

REGULAR JANUARY 8TH, 1987 MEETING

Minutes of a Regular Meeting of the Board of Iron County Commissioners held in the Commission Chambers at the Courthouse, Parowan, Utah, on January 8th, 1987, beginning at the hour of 9:20 A.M.

Officers in attendance were:

James C. Robinson, Commission Chairman
Dee G. Cowan, Commissioner
Gene E. Roundy, Commission
David I. Yardley, County Clerk

Dee Cowan opened meeting with prayer.

Minutes of the meeting held December 31st, 1986 were corrected. Dee Cowan moved that minutes be accepted. Gene Roundy seconded the motion. All voted in favor.

REORGANIZATION
OF COMMISSION

: Dee Cowan made a motion that Jim Robinson remain as Commission Chairman for another year. Gene Roundy seconded the motion. Jim Robinson approved and accepted.

Commission assignments:

Commissioner Dee Cowan -

Roads (Public works/utilities)
Recreation/Television
Libraries
Fire Protection
Lands and Natural Resources
Liaison with Justice of the Peace
Airports

Commissioner James C. Robinson -

Tourism/Convention
Jail
Fair and Shows
Waste Collection/Disposal
Planning and Zoning
Public Safety
Industrial Development
Liaison with Auditor and Treasurer
Personnel

Commissioner Gene Roundy -

Intergovernmental Relations
Public Health
Mental Health
Human Services
Hospital
Weed Board (pest control)
Ambulance Service
Liaison with Auditor and Recorder
Data Processing

Dee Cowan made a motion to accept assignments. Gene Roundy seconded the motion and James C. Robinson voted for it.

BONDING OF
COUNTY EMPLOYEES

: Kathy Allen asked that the bonding specification for Iron County be changed. She stated that with a "blanket coverage" all County Employees could be bonded for \$15,000, the Assessor at \$50,000, and the Treasurer at \$180,000. Cost would be cheaper than with the current schedule, and coverage would be better.

Dee Cowan made a motion to accept the blanket coverage. Gene Roundy seconded the motion and Jim Robinson concurred.

HAZARDOUS
WASTE DISPOSAL

: A resolution for handling hazardous waste was reviewed. Changes were made in section 3-E to read: the Personnel handling waste at the site; 3-F to read: the manner of handling hazardous waste at the site; 3-G, Penalties for breach of the agreement; and 3-H, Provisions for immediate termination of any such agreement for breach or violation.

With stated changes Dee Cowan made a motion to adopt the resolution. Seconded by Gene Roundy. Approved by Jim Robinson.

REST
HOME

: Mr. and Mrs. Benson appeared with Randy Staples and presented a proposal for expansion of the Rest Home. They asked the County to subordinate position so they could get other financing. Because Mr. Burns, Iron County Attorney, was not present the matter was tabled and set for the next regular Commission meeting.

DISTRICT
HEALTH

: Motion was made by Dee Cowan to appoint Gene Roundy to the board of the Southwest Utah Health Department. Seconded by Jim Robinson. Mr. Roundy accepted appointment. Motion was made by Dee Cowan to also appoint Scott Thorley to the board. Seconded by Gene Roundy.

MENTAL
HEALTH

: Motion was made by Dee Cowan to appoint Gene Roundy to the Mental Health board. Seconded by Jim Robinson. Gene Roundy accepted appointment. Decision to wait on citizen appointment to the board.

GARTH
BRYANT

: Mitchell Schoppmann appeared representing Mr. Bryant to ask that taxes be abated for his building in Cedar City. There was no building on property as of January 1st, 1986 and yet it was assessed at \$60,000.00. Building at that time was in the process of being moved from another location.

The matter was tabled because not enough information was available.

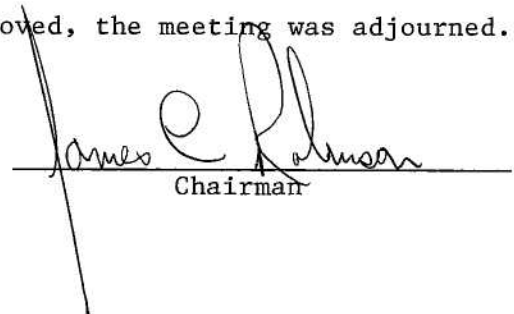
PUBLIC DEFENDER CONTRACT : Scott Burns, Iron County Attorney, is to review the Public Defenders Contract and put it on the agenda for January 22nd.

OLD IRONTOWN SUBDIVISION, PHASE II : Roy P. Urie and Elaine Sproul requested acceptance of the roads in the Old Irontown Subdivision, Phase II, as a recreational subdivision. The roads are 66' wide and meet the County width. The subdivision will be for recreational development, and will be for trailers and campers. They asked for a letter accepting the roads, but they will not be accepted for maintenance. County Attorney, Scott Burns will send a letter accepted the roads, and also releasing the bond held by the County.

D.F.C.M. PAYMENT : Payment was approved of a statement dated November 28th, 1986, from the State Building Facilities Construction and Management in the amount of \$2,012,646.00 less \$150,000.00 for D.F.C.M. Supervisor inspection which had been disallowed in the contract with the Architect, and \$2,946.00 for construction insurance for which the County was not consulted.

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

APPROVED:


Chairman

ATTEST:


Clerk

REGULAR JANUARY 22ND, 1987 MEETING

Minutes of a Regular Meeting of the Board of Iron County Commissioners held in the Commission Chambers at the Courthouse, Parowan, Utah, on January 22nd, 1987, beginning at the hour of 9:20 A.M.

Officers in attendance were:

James C. Robinson, Commission Chairman
Dee G. Cowan, Commissioner
Gene E. Roundy, Commissioner
David I. Yardley, County Clerk
Alice Burns, representing County Attorney

Invocation by Jim Robinson.

Minutes of the meeting held January 8th were reviewed and corrected. Gene Roundy moved to accept minutes as corrected. Dee Cowan seconded the motion. Jim Robinson voted in favor.

AMENDMENT TO
LAND CODE ORDINANCE : The Iron County Planning Commission recommended that Chapter IV of the Amended Land Code Ordinance be changed to read:

"Further, except it be in full compliance with the provisions of the Iron County Land Management Code, no lot within a subdivision approved by the Planning Commission and County Commission and recorded in the Iron County Recorder's Office in accordance with the provisions of this ordinance, including a non-conforming lot within a previously-recorded subdivision, shall further be subdivided, rearranged, added to or reduced in area. Nor shall the boundaries of any lot be altered in any manner so as to create more lots than initially recorded."

To be inserted between the first and second paragraph of Chapter IV, Page 157 of the Iron County Subdivision Ordinance.

A motion was made by Gene Roundy that this change be advertised and then approved. Dee Cowan seconded the motion. Jim Robinson voted for it.

