

**IRON COUNTY COMMISSION MEETING
January 28, 2013**

Minutes of the Iron County Commission meeting convened at 9:00 a.m. January 28, 2013 in Commission Chambers at the Iron County Courthouse, Parowan, Utah.

Officers in attendance included:

Alma L. Adams	Commission Chair
Dale M. Brinkerhoff	Commissioner
David J. Miller	Commissioner
G. Michael Edwards	Deputy County Attorney
David I. Yardley	County Clerk

Also Present:

Cindy Bulloch	County Assessor
H. Eugene Adams	County Auditor
Geraldine Norwood	County Treasurer
Deborah Johnson	County Recorder
George Mason	CICWCD

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PLEDGE OF ALLEGIANCE :

Those assembled were led in the pledge of allegiance by David Yardley.

APPROVAL OF MINUTES January 14, 2013 :

Minutes of the Iron County Commission meeting held January 14, 2013 were approved on a motion by Dale Brinkerhoff. Second by David Miller. Voting: Alma Adams, Aye; Dale Brinkerhoff, Aye; David Miller, Aye.

REPORTS :

Cindy Bulloch reported that an offer of employment has been made to an applicant for the vacant position of Assessor Trainee. She also reported that the State Tax has scheduled appeal hearings in February. There are twenty cases they will hear.

Cindy discussed several bills being considered in the Legislature that are a concern to Assessors. SB0035 creates a tax shift from personal property to real property, HB0067 applies the primary residential exemption to household furnishings, furniture, and equipment used exclusively within a rental primary residential property, HB 0074 removes the Farmland Assessment Act rollback tax requirement under certain conditions related to a mineral rights owner exercising the right to extract minerals, and HB 0242 provides procedures and requirements to obtain a residential exemption for a portion of a calendar year for property that is not residential property on January 1 but becomes residential property after January 1 of a calendar year.

Gene Adams presented a report on the Auditor's budget. He also presented an overtime report for all Departments for the third and fourth quarters of 2012. Concerns with overtime hours accrued by animal control, prairie dog workers, who are managed by DWR but on Iron County payroll were noted. It was suggested that DWR hire and manage the employees with Iron County paying on a contract service.

Geri Norwood reported on fund distributions from the Treasurer's office through January 1, 2013. She also reported on the status of accounts which have been issued a deferral agreement. There are some that have not attempted to make any payments under their current agreements and in some cases, the same owners have additional properties that will be listed on the tax sale this year. Currently there are over seven hundred parcels that are delinquent and scheduled for the tax sale in May. An additional three hundred parcels under one ownership and currently in bankruptcy proceedings may also be added if the bankruptcy court releases them from the filing.

Debbie Johnson explained to the Commission that the Recorder's office continues to see increases in the number of documents filed electronically. Currently approximately 60% of all filings are done through Simplifile. This eliminates a large amount of foot traffic at the counter and is a great benefit to title companies.

Plat maps as of December 31, 2012 have been printed, assembled, and distributed to appropriate offices as required by Utah Code. The mappers are currently working changes from January filings.

George Mason, CICWCD general manager reported that a new general manager, Paul Monroe, has been hired and will begin February 4, 2013. Mr. Monroe has been the general manager for the Kane County Water District. He also reported that a new office manager has been hired and will be starting soon. Current staff will continue for a period of time as part time employees to assist in training new personnel.

Mr. Mason also outlined budget information and projects being considered by the District. He pointed out that one Board seat currently held by Rick Bonzo representing Enoch City is set to expire this year.

DIVISION OF WILDLIFE RESOURCES PILT PAYMENT :

Bruce Bonebrake, Regional Supervisor of DWR met with the Commission to present a

check for \$2,505.23 as payment in lieu of taxes for 2012. The PILT payment is for property acquired for DWR as critical deer habitat and is located along the Parowan front from Enoch north to Paragonah.

Mr. Bonebrake also reported on project the DWR is conducting including transplanting about 100 head of deer from the Parowan area to a unit near Holden. This will be an experimental project headed by BYU personnel.

