

IRON COUNTY COMMISSION MEETING
February 22, 2016

Minutes of the Iron County Commission meeting convened at 9:00 a.m. February 22, 2016 in Commission Chambers at the Iron County Courthouse, Parowan, Utah.

Officers in attendance included:

Alma L. Adams	Commission Chair
David J. Miller	Commissioner
Dale Brinkerhoff	Commissioner
G. Michael Edwards	Deputy County Attorney
Jonathan T. Whittaker	County Clerk

Also present:

Deborah Johnson	County Recorder
Gene Adams	County Auditor
Nicole Rosenberg	County Treasurer
Mark Gower	County Sheriff
Leslie Bishop	County HR Director
Reed Erickson	County Planner

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PLEDGE OF ALLEGIANCE

Those assembled were led in the pledge of allegiance by Jon Whittaker.

INVOCATION

An invocation was offered by David Miller.

APPROVAL OF MINUTES

David Miller made a motion to approve the minutes of January 25, 2016. Second by Dale Brinkerhoff. Voting: Alma Adams, Aye; Dale Brinkerhoff, Aye; David Miller, Aye.

Dale Brinkerhoff made a motion to approve the minutes of February 8, 2016. Second by David Miller. Voting: Alma Adams, Aye; Dale Brinkerhoff, Aye; David Miller, Aye.

DEPARTMENTAL REPORTS

Jon Whittaker, Iron County Clerk, reported that the Clerk's Office ended 2015 at 95% of budget, with the elections budget at 57%. Jon noted that the office staff have all recertified with the passport division. Jon expressed his appreciation to the office staff in the Clerk's Office. He stated that petitions under SB54, for names to be on the primary ballot, have been picked up by a few candidates. Jon reported that in July, Iron County would be hosting the Clerk/Auditor summer workshop and invited the commissioners to attend. He concluded by stating that the Clerk's Office was moving forward with vote by mail.

John Higley, Emergency Management Coordinator, reported that Operation Seismos conducted with the National Guard unit from St. George was a success. Operation Seismos was a drill designed to measure readiness and to prepare for a catastrophic earthquake event. John noted that the Emergency Coordination Center (ECC), and integration with the Emergency Communication Group (ECG), were also successful. John reported that media attention has been great, and has received international recognition. He explained that a smartphone application had been developed and was available for emergency planning and response for both citizens and leaders. John reported that that application was used in the recent school closing because of snow. John reported a Hazardous Materials Emergency Preparedness (HMEP) grant was approved for \$2798 with matching funds of \$700. He stated the grant money would be used for the Local Emergency Planning Committee (LEPC) and to purchase a safety data tracking program, which will help the county become more compliant with Occupation Safety and Health Administration (OSHA). John reported the continuation of the Strategic Highway Safety Plan (SHSP) grant of \$9,500. He explained that the local HAM radio club was increasing in Iron County, with about 150 operators at the time, 40 of those being licensed HAM operators. Dale Brinkerhoff asked about the planned satellite phones at the shooting range and at Woods Ranch. John explained that the satellite phones were on hold pending review. John concluded by discussing suicide as an emergency. He explained that the first "Question, Persuade, Refer" (QPR) training would begin that week, and that suicide is tenth leading cause of preventable death.

Danny Stewart, Economic Development Director, reported that Bryan Dangerfield, who had been serving as Events Coordinator had been officially made part of his department as of July 1, 2015. Danny noted that Bryan Dangerfield would also give an introduction and report. Danny reported hosting the Utah Alliance for Economic Development in Cedar City, and expressed that the event was a success. He also reported on many Community Development Areas (CDA's), or tax areas in favor of solar farms. The iron mines, as encapsulated by the Black Iron CDA, were planning on moving forward. A retail development on the North I-15 interchange in Cedar City had suffered setbacks, but the developer was still working to bring something to fruition. Danny explained that "Aerospace Pathways," a state initiative stood to benefit local firms, such as Syberjet MSC. He reported on efforts to attract clientele and suppliers associated with the existing businesses in the area. David Miller asked what obstructions to development existed. Danny Stewart replied that a lack of existing factory space was a challenge, but that plenty of land with utilities and rail access was available.