SCOTT
THORLEY : Mr. Thorley requested pay for the first 4½ days in January 1987. This was to cover time that was disputed as to who was legally County Attorney. Total requested - \$606.36.

Dee Cowan made a motion to pay this request and that hereafter the policy will be to follow State Statute and officers will be sworn in on the first Monday after New Years Day. Gene Roundy seconded the motion and Jim Robinson voted for it. Mr. Thorley asked also to purchase a loose leaf folder he had used as a time keeping book. The Commission suggested he keep the folder at no charge.

PAROWAN
CITY

_____ : Jim Burns, Parowan City Manager, appeared
requesting that the County put a high priority
on oiling that portion of 6th West street from 200 North to 400 North. This
street is a County road and is very heavily traveled by farmers and by hay
trucks. The Commission discussed possibilities and referred the matter to
Dee Cowan.

LEGAL
HOLIDAYS

_____ : It was noted that the County Personnel Policy was
out of date with the State Statute concerning
holidays. The previous policy did not recognize Human Rights day on the 3rd
Monday of January.

Gene Roundy made a motion to accept the holidays as written in the Utah
Code, except that Personal Preference Day will be taken by the County on Arbor Day.
Dee Cowan seconded the motion and Jim Robinson concurred.

C.D.B.G. _____ : The Commissioners discussed a resolution to support
the Five County Economic Development Districts
proposal to establish an Economic Development Administration title IX Revolving
Loan Fund.

R E S O L U T I O N

WHEREAS, Iron County is an active member and participant of the Five County
Economic Development District;

WHEREAS, the County desires to be a participant and beneficiary of the proposed
Economic Development Administration Title IX Revolving Loan Fund;

WHEREAS, such a program would substantially improve the situation of the County's
business and industrial community and the local economy as a whole;

NOW, THEREFORE, let it be resolved that the Iron County Commissioners fully
support the Five County Economic Development District's application
for and the establishment of an Economic Development Administration
Title IX Revolving Loan Fund.

Dated this 22nd day of January, 1987.

Signed /s/ James C. Robinson
James C. Robinson, Chairman
Iron County Commission

Dee Cowan made a motion to support this proposal. Gene Roundy seconded the
motion and Jim Robinson voted for it.

BUILDING SITE
SELECTION

: Mr. Roundy reported several options that were considered for office space for the Southwest Utah Mental Health Department and the Southwest Utah Public Health Department. It was determined after much discussion to follow up and get more information on the Fiddlers Canyon Office Complex in Cedar City. An appraisal needs to be done and some other preliminary work before a decision can be made. The matter was tabled for further discussion.

COMMISSION
MEETING TIME

: Mr. Roundy asked that the time be changed for the Commission Meetings from 9:00 A.M. on the 2nd and 4th Thursdays to 2:00 P.M. on the 2nd and 4th Thursdays of each month. This time change was approved.

AMBULANCE

: Gene Roundy reported that he had met with the Ambulance Personnel and Parowan had asked to have the ability to activate a paging system provided to Paragonah. Costs to update the system would be - \$1,000 to update equipment (County to pay half); \$480 per year for phone line; and \$250 to convert current pagettes over. Total expense to County would be approximately \$1,250.00.

It was suggested that these funds come from the current Ambulance budget.

Ambulance Personnel have asked the County to help pay for Hepatitis shots to help prevent the contracting of AIDS. Dee Cowan made a motion that the County would help by paying 1/2 the cost of the shots after the Personnel had been serving over one year. Gene Roundy seconded the motion. Jim Robinson voting in favor.

DATA
PROCESSING

: Gene Roundy recommended that the job description be changed to allow Doug Wilson to be moved to a higher grade. Mr. Roundy was asked to work with Dennis Lowder in formulating a new description. The matter was tabled for six months.

BERYL
AIRPORT

: David Yardley was assigned to check into the procedures for closing the airport and what other possibilities exist for relicensing the airport as unattended. Matter was tabled.

JOANNA
LAMBETH

: The merit review of Joanna Lambeth, secretary for the Cedar City Justice of the Peace, was approved from step 2-4 to step 2-5. Gene Roundy made the motion and Dee Cowan seconded it. Jim Robinson voted in favor.

HOME HEALTH : The meeting with the Community Nursing Services and the Home Health Department is set for January 29th, 1987 at the Home Health Office in Cedar City.

KANARRAVILLE SOUTH ROAD : Mr. Cowan will meet with the State Road Department on a project to widen and resurface old Highway 91, south of Kanarraville for 4.02 miles. No other action was taken.

AGING COUNCIL : It was proposed by Gene Roundy that Mary Fullmer be appointed to fill a 3 year term on the Aging Council Board beginning February 5th, 1987. Dee Cowan seconded the motion with Jim Robinson voting for it.

HAZARDOUS WASTE : The following resolution regarding hazardous waste disposal in Iron County was approved and signed by all Commissioners:

RESOLUTION 87-1

A RESOLUTION DECLARING THE INTENT OF THE BOARD OF COMMISSIONERS OF IRON COUNTY, UTAH, REGARDING THE PLACEMENT OF HAZARDOUS WASTE IN THE IRON COUNTY LANDFILL.

WHEREAS, it is the duty of Iron County to provide facilities for the residents of Iron County to dispose of solid waste, which occasionally includes hazardous waste, and

WHEREAS, Iron County desires to provide said services, as well as to protect the scenic values, the reputation of the County and its surrounding communities, and to protect the residents of Iron County from illness, disease or other disability, and

WHEREAS, it is also the duty of Iron County to provide government services to the residents of Iron County in the most cost-efficient manner possible, utilizing wherever possible sources of funding for those services other than continually raising taxes on county residents, and

WHEREAS, the possibility of raising additional revenue to fund county services in lieu of tax increases may be found in the discreet and careful handling of certain hazardous wastes in the Iron County Landfill under appropriate circumstances, and

WHEREAS, the Board of Commissioners for Iron County, Utah, desires to declare its intent to accept hazardous waste in the Iron County Landfill only under the most controlled conditions so as to guard the health, safety and welfare of Iron County residents,

NOW, THEREFORE, BE IT HEREBY RESOLVED BY THE BOARD OF COMMISSIONERS IN AND FOR IRON COUNTY, UTAH:

1. Iron County will only allow the disposal of those hazardous waste materials which shall be approved for disposal at the Iron County Landfill by the Utah State Health Department and the Southwest District Health Department.

2. All disposal of hazardous waste shall be in strict conformity with guidelines proposed by the two above-mentioned health departments.

3. Any person or entity desiring to place any hazardous waste in the Iron County Landfill shall first enter into an agreement with the Iron County Board of Commissioners. This agreement shall specifically address the following, among various other issues:

- A. The fees which shall be charged for material placement.
- B. The time, date and place of disposal.
- C. The amount or volume of material to be disposed.
- D. The manner and timing of payment for disposal.
- E. The personnel handling waste at the site.
- F. The manner of handling hazardous waste at the site.
- G. Penalties for breach of the agreement.
- H. Provisions for immediate termination of any such agreement for breach or violation.