Mr. Bonebrake also reported on efforts to repair the Navajo Lake dike, the Parowan Canyon hiking trail, and urban fisheries within Iron County.

UTAH DEPARTMENT OF WORKFORCE SERVICES :

Shelly Esplin, Department of Workforce Services, explained training programs for youth and adults available through Workforce Services. There are programs that can help with training costs for new employees if agreements are in place with local entities. There are also volunteers available to the County that would be paid from funding through Workforce Services. Youth internship programs are also available for 90 days to help train youth and give them work experience.

Ms. Esplin requested that the County consider participating in these programs which could benefit Iron County and help in providing work experience to unemployed individuals in the County. The contracts were referred to the Human Resource Department, Leslie Bishop, to determine how to best serve County needs.

MOU INDIAN PEAKS BAND PAIUTE TRIBE OF UTAH :

Bob McNichols, Project Manager for the Indian Peaks Band of the Paiute Tribe of Utah campground and RV park project came before the Commission to request the County to join in a Memorandum of Understanding for plans review and construction inspections on the project. He explained that the tribe would be using Iron County adopted building codes and personnel in oversight of the project if an agreement can be reached. He presented a proposed agreement that has been used in other jurisdictions for the County to consider.

Michael Edwards requested action to be tabled for two weeks to allow the County Attorney's office to review the proposed MOU. Dale Brinkerhoff made a motion to table action as requested by the County Attorney's office. Second by David Miller. Voting: Alma Adams, Aye; Dale Brinkerhoff, Aye; David Miller, Aye.

BOOKMOBILE FUNDING DISCUSSION :

Commissioner Brinkerhoff explained that the County is out of compliance with Utah Code in fund distribution for libraries. He stated that funds must be distributed back to the entity from which they are collected and are not a County discretionary fund. In order to comply with this requirement, he proposed that the County furnish library cards to all County residents in the Beryl/Newcastle area to access the city library in Enterprise. Cedar City, Enoch, and Parowan libraries have agreed to furnish library access to all County residents at no cost.

Rob Dotson, Enoch City Manager explained that Enoch has budgeted \$42,000 to fund ongoing library services in Enoch. Currently library books and supplies are provided through the

State Library system and acts as a repository for the Bookmobile. This resource would go away with the elimination of the Bookmobile.

Cindy Bulloch commented that it is a County responsibility to provide library access to unincorporated areas of the County. There are many areas served by the Bookmobile that will not be able to access this service due to health or other problems. She encouraged the Commission to continue to fund the Bookmobile service.

Pat Tomkins with the State Library explained that the County will lose \$50,000 in State funding and will lose a significant resource available to County residents. She also requested that the County not take action to eliminate the Bookmobile service.

After receiving public comments, Dale Brinkerhoff made a motion to terminate the Bookmobile contract effective April 1, 2013 pending written approval from Municipalities in favor of the termination within two weeks. Also to use the funds received from the Library tax from unincorporated areas to provide services at existing libraries in Parowan, Cedar City, Enoch and Enterprise. Second by David Miller. Voting: Alma Adams, Aye; Dale Brinkerhoff, Aye; David Miller, Aye.

PERSONNEL MATTERS :

Leslie Bishop presented a request from the Sheriff's Department Emergency Services Division for promotions of Marc Bowman and Devin Lauritzen to EMS Corporal. Dale Brinkerhoff made a motion to approve the promotions as presented. Second by David Miller. Voting: Alma Adams, Aye; Dale Brinkerhoff, Aye; David Miller, Aye.

Leslie also presented a request to approve a revised Public Defender contract which eliminates a requirement to carry malpractice insurance. The revision was at the request of the Public Defenders. Dale Brinkerhoff made a motion to approve the amended contracts as presented with amendments to sections 1.2, 2.6, and 3.11. Second by David Miller. Voting: Alma Adams, Aye; Dale Brinkerhoff, Aye; David Miller, Aye.

