

REGULAR JANUARY 12th, 1984, MEETING

Minutes of a Regular Meeting of the Board of Iron County Commissioners, held in the Commission Chambers at the Courthouse, Parowan, Utah, beginning at the hour of 9:00 A.M.

Officers attending were:

Dee G. Cowan, Commission Chairman
James C. Robinson, Commissioner
Louie P. Tong, Commissioner
Clair Hulet, Clerk
Scott Jay Thorley, Attorney

Invocation: Scott Jay Thorley

Minutes approved as read.

REORGANIZATION : The first matter to be considered was that of the annual reorganization of the Board of County Commissioners. Following a bit of good natured bantering and dialogue, supplemented by the flip of a coin, Commissioner Dee G. Cowan was selected Chairman for the year of 1984. The selection being thereupon confirmed by a motion duly passed, which was made by Commissioner Louie P. Tong, and seconded by Commissioner James C. Robinson.

COUNTY AUDITOR'S MATTER : Mr. Dennis Lowder, County Auditor, appeared before the Board and presented the following items for consideration and approval:

- 1 - Interdepartmental transfer of funds and/or for Budget adjustments:

	<u>Increases</u>	<u>Decreases</u>
Parowan Precinct Court	\$ 150.00	
County Recorder	550.00	
Sheriffs Department	1,200.00	
Detention Center	1,300.00	
County Roads		\$3,200.00
TOTALS	\$3,200.00	\$3,200.00

- 2 - Transfers:

Debt service to Capital Reserve	6,000.00
In lieu of taxes to Capital Reserve	30,000.00
Class "B" Roads to General	200,000.00

- 3 - Closure of Special Trust Fund.
- 4 - Salary Scale for Elected Officials.
- 5 - Bill in amount of \$918.00 covering lighting costs at the Detention Center.

Following a review and unanimous approval of a motion made by Commissioner James C. Robinson, duly seconded by Commissioner Louie P. Tong, approval was given for action proposed in 1, 2, 3 and 4. Number 5 was tabled pending consultation with Sheriff Ira Schoppmann.

INDUSTRIAL DEVELOPMENT : Mr. Jack Sawyers, Executive Vice President of the Cedar City Chamber of Commerce, and Industrial Development Director for Iron County, appeared for an informal meeting with the Commissioners consisting of a report on present activities of his Department as well as those contemplated for the immediate future. His presentation was strictly informative. No action was taken and none was necessary. There was the matter of his employment contract with Iron County, which County Attorney Scott Jay Thorley was detailed to prepare.

F.C.A.G. : Mr. John Williams, Executive Director of the Five County Association of Governments, and Richard Garrett, District Director of Family Life Services, met the Board for presentation of items of mutual interest and concern. First, was to announce that a training session was being planned for this area for planning commission personnel, and other interested parties, Mr. Williams to be the instructor. They expressed the hope, and received assurance from the Board that Iron County would support the program. The date to be announced later.

The second was concerned with an attempt to persuade the Board of Iron County Commissioners to agree to delegate to the Five County Association of Governments the authority and responsibility to function as the Southwestern Utah Mental Health Authority.

Following a general discussion, Commissioner James C. Robinson proffered the following resolution and moved for its adoption:

RESOLUTION

WHEREAS, the Governor of the State of Utah has designated multi-county planning districts as a means to facilitate comprehensive and functional activities at all levels of government with the State of Utah, and;

WHEREAS, a uniform area-wide region is advantageous for coordinating Federal, and State sponsored and operated programs at the substate level, and;

WHEREAS, the Five County Association of Governments was established as a voluntary organization to discuss and study area-wide problems of common interest and concern, and;

WHEREAS, the Five County Association of Governments provides the planning, monitoring, and evaluation of Human Services programs which includes mental health counseling and testing;

NOW THEREFORE, be it resolved that the County Commission of Iron County agrees to delegate the authority and responsibility to the Five County Association of Governments to function as the Southwestern Utah Mental Health Authority.

The vote for adoption was duly seconded by Commissioner Louie P. Tong, and the vote thereon was unanimous. Matter to be reviewed July 1st, 1985.

FIRE DEPARTMENT : Mr. Reed Bown, of New Castle, again met the Board relative to the heretofore tentative agreement or arrangement for the purchase of a Fire Truck for the Community. Mr. Bown explained that the truck he had contemplated purchasing, and the one for which budgeted funds had been provided, upon inspection, was found not to be satisfactory. Wherefore, he had not made the purchase. Now, as the result of subsequent investigation, he had located another truck which was satisfactory which he would like authorization to purchase, but the cost of \$8,500.00 was considerably in excess of that budgeted. After the matter had been discussed, and most options explored, it was mutually agreed that purchase should be delayed for one year with the possibility that sufficient funds may be accumulated to provide an adequate budget for 1985. Mr. Bown's

request to be renewed at the appropriate time.

A number of other items were discussed related to a program of Fire suppression for the Community, such as housing for equipment, their obtaining of paging equipment, etc., but no formal action was taken.

ROAD
MATTER

: Mr. Lynn Fiack, County Road

Supervisor, appeared for purpose of reporting the results of his investigation of the Road project proposed by Bryant Leigh at the previous meeting. Based on his estimate, the project would cost some \$36,569.00, and in the process would create two quarter mile grades of 17 percent. After review, a motion was passed unanimously, which was made by Commissioner James C. Robinson, and seconded by Commissioner Louie P. Tong, providing that the whole matter be tabled until an on-sight inspection can be made. Mr. Leigh to be advised of the action, and he to assume the responsibility of advising the Board of time and date this can be accomplished.

WAGE
MATTER

: Supervisor Fiack, also reported to

the Commission that Neil Forsyth had been assigned the responsibility of being Assistant Road Supervisor without additional compensation. As a result of the discussion which ensued, and a special review by Commissioner Robinson, the Board approved changing his classification to Grade 14, Step 2.

GROUP
INSURANCE

: Mr. Hillman Stevens, Agent for

Prudential Insurance Company, met the Commissioners relative to the County Group Insurance Program. He was advised that, as the matter now stands, Iron County is to prepare specifications, and upon completion any interested agency may submit a proposal based on the specifications for the Boards review and action.

SKI
RESORT : Mr. Ken Clark, of Kanarraville,
through Commissioner James C.

Robinson, requested that the Commissioners go on record as favoring development of the "Engen Mountain Ski Project." After the matter had been orally reviewed, the Commissioners passed a motion on a two to one basis which was made by Commissioner Robinson and seconded by Commissioner Louie P. Tong, providing:

- 1 - That they favor development of Tourism in Iron County.
- 2 - That they support all developments which contribute to this industry, including Ski Resorts, and more specifically at present, the "Engen Mountain Project."

Commissioner James C. Robinson, and Commissioner Louie P. Tong, obviously voting for the motion. Chairman Dee G. Cowan, abstaining.

SANITARY
LAND FILL : Finalization and renewal of the
maintenance agreement with Robert
DeMille covering the Iron County Land Fill, came on for consideration. It was concluded that a meeting should be set up with the contractor before execution of the agreement.

ROAD
MATTER : Recommendations were presented by the
Park Service through County Attorney
Scott Jay Thorley, as to action they believe the County should take relative to the effort being made to keep the Brian Head to Panguitch Road open, via Cedar Breaks, and Panguitch Lake. One being that an agreement be prepared and executed by parties involved, spelling out the extent, quantity, and quality of maintenance to be required and provided. A rough draft of such an agreement as prepared by the County Attorney, was tentatively approved. Mr. Thorley to also review the agreement with the County Road Supervisor for any further suggestions. Upon conforming the agreement to such further adjustments as may be advisable, it to be submitted to party agreeing to supply the service for

execution. If the contract proves unacceptable to him, a meeting to be set up in an effort to resolve differences.

PURCHASE UTAH INTERNATIONAL : County Attorney, Scott Jay Thorley, again reviewed with the Commissioners, the proposed agreement with Utah International for purchase of certain mined out property in the Desert Mound area. It was decided, however, that all controversy regarding the agreement could be eliminated by the County agreeing to make an outright purchase rather than going on a lease option basis. Accordingly, the County Attorney was authorized to advise Utah International, that upon their presentation of a proper and adequate document transferring title to Iron County, supported by a good and sufficient policy of Title Insurance, Iron County will pay in full the agreed purchase price.

BEHNING ENGINEERS : The Commissioners were requested, through the County Attorney, to approve for payment through the Behning Trust Account, fees due M.J.&M. Engineers for services rendered to the Behning Subdivision Project.

On approval of motion made by Commissioner James C. Robinson, duly seconded by Chairman Dee G. Cowan, on a two to one basis, the request was granted. Chairman Dee G. Cowan, and Commissioner James C. Robinson, voting aye; Commissioner Louie P. Tong, no.

TRAVEL AUTHORIZED : Upon request the following travel items were approved:

Scott Jay Thorley to a Seminar in Denver, January 22nd through the 26th, 1984.

LaMar G. Jensen to a Seminar in Salt Lake City, January 26th and 27th, 1984.

REPEAL OF
ORDINANCE

: Since the State Legislature has now provided state regulations covering the transportation of Forest products, a county ordinance providing for the same regulations is no longer necessary. Accordingly, the Commissioners approved an ordinance repealing the subject ordinance, and ordered it to be published:

ORDINANCE

AN ORDINANCE OF THE BOARD OF COMMISSIONERS OF IRON COUNTY, UTAH, PROVIDING FOR THE REPEAL OF THAT ORDINANCE DATED JULY 14, 1978, DEALING WITH TRANSPORTATION OF FOREST PRODUCTS

Pursuant to the authority granted by the Utah State Legislature as set forth in Section 17-15-1, Utah Code Annotated, 1953, as amended, the Board of Commissioners of the County of Iron ordains as follows:

1. That that ordinance dealing with the transportation of forest products previously passed by the Iron County Commission and made effective July 14, 1978, is hereby repealed.

2. This ordinance shall become effective within fifteen (15) days after publication in a local newspaper with general circulation.

COUNTY
PROPERTY

: It having come to the attention of the Board that recent legislation now provides them with the legal right to set up their own regulations as to the manner in which the County may acquire, manage, and dispose of property; either by ordinance or resolution. Accordingly, and in conformity therewith, Commissioner Louie P. Tong, proffered the following resolution and moved for its adoption:

RESOLUTION

A RESOLUTION OF THE BOARD OF COMMISSIONERS OF IRON COUNTY PROVIDING FOR THE MANNER IN WHICH PROPERTY SHALL BE ACQUIRED, MANAGED, AND DISPOSED OF

Pursuant to authority granted by the State Legislature as set forth in the Utah Code Annotated 17-5-48(3), as amended, the Board of Commissioners of Iron County resolve as follows:

1. The Board of County Commissioners of Iron County, Utah, may purchase, receive, hold, sell, lease, convey, or otherwise acquire and dispose of any real or personal property or any interest in said property, subject to the following provisions:

(a) That the sale or conveyance or transfer of real or personal property or any interest in such property shall be conducted either at public sale by public bid, closed bid, public auction or at a private sale, or in another manner as the Board of County Commissioners deem appropriate.

(b) Should said sale be conducted by competitive bidding, said sale shall be conducted only after thirty (30) days previous notice given by publication in a newspaper of general circulation published in Iron County, which notice shall describe the property, real or personal, to be sold, the designated place of sale, the nature of the bidding, terms or financing and any and all pertinent information;

(c) Should the Board of Commissioners of Iron County determine that there is a pressing public need, or a need based on the health, safety, and welfare of the citizens of Iron County in general, said sale may be made on a noncompetitive basis, through private means and negotiation, provided it is determined by the Board of County Commissioners that the outcome of such sale is in the best and highest interest of the residents of Iron County, Utah, and their health, safety, and welfare.

(d) Said property, real or personal shall be transferred or sold to the highest bidder for cash with a minimum of 10% paid down at the time of sale and a balance within thirty (30) days from the date of sale. However, should the Board of Commissioners of Iron County, Utah find that it is in the best interest of the residents of Iron County, Utah, and the health, safety, and welfare of said residents, to allow payment to be made over a more extended period of time, such arrangement shall be allowed at the discretion of said Commissioners within the limitations of the constitution of the State of Utah.

(e) Title shall be conveyed or transferred at the time of final payment as it was received by Iron County, except as otherwise provided by law;

(f) Iron County reserves the right to reject any or all bids or offers made for real or personal property held by said County.

(g) That in the event that real or personal property is purchased with less than full purchase price being paid at the time of sale, and the balance has not been paid within thirty (30) days, and the subject sale is not contractually for payment on a longer term, Iron County reserves the right to retain any or all monies paid to Iron County for any or all damages caused by said nonpayment, including, but not limited to: publication costs, costs of the sale, personnel costs, administrative costs, loss of benefit of the bargain;

(h) Said proceeds shall immediately be paid upon receipt to the County Treasurer for the use and benefit of Iron County;

(i) When property is to be sold by bid or otherwise, the Board of County Commissioners of Iron County may set minimum bid prices on property, real or personal, based upon professional appraisals or by recommendations by the department or departments of Iron County involved in the sale;

(j) In cases of public sale, if, after an attempt is made, the subject property is not sold at said public sale, the Board of County Commissioners of Iron County may then negotiate a sale, may list with the local multiple listing service for sale, or may use such other methods as may, to the benefit and interest of Iron County and its residents, be available to dispose of the property at or above appraised value;

(k) In all cases, the action of the Board of County Commissioners, may trade real or personal property for real or personal property of the corresponding appraised value when it is found to be in the best interest of Iron County.

(l) That any or all trade, acquisitions, and leases shall be subject to Section 17-36-17, Utah Code Annotated, 1953, as amended, requiring that all expenditures be within the adopted budget, and otherwise meet the requirements set forth therein.

The motion for adoption was duly seconded by Commissioner James C. Robinson, and the vote called for which was as follows:

Chairman, Dee G. Cowan - Aye
Commissioner James C. Robinson - Aye
Commissioner Louie P. Tong - Aye

ILLEGAL
SUBDIVISIONS

: The Commissioners called in the County Recorder and Assistant Robert Dalley for further discussion and exploration of possible means of controlling the recording of deeds from illegal subdivisions. A lengthy discussion ensued on the matter culminating in Scott Jay Thorley, County Attorney, agreeing to furnish Robert Dalley with some guidelines for detection, and Mr. Dalley would, in turn, do what he could in detecting and reporting infractions of the development code in this area.

STATE LINE
CYANIDE

: County Attorney, Scott Jay Thorley, reported to the Board that a group attempting to engage in some type of mining activity in the State Line area, had left and had emptied a number of drums of cyanide solvent onto a hillside. He explained that it had or has the potential of contaminating, not only surface water, such as springs, streams, etc., but also underground sources. He further stated that he was in a quandary as to what to do about it. Having attempted to obtain assistance from the State Health Department with little success. Commissioner Tong advised him that he should contact Sheriff Ira Schoppmann and have him get in touch with a person by the name of Lorraine Tempest, in some manner associated with Civil Defense, and first make a determination as to what assistance, if any, may be obtained from this service.

PROMISSORY
NOTE

: County Attorney Thorley advised the Commissioners that the S.U.S.C. Special Events Center Foundation wanted Iron County to execute and deliver to them a promissory note in favor of them covering the amount owed as boot by Iron County on a property exchange. (Property on Lincoln Avenue for Fiddlers Canyon Property)

First it was agreed by the Board that Commissioner Dee G. Cowan and Commissioner Louie P. Tong, would meet with the said organization on Monday, January 15th, 1984, and deliver a check in sum of \$8,300.00, and if they were still insistent upon the Promissory note, that a non-interest leasing note would be prepared by the County Attorney and delivery made.

GARBAGE : A report was made to the Board that one, Paul Harris, who did own a residence in Cedar Valley, and on whose property an attachment for a delinquent garbage fee of \$115.00 had been made, now claims that during the period for which the \$115.00 was levied, the home was not occupied, and no service used. Then in turn, a person by the name of Kent Adams purchased the property, and is willing to pay for service from his occupancy on, but refuses to cover Harris's delinquency.

The Commissioners, recognizing the fact that the claim, if valid, will hold regardless of who owns the property, nevertheless agreed to waive the delinquency if there is reasonable assurance that the claim of non-occupancy during accumulation of the delinquency is valid.

After bills against the County had either been rejected or approved, the meeting was adjourned.

APPROVED: Dee G. Cowan
Chairman

ATTEST: Clair Hule
Clerk

REGULAR JANUARY 26th, 1984 MEETING

Minutes of a Regular Meeting of the Board of Iron County Commissioners, held in Commission Chambers at the Courthouse, Parowan, Utah, January 26th, 1984, beginning at the hour of 9:00 A.M.

Officers attending were:

Dee G. Cowan, Commission Chairman
James C. Robinson, Commissioner
Louie P. Tong, Commissioner
Clair Hulet, Clerk
Sherrie Lamb, County Attorney's Secretary

Invocation: James C. Robinson.

Minutes read and approved, on motion of Commissioner James C. Robinson, duly seconded by Commissioner Louie P. Tong.

PAY

SCHEDULE

: The question as to the agreed commencement date for services to be contracted for by Iron County with Royce Chamberlain and Jack Sawyers, was first called on for consideration. After review, it was determined that the agreement with Royce Chamberlain should date from December 1st, 1983 and the one with Jack Sawyers from December 15th, 1983. The agreed compensation being an annual fee of \$10,000.00 for Mr. Chamberlain and \$11,500.00 for Mr. Sawyers. It was also determined to make payment for service at the end of each monthly period and not quarterly in advance as heretofore tentatively agreed upon. Chairman, Dee G. Cowan was authorized to execute the agreements for and on behalf of Iron County after the recommended changes had been made.

LICENSE

APPLICATION

: The application of Suzanne C. Fisher, for license to operate a Grocery Store and Cafe, and for a Class "C" Beer License, at Lund, was considered and approved subject to no objections from the Sheriffs Department. In this connection, it was also recommended that some type of prior documented clearance from the Sheriffs Office be obtained in cases of each application for licenses where alcoholic beverages are involved.

S.U.S.C.
PROMISSORY NOTE

: The advisability of executing a Promissory note in favor of S.U.S.C. covering balance due them on property exchange was discussed briefly. As a result of the said discussion, a motion was passed on a two to one basis, which was made by Commissioner Louie P. Tong and seconded by Chairman, Dee G. Cowan, approving execution of the note as presented by County Attorney, Scott Jay Thorley, through his secretary on this date. Commissioner James C. Robinson abstained from voting.

LANDFILL
CONTRACT

: The question of renewal of the County Sanitary Landfill contract with Robert DeMille, was also reviewed, and a motion unanimously approved authorizing its execution.

FLOOD
CONTROL

: A delegation comprised of Craig Jones, Dennis Bauer, Brent Hunter, Jerry Bryant, Joe Melling, and Brent Jones, representing the Coal Creek Irrigation Company, appeared for an indepth discussion of Flood Problems, Flood potential problems, and possible solutions, as affecting Cedar Valley. Out of the many proposals advanced, no firm course of action was agreed upon. The Commissioners did explain, however, that through the Five County Association of Governments, arrangements were in process for obtaining state assistance in making a survey and/or a study of the problem, and preparation of recommendations for solution. The delegates pledged their support and the services of Jerry Bryant during the survey.

RICHARDSON
BUILDING

: A delegation comprised of Ardell Hyatt, Beverly Pendleton, and Arnold Gurr, representing the Little Salt Lake Clinic, Inc., met the Board on matters related to their purchase of the "Richardson Building" from Iron County. The first was to tender a check of \$30,500.00 as second payment on the purchase, leaving a balance of \$2,000.00 still owing. Explaining that, due to the fact that they lacked sufficient funds to make complete settlement

of balance due at this time, they were requesting a one months extension of time within which to do so. The request for extension to the first meeting date of the Commissioners for the month of March, 1984, was approved on motion duly passed, which was made by Commissioner James C. Robinson and seconded by Commissioner Louie P. Tong. The delegation also made a brief report on the status of their project for the Boards information.

PRECINCT COURT : Mr. Ken Adams, Parowan Precinct

Justice, appeared for the purpose of requesting that some adjustment be made in his budget appropriation for 1984 in order to provide him with sufficient funds to attend a seminar in Reno, Nevada, scheduled for February 5th through 9th, 1984. This seminar to be in addition to the annual state seminar, already provided for. He explained that some substantial portion of the additional expense incurred could be obtained from his City Travel Allowance, and perhaps some from provision for attendance of delegates to the University School on alcohol and drug abuse.

Following a brief discussion, a motion was unaimously passed, which was made by Commissioner James C. Robinson, and seconded by Commissioner Louie P. Tong, authorizing his attendance at the Seminar. The matter of funding hopefully to be worked out in accordance with his proposal, but in any event, any subsequent adverse problems surfacing with respect to his total budget as a result of this expenditure to be dealt with at the time they arise.

PUBLIC AUDIT : Discussion was had relative to the question, should the public audit be put out on bid or should the County continue with the Auditors who had the assignment for 1982. The question having been discussed to their satisfaction, a motion was unanimously passed, which was made by Commissioner James C. Robinson, duly seconded by Commissioner Louie P. Tong, providing that Iron County continue with Grimshaw and Associates for 1983.

INSURANCE
MATTER _____

: A report was made to the
Commissioners that Jovaunna
Willis, Secretary to the County Agent, plans to retire within
the next six months and desires to remain affiliated with the
County Group Insurance Program, she to pay the costs. The
request was discussed briefly, and on motion duly passed,
which was made by Commissioner James C. Robinson, and seconded
by Commissioner Louie P. Tong, granted. Subject to no objections
from the carrier.

FIRE
DEPARTMENT _____

: Mr. Reed Bown, of New Castle,
appeared briefly regarding matters
related to the establishment of a Fire Department at New Castle,
including equipment and housing. His appearance not being an
Agenda Item, by necessity became nothing more than an informa-
tion discussion.

After bills against the County had either been approved
or rejected, the meeting was adjourned.

APPROVED:

Reed B. Bown
Chairman

ATTEST:

Clair Heeler
Clerk

REGULAR FEBRUARY 9TH, 1984 MEETING

Minutes of a Regular Meeting of the Board of Iron County Commissioners, held in Commission Chambers at the Courthouse, Parowan, Utah, February 9th, 1984, beginning at the hour of 9:00 A.M.

Officers attending were:

Dee G. Cowan, Commission Chairman
James C. Robinson, Commissioner
Louie P. Tong, Commissioner
Clair Hulet, Clerk
Scott Jay Thorley, Attorney

Invocation: Dee G. Cowan

Minutes approved as read.

NEW CASTLE

FIRE DEPARTMENT

: Being first on the agenda, Mr. Richard Sewing and Reed Bown of New Castle were afforded the opportunity of presenting a proposal directly related to their effort to establish a functional Fire Department in their community. In sum and substance, the proposal consisted of a proffer by Richard Sewing, to deed to Iron County some .76 acres of land on which to build a fire station. The letter containing the proffer reading as follows, including one amendment added, (the concluding paragraph), as a result of the discussion which ensued relative to the matter:

February 9, 1984

Iron County Commissioners
Commissioner, Dee G. Cowan
Commissioner, Lou Tong
Commissioner, Jim Robinson

I, Richard Sewing, and my wife June Sewing, wish to donate a suitable piece of ground to the County of Iron, for the express purpose of building a fire house upon. This fire house is to house the fire equipment to provide fire protection for the community of New Castle, and the surrounding area.

The legal description of the property is as follows, taken from the Iron County Tax Assessors records:

Beginning South 243.0 feet from the Northeast Corner of Lot 2, Section 17, T36S, SLB&M, and running thence South 247.5 feet; thence West 495.0 feet; thence North 290.0 feet, to the Southerly Line of Highway U-56; thence Easterly around said Highway Line, a distance of 497.0 feet, to the point of beginning.

Of this legal description we wish to donate to the County of Iron, that portion which would be approximately 115 feet Easterly from the West boundary. Approximately .76 of an acre.

(continued)

We, Richard and June Sewing, ask in return for the property, only that the County;

- #1. Make an earnest effort to provide the New Castle community with a 40 or 45 M.P.H. speed zone on Highway 56, from the Broken Spur Ranch on the East, to the home of Dan Tullis on the West. Reason for this is that a very dangerous problem exists on the Highway 56 through the community of New Castle, which the Utah Highway Dept. refuses to recognize. A fire house entrance on to the highway should provide a necessary reason for to reduced speed zone.
- #2. That the County fence off the donated land from the rest of our property.
- #3. That the county have the property surveyed by the County Surveyor, and that the County pay for the survey work.

We will Quitclaim this property to the County of Iron as soon as the survey work provides a detailed description of the donated land.

In the interium, this letter is binding as to our intent and purposes.

Once a firehouse has been built on the property, the future use of said property may be altered to any use Iron County desires, with no restriction at all as to use.

s/s Richard Sewing
Richard Sewing

s/s June Sewing
June Sewing

Following a general review of the matter, a motion was unanimously passed, which was made by Commissioner, James C. Robinson, and seconded by Commissioner, Louie P. Tong, accepting the proffer subject to a title search revealing no clouds or encumbrances upon the property contemplated to be conveyed. A Plat of the property was submitted also, which was placed on file for reference.

SUMMIT

L.D.S. WARD : Mr. Danny Condie, Bishop of the Summit L.D.S. Ward, Parowan, Stake, scheduled next on the agenda, failed to appear, either in person or by representation. However, Chairman Dee G. Cowan, advised the

Board that he had knowledge of the purpose of his intended appearance, it being a desire on the part of the Summit Ward to purchase from Iron County a small tract of land lying north of their present chapel. In as much as it appeared from the discussion which ensued, that the Commissioners were willing to sell if terms were acceptable, Commissioner Cowan was furnished a plat and legal description of the property for his use in reporting to Bishop Condie.

GARBAGE DISPOSAL : A Delegation comprised of Councilmen, Robert Dalley, Wanda Benson, Gary Bentley, Yvonne Chamberlain, and City Manager Alan Pulsipher, representing Parowan City; Sam Cutler, representing Paragonah Town; and Steve Williams, representing Brian Head City, appeared again for what resulted in a prolonged discussion regarding the possibility of the establishment of a sanitary land fill to serve Eastern Iron County.

While a number of proposals were advanced, and a number of arguments presented supporting the cause, nothing was accomplished other than to agree that further study and investigation was necessary before any firm decision can be reached.

GARBAGE SERVICE : Mr. D. Walker and his wife, from Fifetown, met the Commissioners to plead no use of garbage pickup service, no need of the service, and to request that they be removed from the billing list.

After a review of the plans and requirements necessary to make this type of service effective, and an explanation of the policy almost universally applied in connection with the assessments and collections of cost related to furnishing of this type of Municipal Service, a motion was duly passed, which was made by Commissioner, James C. Robinson, and seconded by Commissioner, Louie P. Tong, denying the request for relief. It was agreed, however, that Iron County would supply Prudential Federal Savings and Loan Association with a letter explaining that the attachment

to the property is not necessarily a fixed and usual occurrence, but only in the event property owners fail to pay assessments for garbage pickup before delinquency.

E.O.C.
DEPARTMENT

: Elmer Truman, Custodian of the Iron County Courthouse, and Mr. Vern Hackwell, representing Honeywell Corporation, appeared for purpose of (1) advising the Commissioners that the E.O.C. was not on the County's Service contract with them, and (2) that a heating and airconditioning unit had failed which served the Department.

Wherefore, do they, the Commissioners, now wish to add the unit to the Service contract, or do they wish to pay for the repair expense and still have it outside the agreement. Explaining that repair costs would run in the neighborhood of \$1,100.00, which, if added to the service agreement, the annual fee would be in the area of \$1,020.00, and they, Honeywell, would be required to assume repair costs.

After review, a motion was made by Commissioner James C. Robinson, duly seconded by Commissioner Louie P. Tong, providing that the contract be amended to include the E.O.C. The vote was unanimous.

GAS
FRANCHISE

: The application of Central Utah Gas Company for a franchise to enter and serve Iron County was called on for consideration.

After review with County Attorney, Scott Jay Thorley, he was authorized to amend the franchise agreement in such manner as he believed to be in the best interest of Iron County, and to air his further concern with the public service commission. The agreement, as amended, to be submitted to the Central Utah Gas Company for their acceptance, and thereupon, to be resubmitted to the County Commission for execution, in as much as they favored granting the franchise upon a properly drafted franchise agreement.

REST HOME

: Clarence Junior Bensen, and his wife, Wanda, appeared again regarding the contemplated sale by Iron County to them of the County Rest Home. Explaining that they wished to know the present status of the matter.

County Attorney, Scott Jay Thorley, advised them that he had redrafted and had rewritten the proposed sales agreement in conformity with changes agreed upon at a previous meeting, and that they would shortly be provided with a copy for their review. Furthermore, that an inventory of all furnishings and fixtures, etc., should be made and as well a legal description of the property furnished.

BOUNDARY COMMISSION

: In as much as County Attorney, Scott Jay Thorley, advised the Board that a Boundary Commission for Iron County had not been properly constituted he was authorized to prepare and to council them on proceedings necessary to establish such a Commission.

APPLICATION

BERYL MATCHING

: In response to a notice from Utah Land and Forestry Department that they had been designated to handle the distribution of Federal funds on a matching basis for purpose of upgrading Fire suppression capabilities in rural areas, Chairman Dee G. Cowan was authorized to work with Bryner Wood of Beryl in connection with the preparation and presentation of an application for and on their behalf.

BID BRIDGE CONSTRUCTION

: The low bid of Blackburn and Gower Construction Company of \$9,950.00 for the installation of a five by ten box culvert on the road between the Bulldog Road and the Airport Road was approved and accepted subject to Engineers recommendation.

PUBLIC
DEFENDER

_____ : Mention was made of the agreement or
lack of agreement with the public
Defender for 1983. The Board was advised by the County Attorney,
that one was in the process of completion.

After bills against the County had either been approved
or rejected, the meeting was adjourned.

APPROVED:

Lee Spawson
Chairman

ATTEST:

Clair Steeler
Clerk

REGULAR FEBRUARY 23RD, 1984 MEETING

Minutes of a regular meeting of the Board of Iron County Commissioners, held in Commission Chambers at the Courthouse, Parowan Utah, February 23rd, 1984, beginning at the hour of 9:00 A. M.

Officers attending were:

Dee G. Cowan, Commission Chairman
James C. Robinson, Commiaaioner
Louie P. Tong, Commissioner.
Clair Hulet, Clerk
Scott Jay Thorley, Attorney.

Invocation: Clair Hulet

Minutes approved as read.

TRAVEL COUNCIL: As per agenda scheduling, the first to appear was a delegation comprised of the following delegates representing the Color Country Travel Council:

Douglas Knell, Cedar City
Bob Benfield, Panguitch
Alma Heaton, Kanab

The primary purpose of their visit was to acquaint the Commissioners with their activities, and to stimulate their support of the Five County Travel Council program. Copies of their current budget was submitted to and left with each of the Commissioners for their study and information. Nothing surfaced requiring action on the part of the Commissioners, and non was taken.

ENOCH TOWN: Mayor, Roger Hillyard, of Enoch City, next appeared for consultation with the Commissioners relative to matters of concern to him which directly affect the relationship of Enoch City and Iron County. The items advanced for consideration included, but were not necessarily limited to the following:

Road maintenance within the Community.
Public Safety.
Sales Tax distribution.

Mayor Hillyard explained that he was not necessarily unhappy with a status quo situation, but he would like to have it reduced to writing and in the nature of a formal agreement. Wherefore, following a rather lengthy discussion, a motion was duly passed, which was made by Commissioner James C. Robinson and seconded by Commissioner Louie P. Tong, authorizing County Attorney, Scott Jay Thorley, to meet with Mayor Roger Hillyard, for purpose of formulating a tentative agreement as pertaining to Road Maintenance and Public Safety, for subsequent examination, amendment, approval, or rejection by the Board. The said agreement to run through December 31st, 1984, with the possibility of renewal at that time for calendar year 1985, but not further.

With respect to the Sales Tax issue, since the board had been advised by the County Attorney that there was no legal approach to a redistribution in accordance with the wishes and proposal of Commissioner Robinson, he, Mr. Robinson, was authorized to consult with State Senator, Ivan Matheson about the matter.

ZONE CHANGE : At 1:00 P. M. as scheduled, with due and proper Notice thereon given, a hearing was held on the application of Alice M. Stucki for a Zone change from an A-20 to and R-5, covering certain property located in Section 24, Township 35 South, Range 12 West, SLB&M. Since no one appeared in opposition, and since the County Planning Commission had heretofore been unanimous in their recommendation for approval, a motion was passed on a two to one basis, authorizing the change. The motion having been made by Commissioner James C. Robinson, duly seconded by Chairman Dee G. Cowan. The vote being Commissioner James C. Robinson and Chairman Dee G. Cowan for, and Commissioner Louie P. Tong against.

ROAD MATTER: Mr. Harold S. Mitchell of Parowan, met briefly with the Board relative to a rumor which he had heard which rumor suggested that the Crystal Mountain Developers plan to put a Cat on the Dry Lakes Road and improve it for use by them in the development of their project. His sole purpose was to put the Commissioners on notice that the County or for that matter, no one else has more than a prescriptive right to use of the existing road, and that he will vigorously oppose any attempt to improve the road in such manner that it will widen to any degree that in present useage.

WEED POLICY: Commissioner James C. Robinson, presented for the Boards consideration and approval, a policy recently prepared by he and members of the Weed Control Board relative to noxious weed control in Iron County. In substance, the recommended policy provisions were as follows:

- (1) The County will spray on private property at the cost of chemical only for (1) Scotch Thistle, (2) Whitetop, and (3) Canadian Thistle.
- (a) Spraying will be scheduled by the weed supervisor, after consideration of County spraying projects, on a first requested-first-sprayed basis. Weed Supervisor to have the option of limiting the acreage of each individual land owner.
- (b) Cost of chemical will be determined by the Weed Supervisor, preferably prior to spraying.
- (c) Weed Supervisor may refuse to spray if, in his judgement, it would not-for any reason be effective or efficient.
- (d) Weeds sprayed after notice is given by weed supervisor will be charged at full actual cost (chemical, equipment, sprayer's time, etc.) to be determined by weed supervisor.
- (f) In order to qualify for spraying at actual cost of chemicals, the property owner or lessee is responsible to schedule with weed supervisor the time for spraying and must accompany the sprayer. If owner, lessee, or other representative does not meet appointment schedule, he will be transferred to bottom of current waiting list.
- (g) Public Municipal property is eligible for spraying at cost of chemicals if a City Official accompanies the sprayer and if a waiver of County liability is executed prior to spraying.

- (h) After approval of and following recommendations of the County Weed Supervisor, the County will provide chemical and allow owner or third party to spray. There will be no cost for chemical but owner or lessee will be responsible for spraying costs.
- (2) The County will spray on private or municipal property at full actual cost for any other weed on the Utah noxious weed list. Weed supervisor will determine the best time to spray. Owner or municipal officer must schedule appointment and must accompany sprayer. If on municipal property, a waiver of County liability must be signed. After notice, actual cost will be charged.