4. The Board of Commissioners in and for Iron County is hereby authorized to review, revise and formulate a standardized agreement for the handling of hazardous waste in the Iron County Landfill. Said standardized agreement may be amended at any time desired by the Board of Commissioners for Iron County based on the individual circumstances in any case.

5. All resolutions entered into by the Iron County Commission which are in conflict with this resolution are hereby repealed.

DATED this 22nd day of January, 1987.

/s/ James C. Robinson
JAMES C. ROBINSON, Chairman
Iron County Commission

The voting on the above-stated resolution was as follows:

	YES	NO
<u>/s/ James C. Robinson</u> James C. Robinson	<u>X</u>	<u> </u>
<u>/s/ Dee G. Cowan</u> Dee G. Cowan	<u>X</u>	<u> </u>
<u>/s/ Gene E. Roundy</u> Gene E. Roundy	<u>X</u>	<u> </u>

Dee G. Cowan made a motion to approve the Resolution. Gene Roundy seconded the motion and James C. Robinson approved.

SHERIFF VEHICLE : Bid for a Blazer Pickup with a 350 engine was requested by the Sheriff instead of a Ford Bronco with a 300 cubic inch engine. Bid document specified a 350 cubic inch engine. Gene Roundy made a motion to approve the change. Dee Cowan seconded it with James C. Robinson voting in favor.

PUBLIC DEFENDER : Public Defender contract was returned to County Attorney, Scott Burns for review.

PLANNING COMMISSION : The following people were appointed to serve on the Iron County Planning Commission:

Howard Nelson, term to expire 2/5/90; and Ed Fournier, term to expire 2/5/90. Gene Roundy made a motion to approve the appointments and Dee Cowan seconded the motion. James C. Robinson voting for it.

GARBAGE DISPOSAL : Sher Dalton appeared to discuss the new contract to pick up garbage in the Special Service District. Due to funding problems, he agreed to collect at the old rate of \$1,509.20 per month until July 1st, 1987, at which time a new 3 year contract would be approved at 2,300.00 per month. Gene Roundy made a motion to approve this action. Dee Cowan seconded it and James C. Robinson concurred.

WEED BOARD : Gene Roundy moved to release Carl Nelson and appoint Clemont Adams to the Weed Board. Mr. Adams will fill the unexpired term of Mr. Nelson. Seconded by Dee Cowan and approved by Jim Robinson.

MENTAL
HEALTH

: The Commissioners unanimously decided to appoint Virginia Higbee to a 4-year term on the Mental Health Board. The motion was made by Dee Cowan and seconded by Gene Roundy.

SENIOR
CITIZENS

: Zona Topham, Emma Rasmussen, and Connie Lloyd appeared representing the Senior Citizens. They asked to be allotted \$6,588.00 for operation of the Senior Citizen Center in Cedar City. The matter was tabled for further discussion.

Mr. Roundy was asked to check on the insurance coverage for both centers.

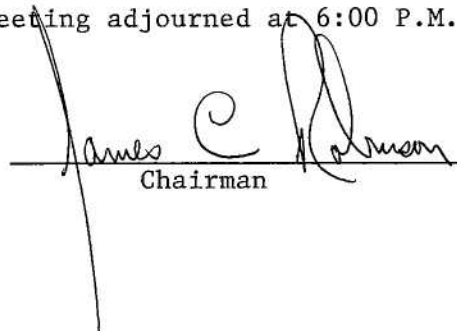
Mr. Roundy and Senior Citizens to set rules for use of the Parowan Center so everyone knows where they stand as far as responsibility.

TRAILWAYS
PETITION

: David Yardley was asked to analyze the route impact and their proposal and take the appropriate action.

Bills were reviewed and approved and the meeting adjourned at 6:00 P.M.

APPROVED:


Chairman

ATTEST:


Clerk

REGULAR FEBRUARY 12TH, 1987 MEETING

Minutes of a Regular Meeting of the Board of Iron County Commissioners, held in the Commission Chambers of the Iron County Courthouse, at Parowan, Utah, on February 12th, 1987, starting at 2:00 P.M.

Officers present were:

James C. Robinson, Commission Chairman
Dee G. Cowan, Commissioner
Gene E. Roundy, Commissioner
David I. Yardley, County Clerk
Scott M. Burns, County Attorney
Ira Schoppmann, Sheriff

Opening prayer by Gene Roundy.

Minutes from previous meeting approved.

GREEN BELT - GAYLE WOOD :

Mr. Wood appeared with Mr. Michael Hamilton and asked for removal of roll back tax on a farm purchased from Guymon family through Mr. Hamilton.

The Council explained that the position taken by the County was that where a new application had not been filed that the full tax would be assessed for the year in question but the "roll back" portion would be waived.

A motion was made by Dee Cowan to apply the policy as explained.
Seconded by Gene Roundy.

STATE OFFICE OF EMERGENCY MANAGEMENT:

Mr. Dee Ell Fifield appeared and discussed Iron County "IMES" program. This deals with County response to local emergencies such as floods, earthquakes, fires, toxic spills, nuclear emergencies, etc. He explained a new plan would be completed by May, 1987.

TAX MATTER :

Mr. Sam Gentry appeared to protest a valuation on a parcel of ground, Serial No. A-0818-0011-0003-1. He explained that this lot was only 1/2 lot and yet was valued more than full lots adjoining it.

He was advised that this was on equalization matter and that at this time no change could be made.

Dee Cowan moved that any penalties be waived. Gene Roundy seconded the motion and Jim Robinson voted for it.

SHERIFF MATTER/BERYL DEPUTY :

Sheriff, Ira Schoppmann appeared to ask for another deputy to replace Wayne Holt in the Beryl area. Mr. Holt plans to retire at the end of March, 1987.

The Commission was sympathetic, however, they asked why Sheriff Schoppmann had not appeared at budget hearings to discuss this. He was advised to work with Mr. Lowder to see if there were any funds available for this new deputy for the remainder of 1987. Matter was tabled for further study.

CIVIL DEFENSE :

Mr. Schoppmann asked for permission to transfer title of three Civil Defense Vehicles as follows - 1) 1953 Dodge Pickup (Serial Number 80041885) to Kanarraville Town. 2) 1953 Dodge Pickup (Serial Number 80250592) to Sheriff Search and Rescue. 3) 1953 Dodge Pickup (Serial Number 80255641) to Sheriff Search and Rescue in Cedar City. Other Pickup now located in Escalante Valley to be retained by Iron County. Sheriff Vehicle: Old Pickup. Sheriff Schoppmann asked that the Chevy Pickup be transferred to Cedar City Corporation to be used by K-9 Patrol. Pickup is not currently working. This transfer was approved.