Bryan Dangerfield, Events Coordinator, complimented Iron County on their support of events. In particular, he expressed appreciation to John Higley and Maria Twitchell. Bryan announced that retired Major League Baseball player Dale Murphy would be hosting a baseball academy in Cedar City on June 22nd and 23rd. Bryan explained that this would be the inaugural academy provided by Dale Murphy, and that it was a great honor for Cedar City to be chosen to host it. The academy was planned to be held at the Fields at the Hills. Bryan noted that sports camps are quite profitable from an economic development perspective, because families often come and spend money while their athlete is at the camp.

Bryan Dangerfield expressed commitment to be a good steward with Transient Room Tax (TRT) monies. Bryan explained that TRT expenditures should bring in additional revenues.

He also stated that the plans he pursues should be in alignment with county and city strategic plans. Bryan mentioned hosting the Fire Road Cycling events, as well as the Tour of Utah. He noted there were efforts to take advantage of the many races, trails, and scenic areas Iron County has to offer. Bryan explained that with such wide and persistent interest in cycling in Iron County, he hoped to reduce dependence on TRT monies in favor of commercial sponsorships. He concluded by expressing pride and optimism regarding the upcoming Tour of Utah in 2016.

Leslie Bishop, Iron County HR. Director, reported that the Human Resources department was within budget for both 2015 and thus far in 2016. Leslie reported that Betsy Cummings would be training with Carrie Christensen on Payroll. She explained that the Internal Revenue Service (IRS) forms W-2 and 1095 had been sent out and the challenge was proper reporting for the Affordable Care Act (ACA). Leslie noted that ACA reporting had become steadily more onerous since 2014. She noted that an online portal for Government Records Access and Management Act was in place, and Iron County needed to support requests made through the portal. Leslie explained that she would be presenting during the upcoming meetings of the Utah Association of Counties (UAC) and the Utah Counties Indemnity Pool (UCIP). Leslie concluded by discussing the low rate Iron County enjoys for Workers Compensation and cyber-liability insurance.

Alma Adams, Iron County Commissioner, reported attending a conference for cattlemen in Richfield the previous week. Tony Rampton spoke and reviewed case law in an attempt to diffuse the strong feelings existing. Tony explained that taking over a building and fighting grazing issues with guns is counterproductive. Alma expressed optimism that both cattlemen and Bureau of Land Management and Forest Service personnel were present and learning.

PUBLIC COMMENTS

William Pressgrove explained that he was the Convention of States, State Director. In that role, he noted that House Joint Resolution (HJR) 8 had passed committee. Mr. Pressgrove explained that it might be of interest to Iron County because it was a resolution by which states could amend the United States Constitution. He noted that a possible amendment put forth might be to return public lands back to states. Mr. Pressgrove explained that personally, as states try to regain control over lands and be able to exercise sovereignty over those lands, there is a parallel to citizens' rights. He noted that there is a table of uses that is part of zoning that limits what citizens may do with their lands.

PUBLIC HEARING AND ACTION REGARDING REZONE OF 320 ACRES FROM A-20 TO I. CEDAR VALLEY RANCH, LLC

Reed Erickson, Iron County Planner, presented information regarding a proposed zone change from Agricultural 20 (A-20) to Industrial (I) zone. The land in question was 320 acres owned by Cedar Valley Ranches, LLC, as various 20 acre parcels in the North ½ of Section 1, Township 34 South, Range 11 West, Salt Lake Base and Meridian. Reed noted that there were existing roads and buildings, and concluded by explaining that the Planning Commission had approved this zone change.

PUBLIC HEARING FOR REZONE OF A-20 TO I. CEDAR VALLEY RANCH, LLC

Alma Adams, Iron County Commission Chair, declared a public hearing regarding the proposed zone change as explained. No Comments were offered.

PUBLIC HEARING AND ACTION REGARDING REZONE OF 92 ACRES FROM A-20 TO I-A

Reed Erickson presented information regarding a proposed zone change from A-20 to I-A (Intensive Agricultural) zone. The land in question was 92 acres owned by Escalante Farms in Section 12, Township 36 South, Range 16 West, Salt Lake Base and Meridian. Reed explained that the parcel in question was adjacent to the Holt Dairy, and that the intention was to use it as a dry feed lot with dry manure handling. Reed concluded by saying that this use was in accordance

with a Conditional Use Permit granted, but that a zone change was required to have an intensive agriculture operation.

