come back.

Bret Reynolds said that he had spoken with all three Commissioners and is working on his list and wants to set up a work meeting and bring it up in the Dutch John meeting. It would probably be a half an hour to an hour. Bret will set up things and send it out to be reviewed before the work meeting. Commissioner Tippetts suggested 2 pm on the 9th and that seemed to work for everyone. Darin's last day was on Friday, so Bret left a message for the Sheriff, but has not heard back from him yet. The EMS Director Position has been posted.

The EMS District was brought up and nobody has received any correspondence on Board positions yet. Commissioner Lytle said we may have to solicit individuals to be on the board. Brienne was asked about the Bank Account and she had gotten information back from Zion's. Commissioner Tippetts suggested having the Chair and Treasurer as signers on the account. The Commissioners can be the board members, but that is not the preference and is a last resort. The Chair and Treasurer were willing to be signers on the bank account and the account will be transferred to the district once the board is created.

Citizen Comments: No citizen comments were given.

Cash Summary And Expected Revenues Report Review: The reports were provided by the Recorder/Treasurer's Office for review. Commissioner Lytle asked Brianne Carter if there was anything of note and she said Fund 77 has a negative balance of \$562 and that will continue for a while as it is part of a grant that we will not be reimbursed for until the project is finished. Brianne said the December taxes have been paid out and there was discussion on the money being held for the Water District and Brianne said she would follow up on that with Chad Reed. Commissioner Tippetts brought up that the Commission Assignments did not contain the Water District and Mr. Raymond said that had been corrected. Commissioner Lytle motioned to approve the Cash Summary report as presented and Commissioner Tippetts seconded the motion. All were in favor and the motion carried.

The Expected Revenue report was discussed. Commissioner Lytle motioned to accept the Expected Revenue Report for January 29, 2021 showing expected revenues of \$22,873.42. The missing \$341 for the Ambulance was received and the others are on different schedules and their receipt dates are unknown. Commissioner Tippetts seconded the motion. All were in favor and the motion carried.

Approve Open Invoice Register: The Open Invoice Register was provided by the Auditor's Office for review. Commissioner Lytle noted there were some payouts for the Ambulance, supplies, uniforms, health insurance and the Clinic were the big items this week. Commissioner Lytle motioned to approve the Open Invoice Register dated February 1, 2021 in the amount of \$83,448.85. The motion was seconded by Commissioner Tippetts. All were in favor and the motion carried. Commissioner Lytle asked about the Public relations amount and it was the Christmas hams for the Staff.

Disbursement Listing: The Disbursement Listing for January 22, 2021 through January 29, 2021 was presented by the Auditor's Office for review. Commissioner Lytle motioned to accept the Disbursement Listing from Zions Checking for January 22, 2021 to January 29, 2021 in the amount of \$187,075.89 and voided amounts of \$8,748.41. The motion was seconded by Commissioner Tippetts. All were in favor and the motion carried.

Purchase Order Approvals: No purchase orders were needing approval.

Correspondence: Commissioner Lytle brought up the Jail and Mr. Winterton would like to get a copy of the Listing agreement. Attorney Niel Lund said it was a public document. Commissioner Lytle said that he was in contact with Commissioner Horrocks of Uintah County and he thought that their payment was including us. Commissioner Asay tried to get a hold of Commissioner Miles of Duchesne County, but they weren't able to connect. Procurement was unclear and maybe we should have a brief meeting with a member of all parties to make sure everyone is on the same page. Commissioner Lytle asked the attorney if he and Keri Pallesen had spoken on the procurement policy and they had discussed fixing it, but he didn't want to speak for Keri. Commissioner Lytle said we don't really want to change it right now, but it does need to be addressed. Niel was asked to get with Keri and see what would work for them. The policy could reference State Code only.