REST HOME :

Mr. and Mrs. Clarence Benson again requested that Iron County subordinate their position so that they could obtain financing to enlarge the existing facility. After review by the County Attorney, the following agreement was approved on a motion from Gene Roundy. Seconded by Dee Cowan.

NURSING HOME AGREEMENT

- 1 - The project will be financed using a SBA 504 guaranteed loan package.
- 2 - A Commercial Bank or other lending institution will provide 50% loan money for new construction, holding a first mortgage position.
- 3 - Deseret Certified Development Company will provide 40% loan money from bond sales for new construction and will carry a second mortgage position.
- 4 - Mr. Benson will contribute 10% cash infusion for owners participation.
- 5 - The Commercial Bank holding the first mortgage position, will assume an additional approximate \$137,000 in loan amounts above their 50% share which will be paid to Iron County at closing in partial payment of the loan presently held by Iron County with the Bensons.
- 6 - Iron County presently holding the first mortgage position, will accept the estimated approximate amount of \$137,000 and agrees to subordinate to a third mortgage position, holding the remaining \$100,000 note with the Bensons, with the Bensons new monthly payment to the County based on a \$100,000 note at 10% with a 20 year payoff amortization. The paydown to the County will be the amount owed the County at time of closing less the \$100,000 note that the County will continue to hold.

DATA PROCESSING :

Doug Wilson approached the Commissioners about petitioning the computer console into a separate room from his work area because of the noise level. After examination, Gene Roundy made a motion to approve this construction on the condition that he had enough money in his current budget. Dee Cowan seconded the motion and Jim Robinson voted for it.

COMPUTER TRUST REPRESENTATIVE :

After discussing computer trust it was proposed by Gene Roundy to appoint Doug Wilson as Computer Trust Representative for a period of one year. The motion was seconded by Dee Cowan and approved by Jim Robinson.

SOUTHWEST MENTAL AND PUBLIC HEALTH :

Gene Roundy discussed proposals for acquiring office space in Cedar City for the Southwest Health Department and Southwest Mental Health Department.

Mr. Richard G. Reuling from MR&G leasing appeared to explain a lease to own agreement that they would be willing to participate in with Iron County.

After much discussion, it was determined to pursue County purchase of property owned by Barbara Starr for Mental Health and to pursue the purchase of the Fiddlers Canyon Complex if reasonable terms could be arranged. Mr. Roundy and County Attorney, Scott Burns to follow up.

RAINBOW RANCHOS SUBDIVISION :

Mr. William L. Scott appeared as a representative for property owners to ask the County to take over maintenance of their streets.

Commissioner Cowan explained that under present County policy, no new roads could be added to the system. However, if property owners agree to a Special Service District, he would check with the road supervisor to see what is needed to bring roads up to County standards. Mr. Scott will attempt to get owners approval and return to Commission.

MARY FULMER :

Mary Fulmer returned a letter accepting the position as Board Member on the Aging Council. She also requested that she receive a scholarship to attend the Alcohol & Drug Abuse School in Salt Lake City. This was referred to Commissioner Cowan for review.

H. C. VANDERWEST :

Mr. Vanderwest asked the County by letter that taxes be waived on property he is purchasing from Iron County until the property is paid for. This was denied.

PAROWAN CITY :

An agreement with Parowan City was presented to allow Parowan City to direct water, during the winter months and during emergency situations, along County right-of-ways from 400 North to 550 West to culvert under the freeway. Dee Cowan made a motion to accept this agreement. Gene Roundy seconded the motion and Jim Robinson approved and signed the agreement.

NEW CASTLE FIRE DEPARTMENT :

Reed Bown requested permission to attend a California Fire Chief Association workshop in Fresno, California. The Commissioners approved his request if it was in his budget.

AMBULANCE :

Dee Cowan made a motion to authorize the Ambulance Department to sell surplus vehicles under County guidelines. Gene Roundy seconded the motion and Jim Robinson voted in favor.

COMMISSION MEETING TIME :

After discussion, it was decided to change the meeting time back to 9:00 A.M. on the second and fourth Thursday of each month. Dee Cowan and Jim Robinson voted for it. Gene Roundy opposed it.

WEED BOARD :

A policy of hiring part-time help for seasonal work was discussed. It was decided to advertise and hire accordingly.

ROAD DEPARTMENT :

Sale of a 1961 Ford F-100 Pickup, Serial Number F10JR180146, was authorized to Loraine Chamberlain for \$200.00. Motion was made by Dee Cowan and seconded by Gene Roundy.

(Commissioner Cowan was excused to attend another meeting).

CHIEF DEPUTY COUNTY ATTORNEY :

Scott Burns, County Attorney, requested that the appointment of Keith F. Oehler to Chief Deputy County Attorney be approved. This would terminate when Scott Burns leaves office to avoid questions such as occurred on the last change of County Attorney. Mr. Oehler had signed an agreement to this effect. Gene Roundy made a motion to accept the appointment and Jim Robinson approved.

PUBLIC DEFENDER CONTRACT :

The Public Defender Contract has been reviewed by County Attorney and was accepted for 1987 with James L. Shumate appointed as Public Defender.

D.F.C.M. :

A letter was received and reviewed stating the Division of Facilities and Construction Management was not planning on making space in the proposed Social Service office building in Cedar City for any County services.

HUMAN SERVICES COUNCIL :

A motion was made by Gene Roundy to appoint Royce Chamberlain to another term on the Human Services Council. Jim Robinson seconded the motion.

After bills against the County were reviewed and accepted, the meeting adjourned at 8:25 P.M.

ATTEST: David Yardley

APPROVED:

James E. Robinson

REGULAR FEBRUARY 26TH, 1987 MEETING

Minutes of a Regular Meeting of the Board of Iron County Commissioners held in the Commission Chambers at the Iron County Courthouse, Parowan, Utah on February 26th, 1987.

The following County Officials were present:

James C. Robinson, Commission Chairman
Dee G. Cowan, Commissioner
Gene E. Roundy, Commissioner
David I. Yardley, County Clerk
Scott M. Burns, County Attorney

A prayer was offered by Gene Roundy.

Minutes of the meeting held February 12th, were reviewed and accepted.

COUNCIL ON AGING :

A Motion was made by Dee Cowan to approve the appointment of Walter Hansink to the County Board on Aging. Seconded by Gene Roundy. Jim Robinson voted aye.

BUILDING AQUISITION :

Mr. Roundy explained that the Southwest Mental Health and Southwest District Health had received a notice to vacate present offices in the United States Steel Building in Cedar City by March 26, 1987. He covered County responsibility to provide housing for these health services. The Commissioners moved into Executive Session. Reconvened at 9:45.