After review, a motion was unanimously passed, which was made by Commissioner James C. Robinson, and seconded by Commissioner Louie P. Tong, approving and adopting the proposed policy.

MONTE VISTA 2

SERV. DIST. : A delegation headed by Jeanette Swinghome, and including Engineer, Steve Creamer, appeared for the purpose of convincing the Commissioners that a water Service District should be established for Monte Vista 2, and for seeking their assistance in accomplishing such a venture.

A rather lengthy discussion ensued pertaining to the subject matter, at the conclusion of which the Commissioners were generally persuaded that the said subdivision was in fact very much in need of a culinary water system, and that the establishment of a Special Service District was perhaps the only means by which it could be provided. However, only eighteen (18) of some ninety four (94) Lots were occupied, and there therefore existed a question as to whether or not a majority vote of the Lot holders could be obtained in support of the venture. Accordingly it was concluded to first poll the owners, and if majority support for the project could be established, the County Commissioners would take necessary steps to be taken by them to establish the District. Steve Creamer to prepare the letter to be used in the survey, present it to Jeanette Swinghome and her associates for their approval, and Mrs Swinghome thereupon to submit it to Iron County for distribution.

BUDGET

AMENDMENT : Dennis Lowder, County Auditor, appeared for a hearing on a proposed adjustment in the 1984 budget which had been scheduled and duly noticed up for hearing at this time. After the proposal had been heard, there being no objections, the following adjustments were authorized:

TRANSFERS:

Special Trust	7,593.00	
Monte Vista	38,732.00	
Debt Service	2,150.00	
Fund Balance App.	261,524.00	
	<hr/>	
County General Fund		309,999.00
County General Fund	309,999.00	
Land Fill Purchase		68,250.00
Beryl Fire Station		3,150.00
Tax Commissions Lawsuit		2,500.00
Date Processing		5,000.00
Capital Reserve		200,000.00
Balance Surplus		31,099.00

Contemplated revenue to be received from sale of the County Rest Home, upon receipt, to be credited to the Beryl Fire House construction account. (\$20,000.00).

ROAD PROJECT

POWER LINES : Through Chairman, Dee G. Cowan, the Board was advised that there were six power poles belonging to Utah Power & Light Company along the west side of the Airport road, that need to be removed west to facilitate the widening and general improvement of the said Airport road. Accordingly a request was authorized to be made to Utah Power & Light that they arrange for the removal.

WEED BOARD : Commission James C. Robinson, requested and moved for the appointment of the following named persons to the County Weed Board for terms as indicated:

Walter Grove, New Castle,	term to run to	4/8/86
Tony B. Dalton, Paragonah,	" " " "	4/8/87
Scott Berry, Kanarraville,	" " " "	4/8/88

After brief consideration, the motion was duly seconded by Commissioner Louie P. Tong, and the vote thereon was unanimous.

PUBLIC

DEFENDER: Mr. James L. Shumate, Esq, presently serving Iron County as Public Defender, appeared for purpose of discussing with the Commissioners, and County Attorney Scott Jay Thorley, provisions of his agreement and/or contract with Iron Co. for services stated, on which there has recently surfaced some degree of misunderstanding both as to terms and term. While all parties took occasion to speak frankly concerning their understanding of the matter, nothing in effect was accomplished, unless it could have been a clarification of the status of the matter.

GAS

FRANCHISE: The Commissioners spoke briefly concerning the possibility of Natural Gas being transported into Iron County, and the impact it would have. Associated with this discussion was the question as to whether or not Iron County planned or inted to assess a Franchise tax. No formal decision was reached however, no action being necessary, and none taken.

After bills against the County had either been approved or rejected, the meeting was adjourned.

Approved:

Dee G. Cowan
Chairman

Attest:

Clair Sealed
Clerk

REGULAR MARCH 8TH, 1984, MEETING

Minutes of a regular meeting of the Board Of Iron County Commissioners, held in Commission Chambers at the Courthouse, Parowan Utah, March 8th, 1984, beginning at the hour of 9:00 AM.

Officers attending were:

Dee G. Cowan, Commission Chairman
James C. Robinson, Commissioner (excused)
Louie P. Tong, Commissioner.
LaMar G. Jensen, County Treasurer
Scott Jay Thorley, Attorney

Invocation: Dee G. Cowan.

Minutes of previous meeting, approved.

SIGNING

PROGRAM : Mr. Dee Severson, representing Mountain Bell, and Mr. Dave Bentley, Cedar City Fire Chief, first listed on the Agenda, met the Commissioners concerning the matter of updating street and house numbering outside the Incorporated Cities and Towns in Iron County. While a rather extensive effort had already been put forth in this area, no one seemed to be satisfied with results obtained. Mountain Bell's representative indicated that telephone hook-ups would not be made where there were not street or house numbers, while Cedar City's Fire Chief stated that they experienced difficulty in locating specific area when called out on a fire run. After a rather indepth discussion, it was agreed that Iron County would furnish Mountain Bell with all information available concerning the present system, as well as labor from the County Road Department, and/or from job service to assist in installation of signs, etc. Mountain Bell to be back on the agenda at 10:00 AM, March 22nd, 1984, for further consideration of the subject matter.

CEDAR CITY

ART COMMITTEE: Mr. Eric Brown, representing the Cedar City Arts Committee, appeared for the purpose of announcing the 1984 Arts Show Scheduled for April 5th, through the 24th, and to persuade the Board to support the Show financially. The Commissioners having been persuaded to do so, authorized an appropriation equal to that made for the year of 1983. Check to be mailed to P. O. Box 879, Cedar City.

ALCOHOL

SCHOOL : Maude Fairbanks, from the University of Utah, and Mr. Ken Joseph, Administrator of the local Alcoholic Rehabilitation Center, made their annual visit for purpose of obtaining a pledge from the Commissioners to sponsor one or more delegates to the annual Alcohol and Drug abuse school to be sponsored by and held at the University of Utah during the month of June 1984. Following a general discussion, a motion was unanimously approved, which was made by Commissioner Louie P. Tong, and seconded by Chaiman Dee G. Cowan, pledging sponsorship of at least two delegates, to be selected from Law enforcement personnel, EMT's, Precinct Courts, or Family Life Services.

TAX MATTER: Mr. Steve Grimshaw, County Assessor, met the Board concerning an effort being made by the State Department of Wildlife Resources to have property taken out of private ownership by them, assessed for in-lieu of taxes on basis of Green Belt classification. Mr. Grimshaw presented figures to illustrate what the effect of their being successful in their efforts would be. Furthermore, he explained that the UAC is giving consideration to launching a legal challenge to the move, and he wished to know as to whether or not the Commissioners were willing to participate in the Cost should such a venture be undertaken. On motion of Commissioner Louie P. Tong, duly seconded by Chairman Dee G. Cowan, the answer was in the affirmative.

AMBULANCE

SERVICE: Mr. Norman Forbush, Director of the Iron County, Ambulance Service, met with the Commissioners for purpose of announcing the obtaining of New Ambulance Equipment for Parowan, and to seek their assistance in making a proper and satisfactory placement of the used one. He explained that Beryl wanted it, but that there existed a question as to their being able to qualify. Reviewing briefly basis requirements necessary for qualification. In addition the thought was expressed that Iron County has a vested interest in the Enterprise Ambulance which should be able to serve the Beryl area. However, it was concluded that the more appropriate approach would be to supply Beryl with a listing of the minimum standards they would have to meet, and give them an opportunity to respond.

SALE REST

HOME: Mr. Clarence Benson again appeared relative to the present status of his contemplated purchase of the Iron County Rest Home. He was advised that descriptive detail is to be obtained, the sales agreement completed, and the matter to be placed back on the Agenda March 22nd, 1984, hopefully for completion.

BRIAN HEAD

PANGUITCH ROAD: A delegation comprised of, but not necessarily limited to the following named delegates, appeared for a conference with the Commissioners relative to the now controversial project of keeping the Road open during the winter months from Brian Head to Panguitch, VIA Cedar Breaks and Panguitch Lake:

George Middleton and Harold LaFevre, Garfield County Commissioners, - and Patrick Nolan, their County Attorney.

Burt Nichols, representing Brian Head, as well under verbal agreement to provide the means and actual service of keeping the road open.

Jack Sawyers, executive director of the Cedar City Chamber of Commerce.

Clay Alderson, representing the Park Service.

Much discussion was had relative to the subject matter, such as:

The potential economic benefits to accrue to Brian Head, Panguitch, Garfield and Iron Counties as a result of

keeping the road open, the plea of Jack Sawyers for Iron County to support the project, Clay Aldersons concern over safety and responsibility, and Garfields support for the project.

After a full discussion of the matter, the Iron County Commissioners agreed that Iron County is in fact committed for the 1983-84 winter season, and agreed to execute the proposed agreement with the Park Service in order to obtain their consent to opening of the Gate. Said agreement to run to May 15th, 1984. Furthermore, they indicated that they may be found willing to continue to participate in the project but only upon an agreement being satisfactorily worked out which will safeguard the interests of Iron County.

Efforts to continue to effect a viable and satisfactory agreement with Burt Nichols for snow removal and otherwise maintaining the road at a safe level for travel.

County Attorney, Scott Jay Thorley, gave the Commissioners the benefit of his opinion as to possible responsibility and hence liability to which they may be exposed associated with the subject project.

Only the problem of and with the Park Service seemed to have been satisfactorily resolved as a result of the meeting.

NATURAL GAS: County Attorney, Scott Jay Thorley, discussed the proposed natural gas franchise with the commissioners, stating that he was not fully satisfied with the Franchise as now written. Wherefore, he was authorized to make such amendments as to him seemed to be appropriate and re-submit for review.

PUBLIC

DEFENDER: Also discussed with the Commissioners by Mr. Thorley was the Public Defenders Contract, which he reported was still in the negotiation stage. He and James L. Shumate, Esq, to meet with Judge J. Harlan Burns March 9th, 1984, following which meeting he anticipates that the agreement will be executed.

LAND

PURCHASE: Matters related to purchase of land for subsequent use as a sanitary land fill from Utah International, Inc, were reviewed. Among the conclusions were, 1-that Iron County is not interest in purchasing the CF&I Claimis, and 2- that Iron County will execute the purchase agreement with Utah International, Inc, upon clarification of the easement clause.

PAYMENT

RECEIVED: Mr. Ardell Hyatt, president of the Little Salt Lake Clinic, Inc, appeared and submitted final payment of \$2,000.00 on contract of purchase of property from Iron County known locally as the Richardson Building. He also requested help from Iron County for Survey expenses, which the Board indicated they were willing to do.

SURVEY

FILINGS: County Attorney, Scott Jay Thorley, brought up and discussed briefly with the Board a proposed Survey filing Ordinance, noting that many of the Engineers were opposed. Thus it may require a public hearing. He was authorized to prepare and submit alternatives at the next regular Commissioners meeting.

PROSECUTION

EXPENSE: The County Attorney proposed that his budget be modified in such manner as to provide funds for purchase of equipment, texts, etc, and to hire Alan Jones to help in research, etc, in connection with prosecution of the pending Capital Cases. The Commissioners expressed concern over added responsibilities attendant to prosecution of Capital cases, and therefore reacted favorably to the request.

BOUNDRY

COMMISSION: The form and manner of selecting Boundry Commission members was discussed, following which the County Attorney was directed to advise the Municipalities of required procedure on their part. The County Commissioners likewise to conform to legal requirements, as outlined by the County Attorney, in making their selections.

ATTEST:

Clair Heled
Clerk

Approved:

Lee S. Gowan
Chairman

REGULAR MEETING OF MARCH 22nd, 1984

Minutes of a regular meeting of the Board of Iron County Commissioners, held in Commission Chambers at the Courthouse, Parowan, Utah, March 22nd, 1984, beginning at the hour of 9:00 a.m.

Officers attending were:

Dee G. Cowan, Commission Chairman
James C. Robinson, Commissioner
Louie P. Tong, Commissioner (excused)
Scott Jay Thorley, Attorney
Clair Hulet, Clerk

Invocation: James C. Robinson.

Minutes approved.

ADDRESSES

COUNTY OUTSIDE: The first delegation to appear was comprised of Ryan Robinson, W. Dee Severson, and Marvin Thurman, representing Mountain Bell, and Ray Anker appearing at the invitation of the Board of County Commissioners. The subject matter to be considered was that of street and/or road and house numbering in Iron County outside the corporate limits of city and towns. Following the informative discussion which ensued, a Motion was duly passed, which was made by Commissioner James C. Robinson, and seconded by Chairman Dee G. Cowan, providing that the Project be implemented upon the following premise.

(1) Mountain Bell:

- (a) Supply addresses and grid.
- (b) Supply house numbers.
- (c) Supply funding in area of \$9,000.00, which funds are to be shared by Iron County with the municipalities.

(2) Iron County:

- (a) To supply road and/or street signs.
- (b) Put in place all house numbers and street and/or road signs.

Ray Anker to act as liason between Iron County and Mountain Bell as and when his services may be necessary.

SOIL

CONSERVATION: Mr. Loren Hunt, of the County ASCS, appeared at the invitation of the Board, to acquaint them with programs available through the Agency which he represents. These included, but most certainly were not limited to the following:

- 1- Technical Assistance to Farmers and Ranchers.
- 2- Water Conservation.
- 3- Range Conservation.
- 4- Resource Conservation.
- 5- Snow Surveys, etc.

It was in sum and substance an informative report which required no action on the part of the Commissioners and none was taken.

MONTE

VISTA 2: Mr. Dennis Johnson, representing at least a portion of the residents of the Monte Vista Subdivision No. 2, appeared for the purpose of furthering the interest of the said residents in establishing a Special Service District through which to implement the installation of a Water System to serve the Subdivision. After much discussion, Mr. Johnson agreed, upon being supplied with names and addresses of lot owners in the Subdivision, that he and associates would proceed to provide each property owner with notice of intention to form the service district and to present the Commissioners with an adequate petition, following which the Iron County Commissioners would take the necessary action imposed upon them by statute to conclude the process of establishment of the District.

Matter to be back on the Agenda, April 12th, 1984, at 11:00 a.m., for evaluation and further consideration.

GRAVEL

TRAP: Mr. Ralph F. Hulet and Carl Morris, representing the Southwest Fields Irrigation Company, met the Commissioners in an effort to convince them that Iron County should construct what they termed to be a "Gravel Trap" in the old flood channel in the Southwest portion of Parowan City. The Commissioners took time out for an on site inspection of the proposal, following which they tabled the matter pending receipt of additional information to be supplied by the delegates.

CONTRIBUTION: At the request of Brenda Adams of Parowan, the Commissioners appropriated \$50.00 to the Southwest Choral Ensemble Society.

NATURAL

GAS FRANCHISE: The Commissioners reviewed with County Attorney, Scott Jay Thorley, a proposed Franchise Agreement with Central Utah Gas Company for a natural gas distribution service in Iron County.

After review, and such amendment as the Commissioners desired had been incorporated into the Agreement, a motion was duly passed, which was made by Commissioner James C. Robinson and seconded by Chairman, Dee G. Cowan, directing the County Attorney to recopy the Agreement to include the amendments, and submit to Chairman, Cowan for execution.

SALE

REST HOME: Clarence Junior Benson, and his wife, Wanda H. Benson, appeared for purpose of concluding the deal with Iron County for purchase by them of the County Rest Home. After a rather detailed discussion, a Motion was passed, which was made by Commissioner James C. Robinson and seconded by Chairman Dee G. Cowan, instructing the County Attorney to finalize the sales agreement, and authorizing Chairman, Dee G. Cowan to

execute the same for and on behalf of Iron County. The necessary escrow documents to be prepared and arrangements made with a licensed escrow agent to handle the matter. A check for the initial or down payment in the sum of \$20,000.00 was delivered on this date, receipt of which is hereby acknowledged. The purchasers were assured of right of ingress and egress to the Rest Home Property over roadways established as access to the Iron County Courthouse.

QUIT CLAIM

DEED: On Motion by Commissioner James C. Robinson, duly seconded by Chairman Dee G. Cowan, authorization was given for the issuance of a Quit Claim Deed to the Little Salt Lake Clinic, Inc., covering the Richardson Building property, and waiver of the balance owing of 2,000.00.

BIDS WEED

CHEMICAL: Also on Motion of Commissioner James C. Robinson, duly seconded by Chairman Dee G. Cowan, the bid of Overson Farm Center for the furnishing of Weed Chemical for the 1984 season was accepted as lowest and best.

APPOINTMENTS

Again, on Motion of Commissioner James C. Robinson, duly seconded by Chairman, Dee G. Cowan, Ed Fournier, was appointed to the County Planning commission to succeed Foryer Olson, and Howard Nelson reappointed for another term. Also, a request was made that Frankie Lou Bentley, and Ray Anker be contacted to ascertain as to whether or not they would accept an appointment to the Board of Adjustment.

RECREATION

FACILITIES: Consideration was briefly given to the matter of establishing additional recreation sites in Iron County. The conclusion being reached, to abandon the Maple Springs Project in favor of the Three Peaks location in the event the BLM looks with disfavor upon Iron County sponsoring more than one site.

LAND FILL

AGREEMENT: The County Land Fill Agreement was on the Agenda for completion. However, since the County Attorney discovered that he had failed to bring it with him, Chairman, Dee G. Cowan, was authorized to execute the subject agreement outside of Commissioners Meeting.

LICENSE: The application for renewal of a Beer License by Margaret E. Hager of Modena, was approved.

GARBAGE

MATTER: Mrs. Stankosky, 6592 North Minersville Road, protested a charge for garbage pickup service, contended that she received no service, neither was it available to her. Her Claim to be investigated and if found to be accurate, necessary adjustment to be made.

ROAD

MATTER: Matters pertaining to the Brian Head, Panguetch
Road were tabled pending receipt of response
from Burt Nichols to the most recent proposed agreement.

Approved:

Dee J. Gowen
Chairman

ATTEST:

Clair Hulek
Clerk

REGULAR MEETING OF APRIL 12th, 1984

Minutes of a regular meeting of the Board of Iron County Commissioners, held in Commission Chambers, at the Courthouse, April 12th, 1984, beginning at the hour of 9:00 A.M.

Officers in attendance were:

Dee G. Cowan, Commission Chairman
James C. Robinson, Commissioner
Louie P. Tong, Commissioner
Clair Hulet, Clerk
Scott Jay Thorley, Attorney

Invocation: Dee G. Cowan.

Minutes approved.

TAX

ASSESSMENTS: Mr. Steve Grimshaw, County Assessor, met briefly with the Commissioners for purpose of discussing the subject of Tax Factoring. The discussion was purely informative and probative, no action being taken.

BLOCK

GRANT: A proposed application for a Block Grant for funding further improvements at the Wood Ranch Recreation Center, came on for consideration. Following a brief review, a motion was duly passed which was made by Commissioner James C. Robinson, and seconded by Commissioner Louie P. Tong, approving the application and authorizing its execution.

ROAD SERVICE

SUBDIVISIONS: The Board discussed to some extent the advisability and possibility of establishing a firm policy for the County to follow relative to the improvement of roads and/or streets in subdivisions of the County outside the incorporated limits of cities and towns. As a result of the discussion which ensued, a motion was unanimously passed, which was made by Commissioner James C. Robinson, and seconded by Commissioner Louie P. Tong, providing that with exception of the filling of the commitment heretofore made to Park West Subdivision, Iron County refrain from participation to any degree in the process of bringing subdivision roads and/or streets to county standards. It was understood that the Commitment referred to as having been made to the residents of Park West, consisted of a proffer by Iron County to use county equipment and man power to spread gravel upon the streets and/or roads of the subject subdivision upon its being supplied on site by the residents.

APPOINTMENTS: Commissioner, James C. Robinson called attention of the Board to the fact that two vacancies existed on the County Board of Adjustment, and moved for the appointment of Frankie Lou Bentley, of Parowan, and Raymond E. Anker, of Cedar City to fill the positions, the motion was seconded by commissioner Louie P. Tong, and the votes on the motion was unanimous.

MONTE

VISTA #2: Mrs. Jeanette Swingholm, representing the citizens of Monte Vista Subdivision Number 2, appeared for purpose of reporting on their accomplishments thus far toward

obtaining a complete consensus of opinion of the property owners in the Subdivision, in response to the question "do you want and will you support the establishment of a special service district through which a Satisfactor Water System can be established?" She reported that out of 48 responding, 46 were yes, and 2 were no. The Commissioners believing that well over the percentage plurality required had been obtained, authorized the County Attorney to prepare necessary legal documents and an outline of further proceedings necessary to establish the district.

APPLEGATE

AGREEMENT : Mr. Steve Applegate, given time on the agenda, failed to appear. Matter passed without action.

REST HOME SALE

AGREEMENT : Mr. Scott Jay Thorley, County Attorney, reported on and reviewed with the commissioners, the Agreement between Iron County, Vendor, and Clarence Junior Benson and his wife Wanda, Vendors, for purchase by them from Iron County, the County Rest Home. The Commissioners appearing to be satisfied with its terms and conditions, by Motion unanimously passed, which was made by Commissioner James C. Robinson and seconded by Commissioner Louie P. Tong, approved the Agreement and authorized its execution.

ZONING

HEARING : At 1:00 P.M. as scheduled, with due and proper notice thereon given, a hearing was held on an application for a Zoning change by Jime Maquire, etux, covering property located in Section 29 Township 36 South Range 12 W. S1B&M.

After a rather lengthy discussion, review of maps, plats, etc, a motion was unanimously passed, made by Commissioner Louie P. Tong, and seconded by Commissioner James C. Robinson, Denying the application.

ROADS

PARK WEST : Mrs. Verna Moore, representing the residents of Park West Subdivision, met the Commissioners in an effort to work out an arrangement whereby necessary road improvement could be accomplished for the Subdivision.

Since, as heretofore stated the commissioners had agreed to spread gravel with county equipment once it is on site, the basic problem was that of obtaining funds for purchase and delivery of the materials, which engineers estimates, placed at some \$22,000.00.

Following a general discussion of the matter, it was concluded to first take the necessary steps to establish a Special Improvement District covering the Subdivision, and once the entity has been set up, an effort be made to obtain financing from a local source, since a Bond of this size would no doubt be costly if not impossible to process. Accordingly, Mrs. Moore to lead out with the first step, that of obtaining a commitment of support for the project from as many of the property owners in the subdivision as possible, and a determination made as to

whether or not a necessary plurality exists, and if so, further steps be taken to form the District. Thereupon, efforts be made to obtain the necessary finances.

TAX MATTER : As per the Agenda listing, Mr. Melvin Gardner of Beryl, and County Assessor, Steve Grimshaw were to appear at this time concerning a controversial Tax Assessment on personal property of Mr. Gardner for the year of 1981.

Mr. Grimshaw appeared. Mr. Gardner did not.

Wherefore County Assessor Grimshaw explained the situation from his point of view to the Commissioners and the reasons therefore. However, since Mr. Gardner was not present, no action was taken or was necessary.

CRYSTAL MOUNTAIN : During the day the Commissioners took about a two and one half hour break to accompany Ron Ferderer, Developer, on an on site tour of the proposed Crystal Mountain Resort Development Project. The tour proved interesting and informative, but there were no matters associated with it that required any action at the time.

REQUEST FOR VARIANCE: Mrs. Audre Lebbon, of Cedar City, appeared seeking a variance from the Development Code Regulations as related to property off the Air Port Road. The Board advised her that this was a matter that should go before the Board of Adjustment for hearing, she to make the arrangements.

LIQUOR PROFITS : The Commissioners discussed the possibility of obtaining funds, in addition to those remitted to the Counties as a routine matter, from State Liquor Fund Profits, to support prosecution and costs of enforcement of State Liquor Law Regulations. Even though the Communique they had reference to, set out on its face a final date for making application for said funds as December 20th, 1983, they decided that it should be processed.

Alter bills against the County had either been approved or rejected, the meeting was adjourned.

Attest:

Clair Lulek
Clerk

Approved:

Dee L. Brown
Chairman

REGULAR APRIL 26th, 1984, MEETING

Minutes of a Regular Meeting of the Board of Iron, County Commissioners, held in Commission Chambers, at the Courthouse, Parowan, Utah, April 26th, 1984, beginning at the hour of 9:00 a.m.

Officers attending were:

Dee G. Cowan, Commission Chairman
James C. Robinson, Commissioner
Louie P. Tong, Commissioner
Clair Hulet, County Clerk
Scott Jay Thorley, Attorney
Carma Hulet, Deputy Clerk

Invocation: Dee G. Cowan

Minutes - approved as read.

ALCOHOL

REHAB. CENTER : The Commissioners first entertained a delegation comprised of Kenneth M. Joseph, Marsha Perkins, and Mary Schuldt, who appeared for purpose of furthering the objective of establishing a New Alcohol Rehabilitation Center in Iron County. The basic support for the project which they at this time desired from Iron County, was assignment of the county's annual allotment of Liquor Profits, averaging some \$12,900.00.

They submitted statistics as well as arguments in support of the need for the facility, and a brief outline of plans for funding and described in a general way its contemplated location.

The Commissioners advised the delegates that they were very much in support of the project, and would consider the necessary budgetary adjustments needed to release the funds at time the 1985 budget is prepared.

RIGHTS OF WAY

I. P. P. : Chad Nay, County Building Inspector, appeared for instructions, and/or counsel from the Commissioners regarding IPP permits, rights of way and power line installation. While, admittedly, most rights of way will be on BLM. property, some areas involving county and private property, and public roads will be affected.

About the only recommendation made by the Board, was to the effect that they, the Commissioners, should be supplied with maps and such additional information as may be necessary to keep them fully informed in the matter.

DRUGS &
ALCOHOL

: Mary Schuldt and Amber Johnson, appeared for the purpose of reporting to the Commissioners on their concerns regarding Alcohol and Dug Abuse, especially among the youth, and of making them aware of programs and efforts being put forth to combat it. The Presentation was informative only and required no action on the part of the Board.

RUBBISH
DISPOSAL

: Sherman Dalton and his wife Dorothy, again met the Commissioners regarding the establishment and maintenance of a Rubbish Disposal facility for the Parowan Valley Area. Following a brief discussion, Commissioner Louie P. Tong was assigned to make an investigation and report.

RETIREMENT

PROGRAM

: Mr. Roy Miller, representing his father, Jack Miller appeared for purpose of making a presentation to the Commissioners in support of said Jack Millers request for a shift from the regular County Retirement Program to the Peace Officers Retirement Program, retroactive to October 12th, 1977, the date at which he began working for Iron County, and the appropriation of sufficient funds to make up the defference due in Employers Contributions for the period involved

Following a rather in depth discussion, Scott Jay Thorley, County Attorney, was assigned to flush out the detail and make recommendation.

COUNTY

FLAG

: Mr. Scott Haycock, president of the Iron County Fair Board, appeared for the purpose of presenting recommendations for a County Flag, submitted in response to the County's Call for suggestions. The proposals were all reviewed briefly, but no decision was made due to scheduling of a subsequent meeting at Fillmore.

All other matters were suspended at this point,- to afford time for the Commissioners to meet the aforesaid Fillmore Meeting scheduled.

APPROVED:

Dee L. Brown
Chairman

ATTEST:

Oliver Hulek
Clerk

REGULAR MAY 10th, 1984, MEETING

Minutes of a Regular Meeting of the Board of Iron County Commissioners, held in Commission Chambers at the Courthouse, Parowan, Utah, beginning at the hour of 9:00 A.M.

Officers attending were:

Dee G. Cowan, Commission Chairman
James C. Robinson, Commissioner
Louie P. Tong, Commissioner
Clair Hulet, Clerk
Scott Jay Thorley, Attorney

Invocation: James C. Robinson

Minutes approved as read.

JACK MILLER

RETIREMENT

: Roy Miller, of Cedar City, again appeared for and on behalf of his father Jack Miller, for a second or a continuation of a previous hearing related to the legal or moral obligation if any, of Iron County and Cedar City Corporation to at this time transfer Mr. Jack Miller, employed as a Peace Officer at one time or another by both entities, from the State Public Employees Retirement System, retroactively, to the State Public Safety Retirement Program and to make up the difference in Employer's Contributions for the period.

Much discussion was had and a rather in depth analysis of the law pertaining to the matter presented by County Attorney Scott Jay Thorley, as well as a subsequent review of the case with Sheriff Ira Schoppmann. Thereupon, the Board, being fully informed in the matter, passed a motion unanimously, which was made by Commissioner, James C. Robinson, and seconded by Commissioner Louie P. Tong, providing that the petition of Mr. Jack Miller for transfer of his public retirement affiliation, retroactively, from the State Public Employee's Retirement System to the State Public Safety Retirement System, be approved in accordance with terms and provisions of a letter dated May 1st, 1984, and signed by one Bonnie Sweat. Said letter to be placed on file and made a part of this record by reference. Furthermore, consistent with action taken on the foregoing matter, a motion was made by Commissioner, James C. Robinson, duly seconded by Commissioner, Louie P. Tong, and passed unanimously, providing that Sheriffs Deputies William Bradfield, and Scott Nelson likewise

be transferred to the Public Safety Retirement Program retroactive to their respective dates of qualification.

LAND

EXCHANGE : Mr. Steve Applegate, of Parowan, appeared for purpose of proposing that Iron County swap a gravel pit owned by them immediately northeast of Parowan City for land owned by him adjacent thereto. The proposal was given brief consideration and referred to Chairman, Dee G. Cowan and Road Supervisor Lynn Fiack for investigation.

OFFICIAL

IPP VISIT : A delegation comprised of George R. Elder, Michael E. Poizner, Brian R. Dorney, and Gary L. Swyter, representatives from the Intermountain Power Project, met briefly with the Commissioners for a report on the route their power transmission line will take in traversing Iron County, and a general sharing of views and information. With the exception of an assignment made to County Attorney, Scott Jay Thorley to formulate some sort of agreement between the parties specifying points on which the commissioners desire an understanding, no action was taken and none was necessary.

NEW CASTLE

TOWN : A delegation purportedly representing the residents of New Castle Town, headed by Mr. Reed Bown, appeared for purposed of presenting to and discussing with the Board a list of improvements they feel the Town is in need of, in order of their importance. They included, but were by no means limited to, park rehabilitation, street improvement, garbage disposal, Fire Station, fire Equipment, etc. In connection with the Fire Station, they requested assistance in surveying and grading the lot. They were referred to Chad Nay, County Building Inspector, on this matter, for review and recommendation. Their request for funds from amount budgeted for them in the 1984 budget, with which to make down payment on their building pending receipt of Block Grant Money, was granted.

PARAGONAH

TOWN : Mrs. Hazel Jean Robinson, presedent of the Paragonah Town Board, met the Commissioners for consideration of a number of items of Mutual Interest, all concerned with flood channels and water damages.

First, was the entrance from Old Highway 91, onto the Little Creek Road. She reported that this area needed immediate attention.

Second was the Flood Channel Crossing, she stated, needs either a cement apron or a bridge. The bridge bein far more desirable.

With respect to the first matter, Mrs. Robinson was advised that the Road Crew was presently working on the Little Creek Road, would be aware of and would take care of this item.

In case of the second, Rany Robinson, Paragonah Town Board Member, to consult with Commissioner Cowan regarding possible solution of the problem. There exists some possibility that this crossing might be within Paragonah Town Corporate limits. This also to be investigated.

BRIAN HEAD : Mr. Steve Lutz, Brian Head Fire Chief, appeared for purpose of presenting their proposed budget for fiscal year 1984-85, coupled with their request for county participation to extent of some \$15,450.00. Asserting that fire runs into county jurisdiction for the past three years were equal to 25% of the Total. The Commissioners reviewed the proposal with Mr. Lutz, but made no commitment at this time.

HIDDEN VALLEY RANCHES : A delegation, with Rodney Brady as spokesman representing residents of Hidden Valley Ranches Subdivision, met the Commissioners for purpose of reporting upon their activities and objectives, and to alert the Board to the fact that subdivisions should be monitored for violation. No action was taken and none was necessary.

SUMMIT TOWN : A delegation from Summit Town with Frank Dalley as spokesman presented a list of needed improvements within the Townsite, with emphasis on their garbage pit. Suggesting that it be fenced, with gate that could be locked, and some effort made to curtail use by outside interests such as Brian Head. A great deal of discussion ensued regarding problems mentioned, and possible solutions without a firm program for procedure.

being arrived at. It was agreed that burnable items should be burned, that fencing and proper signing could go forward.

PARK WEST
SUBDIVISION : Verna Moore, representing residents of Park West Subdivision appeared for purpose of reporting on the results of her canvass of lot owners in the Subdivision on the question, "would they or would they not support the establishment of a Special Improvement District covering the said subdivision for purpose of up grading its roads and or streets". She stated that, according to her calculations, there were a total of thirty four (34) property owners in the subdivision, and that twenty three (23) or 68% had thus far responded in the affirmative. The originals of the responses being deposited with the County Attorney.

Wherefore, following a brief discussion, a motion was unanimously passed, which was made by Commissioner James C. Robinson, and seconded by Commissioner Louie P. Tong, providing that necessary proceedings be instigated to formulate the district.

SALE
AUTHORIZED : On recommendation of Sheriff, Ira Schoppmann, sale of an old model Chevorlet Pickup Truck obtained through Civil Defense, was authorized. The purchaser being Elmer Truman. The sale price being \$50.00.

CONTRACT
INDIGENT MEDICAL : Fiscal 1984-85 State of Utah, Department of Health Indigent Medical Assistance Program Contracts were presented for approval or rejection by the County Commissioners. After review a motion was duly passed, which was made by Commissioner James C. Robinson and seconded by Commissioner Louie P. Tong, approving the contract and authorizing Chairman Dee G. Cowan to execute the same for and on behalf of Iron County.

PUBLIC SAFETY
RETIREMENT : Further mention and/or discussion of the County Peace Officers Retirement Status, resulted in a motion being passed, which was made by Commissioner James C. Robinson and seconded by Commissioner Louie P. Tong, providing that as of July 1st, each and every year the Sheriff

of Iron County shall submit a report to the Board of Iron County Commissioners accurately showing the then certification status of each qualified member of his department.

TRAVEL AUTHORIZED : On motion of Commissioner Louie P. Tong
duly seconded by Commissioner James C.

Robinson each and/or all members of the Board of Iron County Commissioners were authorized to attend the annual convention of the National Association of County Officials to be held in Seattle, early July 1984.

CRYSTAL MOUNTAIN ROAD : The Commissioners were indirectly approached by the Crystal Mountain Developers through, Mr. Jack Sawyers of the Cedar City Chamber of Commerce, regarding the possibility of upgrading the Dry Lakes Road in such manner as to provide an improved access to the Crystal Mountain Project. The matter was not discussed in depth, but it seemed apparent from comments made, that if the developers wished to assist that the project would most likely have the support of the Commissioners. No assumptions being made as to what extent.

