

**GARFIELD COUNTY COMMISSION MEETING  
MAY 8, 2017 AT 10:40 A.M.**

Present: Commissioner Leland Pollock, Commissioner David Tebbs, Commissioner Jerry Taylor, Clerk Camille Moore, Attorney Barry Huntington.

Commissioner Leland Pollock called the meeting to order.

Commissioner Jerry Taylor made a MOTION to adopt the agenda. Seconded by Commissioner David Tebbs. Motion carried. Voting unanimous.

Commissioner Jerry Taylor made a MOTION to approve the minutes of the April 24, 2017 meeting. Seconded by Commissioner David Tebbs. Motion carried. Voting unanimous.

Commissioner Taylor made a MOTION to go to Executive Session to discuss personnel issues. Seconded by Commissioner Tebbs. Motion carried. Voting: Pollock - Aye, Taylor - Aye, Tebbs -Aye.

**AFFIDAVIT REGARDING CLOSED MEETING**

STATE OF UTAH                    )  
  :SS  
COUNTY OF GARFIELD    )

The undersigned, as presiding officer of the Board of County Commissioners of Garfield County, State of Utah, after being duly sworn, hereby states, swears and affirms as follows:

1. That on the 8<sup>th</sup> day of May, during a regular meeting of the Board of Commissioners of Garfield County, State of Utah, the board, upon the affirmative vote of two-thirds or more of the member present at the meeting for which notice was given pursuant to Section 52-4-6, voted to close the meeting to discuss the character, professional competence, or physical or mental health of an individual under Subsection 52-4-5 (1)(a)(I), Utah Code Annotated.

2. That a quorum was present.

3. That I do hereby affirm that the sole purpose for closing the meeting was to discuss the character, professional competence, or physical or mental health of an individual.

DATED this 8<sup>th</sup> day of May, 2017.

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Commission Chair

SUBSCRIBED and SWORN to before me this      day of                      , 2017.

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NOTARY PUBLIC

Commissioner Taylor made a MOTION to go to return to General Session. Seconded by Commissioner Tebbs. Motion carried. Voting: Pollock - Aye, Taylor - Aye, Tebbs -Aye.

PERSONNEL

Commissioner Tebbs made a MOTION to accept Jane Excell’s resignation, effective immediately. Attorney Huntington and Clerk Moore will work with Jane to prepare for retirement. Seconded by Commissioner Taylor. Motion carried. Voting unanimous.

PUBLIC HEARING

Resolution 2017-3:

Margaret Smith stated that she agrees with Resolution 2017-3.

Erica Walz asked about the genesis of the resolution and stated she supports the resolution. She also asked if there will be directives to law enforcement.

Commissioner Pollock stated that the resolution is to increase awareness.

After discussion, Commissioner Taylor made a MOTION to adopt Resolution 2107-3. Seconded by Commissioner Tebbs. Motion carried. Voting unanimous.

RESOLUTION NO. 2017-03

A RESOLUTION DECLARING THAT FREEDOM FROM DOMESTIC VIOLENCE IS A  
FUNDAMENTAL HUMAN RIGHT AND THAT LOCAL GOVERNMENT HAS A  
RESPONSIBILITY TO CONTINUE SECURING THIS RIGHT ON BEHALF OF OUR  
CITIZENS

WHEREAS, according to the Utah Domestic Violence Council, one in three women and one in eight men will experience domestic violence in their lifetime; and

WHEREAS, according to the Utah Domestic Violence Council, 42% of homicides in the state of Utah are domestic violence related; and

WHEREAS, survivors of domestic violence must deal with the effects of physical injuries, long-term psychological damage, financial instability, and trouble finding safe housing; and

WHEREAS, police and sheriff's departments, courts, cities, social service agencies, and other local government entities constitute a primary line of defense against domestic violence; and

WHEREAS, police and sheriff's departments, courts, cities, social service agencies, and other local government entities incur significant monetary costs due to domestic violence; and

WHEREAS, world and U.S. leaders recognize that domestic violence is a human rights concern; and

WHEREAS, the United Nations Declaration on the Elimination of Violence against Women, adopted in 1993, recognizes the urgent need for the universal application to women of the rights and principles with regard to equality, security, liberty, integrity, and dignity of all human beings noting that "those rights and principles are enshrined in international instruments, including the Universal Declaration of Human Rights"; and

WHEREAS, the United Nations Commission on Human Rights condemned violence and human rights violations against women in March, 1994; and

WHEREAS, by recognizing that domestic violence is a human rights issue, the Garfield County Commission will raise awareness and enhance domestic violence education in communities, the public and private sectors, and within government agencies;

NOW THEREFORE, the legislative body of Garfield County, State of Utah resolves as follows:

Section 1: That Garfield County declares freedom from domestic violence is a fundamental human right.

Section 2: That Garfield County declares state and local governments bear a responsibility to continue securing freedom from domestic violence as a human right on behalf of their citizens.