A motion was made by Gene Roundy to accept the Barbara Starr building for the Southwest Mental Health for \$130,000, \$12,000 for remodeling and \$1,000 for closing costs, etc., contingent on receiving financing. Dee Cowan seconded the motion and Jim Robinson voted for it. Gene Roundy is to notify Barbara Starr of intent.

Scott Burns to draft a lease agreement between Iron County and the Southwest Mental Health. Agreement is to be a lease purchase arrangement where, after building is paid off, Southwest Mental Health will become owners.

FIDDLERS BUILDING :

Purchase of Fiddlers Canyon Office Complex to house Southwest District Health, Assessor Branch Office, Building Inspector, Home Health Department, and State Tax Commission was discussed.

Mr. Frank Nichols came and discussed land trades he was proposing. Questions remained about a parcel near current garbage pits and containing two large dump pits. Concerns were raised about buffer zone around future pits.

Matter was tabled, with no action, for further negotiation and review.

DATA PROCESSING :

Doug Wilson presented a proposal for an air conditioner in the computer room addition. Total cost to enclose computer along with air conditioner should be about \$3,500.00.

Mr. Wilson was instructed on a motion by Gene Roundy, to check with P.M.S. to find if any further charges would be made in 1987 and if he still had sufficient budget to go ahead with construction. Dee Cowan seconded the motion.

BERYL COORDINATING COUNCIL :

Sterling Harker representing Beryl Coordinating Council, asked if some current budgeted funds could be used to finish drywall and paint interior of fire house at Beryl. Mr. Harker had a written bid to tape and finish sheetrock for \$.17 per square foot and he had received two oral bids for \$.20 per square foot. Painting would be done by volunteers.

Dee Cowan made a motion that they accept the low bid to finish the drywall, and to finance 1/2 of the costs from County Road fund since the County does use half of the building for equipment storage in the winter. The other half of funds to come from coordinating council funds. Gene Roundy seconded the motion and Jim Robinson voted for it.

IRON COUNTY LAND FILL :

Sher Dalton appeared and explained that at the landfill they are having problems on weekends and at night. He asked for an increase in the contract to cover another man to supervise the dump.

Dee Cowan suggested the road department build a gate and install it at the dump for night control. Mr. Dalton was instructed to rearrange time of help to close during lightest day and man dump on Sundays.

BUREAU OF LAND MANAGEMENT :

Bureau of Land Management approached the Commission about aquisition of a right-of-way over private property on a road north of Modena toward Pine Valley. The property in question comes up for tax sale in 1987.

They were advised the County could grant no such right-of-way and even after tax sale for a period of several years because of redemption rights.

The discharge canal from the silver mine was also discussed as to whether Iron County would like it left in place on completion of mining operations for flood control or if it should be returned to previous state. The Commissioners all recommended that it be left for flood control. This would allow B.L.M. to release bond being held for this reclamation project.

A weed control agreement that would be ongoing was also discussed. Copy of agreement to be forwarded to Scott Burns for review. Jim Robinson to sign and return to the Bureau of Land Management.

JULIE GROVE BUSINESS LICENSE :

Application for license to operate a beauty shop in the home of Julie Grove, near New Castle, was approved on a motion from Gene Roundy and seconded by Dee Cowan.

STATE TAX COMMISSION :

A letter was reviewed concerning public hearings for tax increases. Notice must be received by County Auditor by March 1, 1987.

ASSESSOR :

Dennis Ayers asked for a position statement on vacant lots in subdivisions for taxing purposes. He explained that in the past, this has been handled on a case by case basis and it has ended up that some lots are taxed far less than others.

The Commissioners asked for time to review the problem before making a decision.

COUNTY/STATE JAIL COMPLEX :

Tim Slocum, Jail Commander, appeared with a proposal for a computer for the new jail complex. Total proposed cost would be approximately \$135,500 plus \$1,250 per month maintenance costs. These costs were not broken down as to State and County costs.

Commissioner Jim Robinson stated that before any county funds could be committed, we would need to have a breakdown of State share and County share as to use and distribution through complex.

WASTE DISPOSAL BILLING :

Billing procedures for special garbage disposal district was discussed. Procedure will be to bill on tax notice, collect with taxes, and on new construction, billing to begin six months after permit is issued.

COURTHOUSE PHONE SYSTEM :

The County Clerk was asked to check on putting night bells on phones in the Treasurer's and Assessor's Offices. He was also asked to check on an "out" watts line for the Courthouse. Dee Cowan made a motion authorizing night bells. Gene Roundy seconded the motion.

TRAVEL VOUCHER - LOU TONG :

A bill from former Commissioner, Lou Tong, for 1986 travel expense of \$1,000 was approved.

CIVIL DEFENSE :

A motion by Commissioner Dee Cowan that all surplus vehicles or equipment not in current use is to be stored only at the County road shed was seconded by Gene Roundy and voted for by Jim Robinson.

After bills against the County were reviewed and accepted, the meeting adjourned at 5:00 P.M.

ATTEST: David Yudley APPROVED: James E. Robinson

REGULAR MARCH 12TH, 1987 MEETING

Minutes of a Regular Meeting of the Board of Iron County Commissioners held in Commission Chambers of the Iron County Courthouse, at Parowan, Utah on March 12, 1987.

Officers in attendance were:

James C. Robinson, Commission Chairman
Dee G. Cowan, Commissioner
Gene E. Roundy, Commissioner
David I. Yardley, County Clerk
Scott M. Burns, County Attorney

Opening prayer by Dee Cowan.

Minutes of last meeting were reviewed. Motion made by Dee Cowan to accept the minutes with minor changes. Seconded by Gene Roundy.

PARAGONAH TOWN :

A bill from Paragonah town for phone connection linking ambulance service to Parowan was reviewed. Bill was for \$496.00 more than authorized. Mr. Royce Barton said that Commissioner Lou Tong had authorized the extra \$500.00 expenditure before he left office.

Gene Roundy made a motion to approve payment contingent on verification from Lou Tong of such an authorization. Seconded by Dee Cowan and Jim Robinson voted in favor.

AMBULANCE :

A motion was made by Dee Cowan authorizing Gene Roundy to sign and circulate a letter advertising for sale two surplus ambulances. Seconded by Gene Roundy. Jim Robinson voted aye.

INTERIOR DEPARTMENT :

A letter from the United States Department of the Interior concerning procurement of services from minority and women owned businesses was read and reviewed.

SHERIFF :

Sheriff, Ira Schoppmann and Auditor, Dennis Lowder appeared to discuss replacement of Deputy Wayne Holt in West Iron County. Dennis Lowder has reviewed the budget and money was appropriated to cover salary for the full year.

Gene Roundy made a motion that advertising begin for a new deputy following hiring procedures outlined in the County Personnel Handbook. Dee Cowan seconded the motion and Jim Robinson voted aye.