MINERAL LEASING : By letter, Atlantic Richfield Company, made application to the Board for lease of mineral rights beneath the streets in the Townsite of Younger. At this point in time the Commissioners were not confident that the streets in the Townsite of Younger had ever been properly dedicated to Iron County. Wherefore, a motion was duly passed, which was made by Commissioner Louie P. Tong, and seconded by Commissioner James C. Robinson, providing that if a quit claim type of lease agreement can be arranged it will be approved, but a standard type lease only upon conclusive evidence that Iron County does in fact hold title to subject properties.

QUITE CLAIM DEED : The application of Cedar Land Title, Inc., for the issuance of a Quit Claim Deed from Iron County to James Leon Platt and Nancy G. Platt as joint tenants, covering Section "D", Block 15, Castle Townsite survey for purpose of removing a cloud from the title, was considered and on motion

of Commissioner James C. Robinson, duly seconded by Commissioner Louie P. Tong, authorized.

BUSINESS
LICENSE : The application of Wheeler Machinery Company for a Business License was considered and approved.

FOREST
MATTER : The request from the U.S. Forest Service for necessary fee in exchange for which they will issue a use permit covering conveyance of water over forest property at the Woods Ranch Recreation Park, was referred to Commissioner Dee G. Cowan for investigation, and recommended action.

BOOTH
STATE FAIR : Through letter, the State Fair Board requested an indication from the Commissioners as to whether or not Iron County wished to reserve a booth for the 1984 State Fair. Following a review the response was in the affirmative subject to approval of Scott Haycock, President of the Iron County Fair Board.

APPOINTMENTS : On motion of Commissioner James C. Robinson, duly seconded by Commissioner Louie P. Tong, and with all Commissioners voting in favor thereof, the following named persons were selected as Iron County's delegates to the University of Utah's School on Alcohol and drug abuse, scheduled for early June of 1984:

Dee G. Cowan
Winona Cowan
Scott Nelson

Upon the bills and claims against the County having been approved or rejected, the meeting was adjourned.

APPROVED: Dee G. Cowan
CHAIRMAN

ATTEST: Clair Spield
CLERK

REGULAR MAY 24th, 1984, MEETING

Minutes of a regular meeting of the Board of Iron County Commissioners, held in Commission Chambers at the Courthouse, Parowan, Utah, May 24th, 1984, beginning at the hour of 9:00 a.m.

Officers attending were:

Dee G. Cowan, Commission Chairman
James C. Robinson, Commissioner
Louie P. Tong, Commissioner
Clair Hulet, Clerk
Scott Jay Thorley, Attorney

Invocation: Louie P. Tong.

Minutes read and with minor adjustments, approved.

RETIREMENT
PLAN

: As the first item of business, Dennis Lowder, County Auditor, presented proposals, identified as One and Two, for adjustment in general county employee contribution to the State Public Retirement System, made possible by recent state legislative action reducing 3.35% the contribution rates. After review, and by motion duly passed which was made by Commissioner James C. Robinson, and seconded by Commissioner Louie P. Tong, proposal number two was adopted, which in substance provided as follows:

	<u>CONTRIBUTION EMPLOYEE</u>	<u>CONTRIBUTION EMPLOYER</u>
Other Than Public Safety	None	9.65
Public Safety	2.75	15.40

PERSONNEL
POLICY

: The following deligation of County Officials and Employees appeared for a hearing on a proposed County Personnel Policy.

Steve Grimshaw, Assessor
Dennis Lowder, Auditor
LaMar Jensen, Treasurer
Lynn Fiack, Road Supervisor
Neal Forsyth, Road Department
Kenneth Adams, Parowan J.P.
Dixie Matheson, Deputy Recorder
Ira Schoppmann, Sheriff

Comissioner James C. Robinson, Chaired the hearing, and reviewed the proposed policy provision by provision with the delegates.

Following the review, and after such adjustments had been made as were desired to be made, a motion was passed unanimously which was made by Commissioner James C. Robinson, and seconded by Commissioner Louie P. Tong, adopting the policy as now amended, with

the exceptions of Sections 21 and 28, and the addition of a Hiring Policy. Sections 21 and 28 to be scheduled for study, amendment & adoption. The policy to become a part of this record by reference.

KANARRA

TOWN

: Mr. W. H. Farmer, President of the Kanarra Town Board, met the Commissioners seeking assistance from them in the nature of a loan of County Road Equipment for purpose of upgrading the streets of the Town of Kannarraville.

He stated that he needed a patrol, a Water Truck, and Patching Equipment. Furthermore, that Kanarra Town was in a position to pay for equipment operators and fuel, but not for rental on the equipment itself. Following a brief discussion, the matter was tentatively tabled. Subsequently however, the Commissioners ruled that the desired Equipment would be made available to them on two weekends, as requested, but that a reasonable rental fee for the Equipment would be necessary, the payment of which could be postponed until their next fiscal year budget. Upon their furnishing of operators and fuel the cash rental fee was set at \$35.00 per hour.

INSURANCE

: Mr. Steve Corry, of Corry Insurance Company, made an appearance for purpose of persuading the Commissioners to call for bids on the County Fire and Liability Insurance Coverages. As a result of the conversation which ensued, a motion was duly passed, which was made by Commissioner James C. Robinson, and seconded by Commissioner Louie P. Tong, authorizing Steve Corry to prepare specks, present them for Board approval, and submission to all interested bidders. A formal call for bids to issue.

DAMAGE

CLAIM

: Mr. Dale Kay, of Panquitch appeared for purpose of pressing a Claim against Iron County for asserted damages to his car as a result of contact with a three inch deep pot hole on the Panquitch Lake Road within the confines of Cedar Breaks National Monument. The Commissioner listened to his report on extent of damages, which included a broken Windshield, and referred him to the County's Insurance carrier for filing of Claim.

AGREEMENT REST HOME: The Commissioners, after due deliberation,

passed a motion, made by Commissioner James C. Robinson, and seconded by Chairman Dee G. Cowan, providing for the following amendments to the County Rest Home Sales Agreement, by and between, Iron County and Clarence Junior Benson, and Wanda H. Benson, his wife:

- (1) The Bensons wished a showing of city Irrigation Water Rights to be transferred in connection with the real estate. Accordingly, approval was given for allocation to and transfer with the Rest Home Property being sold of its portion of total County Water Rights held, based on the relationship the Rest Home Area bears to the total County Ownership in the block including the Rest Home (3 Hours 51 Minutes).
- (2) That easements for egress and ingress be specifically designated and described, and to cover only the area immediately west of the Rest Home property.

The vote on item (1) was, Commissioner James C. Robinson and Chairman Dee G. Cowan aye, Commissioner Louie P. Tong, nay. On no. (2) the vote was unanimous.

NATURAL

RESOURCES: Mr. Marvin Jensen, as a representative of the Utah State Department of Natural Resources, met the Commissioners for purpose of more fully acquainting them with the purpose and objectives of the Department, and to gather information or input from them on the programs they support and believe in. No formal action on the part of the Commissioners was expected or necessary, and none was taken.

FRIENDSHIPPING

PROGRAM: Linda Kudlik, organizer and director of what is termed to be the "Friendshipping Program Services" among the youth in Iron County, appeared for purpose of introducing the new Director, Marty Reynolds, and to discuss briefly with the Board, the area of funding, etc. No formal action was taken or was necessary.

SOCIAL SECURITY

RECOVERY: Mr. Dennis Lowder, County Auditor, met the Commissioners for purpose of (1) explaining that Social Security withholding had been taken in the past on certain payroll items on which it should not have been, and (2) that a firm had approached him with a proffer to recover the amounts so deducted for 29.85 per cent of the amount they are successful in recovering. Mr. Lowder desired an expression from the Board as to whether or not they favored entering into to such an arrangement or agreement. After review, a motion was unanimously passed, which was made by Commissioner James C. Robinson and seconded by Commissioner Louie P. Tong, favoring the proposal and authorizing execution of the agreement upon its having been examined by the County Attorney and found to be acceptable to him .

JACK MILLER

RETIREMENT : With respect to a pending matter related to Mr. Jack Millers Retirement program adjustment, a motion was made by Commissioner James C. Robinson, and seconded by Chairman Dee G. Cowan, providing that Iron County share with Cedar City on a fifty-fifty basis the existing deficiency in Employer's contribution for the period from 1974 through 1978, for and on behalf of Mr. Miller, as one of the steps necessary to qualify him for retirement under the Public Safety Retirement Program rather than the State Public Retirement System. The vote being called for was as follows:

Commissioner James C. Robinson,	Aye
Chairman Dee G. Cowan,	Aye
Commissioner Louie P. Tong	Nay

BOUNDRY

COMMISSION : The matter of appointing the County membership to the Boundry Commission, was called on for consideration. After review, a motion was duly passed, which was made by Commissioner Louie P. Tong, and seconded by Chairman Dee G. Cowan, naming Commissioner James C. Robinson, and Assessor Steve Grimshaw as the two appointees which the Board Of Iron County Commissioners had the authority to appoint. They to serve with those members of the Commission which Cities and Towns were authorized to select.

CORNELIUS
BROTHERS

CLAIM 9391 : Consideration was given to a proposed settlement of the calim of Cornelius Brothers against Iron County, evidenced by Civil Case Number 9391, for the sum of \$9,000.00.

Following a brief discussion, a motion was made by Commissioner James C. Robinson, proposing that the proffer of settlement be approved. The motion was duly seconded by Chairman, Dee G. Cowan, the vote called for, which was as follows:

Chairman Dee G. Cowan	Aye
Commissioner James C. Robinson	Aye
Commissioner Louie P. Tong	Nay

SURVEY

DONATED LAND: Mr. Richard Sewing and his wife June, having here-tofore agreed to donate to Iron County a tract of land in New Castle for the express purpose of building a Fire house upon, requested that the Commissioners arrange for and cover the cost of having a Survey conducted. Accordingly, a motion was unanimously passed, which was made by Commissioner James C. Robsinson, and seconded by Commissioner Louie P. Tong providing, (1) that Iron County cover the cost of the Survey, and (2), that Chairman Dee G. Cowan be assigned to make the arrangements.

CREDIT CARD

AUTHORIZED: Mr. Scott Jay Thorley, County Attorney, requested and on motion duly passed, which was made by Commissioner Louie P. Tong and seconded by Commissioner James C. Robinson, was authorized to obtain a credit card through the State Bank Of Southern Utah, the firm with whom he had filed application. Mr. Lee Fife, a representative of the said institution, was advised of the action, and manner of issue desired by the Commission.

BUSINESS

LICENSE: The application of Mr. Ty Nagle for renewal of his business license, was approved and executed by Chairman Dee G. Cowan.

NOTICE OF

CLAIM: Mountain Bell Telephone Company filed a notice of claim for damages to their underground Telephone System, in the Mid-valley area, by the Iron County Road Department. The notice was given brief consideration, but since no amount was specified, the Commission found it lacking in specific detail, and therefor tabled it until full detail has been obtained.

REIMBURSABLE

SERVICES USFS: A contract and/or agreement by and between the U. S Forest Service and Iron County for the furnishing of reimbursable services to them by the Iron County Sheriffs Department, was considered and referred to Chairman Cowan for completion after review with Sheriff Schoppmann.

SECRETARY

PLANNING

COMMISSION: Upon recommendation supported by motion of Commissioner James C. Robinson, which was seconded by Commissioner Louie P. Tong, Mrs. Collett Mitchell, of Cedar City, was appointed as secretary to the Iron County Planning Commission, at a fee of \$200.00 per month.

APPLEGATE

LAND EXCHANGE: Chairman Dee G. Cowan, reported on his and County Road Supervisor, Lynn Fiack's investigation of a proposal by Steve Applegate of Parowan, for a land exchange with Iron County, as presented at the previous Commissioners meeting. Stating that they saw no benefits to accrue to Iron County as a result of the proposed exchange at this time.

VOLUNTARY

WORKER

COVERAGE: The status of voluntary workers on the Beryl Fire Station, as related to insurance coverage in case of injury, was called on for consideration. After review, it was concluded that since the Escalante Valley Lions Club is sponsoring all voluntary services on the subject project, that their insurance program might furnish coverage. Accordingly, the matter was referred to Chairman Cowan for investigation. He being associated with and familiar with Lions International programs and activities.

TELEPHONE

INTERRUPTION: The Commissioners expressed some displeasure at being interrupted during the course of their meeting to answer telephone calls. Wherefore, the operators were to be instructed to accumulate incoming calls, and they, the Commissioners would take a break at points of their choosing and respond.

COURT CASE

IN-LIEU-OF

TAXES: The commissioners gave their attention to a letter received from NACo relative to a case to be heard by the United States Supreme Court in the nature of an appeal by Lawrence County, South Dakota, from a ruling of the State Supreme Court de-

clarifying a State Statute of the State of South Dakota requiring distribution of In-lieu-of-taxes (PILT) received after the manner of the distribution of general tax revenues, not to be in conflict with the Federal PILT Act. Furthermore, that NACo intended to file an AMICUS brief in support of Lawrence County's position, and that the weight of the brief might be enhanced if supported by as many Counties as possible. Following discussion, there was no hesitancy on the part of the Board to pass a Motion, which was made by Commissioner James C. Robinson, and seconded by Commissioner Louie P. Tong adding Iron County Utah's support to the brief, and to urge reversal of the South Dakota Supreme Court's decision.

After bills against the County had either been approved or rejected, the meeting was adjourned.

Approved:

Dee G. Gowen
Chairman

Attest:

Wain Heeler
Clerk

REGULAR JUNE 14th, 1984 MEETING

Minutes of a Regular Meeting of the Board of Iron County Commissioners, held in the Commission Chambers at the Courthouse, Parowan, Utah, June 14th, 1984, beginning at the hour of 9:00 A.M.

Officers attending were:

Dee G. Cowan, Commission Chairman
James C. Robinson, Commissioner
Louie P. Tong, Commissioner
Clair Hulet, Clerk
Scott Jay Thorley, Attorney

Invocation: Clair Hulet

Minutes approved as read.

SALARY

SECRETARY

: As the first item of business, Commissioner James C. Robinson raised the subject of salary for the secretary of the County Planning Commission.

As a result of the discussion which ensued, a motion was unanimously passed, which was made by Commissioner James C. Robinson, and seconded by Commissioner Louie P. Tong, providing that the former action setting the salary at a flat \$200.00 per month, be rescinded and authorizing Commissioner Robinson to negotiate a pay scale arrangement more compatible with the time requirement of the position.

DAMAGE CLAIM

: A claim submitted by Mountain Bell for asserted damages to their underground cable system, at a location North of Paragonah, by the Iron County Road Department, was considered and denied on grounds there were no warning notices posted.

RETIREMENT
SYSTEM

: Mr. Dean Johnson, representing Utah Local Government Insurance Trust, appeared for the purpose of attempting to persuade the Commissioners to enroll Iron County in a supplemental Retirement Program for its officers and employees with his agency by application of the benefits accruing to the County and its employees as a result of recent legislative reduction in rate of contribution requirements under the regular State Public Retirement System. He explained

the effect and opportunities provided by the subject legislative action, his proposed program and alternative. Following a general discussion, the matter was taken under advisement.

Mr. Richard Anderson thereupon appeared concerning the same subject matter but from the standpoint of the State Public Retirement Plan and Program. He also explained the provisions of the 401-K plan as it would be administered by the Utah State Retirement Board, left a brochure, described options available, and funding plan. This matter was also taken under advisement to afford opportunity for study and to ascertain the degree of interest, if any, of the individual employees.

BERYL
DELEGATION

: A delegation of citizens from the Beryl area with Joe Burns as spokesman, appeared for the principal purpose of entering their protest to the manner they assumed the County planned to cope with the repair of a segment of the road running from the Beryl Cross Roads to the Beryl Railroad Station. First they objected to the County using their option of tearing it up and converting it to a gravel surface. They wanted such hard surface as existed preserved but were highly critical of the manner in which the work/^{of}preservation was being done. In any event, they did not want it converted to gravel. Chairman Dee G. Cowan, advised them of the options open to the County, but no pledges or commitments were made as to what option would be exercised.

A number of other items were discussed at length, but no firm action was taken with respect to any of them. The appearance of the delegation only afforded them an opportunity to air their grievances, and the Commissioners an opportunity to be made aware of their complaint.

STATE TAX
COMMISSION

: County Assessor, Steve Grimshaw, met briefly with the Board concerning the now long standing controversy between his Department and the Utah State Tax Commission relative to a 1983 factoring order, and avenues open for possible settlement. After review, and listening to Mr. Grimshaw's outline of what he deemed to be an equitable and fair solution, a motion was unanimously passed, which was made by Commissioner James C. Robinson, and seconded by Commissioner Louie P. Tong, that action be taken to work up a proposal along the lines recommended by Assessor Grimshaw, for submission to the State Tax Commission for their consideration.

INSURANCE
SPECIFICATIONS

: Mr. Steve Corry, of Corry Insurance Company, Cedar City, appeared for purpose of reviewing with the Commissioners, specifications which he had prepared as a basis to be used by bidders for the submission of bids in response to the County's invitation to bid on County Fire, Liability, and Workmans Compensation Insurance coverage for the period running from July 1st, 1984 to July 1st, 1987.

Upon the specifications having been reviewed, and such adjustments as the Commissioners wished to be made had been made, Mr. Corry was authorized to make the necessary corrections and make them available for distribution to interested bidders.

PARK WEST
SUBDIVISION

: Mrs. Verna Moore, of Park West Subdivision, again appeared for purpose of further stimulating the Commissioners to move forward with steps necessary to establish a special improvement district covering the subject subdivision for purpose of upgrading the roads and/or streets. As a result of the discussion which ensued, which included an alternate proposal, the following Resolution was proffered by Commissioner, James C. Robinson, who moved for its adoption.

RESOLUTION

BE IT HEREBY RESOLVED by the Board of Iron County Commissioners, that Iron County Service Area No. 2 be proposed as a service area within the County of Iron, State of Utah, set forth as follows:

1. The boundaries of the proposed service area are the Parkwest Subdivision, as recorded on the records of the Iron County Recorder in Parowan, Utah.
2. That the service proposed to be provided within the service area is local street grading to shape existing material to typical cross section and placing a 4" crushed aggregate base course material thereupon: (3875 linear feet). The cost of original improvements is \$21,000.00.
3. That the name of the service area proposed be "Iron County Service Area No. 2."
4. That a tax sufficient to pay for all such services which are furnished will be annually levied upon the taxable property within such area or that a service charge will be collected from the users of such services within the area or that a combination of the property tax and service charge will be used to finance such improvements and operation.
5. That a public hearing on the establishment of said service area shall be held July 26, 1984 at 10:00 a.m. in the Commission Chambers of the Iron County Courthouse, Parowan, Utah.
6. That all interested persons who desire to object shall be heard at the aforementioned time and place.

DATED this 14th day of June, 1984.

S/S Dee G. Cowan

DEE G. COWAN, Chairman
Iron County Commission

ATTEST:

S/S Clair Hulet

The motion for adoption was duly seconded by Commissioner Louie P. Tong, and all Commissioners voted in the affirmative.

GREEN
BELT

: Mrs. Darlene Carter, of Cedar City, appeared for the purpose of applying for reinstatement of a certain tract of land, owned by her, under "Green Belt" classification which she had inadvertently failed to timely and appropriately apply for, and which was therefore omitted from Green Belt assessment for some two or three years past. The Commissioners advised her that upon filing of proper application, which she said had been done, the tract would be so listed for 1985, but that the classification would not be made retroactive.

FIRE

DEPARTMENT

: Mr. Richard Sewing, and Reed Bown of New Castle, appeared concerning consideration of a number of items related to their effort to establish and equip a Fire Station at New Castle.

- 1 - Richard Sewing delivered a deed from him and his wife to Iron County covering a tract of land which they were donating to Iron County as land on which to erect a Fire house, which was accepted by the Board with their vote of thanks.
- 2 - They requested, and by motion duly passed, which was made by Commissioner James C. Robinson, and seconded by Commissioner Louie P. Tong, received authorization to make a \$1,800.00 deposit on a prefab building to be erected as a Fire house.
- 3 - Also, at their request, they were authorized to file a letter of intent to purchase a certain used Fire Truck at a total cost of \$15,000.00.

Subsequent discussion left the impression that items two and three had been approved subject to the understanding that there would arise no road-blocks which would seriously interfere with delivery of the Block grant funds heretofore approved for the project.

ZONE HEARING : At 1:00 P.M. as scheduled, with due and proper notice thereon given, a hearing was held on the application (heretofore approved by the Planning Commission) of Barry Church for a zone change, as related to certain property in which he was interested, from an R-5 to an R-1. (Starwood Ranch Estates)

After all had been heard who wished to be heard, and there being no objections, a motion was unanimously passed, which was made by Commissioner James C. Robinson, and seconded by Commissioner Louie P. Tong, approving the application for change.

GARBAGE DISPOSAL : A delegation representing the Official family of Brian Head appeared for the purpose of discussing problems related to disposal of garbage. Apparently no problem of promiscuous dumping of garbage by Brian Head City exists. The problems being created is the result of action by building contractors. The delegates agreed, however, that they would advise contractors of the availability of the Smith pit, and request that their waste not be dumped in other areas of the County.

CARE & SHARE : Ethyl Stark, appeared for purpose of requesting a building site, and whatever additional aid Iron County can provide for their program of Care and Share. No action was taken pending study by the Commissioners.

REGISTRATION AGENTS : The matter of appointing Registration Agents for the various voting districts in Iron County was called on for consideration. Following a brief discussion and review, a motion was duly passed which was made by Commissioner James C. Robinson, and seconded by

Commissioner Louie P. Tong, reappointing all those now serving who will accept, and the appointment of Mrs. Carol L. Adams for Cedar City Voting District No. 2. Accordingly, the roster of Registration agents for the next two year period will be as follows:

<u>VOTING DISTRICT</u>	<u>AGENT</u>
Brian Head Town	Connie McCutchen
Paragonah Towan	Lola F. Robb
Parowan Number 1	Louise Wilcken
Parowan Number 2	Sylvia Page
Parowan Number 3	Hazel Dawn Evans
Summit	Jeanene Dalton
Enoch	Rua C. Jones
Midvalley	Carolyn Jones
Cedar City Number 1	Alene Chamberlain
Cedar City Number 2	Carol L. Adams
Cedar City Number 3	Lenora A. Roundy
Cedar City Number 4	Judith Froyd
Cedar City Number 5	Alice Smith
Cedar City Number 6	Corinne Williams
Cedar City Number 7	Carol Ann Jones
Cedar City Number 8	Anne Judd
Cedar City Number 9	Lillian Bryant
Cedar City Number 10	Leah Esplin
Cedar City Number 11	Paul Stokes
Cedar City Number 12	Ida Hallman
Cedar City Number 13	Marjorie Blackburn
Cedar City Number 14	Karlynn Nelson
Cedar City Number 15	Wanda Broadbent
Cedar City Number 16	Mary Stansfield
Cedar City Number 17	Rhea Church

<u>VOTING DISTRICT (cont'd)</u>	<u>AGENT (cont'd)</u>
Kanarraville	Lynn Williams
New Castle	Norma Christensen
Beryl/Richland	Phyllis Wood
Modena	Howard Force

PRIVATE INVESTIGATOR : Dennis Lowder, County Auditor, and Clayton Huntsman, Esq., Defense Counsel for Defendant Edward Kay, appeared seeking the Boards approval of a bill generated by services of a Private Investigator hired for the Defense. After discussion and review, on motion of Commissioner James C. Robinson, duly seconded by Chairman, Dee G. Cowan, the bill in total sum of \$2,848.21 was approved. Commissioner Louie P. Tong being absent at the moment and not voting.

SPECIAL SERVICE DISTRICT : Scott Jay Thorley, County Attorney, reported on the propriety and procedure necessary to enlarge Summit Town's Special Service District. He was authorized to proceed with preparation and implementation of necessary proceedings.

INDIGENT ABATEMENTS : Dennis Lowder, County Auditor, presented a number of what he termed Indigent Tax Abatement hardship cases. Those presented and action taken thereon were as follows:

William G. Tincher	Approved
Garn C. Segler	Approved
Mac D. Armstrong	Approved
Ingrid Heggie	Approved
Corinne M. Muir	Approved
Tokiko Stuckey	Approved
Donna R. Fullmer	Denied
Ruth G. Chase	Auditor to inquire and investigate further and report to Commissioners

ATLANTIC
RICHFIELD

: Atlantic Richfield Company's solicitation ratification and joinders to their Iron Springs Exploratory Unit, was considered, and upon motion of Commissioner James C. Robinson, duly seconded by Commissioner Louie P. Tong, Chairman Dee G. Cowan was authorized to execute the same for and on behalf of Iron County.

PROPERTY SALES
PERMISSION

: Mr. Arnold O. Gurr, representing Gurr Farms Company, appeared for the purpose of requesting permission from the Commissioners to sell three small tracts of land situated in Iron County, but located in the Brian Head area. The parcels purported not to be contiguous, and to constitute all remaining property owned by Gurr Farms Company in this area. Descriptions being as follows:

Parcel #1. Beginning at the Southwesterly corner Lot 11, Blk. A, Ski View Estates, Unit A, a subdivision in Iron County, Utah; thence N 44 04'14" E along the Northwesterly line said Lot 11, a distance of 44.34 feet to the True Point of Beginning; thence N 39 02'11" W, 143.97 feet; thence N 50 57'49" E, 139.03 feet to the P.C. of a 20.0 ft. radius curve, thence along said curve clockwise to the right, 26.20 ft; thence S 53 51'24" E, 110.20 feet to the Northwest corner said lot 11; Thence S 44 04'14" W along the Northwest line said Lot 11, 187.91 feet to the True point of beginning. Containing 0.52 acres of land.

Parcel #2. Beginning at the Northwesterly corner Lot 9, Block A, Ski View Estates, Unit A, a subdivision in Iron County, Utah; thence S 43 57'05" W along the Northwesterly line of said Lot 9, 16.86 feet; thence N 39 02'11" W, 162.69 feet; thence N 50 57'49" E, 150.00 feet; thence S 39 02'11" E, 143.97 feet to the Northwesterly line of Lot 11, said Ski View Estates; thence S 44 04'14" W along said line, 44.34 feet to the Northwesterly corner Lot 10, said Ski View Estates; thence S 43 43'14" W along the Northwest line said Lot 10, 89.96 feet to the Point of Beginning. Containing 0.53 acres of land.

Parcel #3. Title to be conveyed as a gift to Carlyle P. Gurr and his wife. Beginning at the Northwesterly corner lot 4, Block B, Ski View Estates, Unit B, Iron County, Utah; thence S 44 32'25" W, 36.23 feet along the Northwesterly line said Lot 4, thence N 45 52'47" W, 161.32 feet; thence N 44 07'13" E, 136.27 feet; thence S 45 52'47" E, 162.19 feet to the Northwesterly corner said Lot 5; thence S 44 28'49" W, 100.05 feet to the Point of Beginning. Containing 0.506 acres of land.

After due deliberation, a motion was passed un-
animously, which was made by Commissioner James C.
Robinson, and seconded by Commissioner Louie P. Tong,
granting the request.

After bills against the County had been examined,
and either approved or rejected, the meeting was adjourned.

APPROVED:



CHAIRMAN

ATTEST:


Clerk

REGULAR JUNE 28th, 1984 MEETING

Minutes of a Regular Meeting of the Board of Iron County Commissioners, held in Commission Chambers at the Courthouse, Parowan, Utah, June 28th, 1984, beginning at the hour of 10:00 A.M.

Officers attending were:

Dee G. Cowan, Commission Chairman
James C. Robinson, Commissioner
Louie P. Tong, Commissioner
Clair Hulet, Clerk
Scott Jay Thorley, Attorney
Sherrie Lamb, Attorney's Secretary

Invocation: Commissioner Dee G. Cowan.

On motion of Commissioner James C. Robinson, duly seconded by Commissioner Louie P. Tong, minutes of the previous meeting were approved as written.

SHERIFFS
DEPARTMENT

: The Commissioners first afforded Sheriff, Ira Schoppmann, an opportunity to consult with them regarding a number of items related to his Department on which he desired their Counsel and appropriate action. The first dealt with a problem generated by the fact that one of his Jailers, Brent Lambeth, who was also present, and his wife were both employed by Iron County, both were enrolled in the County Employees Insurance Program, thus creating two premium fees, but not double coverage. Accordingly one or the other intends to withdraw, apparently Brent Lambeth, wherefore, how is he to be compensated for loss in fringe benefits. The matter was discussed at some length, resulting in a motion being passed, which was made by Commissioner James C. Robinson, and seconded by Commissioner Louie P. Tong, continuing the matter to the next Commissioner meeting for study.

The second item concerned his Deputies, Norman Lee Hulet, and Ron Gardner, both, he asserted had reached their anniversary date, and both were entitled to an adjustment in their grade and/or step levels. Their present classification being grade 10, step 2.

After, review, a motion was passed unanimously, which was made by Commissioner James C. Robinson, and seconded by Commissioner Louie P. Tong, providing that they and each of them be changed to a Deputy Sheriff 2, Grade 11, step 2.

NEW CASTLE
FIRE MATTER _____

: Mr. Reed Bown appeared as a representative of New Castle Townsite, concerned with furthering of their effort to obtain Fire Fighting Equipment and housing for the equipment.

Mr. Bown presented pictures of the Truck which they desired to purchase at a cost of some \$15,000.00, and reiterated their desire for authorization to tie the deal down as soon as possible. An effort has been and is being made to hold it open without the pledge of money, but it is very questionable as to how much longer this will be effective. Again, they need to tender \$1,800.00 in cash before their contemplated prefab building will be shipped.

Now the Commissioners explained that the key to the whole matter rested on answer to the question, "Can Iron County and New Castle Town meet, without question, all requirements necessary to remove any possibility of their not being able to effect delivery of the block grant funds already approved for the project?" Wherefore, as the first and possibly the most vital step necessary to be taken to answer in a positive manner the foregoing question, Commissioner Louie P. Tong, offered the following resolution and moved for its adoption, subject to approval of the County Attorney:

RESOLUTION

A RESOLUTION DECLARING THAT THE PUBLIC HEALTH, CONVENIENCE AND NECESSITY REQUIRE THE CREATION OF A SPECIAL SERVICE DISTRICT, DEFINING THE BOUNDARIES OF SAID SPECIAL SERVICE DISTRICT AND THE SERVICES TO BE PROVIDED THEREIN, PROVIDING FOR A HEARING ON THE CREATION OF SAID SPECIAL SERVICE DISTRICT AND PROVIDING FOR NOTICE OF SAID HEARING:

WHEREAS, the County Commission of Iron County, Utah, believes that the public health, convenience and necessity require the acquisition construction and maintenance of certain fire protection facilities and equipment to serve the area hereinafter described, and that in order to provide for the acquisition and maintenance of said facilities and equipment, it is desirable to incorporate said area into a Special Service District pursuant to the provisions of the Utah Special Service District Act, Utah Code Annotated, Sections 11-231 to 30 (1953), as amended, and Article XIV, Section 8 of the Utah Constitution; and

WHEREAS, all property included within the boundaries of said proposed Special Service District will be benefitted by the creation thereof and the acquisition and/or construction of said fire protection equipment and facilities; and

WHEREAS, none of the area to be contained within the boundaries of said proposed Special Service District is also within the boundaries of any other special service district established by said Commission to provide fire protection services, nor is the area within any other district presently providing similar services:

NOW, THEREFORE, be it resolved by the County Commission of Iron County, Utah, as follows:

Section 1. The public health, convenience and necessity require the creation within Iron County, Utah of a Special Service District pursuant to the provisions of the Utah Special Service District Act, Utah Code Annotated, Sections 11-23-1 to 30 (1953) as amended, and Article XIV, Section 8 of the Utah Constitution.

Section 2. The boundaries of said Special Service District to be so established shall be as set forth in the Notice of Hearing.

Section 3. Said Special Service District is to be created for the purpose of providing fire protection services within said District through the construction, purchase, gift, condemnation or any combination thereof of the facilities or systems necessary to provide said services.

Section 4. The Special Service District so created shall be known as "Newcastle Special Service District."

Section 5. A public hearing on the question of the creation of the proposed Newcastle Special Service District shall be held by the County Commission in Commission Chambers in Parowan, Utah, at 10:00 a.m. on the 9th day of August, 1984 at which time and place all interested parties may appear and be heard either in support of or in opposition to the creation of said proposed Special Service District as more fully described in the Notice of Intention.

Section 6. A Notice of the Intention to create the proposed Newcastle Special Service District shall be published at least once a week during three consecutive weeks, the first publication to be not less than twenty-one (21) days nor more than thirty-five (35) days before the hearing, in the Color County Spectrum, a newspaper having general circulation in Iron County.

The motion for adoption was duly seconded by Commissioner James C. Robinson, the vote called for, all being in the affirmative.

A subsequent motion was passed unanimously, which was made by Commissioner James C. Robinson, and seconded by Commissioner Louie P. Tong, providing that upon approval of the Resolution as to form and content by the County Attorney, Commissioner Louie P. Tong be

authorized to sign for and on behalf of Iron County, and the County Attorney thereupon be authorized to publish.

Mr. Bown also discussed at some length the problems of radio communication for the Escalante Valley area. He was invited to submit a letter to Sheriff Ira Schoppmann presenting the problem and proposed solution. Chairman Dee G. Cowan agreeing to work with Sheriff Schoppmann, on the matter.

INSURANCE
BID OPENING

: On this date and at this time an opening of bids received in response to the County's invitation to bid for the County's liability, Fire, and Workmans Compensation Insurance coverage for the next three years had been scheduled. A number of interested parties appeared, with two bids being received. One from Froyd Insurance Company, and one from Corry Insurance Company. The proceedings were interrupted, however, by at least two possible bidders claiming lack of sufficient notice, one being Leavitt Insurance Company of Cedar City.

After due deliberation, Commissioner James C. Robinson moved for a thirty day continuance, with bids to be in not later than 1:00 P.M., July 26th, 1984, for opening immediately thereafter. That arrangements be made with Froyd Insurance, present carrier of the liability insurance, and Dixie Leavitt Insurance present carrier of the Fire Insurance for continued coverage during the period of continuance. That first notice be published as soon as possible, and that it be repeated once in each week for two additional weeks. The motion was duly seconded by Commissioner Louie P. Tong, and each of the Commissioners voted in the affirmative.

CARE AND
SHARE

: At the Commissioners invitation, Scott Kline and Craig Barrett of the Division of Family Life Services, appeared for consultation with them (the Commissioners) concerning the so called Care and Share Program. The Board being desirous of becoming better

informed regarding the program, its purpose, its objectives, wherein it may duplicate other existing public assistance programs, etc., before acting on a request made of them at a previous Commission meeting. Concern was felt by the Board that the program, by its very nature, has a built-in escalation factor, and Iron County should not be, and does not want to be, participants in what would escalate into a free lunch, free motel business.

Much discussion was had on the subject, but since it was purely an information gathering session, no action was taken and none was required.