PUBLIC HEARING FOR REZONE OF A-20 TO I-A. ESCALANTE FARMS

Alma Adams, Iron County Commission Chair, declared a public hearing regarding the proposed zone change as explained.

Wayne LeBaron, a citizen of Iron County, explained that he had attended the Planning Committee meeting. Mr. LeBaron extolled the benefits of the Holt Dairy operation, but noted that a lower quality of life might result from the smell. He suggested covering the waste pond with a liner and pumping the fluid onto the fields in the summer time using the existing sprinklers.

CLOSURE OF PUBLIC HEARING REGARDING ZONING CHANGES

David Miller made a motion to approve the proposed rezone of 320 acres from A-20 to I as explained. Second by Dale Brinkerhoff. Voting: Alma Adams, Aye; Dale Brinkerhoff, Aye; David Miller, Aye.

David Miller made a motion to approve the rezone approximately 92 acres A-20 to I-A, as explained. Second by Dale Brinkerhoff. Voting: Alma Adams, Aye; Dale Brinkerhoff, Aye; David Miller, Aye.

SOUTHWEST WILDLIFE FOUNDATION REQUEST FOR FUNDING OF INFORMATION DESTINATION AND TRAIL-HEAD (IDT)

Nicole Shafer, Secretary of the Southwest Wildlife Foundation (SFW) Board, explained the SFW is a 501(c) 3 nonprofit organization whose focus is wildlife rescue & rehabilitation, environmental education, and the building up of the Cedar Canyon Nature Park with the Information Destination and Trailhead (IDT). Nicole stated the SFW was paving two parking lots, upgrading the current trailhead for easier access; adding restroom facilities, a utility shed, and an area for education kits. She informed the commission that the trail is used year round and the SFW will maintain the trail throughout the year. The improvements will benefit trail users, students from SUU, and local schools, as well as provide access from Highway 14. She stated that schools in Henderson Nevada, with three groups of 100 students each, had made a commitment to bring their students to visit the Iron County Area when the facility is built. Nicole reported the SFW had already collected \$75,000 and was seeking an addition \$63,000, and was requesting \$20,000 from the county.

David Miller stated that Martin Tyner is doing a great job spearheading the project. David informed Nicole that there is a difference in funding and the county could not take monies from the general fund, but that the funds could come from the Transient Room Tax (TRT) funds. He continued by explaining that there is a TRT Board that the SFW could approach for the funds, and suggested the SFW contact Maria Twitchell, Iron County Tourism Director. David recommended the commission turn the issue over to the TRT Board. No action was taken.

DISCUSSION AND DECISION REGARDING POLICING IN PARAGONAH TOWN

Alma Adams acknowledged that the issue of policing in Paragonah Town had been before the Iron County Commission previously with Reed Erickson, Iron County Planner, presenting the information. Alma stated that, based on evaluation, the commission could provide Paragonah with policing for \$49,300 per year. He explained that since the last Iron County Commission meeting, Parowan had agreed to provide policing to Paragonah for \$12,500 per year, with no patrolling. Dale Brinkerhoff asked Jon Whittaker to inform Dispatch to contact Parowan for calls in Paragonah.

Dale Brinkerhoff made a motion to acknowledge the request from Paragonah to change the police service to Parowan for the agreed amount, and for patrol to continue until the transfer had been made with a limit of 30 days, and that dispatch be notified to change their coverage. Second by David Miller. Voting: Alma Adams, Aye; Dale Brinkerhoff, Aye; David Miller, Aye.

TAX DEFERRAL REQUEST FROM MYRLENE MILLETT POMA, APN D-151-5

Jon Whittaker presented a tax deferral request from Myrlene Millett to the commissioners. After some discussion, Dale Brinkerhoff made a motion to enter into a contract with Myrlene Millett Poma regarding parcel: APN D-151-5 to defer the taxes for one year with payments of \$416.52 per month, to be paid bi-weekly, which includes penalties and interest, said taxes to be retired prior to tax sale 2017. Second by David Miller. Voting: Alma Adams, Aye; Dale Brinkerhoff, Aye; David Miller, Aye.

