

**IRON COUNTY COMMISSION MEETING**  
**June 10, 2013**

Minutes of the Iron County Commission meeting convened at 9:00 a.m. June 10, 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:

Maria Twitchell	Tourism, Conventions, Parks, Recreation
Marie Brooks	Emergency Management
Jody Edwards	Emergency Service Lieutenant

**SYNOPSIS** :

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**PLEDGE OF ALLEGIANCE** :

Those assembled were led in the pledge of allegiance by Michael Edwards.

**APPROVAL OF MINUTES May 28, 2013** :

Minutes of the Iron County Commission meeting held May 28, 2013 were approved as amended on a motion by David Miller. Second by Dale Brinkerhoff. Voting: Alma Adams, Aye; Dale Brinkerhoff, Aye; David Miller, Aye.

**REPORTS** :

**Maria Twitchell** reported that transient room tax collections were up over 11% from the same period in 2012. A new advertising campaign on Pandora, a satellite radio network which allow targeting of audiences is proving very successful. Another impact will be the Tour of Utah bicycle race in August. It is anticipated that it will generate over \$100,000 in housing revenue just for participants. Adding spectators it should be a huge event.

Maria reported that water tanks are being installed at Woods Ranch. The project will have two 1,700 gallon tanks connected for a total of 3,400 gallons of storage. She also reported

on the need to increase a safety berm at the shooting range to prevent stray bullets from injuring people on adjacent ranges. They are also considering a fee for overnight camping at the Three Peaks area to help defray some of the maintenance costs.

**Marie Brooks** reviewed grant funding and the status of current grants in Emergency Management. CERT groups are incorporating new policies and will be required to be “deployable” in emergencies to qualify for FEMA grants. Her Department is still working to secure a back up generator for the emergency management center at the Ambulance garage.

**Jody Edwards** reported that the Emergency Services has started a new procedure for on call employees today in compliance with the affordable health care act (Obamacare). On call employees will be required to report for one hour at the start of their shift to perform assigned tasks for about one hour. Jody also reported that the changes implemented in the management structure of the Department seem to be going well. Problems are being handled and personnel seem to be reacting in a positive way to the changes.

**CERTIFICATION OF ANNUAL TAX SALE RESULTS :**

Christene Lowder reported on the results of the annual tax sale held May 23, 2013. Ninety parcels were struck off to the County because no bids were offered with a total taxes interest penalty and fees of \$71,467.74. After reporting on sale procedure and results the Auditor’s office recommended that the tax sale results be certified and become final. David Miller made a motion to certify the tax sale results and to allow parcels to be declared surplus with the exception of parcels within Beryl Townsite Subdivision and campsites located within Section 2, T31S, R20W, SLB&M. Second by Dale Brinkerhoff. Voting: Alma Adams, Aye; Dale Brinkerhoff, Aye; David Miller, Aye.

**DISCUSSION ON A HAZARDOUS MATERIAL COST RECOVERY ORDINANCE:**

Paul Irons, Cedar City Fire Chief met with the Commission to explain the need for an ordinance to allow for legal action to collect for costs incurred in hazard material accident responses. He explained that in some cases trucking companies or insurance carriers are unwilling to pay for cleanup costs stating that it is not their responsibility to pay for emergency responses.

David Miller made a motion to authorize the County Attorney’s office to draft an ordinance patterned after the Cedar City ordinance to authorize collection for response for hazardous material accidents. Second by Dale Brinkerhoff. Voting: Alma Adams, Aye; Dale Brinkerhoff, Aye; David Miller, Aye.

**PERSONNEL MATTERS :**

Leslie Bishop presented a request from the Sheriff’s Department, Corrections Division for approval of a promotion for Dwayne Heirtzler, Randall McConnell, Cameron Neil, and Jason Slack from Deputy I to Deputy II, effective June 9, 2013. Dale Brinkerhoff made a motion to approve the promotions as requested noting that all of the requirement for Deputy II have been satisfied. Second by David Miller. Voting: Alma Adams, Aye; Dale Brinkerhoff, Aye; David Miller, Aye.

Leslie also presented a request to approve a revision to the Deputy I, II, III Retention Policy and SWAT certification additional compensation of 2.5% increase in salary while actively serving as a member of SWAT. Dale Brinkerhoff made a motion to table the request indefinitely to assess budget implications and funding availability. Second by David Miller. Voting: Alma Adams, Aye; Dale Brinkerhoff, Aye; David Miller, Aye.

Leslie presented a request from the Justice Court to change employee status from part time to full time for Onjulee Pittser and Lacey Mitchell effective June 9, 2013. The positions previously approved due to affordable healthcare act mandate. Dale Brinkerhoff made a motion to approve the status change as presented. Second by David Miller. Voting: Alma Adams, Aye; Dale Brinkerhoff, Aye; David Miller, Aye.

**UTAH RETIREMENT SYSTEM RECERTIFICATION :**

Leslie Bishop presented a report on the annual adjustment of contribution rates required for participation in the Utah Retirement System. The expected rate changes were included in the annual budget and therefore were anticipated and will not require a budget. David Miller made a motion to approve the contribution rate adjustment for FY 2013-2014. Second by Dale Brinkerhoff. Voting: Alma Adams, Aye; Dale Brinkerhoff, Aye; David Miller, Aye.

**PERSONNEL POLICY SECTION 8 AMENDMENT :**

Leslie Bishop presented a request to approve a revision of Section 8, grievance and appeals procedures to bring our policy into compliance with current State codes and fair labor standards. The policy has not been updated for several years and is not in compliance with current law.

The Commission discussed an amendment to Section B definitions to define a grievable action as “an involuntary downward demotion with a pay decrease.” Dale Brinkerhoff made a motion to approve the amendment to the Iron County Personnel Policy, Section 8 grievance and appeal procedures as amended and to authorize distribution to all County employees and Departments. Second by David Miller. Voting: Alma Adams, Aye; Dale Brinkerhoff, Aye; David Miller, Aye.

**PUBLIC COMMENTS :**

Gene Adams requested clarification of the disposition of parcels struck to Iron County in the annual tax sale. The Commission responded that campsites and Beryl Townsite Subdivision will be retained by Iron County due to size and access issues. All other parcels have been declared as surplus and will be offered for sale.

**BOARD APPOINTMENTS :**

**Central Iron County Water Conservancy District:** David Miller presented a request from Enoch City to appoint Spencer Jones as the Enoch City representative to replace Robert Rasmussen who has resigned. David Miller then made a motion to approve the appointment of Spencer Jones to the Central Iron County Water Conservancy District Board. Second by Dale Brinkerhoff. Voting: Alma Adams, Aye; Dale Brinkerhoff, Aye; David Miller, Aye.

**PRAIRIE DOG MATTERS :**

Nathan Brown, US Fish and Wildlife reported on results of DNA comparisons from one sample of two prairie dogs from diverse populations. Of 17,000 base pair length of mitochondrial DNA compared, there was a 2.4% divergence between the test subjects. 2% divergence is typically used as the break point for species differentiation. There is a need to gather additional DNA samples for comparison from both the local populations and other designated groups from eastern Utah and surrounding states.

**ADJOURN** :

The meeting was adjourned at 12:20 p.m. on a motion by David Miller. Second by Dale Brinkerhoff. Voting: Alma Adams, Aye; Dale Brinkerhoff, Aye; David Miller, Aye.

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Signed: Alma L. Adams, Chairman

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Attest: David I. Yardley  
County Clerk