APPLICATION TO PURCHASE : Joy Christensen, a real estate broker, of Cedar City, appeared as a follow-up to an application filed previously to purchase a certain lot owned by Iron County in the La Vista Park Subdivision. The previous proffer being for the sum of \$6,000.00 plus assumption of Special Improvement, and sewer connection costs. The Commissioners had rejected the proffer and countered with an \$8,000.00 proposal net to Iron County. Mrs. Christensen made an attempt, by showing the necessary set back on both frontages of the lot, to convince the Commissioners that the proffer was fair considering the reduced size of the area.

On motion of Commissioner James C. Robinson, duly seconded by Commissioner Louie P. Tong, the matter was taken under advisement.

DRY LAKES ROAD : The Commissioners reviewed in detail, the written proposal of the Crystal Mountain Developers, for the cooperative improvement of the Dry Lakes road from point it leaves 143 to the Crystal Mountain Development. Upon completion of the review, a motion was made by Commissioner James C. Robinson that the subject Developers be advised that Iron County will furnish necessary labor and equipment to install all drainage culverts, (\$5,460.00) furnish material for six (6) inch gravel road bed, all two (2) inch screened material (\$14,630.00) and labor and equipment to spread the material, (\$11,000.00). All other

costs to be born by the Crystal Mountain Developers, and that the total project be under the direct supervision of the County Road Supervisor, Mr. Lynn Fiack. The motion was duly seconded by Commissioner Louie P. Tong, and all Commissioners voted affirmatively.

GARBAGE PICKUP FEE : Sherman Dalton's request for an increase in garbage pickup fees from \$5.00 per family per month to \$6.00 came on for consideration. After review, a motion was passed unanimously, which was made by Commissioner Louie P. Tong, and seconded by Commissioner James C. Robinson, providing that there be no increase in fees for the next fiscal period, that an acceptable level of service be maintained, and if such action is not acceptable to the present contractor, that pickup service be re-bid.

SUMMIT SPECIAL SERVICE : Implementation of a plan to add additional services to the existing Summit Special Service District was called on for consideration by County Attorney Scott Jay Thorley. Upon examination, it was concluded however, that legal descriptive provisions of the Resolution were inadequate, and action on the matter was continued pending obtaining of more specific legal descriptions.

JAIL REPORT : Commissioner, James C. Robinson, made a brief report on the present status of negotiations with the State of Utah concerning ratio of funding and participation in the New County Jail Project. While the report was most certainly of interest, no formal action was taken and none was necessary at this time.

SUPPLEMENTAL RETIREMENT PROGRAM : Dennis Lowder, County Auditor, appeared for purpose of obtaining a reaction from the Commissioners to the proposal, heretofore presented by Utah State Local Government Trust for enrolling Iron

County in an employees supplemental retirement program. The matter having been briefly discussed, a motion was duly passed, which was made by Commissioner James C. Robinson, and seconded by Chairman Dee G. Cowan, providing that Iron County, per se not become involved in the program. Should, however, the agent for the Trust care to work with employees individually, they had no objection. The same rule to apply to the State Retirement proposal.

TELEPHONE
EQUIPMENT

: As the result of a Telephone communication from Mr. Mike Riddle of AT&T, consideration was given to his proposal, which was in sum and substance, that Iron County finish paying out immediately the balance owing on its contract to purchase the existing telephone equipment installed in the Iron County Courthouse at a total sum of \$8,979.00 as compared to \$8,940.00 which will be paid out over the next twelve months as per the contract. Explaining that this would result in a reduction in the monthly rate to \$107.00 per month as compared with a rate of \$330.00 per month upon completion of the contract as presently programmed. The matter was discussed briefly, but no action to be taken until the Board has had an opportunity to discuss the matter with a representative of AT&T.

DAMAGE
CLAIMS

: Brief consideration was given to the two claims filed by Mountain Bell for damages asserted to have been caused by the Iron County Road Department to their underground cable system. One in the Midvalley area, and one slightly North of the Paragonah Interchange. Based on the recommendation of Mr. Lynn Fiack, County Road Supervisor, the damage claimed for the Midvalley incident was acknowledged, and authorization for payment issued, but, action taken by the Commissioners at the previous Commissioners meeting with respect to the occurrence North of the Paragonah Interchange was determined to have been appropriate, and to remain extant.

REGULAR JULY 12th, 1984 MEETING

Minutes of a Regular Meeting of the Board of Iron County Commissioners, held in Commission Chambers at the Courthouse, Parowan, Utah, June 12th, 1984, beginning at the hour of 9:00 A.M.

Officers attending were:

Dee G. Cowan, Commission Chairman
James C. Robinson, Commissioner
Louie P. Tong, Commissioner
Clair Hulet, Clerk
Scott Jay Thorley, Attorney

Invocation:

On motion of Commissioner James C. Robinson, duly seconded by Commissioner, Louie P. Tong, minutes were approved as read.

DRY LAKES ROAD

: As the first matter of business, consideration was given to contents of a letter received from Alpine Resort Investments, setting out in detail their understanding of the agreement with Iron County with respect to the proposed Dry Lakes Road Improvement Program. After review, a motion was duly passed, which was made by Commissioner James C. Robinson, and seconded by Commissioner Louie P. Tong, accepting the terms expressed in the letter, as being the terms and conditions of the agreement by and between the said Alpine Resort Investments and Iron County for the proposed Dry Lakes Road Improvement. Basically the stated terms and conditions were:

Iron County will make the following improvements:

1. New drainage culverts (total of 10), including 5 of 18" diameter, 4 of 24" diameter, and 1 of 48" diameter.
2. New cattleguards (total of 3), 20' width, with treated timber abutements.
3. New gravel road bed (5.4 miles), including 4" of screened bank run material and 2" of road base material full width of road bed.
4. Grading of subgrade and road bed.
5. Trimming of trees and brush vertically to height of 20' along both sides of right-of-way.

(continued)

Alpine Resort Investments will contribute \$75,920 to Iron County, to be used toward the performance of the above work. This amount is derived as follows:

Item 1.	New drainage culverts	-0-
Item 2.	New cattleguards Material, labor and equipment . .	\$10,050
Item 3.	New gravel road bed Material screening and loading. .	\$14,630
	Share of hauling	\$45,440
Item 4.	Grading	-0-
Item 5.	Trimming of trees and brush . . .	\$ 5,800
		<hr/>
	Total Contribution	\$75,920

SALE LOTS : Since an offer had been received, and since some negotiations had taken place regarding the purchase and/or sale of lots 4 and 5, Blk. 12 La Vista Park Subdivision, Cedar City, without a meeting of the minds, the matter was recalled for further consideration and disposition.

Following a brief review, a motion was passed, which was made by Commissioner James C. Robinson, and duly seconded by Commissioner Louie P. Tong, providing that Iron County issue a call for bids for the property, returnable by August 9, 1984.

PAROWAN VALLEY PUMPERS : Mr. Jess Pickett, assertedly representing the Parowan Valley Pumpers Association, appeared seeking the support of the Commissioners in obtaining funding through the issuance of Industrial Revenue Bonds, for the establishment of a Parowan Valley REA Service through which to obtain their power supply.

Even though the Board expressed considerable interest in the matter, action was continued to afford them time to explore the elements involved in such an undertaking, and the County Attorney to investigate the legal status of Iron County as related to the proposal.

PROPERTY
STATUS

_____ : Mr. James Froyd, accompanied by
Chad Nay, County Building Inspector,
met briefly with the Commissioners related to the zone status
of a tract of land 100 feet by 200 feet in the New Castle area,
owned by Mr. Froyd and on which he has a firm offer for sale.
Since it became evident, through the discussion that the area
was perhaps 4% short of that required by the Development Code,
it was recommended that Mr. Froyd attempt to obtain additional
land.

COUNTY
ASSESSOR

_____ : Mr. Steve Grimshaw, County Assessor,
appeared concerning a number of items.

- (a) He asserted his opposition to the Commissioners action,
heretofore taken directing him to assess certain lands
belonging to Stephen D. Crowther, of Cedar City, under
Greenbelt classification. He presented his reasons therefore,
coupled with the request that they move to rescind the said
action. After review, a motion was duly passed, which was
made by Commissioner James C. Robinson, and seconded by
Commissioner Louie P. Tong, providing that County Attorney,
Scott Jay Thorley, invite Mr. Crowther to appear on August 9th,
1984, and present appropriate proof as to Agricultural use
of subject property.
- (b) He explained an electrical power problem within the County
Courthouse, as it relates to efficient operation of the
computer, and possible solution. Stating that the estimated
cost to correct the defficiency, and place the Electrical
Generator in operation, would be \$24,000.00. Suggesting that,
if at all possible, it should be accomplished this year.

The Commissioners suggested that he talk with Sheriff,
Ira Schoppmann, and have him investigate the possibility of
involving the Civil Defense Department in the project on a
cooperative basis. The major problem being that of funding.

(c) Mr. Grimshaw next proposed that he and the County Building Inspector, Chad Nay, be authorized to sell the Subaru Brat, presently being used by their department, add \$2,000.00 from the Building Inspectors Budget to receipts from the sale, and purchase a Chevrolet Blazer.

On passage of a motion, made by Commissioner Louie P. Tong, and seconded by Commissioner James C. Robinson, the request was approved.

(d) He next requested that the Commissioners provide him with suggestions on what values should be placed on properties remaining on Highland Drive (subsidence area).

Briefly reviewed, the Board recommended that it be brought back for review after study.

NEW CASTLE

FIRE DEPARTMENT

: Mr. Reed Bown, representing New Castle Townsite, made another appearance in their continuing effort to establish and equip a Fire Station. Reports were made on the present status of the Block Grant Contract by Commissioner Tong, and County Attorney Thorley, as well as the present status of the Special Service District proceedings.

Mr. Bown, requested and received authorization to draw from his budget \$1,650.00 as earnest money on the purchase of a Fire Truck from L.N. Curtis and Sons, Salt Lake City, and \$1,800.00 on a prefab building through Intermountain Farmers.

Also discussed was the matter of communication, which prompted the disclosure that Cedar City had proffered equipment which would provide communication within the Escalante Valley, which proffer they intended to accept and agreed to share with the Cross-Roads station.

Further discussion included, but was not necessarily confined to, Insurance Coverage for Volunteer Firemen. The fact was noted that in order to qualify, some training is necessary. Accordingly, Mr. Bown agreed to submit a list of candidates for training.

EXTENSION
SERVICES

: Dennis Lowder, County Auditor, appeared seeking confirmation of a matter related to the appointment of a secretary as replacement to Jovanna Willis, who recently retired as secretary for the Iron County Extension Service.

He reported that the selection and appointment had been made on basis of grade 6, step 1, which is not necessarily consistent with standard County policy as a beginning scale. Subsequent to the discussion which ensued, a motion was passed on a two to one basis, which was made by Commissioner James C. Robinson and seconded by Chairman Dee G. Cowan, providing that the arrangement be approved subject to there being no change for a two (2) year period. Commissioner Louie P. Tong voting "Nay".

ZONE
HEARING

: At this time as scheduled a hearing was held on an application for a change in zone from an A20 to an R5, West Valley Subdivision. Mr. Gayle Adams and Frank Nichols appeared to foster the application, no one appeared in opposition.

Accordingly, a motion was passed unanimously, which was made by Commissioner James C. Robinson and seconded by Commissioner Louie P. Tong, approving the change.

SUMMIT

SPECIAL SERVICE

: Thereupon, Commissioner Louie P. Tong, proffered the following Resolution and moved for its adoption:

RESOLUTION

BE IT HEREBY RESOLVED by the Board of Iron County Commissioners, that Iron County Service Area No. 3 be proposed as a service area within the County of Iron, State of Utah, set forth as follows:

1. The boundaries of the proposed service area are that real property situated within the town of Summit, Iron County, State of Utah, together with a certain cemetery area located near thereto. The boundaries are more particularly described as follows:

Sections 25, 26, 35, and 36,
T34S, R15W, SLB&M; and Sections
1 and 2, T35S, R10W, SLB&M.

(continued)

2. That the services to be included within the service area are:
 - (a) Street lights maintenance and operation;
 - (b) Cemetary maintenance; and
 - (c) Garbage disposal and dump site operation and maintenance.
3. The the name of the proposed service area be "Iron County Service Area No. 3."
4. That a tax sufficient to pay for all such services which are furnished will be annually levied upon the taxable property within such area or that a service charge will be collected from the users of such services within the area or that a combination of the property tax and service charge will be used to finance such improvements and operation.
5. That a public hearing on the establishment of said service area shall be held August 23, 1984 at 10:00 a.m. in the Commission Chambers of the Iron County Courthouse, Parowan, Utah.
6. That all interested persons who desire to object shall be heard at the aforementioned time and place.

Commissioner James C. Robinson seconded the motion for adoption, and all Commission members voted "Aye".

PROPERTY LINE
ADJUSTMENT

_____ : Mrs. Arthur Salas appeared seeking authorization to change a interior property line on her premises in such manner as to accommodate the placing of a structure in a location which might otherwise be prohibited. Following a rather lengthy discussion, she was advised to present her problem to the Board of Adjustment for variance.

PARAGONAH
RIGHT-OF-WAY

_____ : Mayor, Hazel Jean Robinson, of Paragonah, appeared seeking a right-of-way from Iron County for the installation of a water line along the County Road right-of-way in Red Creek Canyon. She presented a right-of-way agreement already prepared for execution. A motion was unanimously passed, which was made by Commissioner James C. Robinson, and seconded by Commissioner Louie P. Tong, granting the easement subject, however, to approval of the agreement by the County Attorney.

Dee G. Cowan, being authorized to execute the same for and on behalf of Iron County upon its approval as to form and content by Attorney Scott Jay Thorley.

BRENT LAMBETH : The case of Jailer, Brent Lambeth, as presented at the previous meeting, was called on for further consideration. Following a rather in-depth discussion of all its ramifications, a motion was duly passed, which was made by Commissioner Louie P. Tong and seconded by Commissioner James C. Robinson, denying his request for adjustment, perse, any advisable adjustment to be made to accrue to the benefit of Iron County.

DEVELOPMENT CODE HEARING : At this point in time, a public hearing was held on proposals for amendment to the County Development Code. No one appeared. Wherefore, a motion was passed unanimously, which was made by Commissioner James C. Robinson and seconded by Commissioner Louie P. Tong adopting the amendments as amended by the Board's own motion.

ZONING ORDINANCE AMENDMENTS

1. Article V, Section 533 (page 48) Noxious Weeds, to be added as follows:

"Noxious Weeds. All property owners shall comply with the requirements of the "Utah Noxious Weed Act," Title 4, Chapter 17, Utah Code Annotated, 1953, as amended. Should the terms of said section be repealed, amended or modified, property owners shall comply with any successive State regulation of noxious weeds."

2. Article XVII, Section 1701 (page 91) Purpose, to be amended to eliminate the minimum requirement of ten acres for a mobile home park.

"Purpose". The principal purpose of this zoning district is to provide for mobile home development along with certain transient residential and non-residential uses which tend to be associated with mobile home parks in locations which are suitable and appropriate taking into consideration existing conditions, include present use of land, future land use needs, and the availability of public utilities.

3. Article XVII, Section 1702 (page 91) Special Requirements for Mobile Homes and Parks, subparagraph 2(A) changes to 2(B) and 2(A) added as follows:

(continued)

"A. All mobile homes shall be set according to manufacturer's recommendations provided that the footings and piers used therefor shall in no event be spaced more than eight feet apart along the respective I-beams on the underside of the mobile home. Four-inch cap blocks may be used for footings but only when at least two such cap blocks are placed side by side to constitute one footing. At least one tie down shall be properly secured at each corner of all mobile homes. At least two additional tie downs shall be secured, one near each end of each inside I-beam on all double-wide mobile homes.

The standards set forth in this Section are a minimum requirement. It is recommended that a solid ribbon footing of concrete be poured under the supporting beams. The footing is recommended to be at least six inches deep and twenty inches wide, with two #4 rebar running horizontally in the footing. This method especially is recommended for double-wide mobile homes.

Subparagraph 4(B) (page 93) to be amended as follows:

"(B) Is located on a single parcel of land, or on two or more parcels separated only by a street or alley, unless modified by an approved planned unit development plan."

4. Chapter VI, Section 604 (page 166) Required Procedures and Elements of the Final Plat, subparagraph 5(c) to be deleted and (d) (e) and (f) changed to (c) (d) and (e) respectively, and 5(f) added as follows:

"f. All final plats shall be accompanied by an additional improvement drawing showing the location and size of existing water and gas lines. And where additional such gas and water lines are to be installed. In addition to water and gas lines, other improvements anticipated shall be located on the same improvement drawings."

5. Chapter VI, Section 607 (page 181) Required Improvements, subparagraph 2 Costs and Charges pertaining to street signs be amended as follows: (The proposed amendment would require the developer to pay 100% of the cost of street signs and the County to pay 0%).

<u>"Facility</u>	<u>Developer</u>	<u>County or Other</u>
Street Signs	100%	0%"

6. Page 182, Section 608 Adoption of the Uniform Building Code, National Electrical Code, Uniform Plumbing Code, and Uniform Mechanical Code, subparagraph (1) to be amended as follows:

"1. The Uniform Building Code as developed, adopted, approved, and thereafter amended by the International Conference of Building Officials and the Uniform rules be, and are hereby adopted as the ordinance rules and regulations of Iron County:"
(Remainder of Subsection to remain as is.)

Subparagraph (4) changed to (5) and (4) added as follows:

(continued)

- "4. In case of any conflict between the requirements of the Iron County Land Management Code and the Uniform Building Code requirements, the Uniform Building Code requirements will prevail."

JUDGES OF ELECTION

: The Board thereupon turned its attention to the appointment of Judges of Election for the Primary Election scheduled for August 21st, 1984. Out of names available, the following selections were made consistent as possible with Section 20-3-23 Utah Code Annotated as amended; and approved on motion duly passed, which was made by Commissioner Louie P. Tong, and seconded by Commissioner James C. Robinson:

LIST OF JUDGE OF ELECTION HELD IN 1984

BRIAN HEAD:

Kathleen McCumber
John Hammelton
Sue Juck Lutz

PARAGONAH:

Delores Robinson
Lola Robb
Vivian Robb

PAROWAN NO. 1:

Zella Ingraham
Lovena Adams
Maytha Boardman

PAROWAN NO. 2:

Nevada K. Adams
Dawn Hanks
Renee Halterman

PAROWAN NO. 3:

Marie F. Adams
Jackie Nelson
Garnetta Mickelson

SUMMIT:

Pauline Hulet
Roxanna Johnson
Marcia Carter

ENOCH:

Beverly Blattner
Jackie Webster
Kathy Rollo

MIDVALLEY:

Colleen Knight
Carol Ohms
Barbara Bryant

CEDAR CITY NO. 1:

Irene Goodwin
Ruth Mary Coles
Jennie Peters

CEDAR CITY NO. 2:

Joyce Watson
Norma Macfarlane
LaVerne McDaniels

CEDAR CITY NO. 3:

Loie Jean Murray
Ruby Bauer
Afton Stapley

CEDAR CITY NO. 4:

Marilyn Burgoyne
Dorothy Bennee
Evelyn Green

CEDAR CITY NO. 5:

Arthur T. Challis
Sidney Hahne
Ethel W. Slack

CEDAR CITY NO. 6:

Corrine Williams
Edna Sargent
Nellie Rae Corry

CEDAR CITY NO. 7:

Allison Bushnell
Carol Ann Jones
Vivian Palmer

(continued)

CEDAR CITY NO. 8:

Anne Judd
Gwen Stucki
Vera Bulloch

CEDAR CITY NO. 9:

Lois Woodbury
Marketta Ashdown
Lillian B. Bryant

CEDAR CITY NO. 10:

Laurel Hulet
Lewen Gower
Dorothy Stucki

CEDAR CITY NO. 11:

Cherie Myers
Marilyn Bowman
Vivian Little

CEDAR CITY NO. 12:

Louise Peterson
Ida Hallman
Barbara Davis

CEDAR CITY NO. 13:

Joy Imlay
Judith Kenney
Lee Forsyth

CEDAR CITY NO. 14:

Cleotha Torgensen
Rae Banks
Ellen B. Sorensen

CEDAR CITY NO. 15:

Virginia Platt
Ruth Betenson
Bonita Cripps

CEDAR CITY NO. 16:

Catherine B. Overson
Merna Getz
Raezell B. Robinson

CEDAR CITY NO. 17:

Aulene Bradshaw
LaRue Gardner
Rhea Church

KANARRAVILLE:

Donna Munford
Nedra E. Williams
Berta Williams

NEW CASTLE:

Lazon Forsyth
Norma Christensen
Carma Beacham

BERYL-RICHLAND:

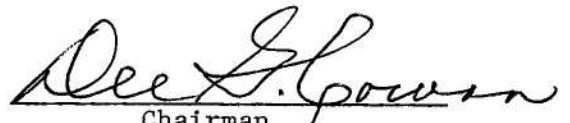
Barbara Laub
Phyllis Wood
Ruby Anderson

MODENA:

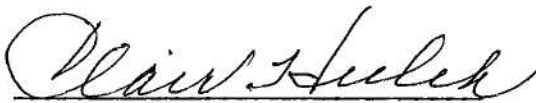
Howard Force
Mary Bosch
Edna Haigh

After bills against the County had either been approved or rejected,
the meeting was adjourned.

APPROVED:


Chairman

ATTEST:


Clerk

REGULAR JULY 26th, 1984 MEETING

Minutes of a Regular Meeting of the Board of Iron County Commissioners, held in Commission Chambers at the Courthouse, Parowan, Utah, July 26th, 1984, beginning at the hour of 9:00 A.M.

Officers attending were:

Dee G. Cowan, Commission Chairman
James C. Robinson, Commissioner
Louie P. Tong, Commissioner
Clair Hulet, Clerk
Dennis Lowder, Auditor
Carma S. Hulet, Deputy Clerk
Scott Jay Thorley, Attorney

Invocation:

Minutes read and approved by unanimous vote of the Commission.

PEARSON TIRE:

LAND FILL; : Dennis Lowder, County Auditor, first scheduled on the agenda, appeared concerning a number of items:

(1) Pearson Tire's desire to distribute wholesale discount cards to all County Employees for use at their business. The Commissioners found themselves unopposed to the idea, on condition the cards are distributed by Pearson Tire and not be an agent or agency of Iron County.

(2) Discussion of a claim submitted by Robert DeMille, dba Utah Earth movers, for moneys he claims to be due him on account of the County's failure to pay him for agreed increase in compensation for services for four months dating from November 15th, 1983, the effective date of the contract, as opposed to March 15th, 1984, the date Iron County implemented the raise. The matter was subsequently discussed with County Attorney, Scott Jay Thorley, who advised the Commissioners that November 15th, 1983, was in fact the intended date for the increase in compensation to become effective, and if it was not implemented until March 15th, 1984, the claim is proper and should be honored. Based on the Counsel of the County Attorney, the Board authorized payment:

PARK WEST

IMPROVEMENT DISTRICT : At 10:00 A.M. as scheduled, with due and proper notice thereon given, a public hearing was held on the proposed establishment of a special service and/or special improvement district covering the Park West Subdivision.

No one appeared in opposition. Verna Moore appeared in support.

No further formal action was taken on the matter at this time, but was continued for such additional action as may be necessary to complete necessary proceedings.

FAMILY LIFE

SERVICES : Richard Garrett and Keith Stroud, representatives of the Division of Family Life Services, appeared for purpose of reviewing with the Commissioners, Mental Health Programs, presently being sponsored. They reviewed briefly sources of funding, expenditures, services available, etc. The presentation was essentially informative in nature, requiring no formal action on the part of the Commissioners, and none was taken.

ROAD

MATTERS : Commissioner Chad Johnson of Beaver County, accompanied by their Road Supervisor, appeared concerning the possibility of Road Maintenance exchange with Iron County of roads located in the area of the County line separating Beaver and Iron County to the mutual benefit of both counties. Meaning that Iron County Road Department, servicing a road in Iron County that extends into Beaver County, could possibly, under given conditions, more economically continue the service into Beaver County than for the Beaver County Road Department to have to pick up service at the County line, and vice versa. Especially wherein the particular road serves primarily residents of the County wherein the Road originates.

The idea, while not new, was discussed to some extent and assigned to the Road Supervisors of the two counties to determine the possibility of working out a fair, equitable, and agreeable exchange and submit to their respective Commissioners for approval.

ENVIRONMENTAL
ASSESSMENT

: Paul Holden and Rick Krannich, representing BIO

West, assigned by the U.S. Forest Service to prepare the Environmental Assessment of the Crystal Mountain project, appeared for review with the Commissioners as to how it may impact Iron County, both positively and negatively, and to learn as to whether or not there existed any areas to which they, the Commissioners, desired special attention to be given. From the discussion which ensued, it became apparent that the Board was convinced that the Developers had basically satisfied their major concerns. That the potential for problems did of course exist, but that cooperative effort between the Developers and the governmental agencies involved should resolve them without serious difficulty.

Some of the areas of negative as well as positive impact of the project upon Iron County were enumerated and discussed. There was nothing, however, that required any formal action by the Commissioners, and none was taken.

INDUSTRIAL
BONDS

: Jess Pickett and Kim Evans, purportedly representing

the Parowan Valley Rural Electrical Association, appeared for purpose of furthering their effort to obtain a commitment from the Board of Iron County Commissioners to issue Industrial Revenue Bonds with which to obtain funding for the purchase of the Electrical System now serving the Parowan Valley Pumpers from Utah Power and Light.

The first and foremost thing they desired at this time was a letter from the Commissioners pledging their support to the proposed REA distribution system, assuring them that Iron County was taking the necessary steps to place the Commissioners in position to issue the Industrial Revenue Bonds to provide funding.

On motion of Commissioner Louie P. Tong, duly seconded by Commissioner James C. Robinson, and with all Commissioners voting in the affirmative, the Board of Commissioners (1) directed Scott Thorley to formulate a proposed policy regarding the County participating in the sale of Industrial Revenue Bonds and (2) agreed to participate in the sale of IRB's with the Parowan Valley REA Association provided that participation would not violate the duly adopted County IRB policy nor any local, state, or federal law.

INSURANCE
BID OPENING

: At 1:00 P.M. as scheduled, bids received in response to the Commissioners invitation to bid for the providing of County Fire and Liability Insurance coverage for the next three year period beginning with August 1st, 1984, were opened and read aloud.

Bids were received from Froyd Insurance Company, Corry Insurance Company, and the Leavitt Group, all of Cedar City. Subsequent to the opening, however, the bid of the Leavitt Group was withdrawn, wherefore, the remaining two bids, summarized went as follows:

	<u>Item</u>	<u>Froyd</u>	<u>Corry</u>
A-	Property	\$ 933.00	\$ 4,718.00*
B-	Equipment	1,462.00	Included*
C-	Boiler	217.00	265.00
D-	Official Bonds	2,799.00	2,799.00
E-	Auto Liability	13,646.00	11,266.00
F-	General Liability	6,644.00	6,464.00
G-	Workmans Compensation	6,715.00	6,827.00
H-	Umbrella	3,940.00	2,250.00
	TOTALS:	<u>\$36,356.00</u>	<u>\$34,589.00</u>

The bids were discussed at some length, and tabled for study. This meeting to be continued for the specific purpose of awarding the bid to Monday, August 30th, 1984, at 4:00 P.M. at the Office of the County Attorney in Cedar City.

On Monday, August 30th, 1984, at 4:00 P.M. as scheduled, the meeting was called to Order by Chairman, Dee G. Cowan. All Commissioners being present as were the Clerk and Attorney.

After the terms and conditions of the two proposals had again been reviewed, and the Counsel of a disinterested Insurance Agent, Mr. Tom Cardon, weighed, a motion was unanimously passed, which was made by Commissioner James C. Robinson, and seconded by Commissioner Louie P. Tong, providing as follows:

- 1 - That the bid of Corry Insurance Company be accepted as lowest and best.
- 2 - That items "D" and "G" be deleted.
- 3 - That the Umbrella Coverage be doubled at the proffered rate for the additional coverage.
- 4 - That agent, Steve Corry meet the Commissioners for clarification and squaring away of gray areas, at an early date.

The Commissioners insisted on and received assurance by telephone, that in as much as bids were for a three year period, the base premium as bid would remain firm for the three year period, except for the addition or deletion of properties by Iron County.

ROAD DAMAGE
CLAIM

: Mr. David Dischbein, appeared for purpose of asserting a claim for damages to his car on a County Road he claims not to be signed or improperly signed. After hearing his report, a motion was duly passed, which was made by Commissioner James C. Robinson, and seconded by Commissioner Louie P. Tong, referring the matter to the County's Insurance carrier, for investigation and appropriate action.

LAND
EXCHANGE

: Commissioner Louie P. Tong advised the Board that the idea had at least been advanced, that a land exchange could be arranged with Cedar City, the area on which the Cedar City dog pound is located for a location on which the new Juvenile Detention could be situated. The matter was discussed briefly, and Commissioner Tong authorized to negotiate.

WATER LINE
EASEMENT

: County Attorney, Scott Jay Thorley, called on the application of Paragonah Town for easement along the County Road right-of-way in Red Creek Canyon for installation of a water line. Stating that he had some concern over the complexity of the legal description, as well he might. However, following a brief discussion, it was

concluded to grant the easement based on the general terms and conditions of Right-of-Way easement itself, and on that basis Chairman Dee G. Cowan was authorized to execute the same.

TAX MATTER _____: A communication, directed to the County Treasurer's Office from Mr. Jack Bishop, Director of development at Southern Utah State College, seeking relief from certain property tax assessments levied against property purchased by S.U.S.C., was presented for consideration by the Board. In as much as it was determined that the subject taxes were legally levied, and that S.U.S.C. was legally responsible for the taxes, the request for waiver was denied on a two to one basis - Commissioner Robinson abstaining.

BUSINESS LICENSE _____: The application of Craig N. Orton for a business license covering an automotive repair establishment, 165 North Westview Drive, Cedar City, was considered and approved.

After bills against the County had either been rejected or approved, the meeting was adjourned.

APPROVED: Dee G. Cowan
Chairman

ATTEST: Clair F. Hulek
Clerk

REGULAR AUGUST 9th, 1984 MEETING

Minutes of a Regular Meeting of the Board of Iron County Commissioners, held in Commission Chambers at the Courthouse, Parowan, Utah, August 9th, 1984, beginning at the hour of 9:00 A.M.

Officers attending were:

Dee G. Cowan, Commission Chairman
James C. Robinson, Commissioner
Louie P. Tong, Commissioner
Clair Hulet, Clerk
Sherrie Lamb, Attorney's Secretary
Scott Jay Thorley, Attorney

Invocation: Clair Hulet

Minutes approved as amended.

KAY

DEFENDER

: The application of Clayton Huntsman, Esq., hired by Iron County to act as Defense Counsel for one Defendant, Edward Kay, for the balance of the fee due to him for such services, was considered and on motion duly passed, which was made by Commissioner James C. Robinson, and seconded by Commissioner Louie P. Tong, was denied at this time. To comply with agreement to pay balance on first day of trial or other conclusion of the case.

SPECIAL SERVICE

DISTRICT

: At 10:00 A.M. as scheduled, a hearing was held on the proposal to establish a Special Service District for New Castle Town, covering fire suppression services. No one appeared to protest or object, wherefore on motion of Commissioner Louie P. Tong, duly seconded by Commissioner James C. Robinson, all Commissioners voting in the affirmative the District was approved.

S.U.S.C.

TAX MATTER

: An appeal from Southern Utah State College for the waiver of costs accumulated in connection with certain delinquent taxes due on property owned by the College, was called on for consideration. Following a review of the matter, a motion was unanimously passed which was made by Commissioner Louie P. Tong, and duly seconded by Commissioner James C. Robinson, providing that Iron County abide by its general policy of not

waiving such costs, but will, in this instance, from funds received from this source, make a contribution of \$150.00, the major portion of the costs levied, to the Special Events Center.

COMMUNICATION

ESCALANTE VALLEY : Mr. Kelly Wood of Beryl, appeared for purpose of discussing with the Commissioners the possibility of providing a communication system for Ambulance, Fire, and Sheriffs Personnel for the Beryl area. He gave them an outline of probable costs, type, etc. for the Beryl Sector as formulated with the assistance of Mr. John Hunter. The Commissioners desired, however, that the proposal be broadened to include New Castle. Accordingly Mr. Wood agreed to meet with a representative of the Sheriff's Department, and Mr. Reed Bown of New Castle in an effort to formulate a plan, including costs, for providing an area wide system. Upon completion of such a plan, then to appear and present it for the Boards consideration.

QUIT CLAIM

DEED : Security Title Company of Southern Utah, petitioned the Commissioners for a Quit Claim Deed covering the following described property for the purpose of removing a cloud from the title:

Beginning at a point N 89°26'09" E 110.03 feet from the SW corner of Lot 1, Block 36, Plat B, PAROWAN CITY SURVEY, and running thence N 0°34'09" W 210.75 feet; thence S 89°49'19" E 93.86 feet to a point 10 feet East of the NE corner of said lot; thence S 0°34'09" W parallel to the East line of said Block 209.45 feet; thence S 89°26'09" W 94.03 feet to the point of beginning.

In as much as there existed no evidence indicating that Iron County presently has any interest in the property, and that the interest shown by the record undoubtedly resulted from failure to record a former deed, a motion was unanimously passed, which was made by Commissioner Louie P. Tong, and seconded by Commissioner James C. Robinson, approving the request, and authorizing the issuance of the Quit Claim Deed.

APPLICATION

ZONING CHANGE : At 1:30 P.M., as scheduled, a hearing was conducted on an application by one, Richard Tangren, for a zone change from A-20 to an R-5 covering property located in Sections 16, 17, 20, and 21, in Township 33 South, Range 8 West, SLB&M.

Among those appearing for the hearing were, Harold S. Mitchell, Donna D. Mitchell, Chad Nay, and Tangren and an Associate.

After all had been heard who wished to be heard, on motion of Commissioner James C. Robinson, duly seconded by Commissioner Louie P. Tong, the matter was tabled for study and reconsideration.

HOME HEALTH PROGRAM : Maree Prince, Vee Woodward, and William D. Ronnow, Esq., representing the Iron County Home Health Department, appeared for purpose of discussing with the Commissioners the bid by IHC to take over the Home Health Program in Iron County, and a few other problems connected therewith, primarily dealing with funding. Explaining that they had been and were now self sustaining, but due to a slow down in the collection process occasionally they run an overdraft, and Iron County is placed in the position of temporarily picking up the slack. At the conclusion of the discussion, Counselor Ronnow agreed to prepare certain letters and/or documents which hopefully will enhance the collection process, policies and relationship with supporting agencies.

REPRESENTATIVE IHC APPEARANCE : Mr. Keith Anderson, representing Valley View Medical Center appeared for purpose of furthering the idea, heretofore advanced, of Valley View Medical Center taking over the Home Health Program in Iron County. Some brief discussion was had on the matter which was thereupon continued to 1:30 P.M., August 23rd, 1984. Thus affording time for further study and consideration.