GARBAGE BOND REVIEW :

Landfill performance bond for D & O Sanitation was reviewed. It was recommended that the bond does need to be continued in force.

HAZARDOUS WASTE DISPOSAL :

A letter from the Utah State Department of Health clarifying their position on hazardous waste was reviewed.

Iron County landfill is authorized to dispose of asbestos provided all air quality conditions for disposal are met. Other hazardous materials may not be accepted for disposal at the landfill.

SEWAGE DISPOSAL :

A request to dump new sewage from holding tanks at rest stops and campgrounds was reviewed.

A motion by Gene Roundy, to limit dumping at the present time until a contract could be drawn up and issued on an individual basis similar to dumping of asbestos and contingent on health department approval, was seconded by Dee Cowan with Jim Robinson voting in favor.

At the present time dumping is to be restricted.

H. V. VANDERWEST :

Mr. Vanderwest appeared to discuss Valley of Vision subdivisions. He stated that it was his intention to transfer title to the County so he would not have to pay taxes during the life of the contract to redeem property.

After reviewing the minutes from the November 14, 1985 and November 27, 1985 Commission Meetings, which state specifically that he would pay current taxes plus all back taxes to bring property current, and also because of legal implications, Dee Cowan made a motion to write Mr. Vanderwest stating that he would be required to keep taxes current and no taxes could be waived. Gene Roundy seconded the motion and Jim Robinson voted in favor.

PAROWAN ECONOMIC DEVELOPMENT :

Mr. Will Hillis and Mr. Morris Crisp requested that Iron County proceed with the plan to develop a new County fairground at a site east of the present racetrack in Parowan.

After a discussion, it was decided that Commissioner Jim Robinson meet with Parowan City and Fair officials to go over the proposed site and look for professional help to develop a master plan for the site.

PAROWAN CITY EASEMENT :

Parowan City applied for an easement 15 feet wide across the back portion of the County Courthouse property to install a pressurized irrigation system.

Gene Roundy made a motion to modify the agreement to release any liability against the County and then approve the right-of-way. Dee Cowan seconded the motion and Jim Robinson approved. Scott Burns to draft changes and return for signatures.

COUNCIL ON AGING :

Dee Cowan made a motion to appoint Zona Topham and Carline Green to another term on the board of directors of Iron County's Council on Aging. Gene Roundy seconded the motion.

Appointment of Walter Hansink made February 26, 1987 was put on hold due to a misunderstanding on the Board of Directors.

ALTA ADAMS RETIREMENT :

A letter from the Utah State Retirement Board concerning Alta Adams was reviewed. Her retirement fund was not contributed to for the period October 1, 1964 through February 28, 1971. Contributions due would be \$1,919.60 from the County and \$1,919.60 from the employee.

Gene Roundy made a motion to pay the County's share of the retirement. Seconded by Dee Cowan and approved by Jim Robinson.

JANETTE CROOKS VENDOR REQUEST :

Janette Crooks asked to place two vendor boxes of snacks in the Courthouse. Authorization was given by all members of the Commission.

STATE LANDS & FORESTRY MEETING :

A letter inviting the Commissioners to a State Lands and Forestry meeting to be held in St. George was reviewed. Commissioner Dee Cowan planned on attending.

DATA PROCESSING :

Doug Wilson reported that funds previously approved for endorsing the computer had already been spent on computer equipment.

The Commissioners asked him to put it in his budget for next year because no other funds were currently available.

Doug Wilson also asked if he could be authorized to purchase a modem and terminal to install at his home to avoid returning to the Courthouse several times at night. Proposal would include another phone line into his home.

There are funds currently available for this purchase. Commissioner Gene Roundy made a motion to authorize this purchase as outlined. Dee Cowan seconded the motion and Jim Robinson voted in favor.

BLM WEED AGREEMENT :

A memorandum of understanding between the Iron County Weed Board and the Cedar City District Bureau of Land Management was reviewed.

A motion by Gene Roundy to accept the agreement with one slight change was seconded by Dee Cowan. James Robinson signed the agreement and instructed the Clerk to forward the signed agreement to the District Bureau of Land Management.

WEED BOARD :

Gene Roundy reported that a current member of the weed board, Scott Berry, had moved from Iron County. Gene Roundy moved that Raymond Prestwich be appointed to serve his unexpired term. Dee Cowan seconded the motion and Jim Robinson voted in favor.

UTAH LOCAL INSURANCE TRUST :

A letter notifying the County of the annual meeting of trust was reviewed. The Commission authorized Dennis Lowder to attend if possible.

BUILDING ACQUISITION :

Gene Roundy discussed developments in acquiring the Fiddlers Canyon Office Complex. After discussing options, the Commissioners instructed Gene Roundy to continue negotiations.

The Sunnyhill School purchase was also reviewed. It was reported that funds are in place and ready to close.

ASSESSOR :

Dennis Ayers explained the procedure on assessing vacant lots in undeveloped subdivisions. After much discussion, no set procedure to cover all subdivisions was reached.

Dennis Ayers also stated that Lorraine Johnson had passed her test to become certified as an appraiser. He requested that she be advanced to a step 13 as a Chief Deputy/Appraiser. Gene Roundy made a motion to rewrite the job description to include Chief Deputy/Appraiser and submit the description to Mike Swallow for review and recommendation. Retroactive salary to be discussed when position is filled. Seconded by Dee Cowan with Jim Robinson voting in favor.

HIGHWAY PATROL :

Joyce Milne, in a letter, stated that the Highway Patrol would be utilizing 3,942 square feet for their operation at the new jail complex.

(County Attorney, Scott Burns, was excused and left for other commitments).

AUDITOR _____ :

Ardell Hyatt reported that the computer was down and so there was not a printout of outstanding bills. After consideration, the Commissioners unanimously consented to let the Auditor pay the bills but to keep for review at the next meeting any that he had questions on.

FUND FOR ELDERLY/HANDICAPPED TRANSPORTATION:

Funds are available on a cost share basis to purchase vans for the elderly and handicapped. Gene Roundy is to review and pass information on to the Council on Aging.

PAROWAN & BRIAN HEAD CHAMBERS OF COMMERCE:

The Commissioners agreed to pay a membership fee of \$1,500 each to the Brian Head and Parowan Chambers of Commerce. It was noted that the Commission is already a member of the Cedar City Chamber. Money is to come from Transient Room tax.

TREASURER _____ :

A portion of the tax paid by Intermountain Power Project was reviewed. It was originally specified to put disputed portion into a trust account. After review, it was discovered that this created legal problems so disputed tax has been dispersed as per statute.

The meeting adjourned at 4:50 P.M.

ATTEST:

David Yardley

APPROVED:

James E. Robinson

REGULAR MARCH 26, 1987 MEETING

Minutes of a Regular Meeting of the Board of Iron County Commissioners held in Commission Chambers of the Iron County Courthouse, at Parowan, Utah on March 12, 1987.