Leslie presented for approval a Professional Service Contract with Arthur Tait as a RS-2477 Consultant not to exceed \$10,000. Dale Brinkerhoff made a motion to approve the contract as presented. Second by David Miller. Voting: Alma Adams, Aye; Dale Brinkerhoff, Aye; David Miller, Aye.

Leslie also presented a request to approve the hiring of Brady Kelsey as an Apprentice Appraiser, to replace Jeff Mitchell who resigned January 3, 2013. Dale Brinkerhoff made a motion to approve the hiring of Brady Kelsey as an Apprentice Appraiser. Second by David Miller. Voting: Alma Adams, Aye; Dale Brinkerhoff, Aye; David Miller, Aye.

Leslie requested approval of an appraisal apprentice agreement to reimburse costs of training a new appraiser. Dale Brinkerhoff made a motion to adopt the appraisal apprentice reimbursement agreement. Second by David Miller. Voting: Alma Adams, Aye; Dale Brinkerhoff, Aye; David Miller, Aye.

PUBLIC COMMENTS :

A commendation of the award of the Medal of Bravery presented to Tony Gower, a

Sheriff Deputy, for conduct above and beyond the call of duty was read and presented to Deputy Gower by Sheriff Mark Gower.

DEPARTMENT SUPERVISORS BI-ANNUAL MEETING WITH COMMISSIONERS:

The Commissioners met in a round table discussion with other elected officials and department supervisors. Alma Adams explained a discussion item in which fleet maintenance would be transferred to the Landfill because of service space and trained personnel. Because the Landfill Supervisor, Jaren Scott has resigned to take employment in Summit County this proposal has been placed on hold.

Leslie Bishop reported that RAP training is being reduced to two times per month which will allow Departments to better serve their needs, especially in Departments that are not always together.

David Yardley reported that the County will be contracting with a collection agency to collect delinquent accounts that cannot be attached to taxes. This includes commercial landfill accounts, personal property accounts in the Assessor's office and Ambulance accounts. Margaret Miller questioned whether Justice Court accounts could be turned over for collection as they are already Court cases and have judgements and warrants attached.

PRAIRIE DOG MATTERS _____ :

Commissioners Dale Brinkerhoff and David Miller will be attending a hearing at the Legislature on a proposal to transfer management of the recovery of the prairie dogs to Iron County for a period of five years. This will allow for more local participation in recovery efforts. If the trial is not successful, management would revert to USFWS.

MILEAGE REIMBURSEMENT RATE FOR 2013 _____ :

David Yardley explained to the Commission that our personnel policy requires the Commission to set the reimbursement rate for use of private vehicles for County business. The IRS rate is \$0.56.5 per mile. After reviewing the current County rate Dale Brinkerhoff made a motion to increase the reimbursement rate to \$0.55 per mile effective today. Second by David Miller. Voting: Alma Adams, Aye; Dale Brinkerhoff, Aye; David Miller, Aye.

PARKS/RECREATION DEPARTMENT RE-ORGANIZATION _____ :

The Parks and Recreation Department and Emergency Management department were divided and reorganized on a motion by David Miller. Charlie Morris, Emergency Management Coordinator was consolidated under the Sheriff's Department, Emergency Services with Lt. Jody Edwards as supervisor. Mr. Morris will continue as Emergency Management Coordinator.

Parks and Recreation were transferred to Tourism with Marie Brooks as the Parks and Recreation Coordinator. The changes will become effective March 1. Second to the motion was by Dale Brinkerhoff. Voting: Alma Adams, Aye; Dale Brinkerhoff, Aye; David Miller, Aye.

ADJOURN _____ :

The meeting was adjourned at 3:55 on a motion by Dale Brinkerhoff. Second by David Miller. Voting: Alma Adams, Aye; Dale Brinkerhoff, Aye; David Miller, Aye.

Signed: Alma L. Adams, Chairman

Attest: David I. Yardley
County Clerk