GREEN BELT : Mr. Steve Crowther, of Cedar City, appeared at the Commissioners invitation to show cause, if any he had, as to why the Commissioners should not rescind their former action of granting him Green Belt Classification for properties listed under Serial Numbers, B1150-56, B1114-3, B1239, and A875-876.

Following the hearing which ensued, the Board, being of the opinion that Mr. Crowther had not met his burden, passed a motion, which was made by Commissioner James C. Robinson, and seconded by Commissioner Louie P. Tong, rescinding their former action, and to the contrary, denying the Green Belt status for the subject properties.

AUDIT
REPORT

: Mr. Neal Curtis of Grimshaw and Associates,
Firm preparing the County Audit report for the
year of 1983, appeared for purpose of making the presentation to the Commissioners.
He reviewed the report briefly, a copy or copies of which are to be delivered
upon execution by Mr. Worth Grimshaw.

BID
OPENING

: Opening of bids received in response to the
County's invitation to bid for purchase of Lots
4 and 5 in the La Vista Park Subdivision, Cedar City, was called on as scheduled.
Since no bids were received, no action was taken.

ZONING
MATTER

: Mr. J. E. Minert, et ux., appeared to report
having knowledge of an incident of zoning
regulation violation. Explaining that Subdivision Lots under an A-20 rule
were being divided a second time into two ten (10) acre tracts without first
having been properly authorized to do so. A general discussion was had on the
problems of enforcement, etc., however no formal action was taken with respect
to the matter. Mr. Minert was anxious, however, to have something done.

APPOINTMENT

: On motion unanimously passed, which was made by
Commissioner James C. Robinson, and seconded
by Commissioner Louie P. Tong, Marva Esplin, subject to her acceptance, was
appointed as Home Arts Department representative from Iron County at the 1984
Utah State Fair.

SUIT
THREATENED

: A communication was received from James L.
Shumate, Esq., Counsel for Dale Orlin Kay,
claimant for road damage to his car within the Cedar Breaks Park Boundary.
The communication was in the nature of the required notice preparatory to
filing a legal action, in event the party against whom the claim is asserted
refuses to settle. In this instance, the Board of Iron County Commissioners
acting for and on behalf of Iron County, the party against whom the claim is
asserted, formally denied the claim.

After bills against the County had either been accepted or rejected,
the meeting was adjourned.

ATTEST:

Clair Hulek
Clerk

APPROVED:

Dee L. Gowen
Chairman

REGULAR AUGUST 23rd, 1984 MEETING

Minutes of a Regular Meeting of the Board of Iron County Commissioners, held in Commission Chambers at the Courthouse, Parowan, Utah, August 23rd, 1984, beginning at the hour of 9:00 A.M.

Officers in attendance were:

Dee G. Cowan, Commission Chairman
James C. Robinson, Commissioner
Louie P. Tong, Commissioner
Clair Hulet, Clerk
Scott Jay Thorley, Attorney

Invocation:

Minutes were approved as written.

SPECIAL SERVICE AREA : As the first order of business, a Public Hearing was held on a proposed Special Service Area for the town of Summit. A number of residents of the Community were present, including, but not necessarily limited to:

Kevin Carter, et ux.
Roxanna Johnson
Mary Lawrence

After a brief enumeration and discussion of matters related to the proposal, considered to be of general interest to the Community, a motion was unanimously passed, which was made by Commissioner Robinson, and seconded by Commissioner Tong, continuing the hearing to August 30th, 1984, at 7:00 P.M., at the Summit Ward Chapel.

BUDGET HEARING : Mr. Dennis Lowder, County Auditor, appeared in connection with the scheduled hearing on a proposal to amend the 1984 Calendar Year General Fund Budget. He presented the proposed and/or recommended adjustments for the Commissions consideration, and for the information of any citizens who may have appeared for the hearing. In substance, they were as follows:

(1) Anticipated increase in Revenue:

Property taxes	\$ 124,700.00
Crystal Mountain road grant	82,000.00
Block grants:	
New Castle	31,500.00
Beryl	<u>1,820.00</u>
	\$ 240,020.00

(continued)

(2) Proposed Increase in Expenditures:

Commissioners	\$ 2,500.00
District Court	21,000.00
Public Defender	60,000.00
Detention Center	7,000.00
Fire Suppression	48,320.00
Road Department	82,000.00
Miscellaneous	<u>6,600.00</u>

TOTAL PROPOSED INCREASED EXPENDITURES \$240,020.00

After all had been heard who wished to be heard, a motion was duly passed, which was made by Commissioner James C. Robinson, and seconded by Commissioner Louie P. Tong, providing that the proposal be accepted, subject to a possible modification of the County Road item (Crystal Mountain).

INSURANCE
COVERAGE

: Mr. Lowder also discussed briefly elements of the recently accepted bid for Insurance Coverage in which the attitude of the Commissioners toward some of the options had not been made clear to him.

- (a) The umbrella
- (b) Crime coverage
- (c) Past acts of County Attorney

The Commissioners favored exercising the option to double the bid provision on the umbrella, but to authorize Mr. Lowder to investigate the option for specified crime coverage, and should it meet criteria set up by the Board, to be accepted. Option to obtain coverage for past acts of the County Attorney to be exercised.

FLOOD
PROBLEMS

: A delegation comprised of the following citizens from the Fife Town Subdivision, appeared seeking assistance from Iron County in the nature of flood control measures:

Mr. & Mrs. C.C. Walker
Dee Walker
Otto Winter
Michael P. Dahlia
Jay Christiansen
Elwood Rindlisbach
Marcia Bronsema
Jerry Bryant (Coal Creek Irrigation)

Much discussion was had on such issues as, "who is responsible to keep the irrigation ditches clean, who is responsible for maintaining the natural channels, who has the responsibility of extending the irrigation ditches, etc. and what can be done about a long range plan."

The Board declined to assume any legal responsibility toward the existing problems, but did agree, as a one time emergency measure, to clean the subject irrigation ditch, which the delegates seemed to feel would relieve the situation, at least temporarily.

FAMILY LIFE SERVICES : Scott Kline, representing the Department of Family Life Services, met briefly with the Commissioners for the purpose of advising them that, under a policy recently adopted by his Department, they would be meeting with the Commissioners at least monthly. Fostering the idea of keeping in touch, exchanging information, for the mutual benefit of both parties. The Commissioners welcomed the proposal.

HOME HEALTH : Further hearing on the Home Health Program scheduled for 1:30 P.M.

was continued until the September 13th, 1984 meeting to afford the interested parties time to prepare statistics for presentation.

POWER PROBLEM : Mr. Steve Grimshaw, County Assessor, and Sheriff, Ira Schoppmann, appeared regarding the apparent power voltage fluctuation at the County Courthouse, and its effect on the computer system. Proposing that a plan heretofore presented by Mr. Grimshaw be implemented at a cost of some \$24,000.00, as a corrective measure. Briefly discussed, the County Assessor was advised to obtain at least one additional bid for the Board's consideration, and Sheriff Schoppmann was instructed to ascertain to what extent, if any, the Civil Defense Department would be willing to participate financially in the project.

TAX

MATTER

: Steve Grimshaw, County Assessor, also presented a tax settlement proposal for the Board's consideration and approval. The item consisting of a recommended 1983 tax adjustment downward for property listed under Serial Number A-879-D10 resulting from a reappraisal. The taxpayer to have 60 days to pay the adjusted figure before delinquent penalties and interest apply. On motion of Commissioner Robinson, duly seconded by Commissioner Tong, the proposal was approved.

SALARY

MATTER

: The salary and fringe benefits for Scott Nelson, Deputy Sheriff, who is shared with the Iron County School District, came on for consideration. After due deliberation, action was taken authorizing Dennis Lowder, County Auditor, to work out details of an acceptable formula with the School District, and perhaps initiate the preparation and execution of a formal agreement.

PROFFER TO

PURCHASE

: Emma Fife, of Summit Town, appeared for purpose of making application to purchase from Iron County a certain street in Summit Town which lies adjacent to their lot on which their home is located. A street which has never been opened. The Commissioners took the request under advisement pending examination of the premises scheduled for the evening of August 30th, 1984.

AGREEMENT

CONCRETE BOX

: A contract and/or agreement by and between Iron County and Blackburn Associates, for the installation of a concrete box on the Parowan Gap Road for a consideration of \$11,893.00, was approved and executed by Chairman Dee G. Cowan, for and on behalf of Iron County, and Charles H. Blackburn, for and on behalf of Blackburn Associates.

PAROWAN VALLEY REA : Scott Jay Thorley, County Attorney, was instructed to advise Jess Pickett of Parowan, by letter, that the burden of proof, including costs, rests with the Parowan Valley Pumpers Association to show feasibility, possibility, and adviseability of Iron County issuing, as per their request, Industrial Revenue Bonds for purpose of purchasing Utah Power and Light Facilities presently serving the Parowan Valley Pumpers and converting to an REA system. This for the reason that Mr. Thorley, County Attorney, has advised the Commission that many legal questions may surface which may make such accomplishment most difficult and complicated, if not impossible.

STRUCTURE N.I.C. : On motion of Commissioner James C. Robinson, duly seconded by Commissioner Louie P. Tong, and all Commissioners voting in the affirmative, the following committees were established to prepare proposals for location of the National Institute of Correction and Museum:

Committee:

James C. Robinson, Coordinator
Joe Melling
Jack Sawyer
Vaughn McDonald

Advisory Group:

Louie P. Tong
Robert Linford
Frank Nichols
Dee Cowan
Elihu Whatcott
Roger Hillyard
Gale Wood
Jerry Minert

ABATEMENT : On motion duly passed, which was made by Commissioner Louie P. Tong, duly seconded by Commissioner James C. Robinson, a hardship abatement was awarded to Ada Robinson, of Paragonah on her 1984 tax assessment. The action was taken based on confidential information available to the Commissioners.

PUBLIC
DEFENDER PAY

: The application of Clayton
Huntsman, Esq., for the balance
of the fee due him as Defense Counsel for Defendant Douglas Edward
Kay, charged with a Capital offense, was presented for considera-
tion upon the assertion of Mr. Huntsman that the case had been
closed by the entry of and acceptance by the Court of a "Guilty"
plea. Thus, according to Mr. Huntsman's interpretation, making
the fee due and payable as per terms of the agreement with Iron
County. The Commissioners disagreed, however, denying payment at
this time, and authorized the County Attorney to advise the County
Auditor of the point in time when he considers the case terminated,
at which time fee to be paid, but not before.

I.P.P.
AGREEMENTS

: County Attorney, Scott Jay Thorley,
presented for the Boards considera-
tion, two copies of proposed right-of-way agreements with IPP,
which had been amended somewhat from the Originals. The Commissioners
referred them back to him for study and his recommendation.

WOODS RANCH
RECREATION

: On motion duly passed, which was
made by Commissioner James C.
Robinson, and seconded by Commissioner Louie P. Tong, the Board
committed itself for and on behalf of Iron County, that upon
receipt of grant money applied for, Iron County will fund its
share of programed improvements at the Woods Ranch Recreation Park,
plus total cost of ongoing maintenance.

GARBAGE
FEE

: Through Chairman Cowan, the U.S.
Forest Service requested a fee
quotation for use of the County Sanitary Land Fill. This request
was referred to the County Auditor for response.

BUSINESS
LICENSE

: The application of one, Roy A.
McKenzie, for a Business License
to operate a second hand store in the Beryl Crossroads area, was
considered and approved.

ROAD
MATTER _____ : Complaints were received, by letter,
from a number of Garfield County
residents as to the condition of the County Road running from the
Cedar Breaks National Monument to the Garfield County line. Contents
of the letters were noted, but no action was taken at this time.

SPECIAL SERVICE
NEW CASTLE _____ : Questions as to the status of the
New Castle Special Service District
was called on for consideration. The Commissioners, upon being advised
that the protest period had not expired, continued the matter to
September 13th, 1984.

SALES
TAXES _____ : A letter in the nature of a demand
for payment of sales taxes levied
against Iron County for activities at the 1979 County Fair, was
received and presented for consideration. In as much as Iron County
had recently made settlement of, what they (the Commissioners), con-
sidered to be all claims for sales taxes to the payment date, they
tabled the matter for investigation.

SALARY
MATTER _____ : The application or request for a
salary increase for Royce Chamberlain,
was tabled for consideration at the time the subject is given
consideration for all County Employees.

After bills against the County had either been accepted or
rejected, the meeting was adjourned.

APPROVED: Dee L. Gowen
Chairman

ATTEST: Clair Sealed
Clerk

SPECIAL AUGUST 27th, 1984 MEETING

Minutes of a meeting of the Iron County Board of Canvassers, held in Commission Chambers, at the Courthouse, Parowan, Utah, August 27th, 1984, at 12:00 noon.

Officers participating were:

Dee G. Cowan, Commission Chairman
Louie P. Tong, Commissioner
LaMar G. Jensen, County Treasurer
Clair Hulet, Clerk

The purpose of the meeting was to canvass the Election Returns of the Primary Election, held August 21, 1984, as submitted by the Judges of Election of the various voting Districts of Iron County. There being no qualified absentee ballots received subsequent to the Election and prior to the date of canvass to consider.

Upon completion of the work of canvassing, a motion was passed unanimously, which was made by Commissioner Louie P. Tong, and seconded by County Treasurer, LaMar G. Jensen, providing that results obtained and/or confirmed by virtue of the canvass be recorded as a part of this record, and those local candidates receiving the highest number of votes, as evidence by the record be declared their party's or Non-Partisan nominees, and eligible for placement on the Official Ballot for the General November 1984, Election. That the County Clerk be directed and authorized to file an abstract of the canvass with the Lieutenant Governor as it pertains to multi-County candidates, for his use in making the State canvass.

Tabulation of the results of the canvass follows.

The purpose of the meeting having been accomplished, it was adjourned.

APPROVED:

Dee G. Cowan
Dee G. Cowan

Louie P. Tong
Louie P. Tong

LaMar G. Jensen
LaMar G. Jensen

ATTEST:

Clair Hulet
Clerk

STATEMENT
RESULTS OF CANVASS BY BOARD OF COUNTY CANVASSERS
OF ELECTION RETURNS OF PRIMARY ELECTION HELD AUGUST 21, 1984

L I N E	VOTING DISTRICT	VOTERS		REPUBLICAN				DEMOCRAT		NON-PARTISAN		
		REGIS- TERED	VOTED	GOVERNOR		STATE SENATOR		GOVERNOR		LOCAL SCHOOL BOARD		
				BANGERTER/ OVESON	MARRIOTT/ SNOW	IVAN MATHESON	RONALD W. THOMPSON	GARDNER/ FERGUSON	OWENS/ CARPENTER	KIMBALL WEAVER	MARSHA A. PERKINS	LAURENCE S. ADAIR
1	Brian Head	58	19	4	7	5	3	4	3			
2	Paragonah	207	102	43	32	60	14	5	19			
3	Parowan No. 1	441	210	90	49	110	26	7	56			
4	Parowan No. 2	331	153	51	50	79	19	15	34			
5	Parowan No. 3	286	122	48	40	65	23	9	18			
6	Summit	103	87	38	16	43	8	6	25			
7	Enoch	482	249	133	60	177	17	25	25			
8	Midvalley	402	203	90	62	142	17	14	22			
9	Cedar City No. 1	397	158	51	56	68	29	14	31	62	71	19
10	Cedar City No. 2	203	86	31	32	44	18	2	14	22	48	14
11	Cedar City No. 3	193	96	26	39	56	7	9	18	17	56	15
12	Cedar City No. 4	730	320	120	91	114	90	50	51	92	129	75
13	Cedar City No. 5	478	241	88	93	115	66	29	20			
14	Cedar City No. 6	197	107	60	12	35	34	22	8			
15	Cedar City No. 7	162	75	42	14	37	16	6	9			
16	Cedar City No. 8	340	107	54	28	40	42	11	10			
17	Cedar City No. 9	159	54	17	9	15	11	15	10			
18	Cedar City No. 10	171	68	31	17	33	11	9	6			
19	Cedar City No. 11	288	130	52	30	53	31	15	23			
20	Cedar City No. 12	282	103	31	29	34	22	15	24			
21	Cedar City No. 13	315	102	43	29	57	14	13	10			
22	Cedar City No. 14	651	169	60	63	83	44	13	24			
23	Cedar City No. 15	263	146	62	45	68	36	15	21			
24	Cedar City No. 16	522	207	83	64	81	87	29	31			
25	Cedar City No. 17	447	192	105	40	72	71	18	22			
26	Kanarraville	127	73	30	22	12	34	8	8	12	46	1
27	New Castle	102	74	37	27	35	26	0	9			
28	Beryl-Richland	201	81	43	17	37	20	11	9			
29	Modena	41	27	5	7	7	1	2	12			
TOTALS		8579	3761	1568	1080	1777	837	390	572	205	350	124

REGULAR SEPTEMBER 13th, 1984 MEETING

Minutes of a Regular Meeting of the Board of Iron County Commissioners, held in Commission Chambers at the Courthouse, Parowan, Utah, September 13th, 1984, beginning at the hour of 9:00 A.M.

Officers in attendance were:

Dee G. Cowan, Commission Chairman
James C. Robinson, Commissioner
Louie P. Tong, Commissioner
Clair Hulet, Clerk
Alan Jones, Deputy Attorney

Invocation: Commissioner Dee G. Cowan.

Minutes read and approved.

MILL LEVY, 1984 : As the first order of business, by and with the cooperation of County Auditor, Dennis Lowder, the Commissioners gave their attention to the business of setting the 1984 tax levy. After due consideration had been given to facts and figures made available to them, a motion was passed unanimously, which was made by Commissioner James C. Robinson, and seconded by Commissioner Louie P. Tong, setting and establishing the following levies for funds falling under the Commissioners jurisdiction:

County General Fund	12.23 mills
Capital Reserve	2.91 mills
Public Health	.62 mills
County Libraries	.46 mills

TOTAL 1984 COUNTY LEVY 16.22 mills

The Commissioners also set equalization dates for 1984 as follows:

October 10th, 9:00 A.M. to 3:00 P.M.
October 11th, 1:30 P.M. to 4:00 P.M.
October 12th, 9:00 A.M. to 12:00 noon

FAMILY LIFE SERVICES : Mr. Scott Kline, representing the Division of Family Life Services, appeared for purpose of reporting on the activities of his department, more particularly however, to present details, as he had them,

to the September 27th, 1984 meeting. In the event such continuance would run any of the parties beyond the time limit set for settlement, extension to be granted without penalty. The County Attorney's Office to research the Law pertaining to questions raised as to procedure and report to the Commissioners at that time.

RIGHT-OF-WAY
EASEMENT

: Mr. Milan Roundy, of Cedar City, appeared for purpose of presenting an application to install an aqueduct on, over, or across property belonging to Iron County in Cedar Canyon. After discussion, the Commissioners expressed a willingness to negotiate an easement to traverse the property with the subject installation, or to negotiate a sale. Authorization was given for the issuance of a letter to Mr. Roundy to this effect.

ZONE
CHANGE

: Richard Tangren, of Las Vegas, Nevada, also appeared for purpose of attempting to persuade the Commissioners that his application for a zone change from A20 to an R5, covering property owned by him slightly Northwest from the Paragonah Interchange, should be approved. After much discussion, this too was approved on motion of Commissioner James C. Robinson, duly seconded by Chairman Dee G. Cowan, with Commissioner Louie P. Tong dissenting.

TAX
MATTER

: Mr. Richard Tebbs, of Cedar City, appeared seeking relief tax wise, from a compilation of errors resulting in duplicate payment of taxes, by him, on certain properties owned by him in the Southwest Knolls Subdivision, and his erroneous payment of taxes on property which was owned by a tax exempt entity. At the same time, Lot 1, Block 1 of the said subdivision, which was owned by Mr. Tebbs, or at least, on which he was responsible for payment of taxes, had an accumulated delinquency of four years. Upon review of the matter by the Commission,

and their becoming adequately informed, a motion was unanimously passed, which was made by Commissioner James C. Robinson, and seconded by Commissioner Louie P. Tong, authorizing credit towards the existing tax delinquency of duplicated payments and tax payments made on the property owned by Cedar City, a tax exempt entity.

BUILDING PERMIT

: Mr. Don Blanchard, of Cedar City, met the Commissioners concerning his appeal to them for a Building Permit to construct a cabin on a lot located on what was classified as an illegal subdivision in the Woods Ranch Recreation area. Much discussion was had on the matter, concluding in a motion being unanimously passed, which was made by Commissioner James C. Robinson, and seconded by Commissioner Louie P. Tong, denying the issuance of the permit on grounds Lot too small to meet required standard.

Some discussion was had on possible means of curing the deficiency, but no firm plan or conclusion was reached.

ESCALANTE VALLEY

: Mr. Joe Burns and an associate of Escalante Valley, appeared for purpose of registering a number of complaints relative to existing conditions in the Valley for which they believed the County could provide solutions, and to request assistance in other areas.

Among the items which were subject to discussion, were the following:

- 1 - The Beryl Dump needs cleaning up. Is a health hazard.
- 2 - Something needs to be done with the Sunset Road.
- 3 - They need culverts.
- 4 - They need three new doors for the Community Building.
- 5 - They need two new rest-rooms.
- 6 - They need blacktopping between the School Building and the Community Center.
- 7 - Reported Enterprise using the dump-site in the Silver Mines area.

The Commissioners advised them to present a list of their desires and demands in order of priority together with costs, item by item, for consideration in preparation of the 1985 budget.

RESOLUTIONS : Two resolutions were presented by Alan Jones, Deputy County Attorney, dealing with Special Service and Special Improvement Districts. The said resolutions were reviewed by the Commissioners, approved as to form and content, and adopted by unanimous approval of the following motions:

(1) Moved by Commissioner James C. Robinson and seconded by Commissioner Louie P. Tong, the resolution establishing the Special Improvement District covering the Park West Subdivision be adopted, and that the resolution be placed on file and be made a part of this record by reference.

(2) Moved by Commissioner Louie P. Tong, and seconded by Commissioner James C. Robinson, that the resolution establishing the New Castle Special Service District be adopted, and that the resolution be placed on file and made a part of this record by reference.

GARBAGE PROTEST : The protest of Mr. Ren Luke, of Cedar Valley, to billing for garbage pickup service, was considered, and rejected on grounds that he is a resident of the District and the Service is available to him.

WOODS RANCH : The Commissioners, by motion duly passed, which was made by Commissioner James C. Robinson, and seconded by Commissioner Louie P. Tong, went on record, as supporting the application for Land and Water Conservation Funds to help make improvements at the Woods Ranch Recreation site, and to pledge continued County upkeep and maintenance, and the County's portion of matching funds for the project.

TAX MATTER : Upon application of LaMar Jensen, County Treasurer, the Board agreed to waive the balance of taxes due for the year of 1982 accumulated following the time the property became that of the Utah Liquor Commission, a tax exempt entity (B290).

After bills against the County had either been approved or rejected, the meeting was adjourned.

ATTEST: *Oliver F. Hecker*
Clerk

APPROVED:

Wesley G. Gowan
Chairman

REGULAR SEPTEMBER 27TH, 1984, MEETING

Minutes of a Regular Meeting of the Board of Iron County Commissioners, held in Commission Chambers at the Courthouse, Parowan, Utah, September 27th, 1984, beginning at the hour of 9:00 A.M.

The following were in attendance:

Dee G. Cowan, Commission Chairman
James C. Robinson, Commissioner
Louie P. Tong, Commissioner
Clair Hulet, Clerk
Scott Jay Thorley, County Attorney
Alan Jones, Deputy County Attorney

Invocation: James C. Robinson

Minutes approved as written.

BID OPENING

GAP ROAD 26(2) : As the first order of business, the Commissioners conducted a bid opening of bids received in response to the County's invitation to bid for the crushing and stockpiling of 16,000 cubic yards of road base at the County Pit situated in the SW $\frac{1}{4}$ of Section 36, Township 33 South, Range 10 West, SLB&M. Also to clear existing roadway shoulders and side slopes, placement of 60,000 cubic yards of granular subbase, and 13,500 cubic yards of crushed aggregate base, placement of miscellaneous CMP culverts, with metal end sections, and concrete headwalls on approximately 6 $\frac{1}{2}$ miles of County Road 26(2), and clean up after completion.

Four (4) bids were received, opened, and read aloud:

<u>Bidder</u>	<u>Schedule One</u>	<u>Schedule Two</u>	<u>Total Bid</u>
Cedar Rock & Sand	\$ 48,000.00	\$246,327.00	\$294,327.00
Hurricane Sand & Gravel	46,400.00	205,179.00	251,579.00
Hall Brothers Construction	39,840.00	279,900.00	319,740.00
Western Rock Products	60,000.00	none	60,000.00

Upon the bids having been evaluated by the County Engineer, Ralph B. Platt, and consistent with his recommendation, a motion was unanimously passed, which was made by Commissioner James C. Robinson

and seconded by Commissioner Louie P. Tong, awarding the bid under schedule one (1) and two (2) to Hurricane Sand and Gravel as being lowest and best.

INSURANCE : Mr. Steve Corry, of Cedar City, agent for company or companies presently carrying the County's Fire and Liability, etc., insurance coverage, met the Commissioners for purpose of cleaning up a few items related thereto on which the County had some unanswered questions. Among the items considered, but not necessarily limited to, were:

Workmans Compensation
Effect of Deductible
Official Bonds
Money loss coverage

Mr. Corry agreed to work with the County Auditor, and/or County Clerk in resolving, as far as possible, questions related to these items.

HOME HEALTH PROGRAM : Maree Prince and Vee Woodard, of the County Home Health Department, appeared for the purpose of consulting with the Commissioners regarding the future of the said Department since IHC has a desire, by and with consent of the existing Home Health staff, to take over the service, or failing in this to compete for the services.

A great deal of discussion ensued as to what could and should be done about the matter, without a firm course of action being arrived at. It was more or less an attitude of wait and see, and to obtain further council from the Home Health Board at their meeting of October 9th, 1984.

NEW CASTLE FIRE DEPARTMENT : Mr. Reed Bown, et ux., representing the New Castle Fire Department, appeared concerning a number of items related to the subject Department.

First, he submitted their proposed budget for Calendar year

1985, which in total equaled the sum of \$4,020.00.

Second, he discussed their desire to, and the possibility of, having their department set as a formal entity of some type in order that they might affiliate with state, local, or other Fire Fighting Organizations, as an identifiable or officially recognized group. No solution was arrived at for this matter, except for the possibility of their Incorporation as a non-profit organization.

Further discussion was had relative to the status of funds awarded to them through a Federal State grant with which to pay for their Fire Truck and Truck housing. The opinion seemed to exist that proceedings were in order except for filing of a formal application. This to be accomplished as soon as application forms are received.

TREE

INFESTATION

: A number of persons appeared concerned with a bug or insect infestation of trees in Coal Creek Canyon. Among them were:

Ervin Larson, BLM
Art Tate, BLM
Lou Bectol, BLM
Robert Linford, Mayor of Cedar City
Joe Melling, Cedar City Manager

Discussion was had as to what should and can be done, resulting in the following conclusions:

- 1) Solution - spray with Chemical.
- 2) Better application by air.
- 3) Month of May possibly best time.
- 4) Cost - about \$11.00 per acre.
- 5) Study to be made of procedure.

Feelings of some was that County should lead out. Commissioners feeling, it should be a cooperative effort. In any event, nothing further can be done during 1984.

WORKMANS

COMPENSATION

: Sharon Tuttle, Associate Director, and Susan K. Koorring, Manager of Workers Compensation Division, Utah Local Governments Insurance Trust, met the Board in an effort to interest them in enrolling with the said Trust for the County's Workmans Compensation coverage,

rather than with the State of Utah as is the case at present.

They explained in detail their method of operation, and its advantages, if any, over the State program.

Premium was asserted to equal the modified premium presently in force by the State of Utah.

Commissioners to review before taking any action.

SUBDIVISION
MATTER

: Mr. Jim Vincent, of Las Vegas, Nevada, supported by County Attorney, Scott Jay Thorley, and Deputy County Attorney, Alan Jones, presented for the Commissioners consideration and Counsel on a number of apparent illegal activities by one, Floyd Rigby, as related to his activities in the area of subdividing land and land sales.

Mr. Vincent related to the Board his experiences and the results of his dealing with Mr. Rigby, and the County Attorney's Office explained the results of an investigation by them into the matter resulting from complaints and charges lodged with them from aggrieved clients of Mr. Rigby. Furthermore, the County Attorney, advised the Commission of the options open to Iron County in the matter.

After consideration of the designated options, a motion was passed unanimously, which was made by Commissioner Robinson, and seconded by Commissioner Tong, authorizing the County Attorney to proceed to prosecute on the apparent violations without further notice. Mr. Jim Vincent, at liberty to take whatever action he may deem appropriate personally.

GREEN
BELT

: Cases of roll-back taxes levied against individuals as a result of new owners failing to file a Green Belt application, and not necessarily due to a change of use of the land, to which they, the new owners and one former owner, entered

protests at the previous meeting, were recalled for consideration. Mr. Steve Grimshaw, County Assessor, being present at this meeting, but not at the other, speaking in defense of the action taken by Iron County in the matter.

Issues of law had been raised in the matter, however, on which even the County Attorney's Office was hesitant to take a firm position. Wherefore, action on the protests were continued pending the obtaining of an opinion from the Attorney General. The protestants to be so notified.

LAND PURCHASE : Mr. Ralph Orton, of Parowan, was invited in by the Commissioners for the purpose of attempting to negotiate a purchase from him of some two and one half acres of land in Section 36, Township 33 South, Range 10 West, SLB&M, adjacent to and for purpose of enlarging the County's gravel pit, presently surrounded by land owned by him. Mr. Orton was cooperative, agreed to sell, and the County agreed to purchase for a consideration of \$750.00. In addition, the Commissioners agreed to have the area surveyed and a specific designation made, rather than an undivided equity, to fence the ownership, and to negotiate a satisfactory easement for ingress and egress.

EQUALIZATION DATES : Mr. Steve Grimshaw, County Assessor, advised the Board that it becomes necessary to change the equalization dates, for the reason that dates established will not be legally compatible with dates tax notices will be mailed. Accordingly, dates were changed as follows:

October 23rd, 1984 - 1:30 P.M. to 4:00 P.M.

October 24th, 1984 - 9:00 A.M. to 3:00 P.M.

October 25th, 1984 - 9:00 A.M. to 12:00 noon

SUMMIT

SPECIAL SERVICE

: A petition was filed and placed of record, signed by some twenty two residents of Summit Town in opposition to the proposed extension of the Summit Special Service District. Its weight to be considered in connection with further action on the proposal.

FENTON

12-32-13

: The problem created by the Fenton's and family, being erroneously assessed with and paying the taxes for the past 37 years on all of Section 12, Township 32 South, Range 13 West, SLB&M, and its possible solution, came on for consideration. A title search by IPP, who desire a right-of-way across the property, now indicates, that an undivided one-half of the subject Section should have been listed to Iron County, who was and is now the record owner thereof.

The error in assessment occurred for the first time in the year of 1946 and has continued to and including the years of 1983 and 1984. Taxes for these two years have not been paid, however.

Now the question before the Commissioners is should they Quit Claim the property to the Fentons in lieu of taxes paid or should they reimburse them for taxes paid, with reasonable interest, and retain the County's equity.

After review, a motion was unanimously passed, which was made by Commissioner James C. Robinson, and seconded by Commissioner Louie P. Tong, providing that an investigation be made as to whether or not we can still obtain compensation for the County's share of right-of-way fees, in view of the fact the County has already issued a Quit Claim type easement, and if so, pay out the taxes and retain equity. If not, to reconsider.

AGREEMENT
WITH IPP

: County Attorney, Scott Jay Thorley, reviewed with the Commissioners a proposed agreement with IPP, which had been amended a time or two in an effort to arrive at a meeting of the minds.

After review, a motion was duly passed, which was made by Commissioner Louie P. Tong, and seconded by Commissioners James C. Robinson, approving the agreement in form and content as recommended by the County Attorney. Agreement to be retyped and processed.

APPOINTMENTS

: At the request and upon recommendation of the Aging Council, the following appointments were made to the Council:

James Cotts
Carline Green
John McCandless

LEASE
AGREEMENT

: Scott Jay Thorley, County Attorney, presented the proposed lease agreement by and between Arco Oil and Iron County, which, after examination, was approved and executed.

DETENTION
AGREEMENT

: The State/County Memorandum Agreement covering the Iron County Detention Facility, was also approved and executed.

COPYING
COURT RECORDS

: The request by a credit bureau out of Salt Lake County, for permission to copy Court Records, was presented to the Board and the County Attorney for recommendation. The matter was referred to the County Attorney for an opinion as to its legality.

ABATEMENT
LIMITATION

: The Auditors Office requested a ruling from the Commissioners on the limitation to be used for the year of 1984 as Indigent Abatement. Following a brief review, a motion was made by Commissioner James C.

Robinson, and seconded by Commissioner Louie P. Tong, setting the figure at \$210.00 or one-half the tax, which ever is less.

After bills against the County had either been rejected or approved, the meeting was adjourned.

APPROVED: Dee S. Gowen
Chairman

ATTEST: Clair Huleh
Clerk

REGULAR OCTOBER 11TH, 1984, MEETING

Minutes of a Regular Meeting of the Board of Iron County Commissioners, held in Commission Chambers at the Courthouse, Parowan, Utah, October 11th, 1984, beginning at the hour of 9:00 A.M.

The following were in attendance:

Dee G. Cowan, Commission Chairman
James C. Robinson, Commissioner
Louie P. Tong, Commissioner
Clair Hulet, Clerk
Scott Jay Thorley, Attorney

Invocation:

Minutes approved as written.

FAMILY LIFE SERVICES

: As the first order of business, the Commissioners gave audience to one Scott Kline, representative from the Division of Family Life Services, for his monthly report regarding the activities of his Department, and to orient the Board on programs and procedures related thereto. Among the subject matters discussed, but most certainly not limited thereto, were the following:

Self Support Programs
Work incentive Programs
Counciling
Pre-Shool Programs
Abuse of Adults
Shelter Services
Foster Care

The presentation being solely of an informative nature, no action was necessary on the part of the Commissioners and none was taken.

ROADS

: A delegation of citizens from the area of 2300 West, Cedar City, with Audrey Lebbon as spokesman, appeared concerning the status of the North Airport Road, the present condition of which is not to their satisfaction. Among their complaints was the fact that the north portion had not been finished, and that the portions which had been, lacked uniformity of base, resulting in bad sections.

The Commissioners explained that the soft spots were programed for correction this fall, as well as installation of necessary culverts, and the road for possible seal coat next year.

BERYL DELEGATION : A delegation from Escalante Valley also appeared with Joe Burns, Chairman of the Escalante Valley Coordinating Council, as spokesman. They too, among other matters, were concerned with roads, complaining that IPP, with its heavy equipment, is destroying the Beryl Road, and that the Road Patrol Grader, assigned to their area, had not been seen in action for some two months.

The Commissioners first advised them that, under agreement with IPP, they would be required to repair any road damage done by them, and secondly, explained to them the County Road Program, including its programing and priorities.