There was some correspondence on the SITLA property that was sold and there are some issues that have occurred and the Forbes are requesting a new cattle guard and so FLAP is being involved to help with the installation of the cattle guard through the required County Match. The Road would be a County road and so Maintenance would be the County's responsibility. The Fence In Fence out discussion came out again so maybe there could be some cooperative work on getting it completed. Commissioner Lytle asked what was going to be reduced in FLAP to allow this to be

done. Commissioner Tippets said he would check into it as the owner wanted this done now instead of 2022. The exact numbers are not known yet. How have we done this in the past? This is not the same as the project is happening and normally they would have to pay at least part of the cost. Commissioner Asay said in a past life he always had to pay for or provide the cattle guard that met the required specs. More coordination is required, so Commissioner Tippets will reach out to all four parties. The County had a Fence In policy a long time ago and that has been removed and the State is Fence Out. A fence is needed or the cattle guard won't be very efficient. Niel was asked whose responsibility it was for the fence and he said he would have to do some more research.

Commissioner Calendar Review: Commissioner Asay said that next week is the CIB review with UBAOG during the Commission meeting. Commissioner Lytle also said he has a CIB meeting on Thursday and will be back Friday. A five minute recess was taken at 10:08 am. The Commission came back into session at 10:20 am. Commissioner Asay and Tippets have committee meetings next week but nothing else.

Policy and Legislation Items:

Discussion and Consideration Of Letter Of Support For Trails in Dutch John:

Commissioner Lytle said there were lots of questions during last week's meeting. There was a question as to which entities are involved, Forest Service, BLM and SITLA. Thompson Davis addressed the question and said BLM is the yellow section and they are basically okay with it, but the big question was the two yellow trails on SITLA land. The Forest Service has to sign off on it, but they are waiting to do some studies. People wanted access from Dutch John to minimize theft and damage and that's how this all came about.

Commissioner Lytle asked if the Pipeline Rd is in the system and nobody was sure but it was thought not. Does the Pipeline company have a say and maybe they would assert their say if we accessed the road or started telling people they could use it and that may affect development, so it's a concern. Niel looked up the County code to see if we had designated county roads as trails. The Code was a little vague and required postings or designation, which Commissioner Lytle thought had been done. Commissioner Tippets would like to see this clarified and Commissioner Lytle thought that the Trails committee could help.

Thompson thought they might be bringing in some electric bicycles as people have been asking for them. Groups would like to do this. Dutch John Resort is trying to make this a destination resort more than just a fishing or boating destination. Thompson said there is a lot of work that has already been done on this and he will bring it up to Mark Wilson of the Chamber. The Ashley National Forest lost their archaeologist, but are trying to hire one now. The Forest Service will be the owner of the easement. Commissioner Lytle asked if this was an EA or categorical exclusion and it sounds like a categorical exclusion. Commissioner Lytle was okay with getting the letter done now that he has a better understanding of the plans. Mr. Raymond will work on the letter. Mr. Davis was thanked for attending the meeting.

Discussion and Consideration Of Business Associate Agreement With Gallagher Benefit Services, Inc.: Commissioner Lytle said it looks like the price went up a little. Niel Lund did not have any concerns with the agreement. Keri Pallesen is out of town, but will be available for the

interviews. Commissioner Tippetts motioned to approve the Business Associate agreement with Gallagher Benefits. Commissioner Lytle seconded the motion, but asked if we need to adjust the budget. Commissioner Lytle said he was willing to approve as motioned and Commissioner Asay said if he had concerns about the budget we could hold it. Commissioner Tippetts thought this was the recommendation of the HR director, so he was willing to go forward. Commissioner Asay asked for a vote. All were in favor and the motion carried.

Discussion And Consideration of Commission Duties For 2021: Commissioner Tippetts had brought out earlier that the Water District had been left off and Mr. Raymond said that he had noticed that and added it. Commissioner Tippetts noted that the Trails Committee was not on the list and he was willing to take that on. Commissioner Lytle motioned to approve the Commission assignments with the addition of the Water District and Trails Committee. Commissioner Tippetts seconded the motion. All were in favor and the motion carried.