Officers in attendance were:

James C. Robinson, Commission Chairman
Dee G. Cowan, Commissioner
Gene E. Roundy, Commissioner
David I. Yardley, County Clerk
Scott M. Burns, County Attorney

Opening prayer by David Yardley.

Minutes of the previous meeting were reviewed. Motion to accept minutes was made by Dee Cowan and seconded by Gene Roundy.

INTERMOUNTAIN HEALTH CARE :

Scott Burns explained the ruling made by the Utah Supreme Court regarding the taxing of non-profit hospitals and the criteria they need to meet to maintain a tax exempt status.

The six criteria are:

- 1) Whether the stated purpose of the entity is to provide a significant service to others without immediate expectations of material reward.
- 2) Whether the entity is supported and to what extent, by donations and gifts.
- 3) Whether the recipients of the "charity" are required to pay for the assistance received, in whole or in part.
- 4) Whether the income received from all sources (gifts, donations, and payment for recipients) produces a "profit" to the entity in the sense that the income exceeds operating and long-term maintenance expenses.
- 5) Whether the beneficiaries of the "charity" are restricted or unrestricted and, if restricted, whether the restrictions bears a reasonable relationship to the entity's charitable objectives.
- 6) Whether dividends or some other form of financial benefit, or assets upon dissolution, are available to private interest, and whether the entity is organized and operated so that any commercial activities are subordinate or incidental to charitable ones.

The Commission decided that this case should be handled as a regular equalization case and should be heard May 28, 1987 at 4:00 P.M.

LAW LIBRARY :

Steve Julien reported on what he had been doing in the County Law Library. He reported one set of books he could not find. County Attorney has that set at his office.

Commissioners toured the library. The library needs a set of Sheppards Citations and updates.

FOREST SERVICE :

Rollo Brunson and a delegation from the Dixie National Forest covered several areas of concern.

1. Cooperative law agreement between Iron County and U.S.F.S. was reviewed. U.S.F.S. has budgeted \$2,500.00 for 1987. Dee Cowan made a motion to accept the agreement. Gene Roundy seconded the motion and Chairman, James C. Robinson signed the agreement.
2. Mr. Brunson informed the Commission that a gate had been placed on the Ashdown Gorge road and forest boundary and S.U.S.C. property. They wanted to be on record as formally protesting this gate.
3. Off road vehicles. Mr. Brunson also asked for input from the Commissioners concerning off road vehicles and the effect that the new Utah State law would have on County roads. They further explained roads and areas that they proposed closing due to hazardous conditions, traffic flow, and environmental concerns. They will receive comments on their proposal until April 15, 1987.
4. Mr. John Bentley explained the signing system that would be implemented starting this summer on forest service roads.
5. Joint road maintenance agreement was tabled for review by Dee Cowan and Neil Forsyth.

IRON COUNTY FAIR :

Joan Mortensen, Iron County Fair Committee Chairman, discussed plans for the 1987 Fair, scheduled to run September 2-7, 1987. New facilities planned for a new fairground were also discussed.

It is the intention to again have a booth at the Utah State Fair.

BERYL COORDINATING COUNCIL :

Mr. Sterling Harker, Vice President of the Beryl Coordinating Council, reported that work had been completed on drywall and painting of the Beryl Firehouse. County share of this project would be \$718.50, which is to be paid from road funds. Dee Cowan made a motion to pay the bill. Gene Roundy seconded the motion and Jim Robinson voted to approve.

Mr. Joe Burns also requested a donation of a four wheel drive vehicle to be converted into a first response unit. He was informed that no vehicle was available at this time and the item was not budgeted for.

PAROWAN CITY RIGHT-OF-WAY :

A right-of-way from Iron County to Parowan City, after rewriting by Iron County Attorney Scott Burns, to clarify some questions in the original document, was approved on a motion from Gene Roundy and seconded by Dee Cowan. Jim Robinson signed the agreement.

CEDAR CITY TRAP CLUB :

A request from Cedar City Trap Club to use County property adjacent to the present Cedar City dog pound was reviewed and approved on a motion from Dee Cowan and seconded by Gene Roundy. Jim Robinson signed the agreement.

BOUNDARY COMMISSION :

Appointments to the Boundary Commission were reviewed. On a motion from Dee Cowan, Dennis Ayers was appointed to the Commission to replace Steve Grimshaw and Gene Roundy was appointed as an alternate member to replace Lou Tong. Motion was seconded by Gene Roundy and Jim Robinson voted in favor.

It was determined that at this time, no further appointments would be necessary.

BUILDING ACQUISITION :

Land trade on Fiddlers Canyon building was discussed and the Commission was brought up-to-date on negotiations.

The agreement of M. ^{R.}D. & G. leasing concerning the Barbara Starr building was also discussed. The Lease Purchase Agreement is ready to close. It should be completed by April 3, 1987. It was the unanimous opinion of the Commission that rent should start when the agreement is finalized.

TAX MATTER/BRUCE GORDON :

Cora Hulet appeared to explain a matter dealing with property owned by Bruce Gordon in Garden Valley Ranchos. Property had, by mistake, been sold to the County at the 1986 tax sale because of a deed not being recorded by the County Recorder. This was not Mr. Gordons fault.

A motion was made by Dee Cowan to change ownership from the County back to Mr. Gordon. Seconded by Gene Roundy with Jim Robinson voting in favor. Commissioner Gene Roundy made a motion to waive penalty on the tax. Dee Cowan seconded the motion and Jim Robinson voted in favor.

ASSESSOR :

Dennis Ayers, representing ^{Harvey} Harvey Holmes, requested that taxes on property rolled back from greenbelt should be waived. He was instructed that the policy was to pay regular tax for the year in question and "rollback" would be waived.

No action was taken because the matter was not on the agenda.

DRUG AND ALCOHOL SCHOOL :

Maude Fairbanks made a presentation explaining the Drug and Alcohol Abuse School to be held at the University of Utah on June 21-26, 1987. The County has appropriated two scholarships and these will be matched with two more from the University of Utah.

CIVIL DEFENSE :

Liability coverage for passengers in Civil Defense vehicles was discussed. The County currently has \$2,000.00 coverage. Motion to increase coverage to \$5,000.00 was made by Gene Roundy and seconded by Dee Cowan. Jim Robinson voted in favor.

(Jim Robinson and Scott Burns were excused to attend another meeting.)

LIBRARY :

Dee Cowan discussed the last joint library board meeting attended by Russell Davis to discuss the possibility of combining Cedar City and Parowan Libraries into a County Library system.

ASBESTOS :

Edgar Millaway requested permission to dump asbestos at the landfill. Procedures were discussed and prices to dump were set at \$250.00 or \$100.00 per ton, whichever is greatest.