The delegation also requested financial assistance in connection with its EMT program. This was denied except and until their candidates had completed their training. This to insure that the County not advance funds for candidates who would thereafter fail to do so.

Their further complaints dealt with the condition of the garbage pit, and dust problems. Neither of which was addressed by the Commissioners.

PAROWAN VALLEY ROADS : A delegation from Parowan, and Parowan Valley, comprised of the following named delegates, appeared concerning one of the feeder roads to the Valley locally referred to as the Day Lane:

Gayle Wood
Dale Nelson
Frank Burton
Reed Orton

Howard Joseph
Roger Allen
Alma Adams
Ralph Staheli

Much discussion was had relative to obtaining improvement for the subject road from the Bingo Station north to the first crossroad intersection.

At the conclusion of the discussion, the delegation was assured by the Commissioners that as of now, this road was Parowan Valley's first priority, subject to existing right-of-way problems being resolved, and consistent therewith, a motion was duly passed, which was made by Commissioner James C. Robinson and seconded by Commissioner Louie P. Tong, authorizing Chairman, Dee G. Cowan, to proceed with obtaining the necessary right-of-way and scheduling of the improvement.

The Commissioners also agreed to repair bad spots on the Kane Springs Road serving Dale Nelson and Roger Allen.

Some discussion was had with the delegates on Weed and Hopper Control. No firm conclusions were reached on these matters, however.

GROUP INSURANCE : Mr. Ron Bigelow, an Insurance Agent from Cedar City, appeared at the invitation of the Board, to discuss with them matters related to the subject of group insurance to better prepare them for a subsequent call for bids. His presentation was detailed and comprehensive, resulting in a motion being passed, which was made by Commissioner James C. Robinson, and seconded by Commissioner Louie P. Tong, authorizing Mr. Bigelow to prepare bid specifications for submission to the Board for approval and call.

DEFENDER AGREEMENT : A written agreement supporting a verbal agreement heretofore entered into by and between Wright and Miles, Esq.'s for the Defense of one Norman Newstead, was reviewed, and upon the unanimous approval of a motion, which was made by Commissioner James C. Robinson, and seconded by Commissioner Louie P. Tong, with minor adjustments, was approved and executed.

PARK-WEST
SUBDIVISION

: Under the direction of

County Attorney, Scott Jay

Thorley, the Commission proceeded with further action related to the Park-West Subdivision Special Improvement District, which action was in the nature of the following resolution being presented by Commissioner James C. Robinson, who moved for its adoption.

"RESOLUTION"

Whereas, the Board of Iron County Commissioners have completed the establishment of a Special Improvement District for Parkwest Subdivision, and

Whereas, under its present status the Board of Iron County Commissioners or its Board of Trustees, and

Whereas, it becomes apparent that it would be in the best interest of both Iron County and Parkwest Subdivision for the Board to appoint an independent Board of Trustees, made up of citizens of the Subdivision,

Now therefore, be it resolved by the Board of Iron County Commissioners in regular session assembled this 11th day of October 1984, that the following name residents of Parkwest Subdivision be and are hereby appointed as the Board of Trustees of its Special Improvement District for terms as indicated:

Verna Moore	6 years
Robert Lewis	4 years
Gary Griggs	2 years

The motion for adoption was seconded by Commissioner

Louie P. Tong, and the vote was:

Dee G. Cowan	Aye
James C. Robinson	Aye
Louie P. Tong	Aye

MENTAL
HEALTH

: Since Iron County has

heretofore been responsible

for its Mental Health Program, and since there is now an opportunity to assign the responsibility to the Southwest District Health Department, a motion was passed unanimously, which was made by Commissioner Louie P. Tong, and seconded by Commissioner James C. Robinson, providing that such assignment be made forthwith.

ELECTION
JUDGES

: The matter of appointment of Election Judges for the upcoming November 6th, 1984, General Election, came on for consideration. After review of recommendations submitted, a motion was unanimously passed, which was made by Commissioner James C. Robinson, and seconded by Commissioner Louie P. Tong, appointing the following qualified Electors to serve in said capacity for their respective Voting Districts:

BRIAN HEAD DISTRICT:

Sue Lutz
John Hammelton
Randy Kustanowitz

PARAGONAH DISTRICT:

Receiving:
Delores Robinson
Lola Robb
Vivian Robb
Counting:
Helen Barton
Hazel Jean Robinson
Mary Abbott

PAROWAN NO. 1:

Receiving:
Zella Ingraham
Maytha Boardman
Marlene Burton
Counting:
Cindy Pendleton
Howard Ward
Brenda C. Adams

PAROWAN NO. 2:

Receiving:
Nevada Adams
Dawn Hanks
Alice H. Barton

Counting:
Renee Halterman
Adelle Matheson
Louise Robinson

PAROWAN NO. 3:

Receiving:
Garnetta Mickelson
Orlene Pickett
Jackie Nelson

Counting:
Marie F. Adams
Dorothy Benson
Barbara Burt

SUMMIT DISTRICT:

Pauline Hulet
Roxanna Johnson
Marcia Carter

ENOCH DISTRICT:

Receiving:
Beverly Blattner
Rua C. Jones
Lela G. Gibson

Counting:
Kathy Rollo
Jackie Webster
Lillian Grimshaw

MIDVALLEY DISTRICT:

Receiving:
Colleen Knight
Carol Ohms
Barbara Bryant

Counting:
Lynn Clark
Elizabeth A. Davenport
Cathy Maxwell

CEDAR CITY NO. 1:

Receiving:
Vernetta Webster
Ruth Mary Coles
Jennie Peters

Counting:
Irene Goodwin
Peggy Bulloch
Wendy Adams

CEDAR CITY NO. 2:

Receiving:
Agnes Arns
Carol L. Adams
Thelma Gardner

Counting:
Joyce Watson
Norma MacFarlane
LaVerne McDaniels

CEDAR CITY NO. 3:

Receiving:
Loie Jean Murray
Afton Stapley
Lenora A. Roundy

Counting:
Carolyn S. Hinton
Ruby Bauer
Patricia H. Clark

CEDAR CITY NO. 4:

Receiving:
Wilma S. Petty
Dorothy Bennee
Deanna Norton

Counting:
Marilyn Burgoyne
Evelyn Green
Marlene Sevy
Dayle S. Esplin
Merilyn Wilson
Susan H. Southwick

CEDAR CITY NO. 5:

Receiving:
Maxine Shirts
Arthur T. Challis
Sidney Hahne

Counting:
Ethel Slack
Grace Robb
Luree S. Schmutz

CEDAR CITY NO. 8:

Receiving:
Wana Hoyle
Anne Judd
Vera Bulloch

Counting:
Gwen Stucki
Maruis Cloward
Foyer Olsen

CEDAR CITY NO. 11:

Receiving:
Vivian Little
Jeannie Henrie
Sherry Bohman

Counting:
Marilyn Bowman
Bernice McArthur
Virginia Carter

CEDAR CITY NO. 14:

Receiving:
Ellen B. Sorensen
Karlynn Nelson
Helen E. Jensen

Counting:
Cleotha Torgensen
Rae Banks
Audrey A. Terry

CEDAR CITY NO. 17:

Receiving:
LaRue Morris
Rhea Church
Aulene Bradshaw

Counting:
Janet Gordon
LaRue Gardner
Sylvia S. Bulloch

BERYL-RICHLAND DISTRICT:

Receiving:
Barbara Laub
Phyllis Wood
Ruby Anderson

Counting:
Marilyn Gardner
Evelyn Bracken
Rose Keele

CEDAR CITY NO. 6:

Receiving:
Diane Brown
Corinne Williams
Edna Sargent

Counting:
JoAnne P. Brown
Rea Carter
Alan Jones

CEDAR CITY NO. 9:

Receiving:
Lois Woodbury
Lillian B. Bryant
Althea Brown

Counting:
Marketta Ashdown
Bonnie Stapley
Lawrence Misel

CEDAR CITY NO. 12:

Receiving:
Ida Hallman
Aurelia Bauer
Florene Adams

Counting:
Louise Peterson
Barbara Davis
Barbara Shakespear

CEDAR CITY NO. 15:

Receiving:
Wanda Broadbent
Wesley Larson
Rhea Heaton

Counting:
Virginia Platt
Ruth Betenson
Bonita Cripps

KANARRAVILLE DISTRICT:

Receiving:
Donna Munford
Berta Williams
Verna P. Davis

Counting:
Maida Christensen
Nedra E. Williams
Fern Bauer

MODENA DISTRICT:

Howard Force
Mary Bosch
Edna Haigh

CEDAR CITY NO. 7:

Receiving:
Allison Bushnell
Neomia Tollestrup
Neicia Mullett

Counting:
Geneal Poulson
Vivian Palmer
Bonita Turnbaugh

CEDAR CITY NO. 10:

Receiving:
Leah Esplin
Marian Woolsey
Bertha L. Jones

Counting:
Laurel Hulet
Lewen Gower
Dorothy Stucki

CEDAR CITY NO. 13:

Receiving:
Marjorie Blackburn
Bonnie Smith
Kathleen Felstead

Counting:
Joy Imlay
Judith Kenney
Lee Forsyth

CEDAR CITY NO. 16:

Receiving:
Merna Getz
Alice Thompson
Sharon Bigelow

Counting:
Catherine B. Overson
Raezell B. Robison
Jackie Sawyers

NEW CASTEE DISTRICT:

Lazon Forsyth
Carma Beacham
Mary Tullis

AT LARGE:

Lorraine Johnson
Kathy Hintze
Mary Etta Hollingshead

After bills against the County had been accepted or rejected, the meeting was adjourned.

APPROVED:

Dee L. Brown

ATTEST:

Oliver Healed

REGULAR OCTOBER 25th, 1984, MEETING

Minutes of a Regular Meeting of the Board of Iron County Commissioners, held in Commission Chambers at the Courthouse, Parowan, Utah, October 25th, 1984, beginning at the hour of 9:00 A.M. The Commissioners were scheduled to sit today also as a Board of Equalization.

Officers attending regular session were:

Dee G. Cowan, Commission Chairman
James C. Robinson, Commissioner
Louie P. Tong, Commissioner
Clair Hulet, Clerk
Scott Jay Thorley, Attorney

Invocation:

Minutes were read and approved.

BOOK

MOBILE

: A delegation, representing the Utah State Library Board, was given audience for purpose of presenting a proposed contract with Iron County for Book Mobile services for calendar year 1985, for approval and execution. After review, a motion was duly passed, which was made by Commissioner James C. Robinson, and seconded by Commissioner Louie P. Tong, approving the letter of intent and authorizing Chairman, Dee G. Cowan to sign for and on behalf of Iron County. The action would in effect pledge an appropriation from Iron County in the amount of \$11,875.00.

ESCALANTE
VALLEY

: A delegation appeared from Escalante Valley, with Joe Burns as spokesman, concerned with a number of items.

- (a) Wanting action on Garbage Pit or Pits. Reported Enterprise using one.
- (b) Urging work be done on flood control dykes, before run-off begins.

The delegates were instructed to obtain names of private land owners who would be affected as a result of work on the dykes and report to the Commission that they might obtain clearance and thus

avoid trespass.

They were also assured that some action will be taken with respect to the garbage pits which may include the closing of one.

COMMUNICATION SYSTEM

: Mr. Kelly Wood of Escalante Valley, appeared to report further information obtained as a follow-up to his previous proposal for a County wide communication system for the Valley.

The Commissioners received the report, but took no action.

BRIAN HEAD - PANGUITCH ROAD

: A delegation comprised of Clay Alderson, Superintendent of Cedar Breaks National Monument, Harry Grafe, Superintendent of Zions National Park, and Randy Lamoreaux, representing UDOT, appeared concerned with matters related to winter opening and maintenance of the road from Brian Head to Panguitch. The matter of primary concern to the park service representatives was that portion of the road running through the Cedar Breaks National Monument. They insisting on a memorandum of agreement with Iron County absolving them from any liability or other responsibility in connection with the road in exchange for their permission to keep it open. They came to a meeting of the minds on the agreement, but execution was stayed pending negotiation of contract or other arrangement with Burt Nichols.

LAW ENFORCEMENT

U.S. FOREST SERVICE

: Through cover letter written by Rollo H. Brunson, District Ranger, U.S. Forest Service, the Board was presented with a reimbursal agreement for law enforcement services by the Iron County Sheriffs Department to them for calendar year 1985. The proposed agreement was examined and approved by Sheriff Ira Schoppmann, but not by Chairman Cowan, as requested. To be referred to Mr. Cowan for completion.

BUSINESS
LICENSE

: Application for a business license by
Karen J. LeFevre, was tabled for one
meeting.

CLAIM

MOUNTAIN BELL

: Two claims for damages by County Road
crews to underground cable, owned by
Mountain Bell, were considered. The one in Midvalley in the amount
of \$67.50 was ordered paid. Chairman Cowan to work with Lynn
Fiack, County Road Supervisor, to respond to the claim at North
Paragonah.

After bills against the County were approved or rejected,
the meeting was adjourned.

APPROVED:

Dee Gowen
Chairman

ATTEST:

Chris Heule
Clerk

area. The Commissioners found themselves sympathetic to his cause, and ruled that if there existed no legal obstructions, an equitable adjustment be made. Mr. Ludwig was to meet with County Assessor, Steve Grimshaw to see what might be worked out.

FAMILY LIFE SERVICES

: Mr. Craig Barrick and Mr. Scott Kline, representing the Division of Family Life Services, met the Commissioners for purpose of bringing them up to date on the activities of their department, Subjects discussed centered around General Assistance, Medical Assistance, Energy, and Food Stamps. The discussion was purely informative, needed no action, and none was taken.

FLOOD CONTROL

: A Parowan City delegation comprised of John C. Pendleton, Mayor, Ardell Hyatt, City Manager, Councilmen Wanda Benson, and Robert Dalley, appeared for the purpose of discussing with the Commissioners flood problems and a possible coordinated program of control. Proposing a County wide flood control board or committee to be appointed, and levy of two (2) mills be made County wide for flood control funding. As a result of the discussion which ensued, a committee was appointed to study Parowan Valley flood problems and recommend solutions and alternatives. The appointees were:

James C. Robinson
John Rowley
Hal S. Mitchell
Will Hillis
Gary Bentley
Robert Dalley

INDUSTRIAL DEVELOPMENT

: Mr. Jack Sawyers, Executive Vice President of the Cedar City Chamber of Commerce, and Iron County Industrial Development Director, met the Board briefly to make a report on 1984 activities, 1985 objective, and to present his 1985 budget request.

ESCALANTE
VALLEY

: A delegation from Escalante Valley comprised of Joe Burns, Terry Pedersen, and Purvis Fults, appeared for purpose of reviewing the history of Shoal Creek Flooding, and to request that a meeting be set up involving personnel from Bureau of Land Management, Iron County, and Escalante Valley Farmers to consider:

- 1) The immediate goal of repair of last 200 yards of Shoal Creek Dike by achieving access over private property owned by Robert Holt.
- 2) Consider long range goal for solution of flooding in the Valley.
- 3) To solicit Iron County's support for Creamer and Knoble's study proposal for the construction of a reservoir above Enterprise.

The Commissioners agreed to the meeting which was scheduled at Escalante Community Center, November 20th, 1984, at 7:00 P.M.

COUNTY
JAIL COMPLEX

: A delegation representing the Utah Highway Patrol, comprised of Robert Greenhalgh, Captain, Wayne Catlin, Lynn Topham, and Dwane Richins, appeared for purpose of visiting with the Commissioners on matters related to the proposed new County Jail Complex in which they contemplate a vested interest. Matters discussed, but most certainly not limited to, included: lease, lease with option to purchase, and purchase. Figure now being contemplated to cover their equity being stated as \$341,144.00. The discussion was informative, requiring no formal action.

COUNTY
RECORDER

: Cora J. Hulet, County Recorder, met the Commissioners regarding a number of items of concern to her. Basic among them were the following;

First, to report that she had discovered an overlapping of two subdivisions--one being placed upon the other, and she desired Counsel from the Board on what to do about it. The request was rendered moot, however, in as much as subsequent investigation disclosed that one of the subdivisions had been vacated.

Second, she made a request that Office Personnel be afforded the opportunity of installing the Christmas Decorations at the Courthouse for the 1984 season. On motion duly passed, which was made by Commissioner James C. Robinson, and seconded by Commissioner Louie P. Tong, this request was granted.

Third, she explained that County Office Personnel would like to trade the Monday Legal Holiday of November 12th, 1984, for the day following Thanksgiving. After due deliberation, this request was denied on grounds that November 23rd, is in general a regular business day, and for Iron County to run Counter thereto might cause some citizens great inconvenience in spite of a diligent effort to advise them of the changes.

Fourth, she advised the Board that her copy machine was defective, and could not be repaired. The Commissioners agreed to investigate.

COUNTY AUDITOR : Mr. Dennis Lowder, County Auditor, spent some time with the Commissioners in an informal preliminary review of the 1985 budget. A work meeting was scheduled for November 21st, 1984, at 9:00 A.M.

AGREEMENT PANGUITCH LAKE ROAD : A memorandum of understanding by and between the National Park Service and Iron County related to responsibilities associated with keeping that section of the Brian Head to Panguitch Road open during the winter months which traverses the Cedar Breaks National Monument, was reviewed, amended somewhat by interlineation, executed and ordered delivered to the National Park Service by mail.

PARK WEST SUBDIVISION : During the course of the meeting, the matter concerning the appointment of a Board of Trustees to govern County Service Area No. 2 (Park West Subdivision) was called on for consideration. Following due discussion, the following Ordinance appointing said Board of Trustees was introduced, approved, passed, and Ordered published:

FENTON-COUNTY
LAND OWNERSHIP

: The question of what the County Commissioners wished to do relative to their ownership of a one-half interest in Section 12, Township 32 South, Range 13 West, SLB&M, as a result of the fact that the property had been erroneously assessed to Fenton of Parowan for a number of years and they had in fact paid the taxes. Now, does Iron County wish to reimburse the Fentons for the taxes they have erroneously paid and retained title to the property, or do they wish to Quit Claim to the Fentons.

After weighing all factors in the matter, a motion was duly passed, which was made by Commissioner James C. Robinson, and seconded by Chairman Dee G. Cowan, providing that the Fenton family be reimbursed for taxes paid, and the County retain title. Commissioner Louie P. Tong was not present at this time and not voting.

MEETING
DATE CHANGE

: Since the date of the second Commissioners Meeting for the month of November falls on a Holiday, it was concluded to vacate said meeting, and continue such matters as would normally be considered at this meeting to December 13th, 1984.

After bills against the County had either been accepted or rejected, the meeting was adjourned.

ATTEST:

Clair Shuler
Clerk

APPROVED:

Dee G. Cowan
Chairman


REPORT OF CANVASS
1984 GENERAL ELECTION RETURNS

Under date of November 13th, 1984, the Board of Iron County Commissioners, acting as a Board of County Canvassers, either in person or by delegate, made an examination of the Election Returns as submitted by the Election Judges of the various Voting Districts and as tabulated by the County Clerks Office, covering the General Election held November 6th, 1984.

Upon completion of the said examination, and such corrections having been made as found necessary to be made, the Board declared the official results of the subject election to be as recorded on the following schedules, and the candidates of local jurisdiction receiving the highest number of votes, as evidenced by the schedules, to have been elected.

Furthermore, that an abstract of the results covering candidates, and propositions, etc., of greater than local concern, be submitted to the Lieutenant Governor for use in making the State Canvass.


Dee G. Cowan, Chairman


James C. Robinson, Commissioner


Louie P. Tong, Commissioner

Attest:


Clerk

STATEMENT
RESULTS OF CANVASS BY BOARD OF IRON COUNTY CANVASSERS
OF ELECTION RETURNS OF GENERAL ELECTION HELD NOVEMBER 6TH, 1984

L I N E	VOTING DISTRICTS	VOTERS		REPUBLICAN	DEMOCRATIC	AMERICAN	LIBERTARIAN	INDEPENDENT	COMMUNIST	SOCIALIST	CITIZENS
		REGIS- TERED	VOTED	REAGAN & BUSH	MONDALE & FERRARO	DENNIS & BROWNLEE	BERGLAND & LEWIS	SERRETTE & ROSS	HALL & DAVIS	MASON & ZIMMERMANN	JOHNSON & WALTON
1	BRIAN HEAD TOWN	50	34	24	9	0	0	0	1	0	0
2	PARAGONAH TOWN	233	211	162	48	1	0	0	0	0	0
3	PAROWAN NO. 1	468	398	317	75	2	0	0	0	0	0
4	PAROWAN NO. 2	393	333	274	52	1	1	0	0	0	0
5	PAROWAN NO. 3	327	271	219	47	4	0	0	0	0	0
6	SUMMIT TOWN	109	101	77	20	0	0	0	0	0	0
7	ENOCH CITY	562	479	419	50	0	1	0	0	0	0
8	MIDVALLEY	434	375	311	61	2	0	0	0	0	0
9	CEDAR CITY NO.1	528	411	343	62	0	1	0	0	0	0
10	CEDAR CITY NO.2	219	179	150	25	3	0	0	0	0	4
11	CEDAR CITY NO.3	206	165	142	31	0	0	0	0	0	0
12	CEDAR CITY NO.4	849	706	579	117	1	0	0	0	0	0
13	CEDAR CITY NO.5	520	414	369	42	1	0	0	0	0	0
14	CEDAR CITY NO.6	232	189	159	25	1	1	0	0	1	0
15	CEDAR CITY NO.7	261	225	196	27	1	0	0	0	0	0
16	CEDAR CITY NO.8	425	361	303	50	1	0	0	0	0	1
17	CEDAR CITY NO.9	177	138	105	30	0	0	0	0	0	0
18	CEDAR CITY NO.10	230	185	158	23	1	1	0	0	0	0
19	CEDAR CITY NO.11	332	274	223	48	0	0	0	0	0	0
20	CEDAR CITY NO.12	348	248	195	58	1	0	0	0	0	0
21	CEDAR CITY NO.13	351	321	280	37	1	0	0	0	0	0
22	CEDAR CITY NO.14	820	593	481	99	0	2	0	0	0	2
23	CEDAR CITY NO.15	290	276	231	43	0	0	0	0	0	0
24	CEDAR CITY NO.16	579	460	387	68	0	4	0	1	0	0
25	CEDAR CITY NO.17	562	512	401	106	1	0	0	0	0	2
26	KANARRAVILLE	135	123	90	30	1	0	0	0	0	0
27	NEW CASTLE	112	105	94	9	0	2	0	0	0	0
28	BERYL-RICHLAND	217	177	142	30	0	3	0	0	0	1
29	MODENA	43	31	12	18	0	0	0	0	0	0
30	DUMMY		16	13	2	1	0	0	0	0	0
TOTALS		10012	8311	6,856	1,342	24	16	0	2	1	10

GENERAL ELECTION CANVASS RESULTS FOR 1984 CONTINUED

	<u>STATE TREASURER</u>		<u>STATE SENATOR DIST. 29</u>		<u>STATE REPRESENTATIVE DIST. 72</u>		<u>4 YR. CO. COMMISSIONER</u>	
	<u>REPUBLICAN</u> EDWARD T. ALTER	<u>DEMOCRATIC</u> BRIAN H. MOSS	<u>REPUBLICAN</u> IVAN M. MATHESON	<u>UN-OPPOSED.</u> N. C.	<u>REPUBLICAN</u> R. HAZE HUNTER	<u>UN-OPPOSED</u> N. C.	<u>REPUBLICAN</u> DEE G. COWAN	<u>UN-OPPOSED</u> N. C.
1-	15	11	20		18		21	
2-	136	58	161		163		162	
3-	253	106	295		279		284	
4-	216	80	270		265		259	
5-	187	59	228		222		219	
6-	60	27	70		66		68	
7-	346	83	415		389		394	
8-	255	85	299		280		284	
9-	278	99	333		325		324	
10-	124	35	142		137		140	
11-	123	40	145		142		140	
12-	484	178	548		557		567	
13-	321	70	354		351		360	
14-	131	43	139		138		143	
15-	163	39	171		179		182	
16-	237	86	287		284		291	
17-	85	41	100		100		100	
18-	138	33	150		149		151	
19-	179	73	211		211		211	
20-	152	78	190		189		190	
21-	230	66	261		261		262	
22-	391	144	460		452		460	
23-	194	70	230		226		232	
24-	318	100	371		369		369	
25-	339	123	383		389		391	
26-	76	38	87		88		87	
27-	83	20	90		86		86	
28-	116	39	135		129		123	
29-	10	16	12		11		10	
30-	11	4	11		11		11	
TOTALS	<u>5,651</u>	<u>1,944</u>	<u>6,568</u>		<u>6,466</u>		<u>6,521</u>	

GENERAL ELECTION CANVASS RESULTS FOR 1984 CONTINUED

	U. S. REPRESENTATIVE DISTRICT NO. -1-			GOVERNOR & LT. GOVERNOR			ATTORNEY GENERAL		STATE AUDITOR	
	REPUBLICAN JAMES V. HANSEN	DEMOCRATICE MILT ABRAMS	LIBERTARIAN WILLY MARSHALL	REPUBLICAN BANGERTER & OVESEN	DEMOCRATIC OWENS AND CARPENTER	AMERICAN BROWN & MORAY	REPUBLICAN DAVID L. WILKINSON	DEMOCRATIC JOSEPH E. TESCH	REPUBLICAN TOM L. ALLEN	DEMOCRATIC STERRETT NEAL
1-	19	7	1	11	19	1	18	8	16	9
2-	139	48	0	112	95	0	149	46	142	50
3-	215	103	0	192	194	2	270	100	261	105
4-	228	64	1	174	153	0	241	65	221	72
5-	203	44	0	143	118	4	206	47	196	47
6-	57	33	0	46	53	0	65	24	64	23
7-	361	61	1	291	182	0	379	66	363	71
8-	258	70	2	224	143	2	280	66	267	69
9-	283	82	0	235	163	0	299	91	294	87
10-	134	27	0	122	54	2	134	32	134	28
11-	129	29	0	109	65	0	134	34	133	33
12-	490	141	0	383	306	0	515	152	513	144
13-	322	62	0	281	125	0	345	48	339	50
14-	133	40	0	104	79	0	139	37	138	33
15-	157	38	0	134	83	1	171	35	170	33
16-	268	60	1	217	139	2	273	63	257	68
17-	86	28	0	70	67	0	98	33	94	33
18-	145	20	1	122	62	0	148	25	139	26
19-	190	50	0	164	110	0	201	58	200	51
20-	161	65	0	141	113	0	168	66	169	63
21-	242	38	0	204	109	1	246	49	249	44
22-	411	103	2	334	244	2	435	113	417	116
23-	197	59	0	168	102	0	205	60	205	59
24-	343	68	1	283	167	0	342	89	341	81
25-	360	102	0	292	216	0	364	113	359	105
26-	81	30	0	67	52	0	79	33	76	35
27-	86	13	2	78	26	0	87	18	85	17
28-	120	32	3	107	64	0	121	35	120	32
29-	9	16	0	10	19	0	11	15	11	14
30-	14	2	0	8	7	0	12	3	13	2
TOTALS	<u>5,841</u>	<u>1,535</u>	<u>15</u>	<u>4,826</u>	<u>3,329</u>	<u>17</u>	<u>6,135</u>	<u>1,624</u>	<u>5,986</u>	<u>1,600</u>

GENERAL ELECTION CANVASS RESULTS FOR 1984 CONTINUED

LOCAL SCHOOL BOARD R-3

PROPOSAL TO AMEND THE STATE CONSTITUTION

	NON-PARTISAN		PROPOSITION NO. 1		PROPOSITION NO. 2		PROPOSITION NO. 3		PROPOSITION NO. 4		PROPOSITION NO. 5	
	MARSHA A. PERKINS	KIMBALL WEAVER	PERS-PROP-TAXATION FOR	AGAINST	LEGL. SESSIONS FOR	AGAINST	JUDICIAL FOR	AGAINST	STATE SCHOOL FUND FOR	AGAINST	GUN CONTROL FOR	AGAINST
1-			27	6	22	8	20	9	21	10	18	14
2-			60	128	117	64	85	88	93	90	132	58
3-			142	211	200	138	139	177	161	177	241	124
4-			104	204	185	110	132	149	162	130	222	94
5-			95	160	124	117	97	134	123	120	183	80
6-			45	48	60	26	54	33	53	34	65	32
7-			222	229	292	140	221	199	297	138	342	117
8-			166	197	232	121	184	155	233	122	259	106
9-	174	122	177	209	242	123	206	154	244	136	268	120
10-	105	44	75	92	105	51	78	73	99	58	124	47
11-	117	33	67	88	104	43	85	54	92	63	114	52
12-	359	198	342	338	438	222	362	284	416	245	486	206
13-			188	211	300	96	241	142	258	125	288	115
14-			92	80	126	42	100	60	124	47	122	54
15-			110	93	132	64	108	82	129	68	144	69
16-			183	148	237	86	200	118	246	71	249	91
17-			52	71	80	41	63	48	86	33	75	50
18-			75	91	103	56	89	63	94	63	129	45
19-			103	148	152	95	116	123	148	103	178	85
20-			104	118	123	81	117	85	137	75	158	68
21-			136	164	195	86	168	110	192	94	216	91
22-			286	289	358	191	281	252	354	197	420	162
23-			128	139	186	74	158	95	172	89	193	76
24-			208	229	312	120	263	153	289	141	322	127
25-			264	217	323	145	288	164	314	153	351	145
26-	49	19	43	60	57	40	46	49	47	52	72	33
27-			45	59	58	42	47	50	53	49	75	28
28-			57	102	80	73	53	100	67	90	99	62
29-			4	23	5	22	5	20	9	19	5	23
30-	2	1	9	6	10	5	11	4	10	5	8	8
TOTALS	806	417	3,609	4,158	4,958	2,522	4,017	3,227	4,723	2,797	5,558	2,382

GENERAL ELECTION CANVASS RESULTS FOR 1984 CONTINUED

2 YR. CO. COMMISSIONER		SUPREME COURT JUSTICE		JUDGE 5TH. DIST. COURT		LOCAL SCHOOL BOARD R-2	LOCAL SCHOOL BOARD R-1		
REPUBLICAN	UN-OPPOSED	NON-PARTISAN		NON-PARTISAN		NON-PARTISAN	NON-PARTISAN		
JAMES C. ROBINSON	N. C.	CHRISTINE M. DURHAM (YES)	CHRISTINE M. DURHAM (NO.)	J. HARLAN BURNS (YES)	J. HARLAN BURNS (NO.)	STEPHEN R. ADAMS	UN-OPPOSED	RAY CHRISTENSEN	JOHN L. TAYLOR
1-	21	19	2	10	13	17			
2-	165	101	6	94	37	105			
3-	303	196	19	210	55	226			
4-	268	210	19	193	64	240			
5-	224	150	20	147	46	175			
6-	69	64	3	54	21	67			
7-	394	298	37	250	113			91	272
8-	282	209	30	161	95			105	139
9-	328	237	19	221	68				
10-	139	112	16	97	52				
11-	142	114	16	116	32				
12-	556	474	47	427	147				
13-	359	190	31	187	80				
14-	145	122	11	109	37				
15-	179	82	10	93	15				
16-	290	170	15	150	43				
17-	100	64	4	70	13				
18-	152	86	8	82	26				
19-	212	130	12	136	32				
20-	190	92	12	100	39				
21-	260	159	19	155	52				
22-	456	333	30	295	107			216	173
23-	227	134	13	126	46				
24-	366	233	23	227	70				
25-	386	283	29	245	90			159	161
26-	87	57	3	44	28				
27-	86	69	9	64	18			36	47
28-	129	70	18	67	28			33	50
29-	10	10	0	10	1			3	8
30-	11	8	0	10	1	2		1	1
TOTALS	6,536	4,476	481	4,150	1,469	832		644	851

GENERAL ELECTION CANVASS RESULTS FOR 1984 CONTINUED

INITIATIVE PROPOSAL "A"

CABLE TV DECENCY ACT

	<u>FOR</u>	<u>AGAINST</u>
1-	2	31
2-	71	124
3-	150	226
4-	152	167
5-	128	131
6-	56	42
7-	222	242
8-	180	186
9-	152	243
10-	80	94
11-	89	77
12-	281	412
13-	190	213
14-	88	90
15-	78	137
16-	146	198
17-	56	70
18-	78	99
19-	115	147
20-	81	146
21-	130	179
22-	210	376
23-	126	143
24-	170	282
25-	200	301
26-	34	74
27-	48	55
28-	49	115
29-	5	24
30-	8	8
TOTALS	<u>3,375</u>	<u>4,632</u>

REGULAR DECEMBER 13TH, 1984 MEETING

Minutes of a Regular Meeting of the Board of Iron County Commissioners, held in Commission Chambers at the Courthouse, Parowan, Utah, December 13th, 1984, beginning at the hour of 9:00 A.M.

Officers attending were:

Dee G. Cowan, Commission Chairman
James C. Robinson, Commissioner
Louie P. Tong, Commissioner
Clair Hulet, Clerk
Scott Jay Thorley, Attorney

Invocation:

Minutes of the previous meeting were approved as read.

TAX MATTERS
FOR THE DAY

_____ : A number of persons appeared during the day, either in person or through duly authorized representatives, not necessarily in the following order or time frame, concerning property tax matters.

First to appear was L. Dee Watson, of Cedar City, complaining that from 1967 to 1984 he and an adjacent property owner, had been assessed with and had paid tax on a small tract of land. The problem was referred to County Assessor, Steve Grimshaw, to investigate and report. His subsequent report was "no problem".

Steve Grimshaw, appeared for and on behalf of Jay Prisbrey, recommending a reduction of one half of the property assessment of Mr. Prisbrey in the Three Fountains area listed under Serial No. B1151-1-4-225, et al., for the course and reason that it was originally classified as lots for Condominiums and assessed as such, but subsequently changed to residential, and it requires two Condominium lots to equal one residential.

Mr. Grimshaw also appeared for and on behalf of Doug Knell, with exactly the same problem as Jay Prisbrey, and the same recommended solution. Serial No. B1151-1-4219, et al.

Both recommended solutions were approved.

Mr. Steve Crowther appeared on his own behalf to protest the increase of what he termed to be 446% on property owned by him in Garden Park Estates.

County Assessor Grimshaw explained to him that he had heretofore been assessed below standard for his property because of the chemical content of the water. However, since the property had now been annexed by Enoch Town, this deficiency had been corrected and his property no longer entitled to this tax break. Other problems raised, but not necessarily limited to, was that of some twenty five Subdivision Lots, completely without improvements and not marketable, being assessed at the same rate as those with improvements in and qualified for market.

Considerable discussion ensued, resulting in a motion being passed, which was made by Commissioner Tong, and seconded by Commissioner Robinson, providing that Mr. Crowther be given a subsequent hearing date, at which time he is to submit documented information, including an appraisal.

Mr. Ben Baldwin of Cedar City, also appearing on his own behalf, for purpose of registering his protest to the amount of taxes he is required to pay on his residence for 1984, listed under Serial No. B1196-6 of some \$2,200.00 plus.