APPROVED and signed this 8th day of May, 2017.

ATTEST:

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Leland F. Pollock  
Chairman, Garfield County Commission

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Camille A. Moore

Garfield County Clerk/Auditor

Resolution 2017-4:

Margaret Smith, Boulder, brought printed copies of an email requesting more use of electronic technology to allow for more participation from residents outside the Panguitch area. She stated that many people's voices in the County have not been heard or listened too. She stated that all voices need to be heard.

Commissioner Taylor made a MOTION to adopt Resolution 2017-4. Seconded by Commissioner Tebbs. Motion carried. Voting unanimous.

RESOLUTION NO. 2017-4

RESOLUTION REQUESTING AND RECOMMENDING THE REVERSAL OF THE DESIGNATION OF THE BEARS EARS AREA AS A NATIONAL MONUMENT

BE IT HEREBY RESOLVED, the Board of Garfield County Commissioners expresses its unanimous opposition to the U.S. Presidential National Monument designation on December 28, 2016, under the federal Antiquities Act of 1906 of approximately 1.35 million acres known as the Bears Ears area located in southeastern Utah. The area is more than twice the size of the State of Rhode Island and larger than the entire State of Delaware. To the extent there are historical or scientific objects within this vast area that may merit protection under the Antiquities Act, those specific areas or sites can be protected without designating all spaces in between as a national monument.

The Board of Garfield County Commissioners directs the Garfield County Clerk to transmit this Resolution to the Secretary of the Interior of the United States of America and to other interested governmental agencies.

PASSED, ADOPTED, AND APPROVED by the Board of Garfield County Commissioners this 8<sup>th</sup> ay of May, 2017, by the following vote:

Those voting aye: 3      Those voting nay: 0      Absent: 0

BOARD OF GARFIELD COUNTY COMMISSIONERS

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Leland F. Pollock, Chairman

ATTEST:

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Camille A. Moore, County Clerk/Auditor

### HOSPITAL BUSINESS

Alberto Vasquez, Hospital Administrator, gave the Commission an update on the change to Critical Access. He explained a problem with the medicaid billing during the transition. The delay in billing will cost the Nursing Home approximately \$250,000.00. Commissioner Pollock will contact the Congressional Delegation Staff to see if there is an exception to the reimbursement rule.

### 2017 PILT PAYMENT - UTAH DEPARTMENT OF NATURAL RESOURCES

Kevin Bunnell, Utah Department of Natural Resources presented the 2017 PILT check to Commissioner Pollock. Phil Tuttle and Richard Hepworth were also present to answer questions from the Commission. There was discussion regarding the status of Utah Prairie Dog Management and aquatic concerns.

### AIRPORT LAND LEASE

After discussion, Commissioner Tebbs made a MOTION to approve the lease agreement for the land and the building with Scott Walter. Seconded by Commissioner Taylor. Motion carried. Voting unanimous.

### PUBLIC WORKS BUSINESS

Ticaboo Loader Lease: The state price has changed. After discussion, the Commission approved continuing the lease.

SITLA Prairie Dog Property Lease: The grant agreement is being reviewed and the state is asking the Commission to sign a joint letter asking for the review process to be expedited on purchasing the prairie dog habitat. The Commission gave Brian authority to work with the State to draft the letter.

Resource Management Plan: The plan has been approved by the Planning Commission. After discussion, Commissioner Tebbs made a MOTION to approve the draft Resource Management Plan contingent on Attorney Huntington's review and approval. A public hearing has been scheduled for July 10<sup>th</sup>. Seconded by Commissioner Taylor. Motion carried. Voting unanimous.

## PLANNING BUSINESS

Ticaboo Utility Improvement District: Justin Fischer, Planner, gave the Commission an update on his meeting with Dave Ure, SITLA. He also discussed the proposal to expand the TUID service area to include the Bullfrog Marina Area.

## TRAVEL COUNCIL BUSINESS

Falyn Owens, Travel Council Director, explained the Visa View Report and stated that the State is going to fund this year and the County can participate for a discounted cost. After discussion, Commissioner Tebbs made a MOTION to open the budget and participate in the Visa View Report for a cost of \$25,000.00. Seconded by Commissioner Taylor. Motion carried. Voting unanimous.

## EMT ISSUES

Commissioner Pollock recommended publishing a letter of appreciation for the volunteers and also the businesses for supporting those volunteers. Commissioner Tebbs made a MOTION to approve an ad in the paper as well as an appreciation dinner on July 31<sup>st</sup> and August 1<sup>st</sup>. Seconded by Commissioner Taylor. Motion carried. Voting unanimous.

## ACCOUNTS PAYABLE

The accounts payable list was reviewed, approved and signed by the Commission.

The meeting was adjourned at 12:30 pm.

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Commission Chair

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Clerk/Auditor