Discussion and Consideration Of Surplussing Office Equipment: Commissioner Asay brought up the items on the list and they are from the Clerk and the Recorder/Treasurer's Offices. Commissioner Lytle asked if they were working and the printer and check scanners do not work. The 10-keys are from the Clerk's office and do sort of work. Commissioner Lytle motioned to surplus the items listed with the Printer and check scanner as e-waste and the other's just to be surplussed. Commissioner Tippetts seconded the motion. All were in favor and the motion carried.

Discussion and Consideration Of Surplus HP Envy Tag #4057 For Fair Market Value to Keri Pallesen: Commissioner Asay asked if the HP Envy was a printer and IT Director Kym Slagowski replied that it was a laptop and had a market value of \$75. Commissioner Tippetts motioned to surplus the HP Envy Tag #4057 at a fair market value of \$75 for Keri Pallesen. Commissioner Lytle seconded the motion. All were in favor and the motion carried.

Discussion and Consideration Of Possible Economic Development RFP: Commissioner Lytle said he thought it might be worth tabling until we see what comes forward with the procurement code. Niel said he had sent Keri an email but hadn't heard back. Let's put the proposed change to the Procurement Code on the agenda for next week, if it's not ready it can be tabled.

Commissioner Asay motioned to table the discussion on the RFP until next week. Commissioner Tippetts seconded the motion. All were in favor and the motion carried.

Legislative Updates: Commissioner Lytle said that there are lots of Election Bills and Clerk Brian Raymond addressed the Ranked Choice Voting and it doesn't change things very often and it complicates things, makes it less transparent and requires software that we don't currently have. The Clerks aren't necessarily against it, but we want to have a study before fundamentally changing the way we do elections. It is also very complicated on multiple jurisdictional races.

Commissioner Lytle encouraged everyone to follow the Daily UAC updates that show the proposed bills by category. There is a PILT Bill that wants to redistribute PILT to the municipalities and districts that was discussed briefly.

The CAFO Bill is coming forward and the grandfather clause is an issue. There could be ways to solve the issue and may require the Counties to deal with CAFO and Commissioner Lytle wasn't sure if CAFOs were addressed in our Planning and Zoning. Niel did not think our code addressed it. Some have felt like Counties were being capricious on this and so the bill says where they can or can't be located. Commissioner Asay said he felt like the big companies are the ones pushing this as CAFOs are not generally wanted by locals and they are using their muscle to force it through. Commissioner Lytle said there are contract farmers doing this for the big companies, but also some smaller farmers/ranchers with less concentrated ag operations. If this passes it will require the counties to do some planning and figure out where it's allowed and where it won't be allowed.

Fire Wardens salaries are also being addressed and there are several bills relating to the Sheriff's Office and criminal justice reform. The Bail bill has some issues for discussion, but Niel said he is generally in favor of it. Niel is participating in the meetings as his time allows. Commissioner Lytle said we could talk about this for hours, and asked Commissioner Asay how he wants to handle this. Commissioner Asay thought as USACCC president Commissioner Lytle could bring some good insight to the Commission. There is some discussion on the TRT has some discussion going on for different uses in National Recreation Areas (NRAs) and National Parks. Mr. Lytle wasn't sure if the Flaming Gorge NRA was included. Commissioner Lytle will try to tighten this up in future meetings. UAC has a good bill tracker with the priorities listed.

Commissioner Asay brought up the success of the Burbot Bash and there was \$66,000 in cash and prizes awarded. There were just a few short of 1400 participants on 417 teams. There was some boat traffic. It was a record year, and it was all prepared virtually, except the fishing!

With no further business Commissioner Lytle motioned to adjourn at 11:48 am.

s/ Brian Raymond
Clerk/Treasurer_Brian Raymond

/s/ Randy Asay
Commissioner Randy Asay

/s/ Jack Lytle
Commissioner Jack Lytle

/s/ Matt Tippetts
Commissioner Matt Tippetts