While the matter was generally reviewed, and some expression of sympathy extended, no act of mitigation was taken.

For the record, Mr. Baldwin expressed himself as being unable and unwilling to meet that type of tax levy against his investment, and would simply have to liquidate, if possible.

John and Karen Bentley of Parowan appeared to protest the amount of taxes levied against their home for the year of 1984, contending that they, in some instance, ranged upward of 200% over similar homes in the area. No action was taken.

He was given the consolation of being advised that probably the comparatives were low. He contending they should be on the same level.

Mr. Steve Grimshaw, County Assessor, presented the following series of tax problems together with recommended solutions, which, on the motion of Commissioner Robinson, duly seconded by Commissioner Tong, were approved:

- 1 - Refund of \$311.16 to First Security Leasing due to double payment of personal property assessment.
- 2 - Refund to Scott Atkins of \$108.08 - Assessment B3-3.
- 3 - Refund of \$41.36 to Chris Robb, double payment of tax on truck.
- 4 - Cancellation of Tax B1211-1, property owned by Assembly of God Charitable Organization, exempt.
- 5 - Assessment to Allen Dalley to be restored to 1983 level (C820-1- et al.)
- 6 - Exempt property of Daughters of Utah Pioneers, B1-9-27-5.
- 7 - Reduce property of Jay Prsbrey, B67-19 to \$465.00 (not Commercial).
- 8 - Increase valuation property assessed to Security Title Company under Serial Numbers 536-538 to \$6,240.00 changed to Commercial.
- 9 - Assessment listed to M & M Insurance Company under Serial No. 1008-1, reduce to \$5,045.00.
- 10 - Change Assessment B1208-5-4, Fiddlers Canyon Development Corporation, to \$8,190.00. Building permit in error.
- 10 - Reduce assessment listed under Serial No. 1238 to \$35,305.00.
- 11 - Ty Nagle, listing under C255, change Building to \$7,315.00.
- 12 - Adams Farms, listing under Serial No. C749, change assessment to \$8,270.00 (Dry Land Classification).
- 13 - Kenneth Clark, listing under Serial Number D253, reduce to \$925.00.
- 14 - Change values on listings to William G. Gilbert, listed under Serial Numbers D376, D381-382, and D391 to \$24,235.00, \$17,460.00 and \$9,850.00 respectively.

(continued)

- 15 - Property listing to James Watson under Serial No. 1100-1101 and 1102-1103, reduce to \$3,290.00 and \$2,192.00 respectively. (Green Belt Classification)
- 16 - Reduce listing to Ray Thomas Enterprise as follows:
 - Serial No. E434 to \$460.00
 - Serial No. E1289-4 to \$195.00
 - Serial No. E1383 to \$5,470.00
 - Serial No. E1383-1 to \$1,600.00
 - Serial No. E1406-2-1 to \$155.00
- 17 - Reduce listings under Serial No. E1329-5 to \$210.00.
- 18 - Increase listing under E1734-8 to \$640.00.
- 19 - Reported taxes paid on property listed under Serial Number E136-1, paid under protest. Accordingly settlement of the matter to remain open.

VACATING
SUBDIVISION

_____ : Mr. Scott Bulloch, of the Bulloch Engineering Firm, appeared in person in support of their petition to vacate the Cedar Highlands Subdivision. After review, a motion was unanimously passed, which was made by Commissioner James C. Robinson, and seconded by Commissioner Louie P. Tong, authorizing the preparation of an Order Vacating the subject Subdivision for their approval and execution.

BID
OPENING

_____ : Bid opening on the furnishing of County Group Insurance coverage, was, on motion of Commissioner James C. Robinson, duly seconded by Commissioner Louie P. Tong, continued pending amendment of specifications.

HEARING
AUTHORIZED

_____ : The proposed notice and/or call for hearing on the question of the issuance of Industrial Revenue Bonds to fund all or a portion of the Crystal Mountain Project, was reviewed, amended, and upon motion of Commissioner James C. Robinson, duly seconded by Chairman, Dee G. Cowan, approved, ordered executed, published and posted. Commissioner Louie P. Tong, abstaining. The passage of the motion was not to be construed to mean that the two Commissioners supporting

the motion either endorse, support, or oppose the issuance of bonds, but do support the call for hearing.

BUDGET
HEARING

: During the period set for hearing on the proposed 1985 Budget, a number of persons appeared in support of an upward revision. None in protest or general opposition.

First to be given audience was Deputy Frank Slack of the Sheriffs Department, who objected to a cut made by the Commissioners on the Departments request for \$1,500.00 for Seminars. He argued for restoration of the \$500.00 cut, and as well, for the Departments need of three new vehicles, rather than two as provided for in the tentative budget scheduling.

No action was taken at this time on this or, for that matter on any budget matter. Each to be acted on at the conclusion of the meeting.

Norm Forbush and Royce Barton, representing the County Ambulance Service Department appeared in an attempt to persuade the Commissioners to budget funds for a new replacement unit during 1985.

Mr. Kenneth Adams, Parowan Precinct Justice, made a personal appearance in support of his demand for salary increase not to a full degree but more or less in conformity with recommendation of the State Court Administrator. If his request is met, it will require a \$1,000.00 increase over present scheduling.

Margaret Miller, Cedar Precinct Justice, also appeared for the same type of review relative to the Court Administrators recommendation with respect to her salary, as well as other budgetary items.

A delegation from Coal Creek Irrigation Company comprised of Joe Melling, Jerry Bryant, and Craig Jones, appeared for purpose of urging the County Commissioners to provide a budget appropriation to assist with flood control problems on the Coal Creek drainage area. They weren't informed as to the actual dollar amount, but assured that provisions had been made in the Road Budget, estimated to be in the area of \$6,500.00.

Joe Melling, as Cedar City Manager, also inquired as to what provisions had been made for Insect Control, Weed Spray, and Cooperative Fire Programs.

He was assured that the insect control of tree infestation in Cedar Canyon was being programmed, and study for cost allocations being made.

He was invited to appear and make a presentation at the next weed board meeting. That customary funding for the Weed Program was being provided.

With respect to "Fire", that funding for the standard cooperative Fire Suppression Program, was being provided for. However, no budget for equipment. He was not to take this as a flat no, but as a probability.

Mr. Melling also requested restoration of the \$500.00 deducted from Cedar City's request for recreation funds. Indicating that Cedar City would require the funds, or in the alternative, would limit Non-Cedar City resident participation.

Cora J. Hulet, County Recorder, appeared for purpose of protesting the cut made in her budget request for salaries in the sum of \$1,500.00, and a printer in the sum of \$4,700.00.

ADDITIONAL
TAX MATTER

: County Assessor, Steve Grimshaw, again appeared in company with a gentleman by the name of Dwayne Jones, whose home was located in the Highland Park Subsidence area, and who claimed that he had not been given the consideration tax wise, that others under like circumstances had received. Assessor Grimshaw corroborated his claim, recommended a refund of \$197.01 for the year of 1984, but no adjustment for period prior thereto. The listing being under Serial No. B65-61.

After review, a motion was duly passed, which was made by Commissioner James C. Robinson, and seconded by Commissioner Louie P. Tong, approving action consistent with the recommendation of the County Assessor.

EASEMENT
UTILITY

: Mr. Ardell Hyatt, City Manager of Parowan City, approached the Commissioners for a utility right-of-way running along the County Road right-of-way, from the Parowan Gap Road underpass to I-15, northeasterly to the Parowan Farm Equipment Company location. The Commissioners found no objection to the request, and by motion duly passed, which was made by Commissioner Louie P. Tong, and seconded by Commissioner James C. Robinson, approved and authorized Chairman Dee G. Cowan, to execute the easement for and on behalf of Iron County.

DETENTION
CENTER

: Mr. Scott Haycock, representing Valley View Medical Center, appeared concerning an inspection report which they had received pertinent to the County Detention Center, which is housed in their facility, from the State Fire Marshall's Office. A review of the deficiencies cited was made. Those having a reasonable potential of being corrected were identified, and those with requirements impossible or totally impractical to comply with were noted. Following a general discussion, assignment was made to Commissioner Tong to contact the State Fire Marshall, personally, and ascertain as to whether or not a waiver of the impossible or impractical might be obtained.

BRENT HUNTER
LAND MATTER

: County Attorney, Scott Jay Thorley, reported to the Board that Mr. Brent Hunter, of Cedar City had advised him that the Hunter family, of which he is a member, some years ago had proffered to deed a certain tract of land in the Midvalley area to Iron County if they would develop it into a recreation center. Since the development has not taken place, the Hunters want to be relieved of any obligations they may have to Iron County by virtue of the pledge. While the Commissioners could see no existing obligations on the part of the Hunters, they nevertheless concluded to refer it to the Enoch Lions Club for their reaction.

APPOINTMENT
AGING COUNCIL

: A request from the Aging Council that Connie Lloyd be appointed as Parowan Senior Citizens Program Director, came on for consideration, and was continued for further information. Other information desired being an answer to the question as to why only one name was presented, and to the question as to whether or not more than one had been given an opportunity to apply. In effect, what was the procedure followed in the name selection.

ABATEMENT

: The request for abatement toward 1983 taxes for one Tokiko Stucki, was considered, and upon unanimous approval of a motion made by Commissioner Tong, and seconded by Commissioner Robinson, was approved.

SALARY
SCHEDULE

: The County salary schedule was considered briefly, and on motion duly passed, which was made by Commissioner Robinson, and seconded by Commissioner Tong, steps "A" and "B" were eliminated, and a 4% cost of living adjustment provided, both actions effective as of January 1st, 1985.

TAX
MATTER

: Susan Jacobs, appeared concerning a delinquent tax listing against property listed under Serial Number B1135-32-20 for year of 1981. Upon recommendation of County Assessor, Steve Grimshaw \$75.00 plus costs for the said year was ordered stricken.

APPOINTMENT
PSYCHIATRIST

: In response to a communication received from the Valley View Medical Center for the appointment of a psychiatrist, the Board responded by advising that the matter is contemplated to be incorporated with efforts to obtain mental health facilities.

BID
OPENING : Bids received in response to
the County invitation to
bid for the providing of Defense Counsel Services for the year of
1985, carried over from the previous meeting, were called on for
further consideration. After review, the bid of James L. Shumate,
Esq., was declared lowest and best and was accordingly accepted.
Attorney, Scott Jay Thorley, being directed to prepare an agreement
consistent with the bid, for execution by the parties.

LICENSE
APPROVED : The application of Karen LeFevre
for a business license, also a
carry over item, was approved, on a two to one basis. Commissioner
James C. Robinson, abstaining.

SUBDIVISION
PLAT : The final plat for the Golden
West Subdivision, heretofore
tentatively approved, was called up for consideration, and upon
the unanimous adoption of a motion, made by Commissioner James C.
Robinson, and seconded by Commissioner Louie P. Tong, formal approval
was accorded.

BID TO
PURCHASE : Through Chairman, Dee G. Cowan,
a bid to purchase a lot in Cedar
City owned by Iron County and located at the corner of 300 East and
680 South, for the sum of \$7,600.00 was presented for consideration.
After due deliberation, a motion was passed unanimously, which was
made by Commissioner Louie P. Tong, and seconded by Commissioner
James C. Robinson, accepting the bid, and authorizing the issuance
of a Quit Claim Deed to bidder Robert A. Bulloch upon condition
purchase price is received within 60 days.

ROAD

AGREEMENT : The proposed agreement for keeping the Brian Head to

Panguitch Road open during the winter months, was discussed briefly with the Commissioners by County Attorney, Scott Jay Thorley, who retained the agreement for such further action deemed appropriate to ready it for execution.

CLAIM : Scott Jay Thorley, County Attorney, requested and received authorization to pay Cindy Eves for 15 hours services at \$3.30 per hour.

VACATION

LEAVE : Mr. Thorley, also presented and received approval of a plan for his office to obtain substitute secretarial service while Sherrie Lamb is on vacation. He believes he can get by with a Secretary part-time with the support of some other Departments.

FUEL

BIDS : After a brief discussion by the Board as to the desirability and adviseability of calling for bids for the furnishing of the County's fuel and oil needs, it was concluded to direct County Auditor, Dennis Lowder, to issue such a call returnable at a subsequent meeting.

CONFIRMATION

APPOINTMENT : At the request of the Utah South-West District Health Department, a motion was duly passed, which was made by Commissioner Louie P. Tong, and seconded by Commissioner James C. Robinson, confirming their appointment of William Coffman to their staff.

Thereupon, the general meeting was adjourned and reconvened for the specific purpose of finalizing the 1985 Budget. After the work of finalizing had been accomplished, including all necessary adjustments as prompted by the hearing, a motion was passed, with all Commissioners voting in the affirmative, which motion was made by

Commissioner James C. Robinson, and seconded by Commissioner Louie P. Tong, approving, and adopting the Budget in its present form and content, as the Official Budget of Iron County for the calendar year 1985, and that it be placed on file and made a part of this record by reference.

APPROVED:

Dee L. Gowen
CHAIRMAN

ATTEST:

Oliver Heuler
CLERK

SPECIAL MEETING, DECEMBER 20TH, 1984

Minutes of a Special Meeting of the Board of Iron County Commissioners held in Commissioner Chambers at the Iron County Courthouse, Parowan, Utah, December 20th, 1984, beginning at the hour of 6:30 p.m.

Officers attending were:

Dee G. Cowan, Commission Chairman
Louie P. Tong, Commissioner
Scott Jay Thorley, County Attorney
Clair Hulet, Clerk

The meeting was convened in accordance with an Order calling a Special Meeting, and in conformity with notice proclaiming the date, time, purpose, and place. Said notice being substantially in the following form:

NOTICE OF SPECIAL MEETING OF THE
BOARD OF COUNTY COMMISSIONERS OF
IRON COUNTY, UTAH

PUBLIC NOTICE is hereby given that the Board of County Commissioners of Iron County, Utah (the "County") will meet in special public session on Thursday, December 20th, 1984, at 6:30 P.M., in the Commission Chambers in the Iron County Courthouse, 68 South 100 East, Parowan, Utah.

The Agenda for this meeting includes the following:

1. Consideration and adoption of a resolution ratifying, re-adopting and amending a Resolution of the Board of County Commissioners of the County adopted December 5, 1984, declaring the intent of the County to issue its Industrial Development Revenue Bonds in the maximum principal amount of \$20,000,000, to finance certain sports facilities, sewage or solid waste disposal facilities for a recreational and resort area to be known as Crystal Mountain Resort, for Alpine Resort Investment, a California Limited Partnership.

DATED this 19th day of December, 1984.

Other interested parties present were:

David Miner, representing Heniferi Imhoff, Inc. Investment Bankers.
G. Rand Beacham, Esq., representing the Law Firm of Jones, Waldo, Holbrook,
and McDonough
K. Robert Taylor, Crystal Mountain Development Project Manager (Morrison
Knudson Co., Inc.)
Lloyd Phillips, representing Utah Title and Abstract Company
D. Robinson, interested citizen

A considerable amount of discussion ensued with respect to the purpose and subject of the meeting, directed largely to the point of what, if any, liability and/or responsibility accrues to Iron County if it issues Industrial Revenue Bonds as proposed by the Resolution of Intent.

Assurances were forthcoming from Bond Counsel, and the financial consultant that none existed or would result from such action. That, as a matter of fact, after the Bonds are issued, Iron County can wash its hands of any further connection with the matter, if it so desires. To some at least, this representation seemed inconsistent with the requirement that Iron County, not Alpine Resorts, be the issuers of the Bonds.

While County Attorney, Scott Jay Thorley, agreed that the statutes generally indicate no responsibility, he was nevertheless unprepared, due to short notice, to advise the Commissioners to his own satisfaction.

Commissioner Tong asserted that he had not done his homework, and that he needed answers before he is prepared to proceed in the matter.

Chairman Cowan, stated that his questions had been resolved by the discussion, and he was prepared to act on the matter.

However, there was no response to his call for a motion in support of the resolution. Wherefore, further consideration was continued to the regular meeting of December 27th, 1984, at 9:05 A.M., and the meeting was adjourned.

APPROVED:


Chairman

ATTEST:


Clerk

REGULAR DECEMBER 27TH, 1984, MEETING

Minutes of a Regular Meeting of the Board of Iron County Commissioners, held in Commission Chambers at the Courthouse, Parowan, Utah, December 27th, 1984, beginning at the hour of 9:00 A.M.

Officers in attendance were:

Dee G. Cowan, Commission Chairman
James C. Robinson, Commissioner
Louie P. Tong, Commissioner
Clair Hulet, Clerk
Scott Jay Thorley, Attorney

Invocation: James C. Robinson

Minutes of previous meeting, approved.

INDUSTRIAL

REVENUE BONDS

: As the first order of business, County

Attorney, Scott Jay Thorley, reported on

a meeting which he and the Commissioners had attended on the previous day with Bond Counsel for the Law Firm of Chapman and Cutler, in Salt Lake City. The subject of the meeting dealing with the safeguarding of the County's position in the event they issue Industrial Revenue Bonds in support of a private industrial development project within the County.

The report was informative and reassuring, and included, but by no means was limited to, the following related subjects:

- 1 - Question of County Liability - none if proceedings proper
- 2 - There is no specific County endorsement
- 3 - No County guarantee
- 4 - No duty to determine viability
- 5 - Exercise due diligence
- 6 - Obtain financial statement
- 7 - Obtain additional information
- 8 - Obtain disclosure statement
- 9 - Three year bond

IRB

RESOLUTION

: Thereupon, the Commissioners turned their

attention to consideration of the proposal,

as per due and proper notice thereon given, of ratifying, re-adopting and amending that certain Resolution of the Board of Iron County Commissioners adopted December 5th, 1984.

In addition to those listed, Lloyd E. Phillips, Timothy B. Anderson, and Matthew Brown appeared as parties interested in the subject matter.

After due deliberation, and after all had been heard who wished to be heard, Commissioner James C. Robinson offered the following Resolution and moved for its adoption:

RESOLUTION

A RESOLUTION RATIFYING, RE-ADOPTING AND AMENDING A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF IRON COUNTY, UTAH, ADOPTED ON DECEMBER 5, 1984, DECLARING THE INTENT OF THE COUNTY TO ISSUE ITS INDUSTRIAL DEVELOPMENT REVENUE BONDS IN THE MAXIMUM PRINCIPAL AMOUNT OF \$20,000,000, TO FINANCE CERTAIN SPORTS FACILITIES, SEWAGE OR SOLID WASTE DISPOSAL FACILITIES AND WATER FACILITIES FOR A RECREATIONAL AND RESORT AREA TO BE KNOWN AS CRYSTAL MOUNTAIN RESORT, FOR ALPINE RESORT INVESTMENTS, A CALIFORNIA LIMITED PARTNERSHIP; REPEATING PRIOR ACTS, ORDERS, RESOLUTIONS OR PORTIONS THEREOF IN CONFLICT WITH THIS RESOLUTION TO THE EXTENT OF SUCH CONFLICT; PROVIDING A SEVERABILITY CLAUSE; PROVIDING AN EFFECTIVE DATE; AND RELATED MATTERS.

WHEREAS, on December 5, 1984, the Board of County Commissioners of Iron County, Utah, adopted a resolution (the "December 5, 1984 Resolution") of the Board, declaring the intent of the County to issue its Industrial Development Revenue Bonds in the maximum principal amount of \$20,000,000 (the "Bonds"), to finance the acquisition and construction of certain sports facilities, sewage or solid waste disposal facilities and water facilities for a recreational and resort area to be known as the Crystal Mountain Resort and to be located entirely within the unincorporated area of the County, for Alpine Resort Investments, a California Limited Partnership; and

WHEREAS, Section 2 of the December 5, 1984, Resolution provides that the interest on the proposed Bonds shall be payable on a semi-annual basis and shall mature (or become subject to scheduled mandatory redemption) on an annual basis; and

WHEREAS, the Board has been advised by the Underwriters for the proposed Bonds that these provisions of Section 2 of the December 5, 1984 Resolution are not sufficiently flexible for the purpose of structuring the proposed financing; and

WHEREAS, Section 5 of the December 5, 1984 Resolution refers to the firm of Fox, Edwards, Gardiner & Brown, and it is desired that the firm of Jones, Waldo, Holbrook & McDonough be substituted therefor;

WHEREAS, the Board desires to amend said Section 2 to provide sufficient flexibility and to amend Section 5 to insert the firm of Jones, Waldo, Holbrook & McDonough and to ratify and re-adopt the December 5, 1984 Resolution;

NOW, THEREFORE, Be it Resolved by the Board of County Commissioners of Iron County, Utah, as follows:

Section 1. Section 2 of the December 5, 1984 Resolution is hereby amended to read in its entirety, as follows:

Section 2. The Bonds shall be issuable only as fully registered Bonds in the denomination of \$5,000 or any integral multiple thereof; shall bear interest payable on such dates and at such rate or rates as shall be determined by the County; shall mature (or become subject to scheduled mandatory redemption) on such date or dates as shall be determined by the County; and shall be subject to prior redemption upon such terms and conditions as may be established by the County.

Section 2. Section 5 of the December 5, 1984 Resolution is hereby amended to read, in its entirety, as follows:

Section 5. The issuance of the Bonds shall be subject to:
(a) the condition that on or before one (1) year from the date hereof, the County and the User shall have agreed to mutually acceptable terms for the Bonds, for any financing agreements relating thereto, and for any and all other documents and instruments properly relating to the Bonds, and for the sale and delivery thereof; and (b) the receipt of a ruling from the Internal Revenue Service or an opinion from Jones, Waldo, Holbrook & McDonough, or other nationally recognized bond counsel, substantially to the effect that the interest on the Bonds is exempt from federal income taxation under existing statutes, regulations, published rulings and judicial decisions.

Section 3. The December 5, 1984 Resolution is in all respects ratified, approved and confirmed, as amended hereby, and, as so-amended, is hereby re-adopted to read in its entirety as follows:

RESOLUTION OF INDUCEMENT DECLARING THE
INTENT OF THE COUNTY TO ISSUE BONDS TO
PROVIDE FINANCING FOR CERTAIN SPORTS
FACILITIES, CERTAIN SEWAGE OR SOLID
WASTE DISPOSAL FACILITIES, AND CERTAIN
FACILITIES FOR THE FURNISHING OF WATER,
FOR THE PURPOSE OF ASSISTING THE
DEVELOPMENT OF THAT CERTAIN
RECREATIONAL AND RESORT AREA TO BE
KNOWN AS CRYSTAL MOUNTAIN RESORT;
PRESCRIBING CERTAIN TERMS AND
CONDITIONS OF SUCH BONDS; AND
CONTAINING OTHER PROVISIONS RELATING TO
THE SUBJECT.

WHEREAS, pursuant to the Utah Industrial Facilities Development Act, Utah Code Annotated, Sections 11-17-1 to -17 inclusive (1953) as amended (the "Act"), Iron County, Utah (the "County") is authorized to issue revenue bonds for the purpose of providing financing for the acquisition and construction of manufacturing, industrial or commercial projects located within the boundaries of the County including, without limitation, projects to protect and promote health, welfare and safety of its citizens by inducing businesses to locate, relocate, modernize or expand in the State of Utah and the County; and

WHEREAS, Alpine Resort Investments, a California limited partnership (the "User") has presented to the Issuer a proposal whereby the Issuer will, pursuant to the Act, finance the cost of a commercial project (the "Project"), which Project will be located within the County, will be owned by the User, and will consist of a ski resort, golf course, tennis courts, convention center, and necessary and related improvements and appurtenances thereto and the land upon which such Project will be located; and

WHEREAS, it is proposed that the County will issue, sell and deliver Iron County Industrial Development Revenue Bonds (Alpine Resort Investments Project) or other obligations in one or more series in the aggregate principal amount not to exceed \$20,000,000 (the "Bonds") to pay the cost of financing the Project including certain incidental costs incurred in connection with the issuance of the Bonds; and

WHEREAS, the User has represented to the County that the Project has been designed to qualify as a "project" within the meaning of the Act; and

WHEREAS, the County has considered the User's request and has concluded that the issuance of revenue bonds or other obligations for the purpose of financing the Project will promote trade and produce substantial economic benefit for the County; and

WHEREAS, Section 103(b)(4)(B) of the Internal Revenue Code of 1954, as amended (the "Code") provides that interest payable with respect to obligations such as the Bonds shall be tax-exempt if the proceeds thereof and used to provide sports facilities in accordance with the Code and applicable regulations and rulings promulgated thereunder; and

WHEREAS, Code Section 103(b)(4)(E) provides that interest payable with respect to obligations such as the Bonds shall be tax-exempt if the proceeds thereof are used to provide sewage or solid waste disposal facilities in accordance with the Code and applicable regulations and rulings promulgated thereunder; and

WHEREAS, Code Section 103(B)(4)(G) provides that interest payable with respect to obligations such as the Bonds shall be tax-exempt if the proceeds thereof are used to provide facilities for the furnishing of water in accordance with the Code and applicable regulations and rulings promulgated thereunder; and

WHEREAS, the Board of County Commissioners of the County desires to take official action declaring the County's present intent to issue revenue bonds or other obligations to provide financing for the Project upon the terms and conditions set forth hereinafter; and

WHEREAS, the User understands and agrees that the County will only authorize the issuance of bonds upon the County's satisfaction with all terms and documents relating thereto, and that the User furthermore understands and agrees that the County incurs no financial or legal liability to the User in the event that bonds are not authorized; and

WHEREAS, the User agrees to reimburse the County for the County's reasonable costs and expenses in conjunction with the review, research and processing of the proposed bond issue.

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF IRON COUNTY, UTAH, THAT:

Section 1. In order to benefit the residents of the County and to induce the User to locate the Project within the County, the County hereby declares its intent to issue its Industrial Development Revenue Bonds (Alpine Resort Investments Project) or other obligations in one or more series (the "Bonds"), in an approximate aggregate principal amount not to exceed \$20,000,000, which amount is estimated to be sufficient; (a) to fund a loan to provide financing for the acquisition and construction of the Project; (b) to fund certain reserves for the benefit of the holders of the Bonds; and (c) to pay certain costs incurred in connection with the issuance of the Bonds.

Section 2. The Bonds will be issuable only as fully registered Bonds in the denomination of \$5,000 or any integral multiple thereof; shall bear interest payable on such dates and at such rate or rates as shall be determined by the County; shall mature (or become subject to scheduled mandatory redemption) on such date or dates shall be determined by the County; and shall be subject to prior redemption upon such terms and conditions as may be established by the County.

Section 3. The Bonds shall be special, limited obligations of the County payable solely from the revenues received by the County from or in connection with its loan to provide financing for the Project and from such other amounts as may be obtained through the exercise of the remedies provided in the financing documents relating thereto upon the occurrence of an event of default.

Section 4. The Board of County Commissioners hereby finds, determines, recites and declares that the Bonds shall not constitute the debt or indebtedness of the State of Utah, the County or any other political subdivision or municipal or political corporation or governmental unit, and shall not constitute nor give rise to a pecuniary liability of the County or a charge against its general credit or taxing powers, nor shall the Bonds ever be deemed to be an obligation or agreement of any officer, director, agent or employee of the County in such person's individual capacity, and none of such persons shall be subject to any personal liability by reason of issuance of the Bonds.

Section 5. The issuance of the Bonds shall be subject to: (a) the condition that on or before one (1) year from the date hereof, the County and the User shall have agreed to mutually acceptable terms for the Bonds, for any financing agreements relating thereto, and for any and all other documents and instruments properly relating to the Bonds, and for the sale and delivery thereof; and (b) the receipt of a ruling from the Internal Revenue Service or an opinion from Jones, Waldo, Holbrook & McDonough, or other nationally recognized bond counsel, substantially to the effect that interest on the Bonds is exempt from federal income taxation under existing statutes, regulations, published rulings and judicial decisions.

Section 6. The Board of County Commissioners of the County hereby finds, determines, recites and declares that the issuance of the Bonds to provide financing for the Project will promote the public purposes set forth in the Act, including, without limitation, promoting the public health, welfare, safety, convenience and prosperity of the inhabitants of the State of Utah and the County.

Section 7. The Board of County Commissioners hereby finds, determines, recites and declares the County's intent that this Resolution constitutes an official indication of the present intention of the County to issue the Bonds as herein provided; that the adoption of this Resolution is and constitutes the taking of affirmative official action of the County acting by and through its Board of County Commissioners toward the issuance of the Bonds within the meaning of Section 1.103-6(a)(5)(iii), Title 26, Code of Federal Regulations, as amended, and applicable rulings of the Internal Revenue Service thereunder; and that the adoption of the Resolution is intended to induce the User to undertake and locate the Project within the County for the benefit of the residents of the County; all to the end that the Bonds may qualify for the exemption provisions of Code Sections 103(b)(4)(B), (E) and (G) and that the interest on the Bonds will therefore be excludible from the gross incomes of the owners thereof under the provisions of Code Section 103(a)(1).

Section 8. All actions not inconsistent with the provisions of the Resolution heretofore taken by the Board of County Commissioners or officers of the County in furtherance of the undertakings herein described are hereby ratified, approved and confirmed.

Section 9. All prior acts, orders or resolutions, or parts thereof, of the County in conflict with this Resolution are hereby repealed, except that this repealer shall not be construed to revive any act, order or resolution, or part thereof, heretofore repealed.

Section 10. If any section, paragraph, clause or provision of this Resolution shall be adjudged to be invalid or unenforceable, the invalidity or unenforceability of such section, paragraph, clause or provision shall not affect any of the remaining sections, paragraphs, clauses or provisions of this Resolution, it being the intention that the various parts hereof are severable.

Section 11. Notwithstanding the requirements of Section 5, the User is furthermore required to hereafter apply through the County's established process for consideration of Industrial Development Revenue Bond financing, including the submission of any information and documentation required by said process.

Section 4. All prior acts, orders or resolutions, or parts thereof, of the County in conflict with this Resolution and the December 5, 1984 Resolution are hereby repealed, to the extent only of such conflict, except that this repealer shall not be construed to revive any act, order or resolution, or part thereof, heretofore repealed.

Section 5. If any section, paragraph, clause or provision of this Resolution shall be invalid or unenforceable, the invalidity or unenforceability thereof shall not affect any of the remaining sections, paragraphs, clauses or provisions of this Resolution, it being intended that the various parts hereof are severable.

Section 6. This Resolution shall become effective immediately upon its passage and approval.

The motion for adoption was duly seconded by Commissioner Louie P. Tong, the vote called for, which was as follows:

Chairman, Dee G. Cowan, Aye
Commissioner, James C. Robinson, Aye
Commissioner, Louie P. Tong, Aye

IRB FEE
COUNTY SERVICES : A discussion ensued relative to costs accruing to Iron County by virtue of Services being rendered in the nature of preliminary work, as well as those associated with issuance of the Bonds, in event they are in fact issued. As a result of their deliberation, a motion was unanimously passed, which was made by Commissioner James C. Robinson, and seconded by Commissioner Louie P. Tong, providing that a fee of \$15,000.00 be provided (payable by Alpine Resorts to Iron County) as a provision for the upcoming agreement by and between Iron County and Alpine Resorts.

BRIAN HEAD
PANGUITCH ROAD : The proposed agreement covering the road being kept open between Brian Head and Panguitch during the winter months, was reviewed. At conclusion of the review, a motion was duly passed, which was made by Commissioner James C. Robinson, and seconded by Commissioner Louie P. Tong, providing that County Attorney, Scott Jay Thorley, redraft the agreement to conform to the wishes of the Board, and that Chairman, Dee G. Cowan, be authorized to execute and complete the agreement upon its acceptance by Burt Nichols of Brian Head.

PETITION
TO VACATE : Mr. Steve Crowther of Cedar City, appeared for purpose of presenting a Petition to Vacate Unit III of Garden Park Subdivision. Based upon the representation that no lots had been sold out of the unit, and therefore, no parties to

be affected by such action, other than the Petitioner, on motion of Commissioner Louie P. Tong, duly seconded by Commissioner James C. Robinson, the Petition was granted.

Order to be prepared, executed, and placed of record with the County Recorder.

HUNTER
PROPERTY : The matter of a contribution of Land by the Hunter Family in Midvalley as a recreation site for the Midvalley and Enoch Area, was again called on for consideration. In as much as it had been learned the Cedar Valley Lions were interested in the County's obtaining the land for its intended recreational purpose. A motion of acceptance was unanimously passed, which was made by Commissioner James C. Robinson, and seconded by Commissioner Louie P. Tong. Cedar Valley Lions to present a proposal at the January 24th, 1985, meeting for development and upkeep, for the Boards consideration.

REVENUE
SHARING : Dennis Lowder, County Auditor, met the Commissioners concerning the implementation of action necessary to comply with prescribed regulations of the Secretary of the Treasury, Office of Revenue Sharing, as they apply to the handicapped. After review, it was concluded to appoint an adhoc committee, comprised of the following members to make the required study:

Virginia Higbee	Don Anderson
Thomas Walker	Vern Kupfer
Laura Coutts	Chad Nay
Cecelia Lambeth	

Parties to be notified of their appointments. To respond by January 10th, 1985.

Dennis Lowder to act as coordinator. The Committee Members to select own Chairman.

HEARING
SENIOR CITIZENS : At 4:00 P.M., as scheduled, with due and proper notice thereon given, a public hearing was conducted on a proposal to apply for Block Grant Funds to assist in the construction of a Senior Citizens Center for Cedar City.

Appearing for the hearing were:

Robert Rasmussen
Wesley Larson
Maree Prince

After a rather informative dicussion, further consideration of the matter

was continued to January 24th, 1985.

SALARY SCHEDULING : Sheriff, Ira Schoppmann, and his Deputy, Frank Slack, appeared concerning salary scheduling of certain members of the Sheriffs Department.

After discussion, the following proposals and changes were approved:

Jailers: Grant Whittekiend - Merit Review; date January 1st, 1985, Change from Step 6-2 to Step 6-3.

Brent Lambeth - Merit Review; date December 1st, 1984, Change from Step 6-B to 6-1.

Deputies: Rick Evans, from Deputy 2 to a Deputy 3 - grade change from 11-6 to 12-6.

William C. Mitchell, from Deputy 2 to a Deputy 3 - from grade 11-6 to 12-6.

Due to grade change, merit review date changed to January 1st, 1985.

Dennis Lowder to revise salary schedule plan.

Steps "A" and "B" to be removed from plan.

Those Employees in step "A", merit review date to January 1st, 1986.

Those in step "B", to remain the same.

BUDGET MATTER : Mr. Lowder advised the Board that a number of Departments had budget overruns for the year of 1984, but that the total budget was within the total appropriated. Wherefore, he requested and was extended authorization to make Departmental transfers within the frame work of the budget to cover the overruns. Such authorization was provided by a motion duly passed, which was made by Commissioner Louie P. Tong, and seconded by Commissioner James C. Robinson.