PERSONNEL

Leslie Bishop, Iron County HR Director, requested approval to eliminate the Jail Captain position and backfill with Line Deputy. Leslie also presented the request to move the responsibilities of Captain to Lieutenant with a revised job description. In the Attorney's Office, Leslie Bishop presented the approval of a new hire, Chad Dotson to replace a vacant position left by Candace Reid, effective February 29, 2016.

David Miller made a motion to approve the elimination of the Jail Captain position and backfill with Line Deputy as presented. Second by Dale Brinkerhoff. Voting: Alma Adams, Aye; Dale Brinkerhoff, Aye; David Miller, Aye.

Dale Brinkerhoff made a motion to approve moving the responsibilities of Captain to Lieutenant with a revised job description, as arranged by HR and the Sheriff, including a change in compensation if needed. David Miller explained that the purpose of the approval was to approve the budgetary impact from the potential change in compensation. Second by David Miller. Voting: Alma Adams, Aye; Dale Brinkerhoff, Aye; David Miller, Aye.

Dale Brinkerhoff made a motion to approve new hire Chad Dotson to replace a vacant position left by Candace Reid, effective February 29, 2016. Second by David Miller. Voting: Alma Adams, Aye; Dale Brinkerhoff, Aye; David Miller, Aye.

Curtis Crawford, Council on Aging (COA) Director, requested that the Iron County Commission consider restoring the Computer Report Specialist that was eliminated during the downturn in the economy. Curtis explained that the position was needed because the reports that person would generate are required for the COA to continue to receive funding. The detailed reports have to be sent to the Five County, and the reports are for the State of Utah and Federal Agencies. He stated the COA department needs to be cross trained to cover if he were unable to work. Curtis explained that both he and the previous COA Director, Connie Lloyd, had been working feverishly to produce the reports, in addition to his other duties. Leslie Bishop explained that the budget impact would be \$11,134.02.

David Miller agreed the position is important to the COA. David made a motion to approve the job listing for the part time COA Computer Report Specialist, with a budget impact of \$11,134.02. Second by Dale Brinkerhoff. Voting: Alma Adams, Aye; Dale Brinkerhoff, Aye; David Miller, Aye.

Leslie Bishop explained that Iron County had retention pay plans in place for the Sheriff's Office and the Attorney's Office. Leslie expressed that the retention pay plans should be suspended until the compensation policy is worked on and implemented. She explained that the freeze would not affect current positions, and that evaluating pay structure had become more complicated. Dale Brinkerhoff made a motion to freeze the existing retention pay plans until the HR Director had consultation with the Sheriff and Attorney, preferably by April 11, 2016, with a possible extension if needed. Second by David Miller. Voting: Alma Adams, Aye; Dale Brinkerhoff, Aye; David Adams, Aye.

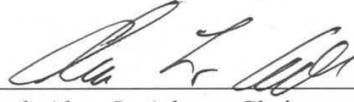
NON-DELEGATED ITEMS

Leslie Bishop explained that the meaning of TULIP was "Tenant User Liability Insurance Program". Leslie stated that Iron County assumes the risk and liability for many types of meetings and activities held on Iron County property. She reported that the Utah Counties Indemnity Pool (UCIP) offers the TULIP policy to the counties, but that UCIP recommends obtaining a Certificate of Insurance when possible. David Miller stated the commission will need

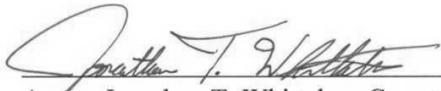
to work through each of the county exposure areas and come up with a plan. Alma Adams requested Leslie to come up with a plan and to present it to the commission at a later date.

ADJOURNMENT

David Miller made a motion to adjourn. Second by Dale Brinkerhoff. Voting: Alma Adams, Aye; Dale Brinkerhoff, Aye; David Miller, Aye.



Signed: Alma L. Adams, Chairman



Attest: Jonathan T. Whittaker, County Clerk