TAX MATTER : Mr. Robert Holt, of Escalante Valley, accompanied by Steve Grimshaw, County Assessor, appeared seeking authorization to adjust the tax records to reflect the following adjustments in property taxes assessed to Mr. Holt for the year of 1984, they having agreed that the adjustments were appropriate and equitable.

ROBERT HOLT FARMS

SERIAL NUMBER	OLD	NEW	DIFFERENCE
E-1596-1599	\$ 313.85	\$ 253.30	- 60.55
E-1040-1	885.44	10.44	-875.00
E-1066-1097	1,559.80	1,463.88	- 95.92
E-1427-30	1,966.96	52.07	-1,914.89
E-1399-1430-1	2,367.27	745.48	-1,621.79
E-1420	156.27	3.26	-153.01
E-1409-3-1410-1	614.00	10.44	-603.56
E-1452-1457	642.06	495.65	-146.41
E-1068-1-2	110.27	65.38	- 44.89
E-1447	1,623.75	1,320.33	-303.42
E-1288-1-1	401.94	86.78	-315.16
E-1597	659.68	492.31	-167.37
E-1285-1	734.72	26.30	-708.42
E-1451-1	682.52	495.44	-187.08
			7,197.47

28,200.40
 7,197.47

 21,002.93

After review by the Board, a motion was unanimously passed, which was made by Commissioner James C. Robinson, and seconded by Commissioner Louie P. Tong, approving the request.

After bills against the County had either been approved or rejected, the meeting was adjourned.

APPROVED: *Dee G. Brown*
 Chairman

ATTEST: *Clair Hulek*
 Clerk

SPECIAL DECEMBER 31st, 1984, MEETING

The Board of County Commissioners (the "Board") of Iron County, Utah (the "County"), met in special public session on December 31, 1984, at the hour of 9:00 a.m., at the regular meeting place of said Board in the Iron County Courthouse, 68 South 100 East, Parowan, Utah. Said meeting was called to order and on roll call the following members were determined to be present:

Dee G. Cowan	Commission Chairman
Louie P. Tong	Commissioner
James C. Robinson	Commissioner
Clair Hulet	Clerk
Scott Jay Thorley	County Attorney

Also present:

Ron Ferderer	Alpine Resort Investments
Timothy B. Anderson	Jones, Waldo, Holbrook & McDonough
Lloyd E. Phillips	Utah Title & Abstract Company
Sheena Oyler	Color Country Spectrum
Jack Sawyers	Cedar City Chamber of Commerce
Andrew Kirk	Parowan, Utah
Sheldon L. Benson	Parowan, Utah
Joe Burgess	Cedar City, Utah
James L. Shumate	Cedar City, Utah
Ofelia Ferderer	(Wife of Ron)
Russell Stewart	Cedar City, Utah

After the meeting had been duly called to order, the County Clerk presented to the Board the Order dated December 24, 1984, and Amended Order dated December 29, 1984, calling the special meeting, each signed by joined in and receipted for by all members of the Board and each filed in the office of the County Clerk and entered in the minutes of the Board, ordering that this meeting of the Board be held. Said Order and Amended Order were made part of the minutes of the meeting and are as follows:

ORDER CALLING SPECIAL MEETING OF
THE BOARD OF COUNTY COMMISSIONERS
OF IRON COUNTY, UTAH

WHEREAS, Section 17-5-7, Utah Code Annotated 1953, as amended, provides for the calling of special meetings of the Board of County Commissioners (the "Board") of Iron County, Utah (the "County").

WHEREAS, the undersigned members of the Board are desirous of calling a special meeting of the Board of the County as set forth herein.

NOW, THEREFORE, IT IS HEREBY ORDERED by the undersigned members of the Board that a special meeting of the Board of County Commissioners of the County be held as follows:

DATE: Monday, December 31, 1984

TIME: 9:00 o'clock, a.m..

LOCATION: Commission Chambers in the Iron County Courthouse
68 South 100 East, Parowan, Utah

(continued)

PURPOSE:

1. Hold a public hearing for the purpose of receiving public comment on the proposed issuance by the County of the County's Industrial Development Revenue Bonds in the maximum aggregate principal amount of \$20,000,000, for the purpose of financing all or part of the cost of the acquisition and construction of ski slopes, ski lifts, gondola, a 9-hole golf course and club house, an equestrian center, a ski lodge (including a restaurant, shops and convention center), roads, and water, sewer and parking facilities and paying related expenses (the "Project"), to be owned and operated by Alpine Resort Investments, a California Limited Partnership, and to be located entirely within the unincorporated area of the County near Brian Head Town, all as stated in the Notice of Public Hearing dated December 12, 1984, heretofore given by the County.

2. Consideration of and, if so determined, the adoption of a resolution authorizing, providing for and confirming the issuance and sale by the County of its Industrial Development Revenue Bonds in the maximum aggregate principal amount of \$20,000,000, for the purpose of financing all or part of the cost of acquisition and construction of ski slopes, ski lifts, gondola, a 9-hole golf course and club house, an equestrian center, a ski lodge (including a restaurant, shops and convention center), roads, and water, sewer and parking facilities and paying related expenses (the "Project"), to be located entirely within the unincorporated area of the County near Brian Head Town and to be owned and operated by Alpine Resort Investments, a California Limited Partnership (the "Company"); approving forms of and authorizing the execution and delivery of: a Loan Agreement between the County and the Company; an Indenture of Trust between the County and First Interstate Bank of Utah, N.A., as trustee; a Bond Purchase Agreement between the County and Hanifen, Imhoff Inc., for the sale and purchase of the Bonds; and all other documents, agreements, instruments and certificates required, pertaining or incidental in connection with said Bonds and transaction; authorizing, approving and ratifying the Preliminary Official Statement and final Official Statement with respect to the Bonds; approving the forms of other agreements, documents, instruments and certificates required in connection with said Bonds and transaction; approving the acceptance of an Inducement Letter from the Company; appointing a Bond Registrar, Paying Agent and Authenticating Agent for the Bonds; authorizing official(s) of the County to attend the closing of the Bonds and to act for the County at such closing; authorizing and approving all other matters and the taking of all actions necessary, pertaining or incidental to the Bonds and the said transaction; proving a severability clause; repealing resolutions in conflict to the extent of such conflict; providing an effective date; and related matters.

IT IS FURTHER ORDERED that this Order be entered in the minutes of the Board.

DATED this 24th day of December, 1984.

By his or her signature hereon, each of the undersigned members of the Board joins in this Order and acknowledges personal receipt of a copy of this Order on the date indicated below his or her signature.

s/s James C. Robinson
JAMES C. ROBINSON, Chairman
Copy received Dec. 24, 1984

s/s Louis P. Tong
LOUIS P. TONG, Commissioner
Copy received Dec. 24, 1984

s/s Dee G. Cowan
DEE G. COWAN, Commissioner
Copy received Dec. 24, 1984

ATTEST:

s/s Clair Hulet
Clair Hulet
County Clerk

(SEAL)

AMENDED
ORDER CALLING SPECIAL MEETING OF
THE BOARD OF COUNTY COMMISSIONERS OF
IRON COUNTY, UTAH

WHEREAS, Section 17-5-7, Utah Code Annotated, 1985, as amended, provides for the calling of special meetings of the Board of County Commissioners (the "Board") of Iron County, Utah (the "County"); and

WHEREAS, the undersigned members of the Board, by Order dated December 24, 1984, (the "Order"), have called a special meeting of the Board to be held at 9:00 o'clock a.m. on December 31, 1984, in the Commission Chambers in the Iron County Courthouse; and

WHEREAS, the undersigned members of the Board are desirous of amending the Order as set forth herein;

NOW, THEREFORE, IT IS HEREBY ORDERED by the undersigned members of the Board that the Order be amended and that a special meeting of the Board of County Commissioners be held as follows:

DATE: Monday, December 31, 1984

TIME: 9:00 o'clock a.m.

LOCATION: Commission Chambers in the Iron County Courthouse,
68 South 100 East, Parowan, Utah

PURPOSE: 1. Hold a public hearing for the purpose of receiving public comment on the proposed issuance by the County of the County's Industrial Development Revenue Bonds in the maximum aggregate principal amount of \$20,000,000 for the purpose of financing all or part of the cost of the acquisition and construction of ski slopes, ski lifts, gondola, a 9-hole golf course and club house, an equestrian center, a ski lodge (including a restaurant, shops and convention center), roads, and water, sewer and parking facilities and paying related expenses (the "Project"), to be owned and operated by Alpine Resort Investments,

a California Limited Partnership, and to be located entirely within the unincorporated area of the County near Brian Head Town all as stated in the Notice of Public Hearing dated December 12, 1984, heretofore given by the County.

2. Consideration of and, if so determined, the adoption of a resolution stating the intention of Iron County, Utah, to issue the County's Industrial Development Revenue Bonds in the maximum aggregate principal amount of \$20,000,000 for the purpose of financing all or part of the cost of the acquisition and construction of ski slopes, ski lifts, gondola, a 9-hole golf course and club house, an equestrian center, a ski lodge (including a restaurant, shops and convention center), roads, and water, sewer and parking facilities, street lighting facilities and paying related expenses (the "Project"), to be owned and operated by Alpine Resort Investments, a California Limited Partnership (the "Company") and to be located entirely within the unincorporated area of the County near Brian Head Town; authorizing and directing County Officials to apply for and elect a carryforward of the County's allocation of the unused 1984 industrial development revenue bond limit in the amount of \$20,000,000 (the "Carryforward Amount"), for the Project for the Company under applicable of the state and federal law and to take all actions necessary or desirable in connection therewith; allocation the Carryforward Amount for the Project for the company; authorizing and approving all other matters and the taking of all actions necessary pertaining or incidental to the foregoing; providing a severability clause; repealing resolutions in conflict to the extent of such conflict; providing an effective date; and related matters.

IT IS FURTHER ORDERED that this Order be entered in the minutes of the Board.

DATED this _____ day of December, 1984.

By his signature hereon, each of the undersigned members of the Board joins in this Order and acknowledges personal receipt of a copy of this Order on the date indicated below his signature.

s/s Dee G. Cowan
DEE G. COWAN, Chairman
Copy received Dec. _____, 1984

s/s James C. Robinson
JAMES C. ROBINSON, Commissioner
Copy received Dec. _____, 1984

s/s Louis P. Tong
LOUIS P. TONG, Commissioner
Copy received Dec. _____, 1984

ATTEST:

s/s Clair Hulet
Clair Hulet
County Clerk

The County Clerk then presented to the Board a Certificate evidencing the giving of public notice of the agenda, date, time and place of the December 31, 1984, special meeting of the Board in compliance with the provisions of Chapter 4, Title 52, Utah Code Annotated, 1953, as amended. The Certificate was ordered recorded in the minutes of the meeting and is as follows:

STATE OF UTAH)
 : ss
COUNTY OF IRON)

CERTIFICATE

I, CLAIR HULET, certify that I am the duly appointed, qualified and acting County Clerk of Iron County, Utah, and the Ex Officio Clerk of the Board of County Commissioners of said County and further certify as follows:

1. That pursuant to the provisions of Chapter 4, Title 52, Utah Code Annotated, 1953, as amended, I gave not less than twenty-four (24) hours public notice of the agenda, date, time and place of the December 31, 1984, special meeting of the Board of County Commissioners of Iron County, Utah, by:

(a) causing a notice to be posted on December 24, 1984, not less than twenty-four (24) hours before the convening of the meeting, at the Iron County Courthouse, 68 South 100 East, Parowan, Utah (being the principal office of said Board) and at the following location(s):

Iron County Courthouse Bulletin Board
Cedar City Chamber of Commerce Office

said notice being so posted at such place(s) at all times from said date until after said meeting, and by providing such notice on December 24, 1984, not less than twenty-four (24) hours before the convening of such meeting, to the Spectrum, a newspaper published in and having general circulation within the geographic jurisdiction of Iron County, Utah, and qualified to carry legal notices and to all local media correspondents who have requested to receive notices of the meetings of the Board; that a true copy of such notice, as so posted and so provided, is attached hereto as Exhibit A;

(b) causing an amended notice to be posted on December 29, 1984, not less than twenty-four (24) hours before the convening of the meeting, at the Iron County Courthouse, 68 South 100 East, Parowan, Utah (being the principal office of said Board) and at the following location(s):

Iron County Courthouse Bulletin Board
Cedar City Chamber of Commerce

said notice being so posted at such place(s) at all times from said date until after said meeting, and by providing such notice on December 29, 1984, not less than twenty-four (24) hours before the convening of such meeting, to the Spectrum, and to all local media correspondents who have requested to receive notices of the meetings of the Board; that a true copy of such notice, as so posted and so provided, is attached hereto as Exhibit B.

2. That I caused a "Notice of Public Hearing Before the Board of County Commissioners of Iron County, Utah", a true copy of which is attached hereto as Exhibit "C", to be posted on December 29, 1984, at the Iron County Courthouse, 68 South 100 East, Parowan, Utah (being the principal office of said Board) and at the following locations:

Iron County Courthouse Bulletin Board
Cedar City Chamber of Commerce

said notice being so posted at such place(s) at all times from said date until after the said public hearing held on December 31, 1984; that on December 29, 1984, I also provided such notice to the Spectrum and to all local media correspondents who have requested to receive notices of the meetings of the Board; that on December 16 and December 17, 1984, I further caused said notice to be published in the Spectrum, the publisher's affidavit of such publication being attached hereto as Exhibit "D"; that on December 14, December 15, December 16, and December 17, 1984, I further caused said notice to be broadcast over KSUB Radio Station, a radio station whose transmission signal and basic broadcast coverage extends throughout Iron County, Utah, the affidavit of KSUB concerning such broadcasts being attached hereto as Exhibit "E".

DATED this 31st day of December, 1984.

s/s Clair Hulet

Clair Hulet
Iron County Clerk

(Seal)

EXHIBIT "A"

NOTICE OF SPECIAL MEETING OF THE
BOARD OF COUNTY COMMISSIONERS OF
IRON COUNTY, UTAH

PUBLIC NOTICE is hereby given that the Board of County Commissioners of Iron County, Utah (the "County") will meet in special public session on Monday, December 31, 1984, at 9:00 o'clock a.m., in the Commission Chambers in the Iron County Courthouse, 68 South 100 East, Parowan, Utah.

The Agenda for this meeting includes the following:

1. Hold a public hearing for the purpose of receiving public comment on the proposed issuance by the County of the County's Industrial Development Revenue Bonds in the maximum aggregate principal amount of \$20,000,000, for the purpose of financing all or part of the cost of the acquisition and construction of ski slopes, ski lifts, gondola, a 9-hole golf course and club house, an equestrian center, a ski lodge (including a restaurant, shops and convention center), roads, and water, sewer and parking facilities and paying related expenses (the "Project"), to be owned and operated by Alpine Resort Investments, a California Limited Partnership, and to be located entirely within the unincorporated area of the County near Brian Head Town, all as stated in the Notice of Public Hearing dated December 12, 1984, heretofore given by the County.
2. Consideration of and, if so determined, the adoption of a resolution authorizing, providing for and confirming the issuance and sale by the County of its Industrial Development Revenue Bonds in the maximum aggregate principal amount of \$20,000,000, for the purpose of financing all or part of the cost of acquisition and construction of ski slopes, ski lifts, gondola, a 9-hole golf course and club house, an equestrian center, a ski lodge (including a restaurant, shops and convention center), roads, and water, sewer and parking facilities and paying related expenses (the "Project"), to be located entirely within the unincorporated area of the County near Brian Head Town and to be owned and operated by Alpine Resort

Investments, a California Limited Partnership (the "Company"); approving forms of and authorizing the execution and delivery of: a Loan Agreement between the County and the Company; an Indenture of Trust between the County and Continental Bank & Trust Company, as trustee; a Bond Purchase Agreement between the County and Hanifen, Imhoff, Inc., for the sale and purchase of the Bonds; the Bonds; and all other documents, agreements, instruments and certificates required, pertaining or incidental in connection with said Bonds and transaction; authorizing, approving and ratifying the Preliminary Official Statement and final Official Statement with respect to the Bonds; approving the forms of other agreements, documents, instruments and certificates required in connection with said Bonds and transaction; approving the acceptance of an Inducement Letter from the Company; appointing a Bond Registrar, Paying Agent and Authenticating Agent for the Bonds; authorizing official(s) of the County to attend the closing of the Bonds and to act for the County at such closing; authorizing and approving all other matters and the taking of all actions necessary, pertaining or incidental to the Bonds and the said transaction; providing a severability clause; repealing resolutions in conflict to the extent of such conflict; providing an effective date; and related matters.

DATED this 27th day of December, 1984.

BOARD OF COUNTY COMMISSIONERS OF
IRON COUNTY, UTAH

By s/s Clair Hulet
Clair Hulet
Iron County Clerk

AMENDED
NOTICE OF SPECIAL MEETING OF THE
BOARD OF COUNTY COMMISSIONERS OF
IRON COUNTY, UTAH

PUBLIC NOTICE is hereby given that the Board of County Commissioners of Iron County, Utah (the "County") will meet in special public session on Monday, December 31, 1984, at 9:00 o'clock a.m. in the Commission Chambers in the Iron County Courthouse, 68 South 100 East, Parowan, Utah.

The Agenda for this meeting includes the following:

1. Hold a public hearing for the purpose of receiving public comment on the proposed issuance by the County of the County's Industrial Development Revenue Bonds in the maximum aggregate principal amount of \$20,000,000, for the purpose of financing all or part of the cost of the acquisition and construction of ski slopes, ski lifts, gondola, a 9-hole golf course and club house, an equestrian center, a ski lodge (including a restaurant, shops and convention center), roads and water, sewer and parking facilities and paying related expenses (the "Project") to be owned and operated by Alpine Resort Investments, a California Limited Partnership, and to be located entirely within the unincorporated area of the County near Brian Head Town, all as stated in the Notice of Public Hearing dated December 12, 1984, heretofore given by the County.
2. Consideration of and, if so determined, the adoption of a resolution stating the intention of Iron County, Utah, to issue the County's Industrial Revenue Bonds in the maximum aggregate principal amount of \$20,000,000, for the purpose of financing all or part of the cost of the acquisition and construction of ski slopes, ski lifts, gondola, a 9-hole

golf course and club house, an equestrian center, a ski lodge (including a restaurant, shops and convention center), roads, and water, sewer and parking facilities and paying related expenses (the "Project") to be owned and operated by Alpine Resort Investments, a California Limited Partnership, and to be located entirely within the unincorporated area of the County near Brian Head Town, all as stated in the Notice of Public Hearing dated December 12, 1984, heretofore given by the County.

2. Consideration of and, if so determined, the adoption of a resolution stating the intention of Iron County, Utah, to issue the County's Industrial Revenue Bonds in the maximum aggregate principal amount of \$20,000,000, for the purpose of financing all or part of the cost of the acquisition and construction of ski slopes, ski lifts, gondola, a 9-hole golf course and club house, an equestrian center, a ski lodge (including a restaurant, shops and convention center), roads, and water, sewer and parking facilities, street lighting facilities and paying related expenses (the "Project"), to be owned and operated by Alpine Resort Investments, a California Limited Partnership (the "Company") and to be located entirely within the unincorporated area of the County near Brian Head Town; authorizing and directing County Officials to apply for and elect a carryforward of the County's allocation of the unused 1984 industrial development revenue bond limit in the amount of \$20,000,000 (the "Carryforward Amount"), for the Project for the Company under applicable provisions of state and federal law and to take all actions necessary or desirable in connection therewith; allocating the Carryforward Amount for the Project for the Company; authorizing and approving all other matters and the taking of all actions necessary pertaining or incidental to the foregoing; providing a severability clause; repealing resolutions in conflict to the extent of such conflict; providing an effective date; and related matters.

DATED this 29th day of December, 1984.

BOARD OF COUNTY COMMISSIONERS OF
IRON COUNTY, UTAH

By s/s Clair Hulet
Clair Hulet
Iron County Clerk

EXHIBIT "C"

NOTICE OF PUBLIC HEARING
BEFORE THE BOARD OF COUNTY COMMISSIONERS OF
IRON COUNTY, UTAH

PUBLIC NOTICE IS HEREBY GIVEN, that on Monday, December 31, 1984, at the hour of 9:00 o'clock A.M., the Board of County Commissioners (the "Board") of Iron County, Utah (the "County") will hold a public hearing in the Commission Chambers in the Iron County Courthouse, 68 South 100 East, Parowan, Utah, for the purpose of receiving public comment on the proposed issuance by

the County of its Industrial Development Revenue Bonds, in the maximum aggregate principal face amount of \$20,000,000.00 (the "Bonds"), to finance all or part of the cost of the acquisition and construction of ski slopes, ski lifts, gondola, a 9-hole golf course and club house, an equestrian center, a ski lodge, (including a restaurant, shops and convention center), roads and water, sewer and parking facilities for use by the general public (the "Project"), and related expenses (including, without limitation, interest accruing on the Bonds during the acquisition and construction of the Project, any necessary reserves for the Bonds and related expenses of issuing the Bonds).

The Project will be owned and operated by Alpine Resort Investments, a California Limited Partnership, 444 South Main Street, Suite 16, Cedar City, Utah 84720 (the "User").

The Bonds are proposed to be issued pursuant to the Utah Industrial Facilities Development Act, Title 11, Chapter 17, Utah Code Annotated, 1953, as amended (the "Act"), and a resolution to be adopted by the Board if it determines to proceed with the Project and to issue and sell the proposed Bonds to finance all or part of the costs of the Project.

Pursuant to the Act, the County is authorized to issue its industrial development revenue bonds to finance the cost of the Project. The proceeds of the Bonds will be used to finance the Project pursuant to an agreement between the County and the User, under which the User will be obligated to make payments in amounts sufficient to pay the principal of and interest on the Bonds as they become due and to pay any expenses of the County in connection with the Project or the Bonds. Such payments will be made to such trust institution as may be designated by the County and the User, as trustee (the "Trustee"), under an Indenture of Trust between the County and the Trustee, pursuant to which the Trustee will act for the benefit of the holders of the Bonds and the Bonds will be secured. The proposed Bonds shall be payable as to both principal and interest solely from the amounts received from such payments by the User and from any other security provided by the User and shall not constitute general obligations of, and shall not be a charge against, the faith credit or taxing powers of the County, the

State of Utah or any other political subdivision thereof.

The Project will be located entirely within the unincorporated area within the boundaries of the County, at a site consisting of approximately 275 acres located on and adjacent to Navajo Ridge which is located approximately 2 miles west of State Highway 143, approximately 1/2 mile west of the town limits of Brian Head Town and approximately 14 miles south of the junction of Interstate Highway 15 and State Highway 143.

This public hearing is required by the Tax Equity and Fiscal Responsibility Act of 1962. At this public hearing, interested persons will be given an opportunity to express their views, orally and/or in writing, concerning the proposed issuance of Bonds and the location and nature of the Project. Written comments may also be submitted to the County in care of the County Clerk at his office in the Iron County Courthouse, 68 South 100 East, P.O. Box 426, Parowan, Utah, prior to the public hearing, by mail, at any time, or in person, at any time, during normal business hours, 8:30 A.M. to 5:00 P.M., Monday through Friday. Subsequent to the public hearing, the Board will consider the comments received and will determine whether to issue the proposed Bonds to finance the Project and whether to adopt a resolution approving the issuance of the Bonds for such purpose.

Additional information concerning the Project and the proposed Bonds can be obtained from the User at the address given above (attention: Ronald D. Ferderer, General Partner, telephone 801-586-8011) and from the County at the office of the County Clerk, at the address given above (telephone number 801-477-3375), at any time during normal business hours, 8:30 A.M. to 5:00 P.M., Monday through Friday.

DATED this 12th day of December, 1984.

Iron County, Utah

By s/s Clair Hulet
Clair Hulet
County Clerk

Public Hearing

The Chairman stated that this is the date, time and place set for a public hearing for the purpose of receiving public comment on the proposed issuance by Iron County, Utah, of the County's industrial development revenue bonds (the "Bonds") in the maximum aggregate principal amount of \$20,000,000, for the purpose of providing funds to finance a portion of the acquisition and construction of certain convention and sports facilities, consisting of ski facilities, equestrian center, golf course, and necessary and related improvements and appurtenances, as described in the notice of this public hearing previously published, posted and provided to the media (the "Project"), and paying related expenses of issuing the Bonds. The Project is located entirely within the unincorporated area within the boundaries of the County and is to be owned and operated by Alpine Resort Investments, a California limited partnership.

The County Clerk stated that written statements with respect to said matters had been received prior to this meeting from the following persons:

<u>Name</u>	<u>Address</u>
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None

The Chairman then asked if any person present at this meeting desired to present oral comments or a written statement to the Board of County Commissioners with respect to said matters. The following persons spoke or submitted written statements:

<u>Name</u>	<u>Address</u>
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Sheldon Benson	366 West 100 North, Parowan, Utah
Jack Sawyers	971 Three Fountains Drive, Cedar City
Andrew Kirk	550 West 200 South, Parowan, Utah
James L. Shumate	110 North Main, Cedar City, Utah
Lloyd Phillips	444 South Main, Cedar City, Utah

Thereupon, full opportunity having been given to all persons to express their views concerning the Project and the Bonds, upon motion made by Commissioner Louis P. Tong and seconded by Commissioner Dee G. Cowan the public hearing was closed by the following vote of the Board of County Commissioners:

Aye: Louis P. Tong
Dee G. Cowan

Nay:

Abstain: James C. Robinson

The Chairman then stated that the Board should consider the adoption and passage of a resolution authorizing the application and election to carryover the County's allocation of the unused 1984 industrial development bond limit and allocating the carryover amount to the issuance of the Bonds to finance the acquisition and construction of the Project for the Company, and the taking of actions necessary, pertaining or incidental thereto, including the execution and delivery of the various documents in connection therewith.

Thereupon, the following resolution was introduced in written form by Commissioner Louis P. Tong, was read in full, and pursuant to motion made by Commissioner Louis P. Tong, and seconded by Commissioner Dee G. Cowan, was adopted by the following vote:

Aye: Louis P. Tong
Dee G. Cowan

Nay:

Abstain: James C. Robinson

The resolution was thereupon signed by the Chairman of the Board of County Commissioners and attested by the County Clerk and is as follows:

RESOLUTION

A RESOLUTION AUTHORIZING, STATING THE INTENTION OF IRON COUNTY, UTAH, TO ISSUE THE COUNTY'S INDUSTRIAL DEVELOPMENT REVENUE BONDS IN THE MAXIMUM AGGREGATE PRINCIPAL AMOUNT OF \$20,000,000, FOR THE PURPOSE OF FINANCING ALL OR PART OF THE COST OF THE ACQUISITION AND CONSTRUCTION OF SKI SLOPES, SKI LIFTS, GONDOLA, A 9-HOLE GOLF COURSE AND CLUB HOUSE, AN EQUESTRIAN CENTER, A SKI LODGE (INCLUDING A RESTAURANT, SHOPS AND CONVENTION CENTER), ROADS, AND WATER, SEWER AND PARKING FACILITIES AND PAYING RELATED EXPENSES (THE "PROJECT"), TO BE OWNED AND OPERATED BY ALPINE RESORT INVESTMENTS, A CALIFORNIA LIMITED PARTNERSHIP (THE "COMPANY") AND TO BE LOCATED ENTIRELY WITHIN THE UNINCORPORATED AREA OF THE COUNTY NEAR BRIAN HEAD TOWN; AUTHORIZING AND DIRECTING COUNTY OFFICIALS TO APPLY FOR AND ELECT A CARRYFORWARD OF THE COUNTY'S ALLOCATION OF THE UNUSED 1984 INDUSTRIAL DEVELOPMENT REVENUE BOND LIMIT IN THE AMOUNT OF \$20,000,000 (THE "CARRYFORWARD AMOUNT") FOR THE COMPANY UNDER APPLICABLE PROVISIONS OF STATE AND FEDERAL LAW AND TO TAKE ALL ACTIONS NECESSARY OR DESIRABLE IN CONNECTION THEREWITH: ALLOCATING THE CARRYFORWARD AMOUNT FOR THE PROJECT FOR THE COMPANY; AUTHORIZING AND APPROVING ALL OTHER MATTERS AND THE TAKING OF ALL ACTIONS NECESSARY, PERTAINING OR INCIDENTAL TO THE FOREGOING; RATIFYING AND CONFIRMING ACTIONS HERETOFORE TAKEN; PROVIDING A SEVERABILITY CLAUSE; REPEALING RESOLUTIONS IN CONFLICT TO THE EXTENT OF SUCH CONFLICT; PROVIDING AN EFFECTIVE DATE; AND RELATED MATTERS.

WHEREAS, pursuant to the provisions of Chapter 17, Title 11, Utah Code Annotated, 1953, as amended (the "Act"), Iron County, Utah (the "County"), is authorized, inter alia, (i) to finance or acquire, whether by construction, purchase, devise, gift exchange or lease, or any one or more of such methods, and to construct, reconstruct, improve, maintain, equip and furnish commercial facilities which shall be located within or partially within, the County; (ii) to finance or to sell or lease or otherwise dispose of commercial facilities upon such terms and conditions as the Board of County Commissioners of the County (the "Board") may deem advisable and as shall not conflict with the provisions of the Act; (iii) to issue its industrial development revenue bonds for the purpose of defraying the cost of financing, acquiring, constructing, reconstructing, improving, maintaining, equipping or furnishing commercial facilities; (iv) and to secure the payment of such bonds as provided in the Act; and

WHEREAS, Alpine Resort Investments, a California limited partnership (the "Company"), has asked the County to issue its Iron County, Utah Industrial Development Revenue Bonds (Alpine Resort Investments Project), in an aggregate principal amount not to exceed Twenty Million Dollars (\$20,000,000) (the "Bonds") and to loan the proceeds from the sale thereof to the Company for the purpose of providing funds to the Company to be used, together with other moneys to be provided by the Company, to finance the acquisition and construction of certain improvements, consisting of ski slopes, ski lifts, gondola, a 9-hole golf course and club house, an equestrian center, a ski lodge (including a restaurant, shops and convention center), roads, water, sewer and parking facilities and paying related expenses, including without limitation, interest accruing on the Bonds during the acquisition and construction of the Project, any necessary reserves for the Bonds and related expenses of issuing the Bonds (the "Project"), which is to be located entirely within the unincorporated area within the boundaries of the County, in consideration of payments to be made by the Company sufficient to pay the principal of, premium, if any, and interest on the Bonds, and the payment of costs of issuing the Bonds; and

WHEREAS, the Board of County Commissioners (the "Board") of the County has adopted a resolution on December 5, 1984, as amended, ratified and re-adopted by a resolution adopted by the Board on December 27, 1984 (collectively, the "Inducement Resolution") declaring the intent of the County to issue the Bonds for said purpose and stating that the Inducement Resolution constitutes affirmative official action of the County within the meaning of Section 1-103-8(a)(s)(iii) Title 25, Code of Federal Regulations

WHEREAS, a public hearing has been held as required by the Tax Equity and Fiscal Responsibility Act of 1982 with respect to the proposed issuance of the Bonds and the Project; and

WHEREAS, pursuant to the Inducement Resolution and the Executive Order of Governor Scott M. Matheson dated September 21, 1984 (the "Executive Order"), relating to the allocation of the "State Ceiling" (as defined in the Executive Order and in Section 103(n) of the Internal Revenue Code of 1954, as amended) of the State for calendar year 1984 (herein referred to as the "1984 State Ceiling"), the County has applied to the State for and has been allocated \$20,000,000 of the 1984 State Ceiling to the issuance and sale of the Bonds for the Project for the Company; and

WHEREAS, the Company has determined to seek the issuance and sale of the Bonds after 1984 and has requested the County to seek a carryover under applicable state and federal law of the said \$20,000,000 of the 1984 State Ceiling allocated to the County; and

WHEREAS, the Board deems it necessary and advisable to apply for and elect such carryover amount and to allocate any such carryover amount to the issuance of the Bonds for the Project for the Company;

NOW THEREFORE, Be It Resolved by the Board of County Commissioners of Iron County, Utah, as follows:

Section 1. The County hereby states and re-affirms its intention, as stated on the Inducement Resolution, subject to due compliance with all applicable provisions of law and the preparation and execution by the County of all necessary agreements and documents in form satisfactory to the County and issue the Bonds for the Project for the Company.

Section 2. For the purpose of enabling the Bonds to be issued after 1984 as tax-exempt bonds under the Internal Revenue Code of 1954, as amended, the Chairman of the Board, the County Attorney, the County Clerk, the County Treasurer and such other officials, employees and agents of the County as the Chairman may designate, are hereby authorized and directed, on behalf of the County, to apply

for and elect a carryforward of the County's allocation of the unused 1984 State Ceiling in the amount of \$20,000,000 (the "Carryforward Amount") for the issuance of the Bonds for the Project for the Company under applicable provisions of state and federal law, including, without limitation, the Executive Order and any amendments thereto or revisions thereof, and to take all actions on behalf of the County, including the execution and delivery of all applications, election statements and other documents, necessary, pertaining or incidental thereto.

Section 3. The Carryforward Amount is hereby allocated by the County to the issuance of the Bonds for the Project for the Company.

Section 4. All resolutions, allocation requests and other actions heretofore passed and taken by the County with respect to the Bonds and the Project, including the Inducement Resolution and the filing of the requests to the State for the aforesaid allocation, are hereby ratified, confirmed and approved.

Section 5. All resolutions or parts thereof heretofore adopted or passed which are in conflict with any of the provisions of this Resolution are, to the extent of such conflict, hereby repealed, except that this repealer shall not be construed to revive any act, order or resolution, or part thereof, heretofore repealed.

Section 6. Immediately after its adoption this Resolution shall be signed by the Chairman and County Clerk and recorded in a book kept for that purpose.

Section 7. This Resolution shall become effective immediately upon its passage and approval.

PASSED AND APPROVED by the Board of County Commissioners of Iron County, Utah, this 31st day of December, 1984.

s/s Dee G. Cowan
Dee G. Cowan
Chairman

Attest:

s/s Clair Hulet
Clair Hulet
County Clerk

(County Seal)

(Here follows other business not pertinent to the above.)

Pursuant to motion duly made and seconded, the Board of County Commissioners adjourned.

s/s Dee G. Cowan
Dee G. Cowan
Chairman

Attest:

s/s Clair Hulet
Clair Hulet
County Clerk

(County Seal)

STATE OF UTAH)
 : ss.
COUNTY OF IRON)

I, Clair Hulet, the duly qualified and acting County Clerk of Iron County, Utah, and ex officio Clerk of the Board of County Commissioners, do hereby certify, according to the records of said board in my official possession, that the above and foregoing is a true and correct copy of the minutes of a special meeting of the Board of County Commissioners of Iron County, Utah, held on December 31, 1984, insofar as said minutes pertain to the matters therein set out.

IN WITNESS WHEREOF, I have hereunto subscribed my signature and impressed hereon the official seal of Iron County this 31st day of December, 1984.

s/s Clair Hulet

Clair Hulet
County Clerk

(SEAL)

APPROVED:

Dee S. Gowen
CHAIRMAN

ATTEST:

Clair Hulet
Clerk