A motion was made by Dee Cowan and seconded by Gene Roundy to authorize this price structure at the present time. Jim Robinson not present and not voting.

TREASURER :

Merna Mitchell requested Data Processing funds to update year end report procedures. Gene Roundy moved to authorize expenditures. Seconded by Dee Cowan. Jim Robinson not present and not voting.

TAX MATTER :

A letter was reviewed from Southern Utah State College stating that they had purchased three properties that should be removed from the tax rolls starting for the tax year January 1, 1987.

D. Parry Mackelprang, 1010 West 200 South
Louisa Perry Mackelprang, 1020 West 200 South
Lee A. Wastell, 165 South 900 West

Dee Cowan made a motion to exempt the properties. Seconded by Gene Roundy. Jim Robinson not present and not voting.

UNITED STATES STEEL :

Scott Burns, County Attorney, was authorized to write a letter of intent to obtain 4 mining claims located in the County solid waste disposal pit. The proposal is for a land trade involving no expense to the County except taking over the maintenance of a section of County road in the Iron Springs area.

JAIL COMPLEX :

The computer system request was reviewed and prices were discussed on the proposed lease purchase agreement.

Gene Roundy moved that Jim Robinson be authorized to draft a letter committing Iron County to participate in the purchase of the proposed system. The motion was seconded by Dee Cowan. Jim Robinson approved.

The bills were reviewed and approved by all the Commissioners.

The meeting adjourned at 4:45 P.M.

ATTEST:

David Gardley

APPROVED:

James E. Robinson

REGULAR APRIL 9, 1987 MEETING

Minutes of a Regular Meeting of the Board of Iron County Commissioners held in Commission Chambers at the Courthouse in Parowan, Utah on April 9, 1987 beginning at the hour of 9:10 A.M.

Officers in attendance were:

James C. Robinson, Commission Chairman
Dee G. Cowan, Commissioner
Gene E. Roundy, Commissioner
David I. Yardley, County Clerk
Calleen Mason, County Attorney's Secretary

Opening prayer by Jim Robinson.

Minutes of the March 26th, 1987 meeting were reviewed and approved.

SOUTHWEST MENTAL HEALTH :

A motion to authorize James C. Robinson to sign the contract with the Southwest Mental Health District for a ten-year lease with option to buy concerning the Barbara Starr building in Cedar City was made by Gene Roundy. Jim Robinson seconded the motion and signed the contract. Dee Cowan was not present and not voting.

PURCHASING :

Gene Roundy explained some problems concerning purchase of supplies and auto parts by County Departments. He asked that purchases be spread between local businesses.

A motion was presented by Gene Roundy to have the County Clerk write a letter to all department heads asking them to equalize purchases between businesses. The motion was seconded by Dee Cowan and Jim Robinson voted in favor.

AMBULANCE :

Gene Roundy reported on problems with radio and pagers in the Beryl area. After an inspection, it was determined that the radio was sufficient but a new antenna system should be installed when funds became available.

The Beryl Coordinating Council has submitted a grant application to Utah Emergency Medical Services Grant Program. Matching funds that are to be supplied are to come from the Coordinating Council budget.

COUNTY JAIL :

The operating agreement between Iron County and the State was to be reviewed, however, final details have not been worked out and the final agreement has not been drafted by the State.

HOME HEALTH :

Gene Roundy reported that there appears to be a problem deciding who has administrative authority. It was noted that they operate under their own by-laws and own pay scale. Mr. Roundy suggested that the advisory board now in place be changed to a governing board.

Matter was referred to the County Attorney for an opinion.

ASSESSOR :

On a motion by Gene Roundy, the position of "Appraiser" was created in the Iron County Assessor's Office. This position would start at a pay grade 13 step 1. Position is not to be made retroactive and salary is to become effective when the position is filled.

A stipulation was also made that the position of Chief Deputy would be vacated and only filled by appointment in name only with no pay increase. The motion was seconded by Dee Cowan and Jim Robinson voted in favor.

STEVE CROWTHER :

Mr. Crowther appeared representing Country Aire Estates with Mr. Murlan Carter to ask for assistance with a flood problem. He asked if the County road being built to the Juvenile Detention Center could be in a "V" shape to help direct water past the subdivision. Dee Cowan was asked to consult with Cedar City on the road design.

Mr. Crowther also inquired as to procedures of the May tax sale and if a portion of back tax could be abated because property is in continuing litigation. The Commissioners informed him that a legal opinion would be needed but that it appeared that the property could not be waived from the tax sale. The matter was tabled until a legal opinion from the County Attorney could be reviewed.

INSURANCE :

Teresa Wallace appeared representing Colonial Life and Accident Insurance. She made a presentation to explain pre-taxing of County Employee wages. She explained that this could result in a savings to the County through participation by reducing the Employer contribution to F.I.C.A. The County or employees would have the option to go on their system at no charge to the County.

Dee Cowan made a motion to authorize Colonial Life the opportunity to interview the County Employees, provided the impact would not be greater than the savings to the County.

KENNETH SIZEMORE :

Mr. Sizemore reported on the flood management plan, especially in the Coal Creek drainage. Because County responsibility was unclear, a legal opinion was needed. Gene Roundy was asked by the Commission to assume flood control responsibility.

MAY TAX SALE :

Dennis Lowder, Merna Mitchell, and Cora Hulet came before the Commission to explain the new 1987 law requiring a title search to be done on properties going on the May tax sale. As of now, there are 180 parcels involved.

Dee Cowan made a motion authorizing Cora Hulet as Recorder to hire an assistant or contract with a title company to do the abstracting required. Funds will be provided from revenue of the sale. Motion was seconded by Gene Roundy and approved by Jim Robinson.

Dennis Lowder also explained a new option in bidding which allows an increase in dollar bid rather than a decrease in property size. The old method can also be used. Either or both at the discretion of the Commission. The Commissioners asked that Dennis Lowder make a recommendation as to what method should be used for each property. The Commissioners all agreed that percentage sales of whole property should not be allowed.

YORK JONES :

Mr. Jones presented a map showing mining claims and triangulation points in the Iron Springs area. This covered property in a proposed land trade and also for the two open pits for future garbage pits.

He also requested that Iron County proceed with haste to acquire adjoining claims now held by USX and CF&I. Mr. Jones presented a filed copy of a non-exclusive road easement on Utah International portion of the road from Iron Springs to the Comstock mine.

A motion by Dee Cowan to authorize the Clerk to follow through and authorize payments on deeds and right-of-ways to make them legal, was seconded by Gene Roundy and Jim Robinson voted in favor.

BUILDING ACQUISITION :

Frank Nichols appeared to discuss property trades and the building acquisition on Fiddlers building. After much discussion, a motion was made by Gene Roundy that the County purchase the Fiddlers building for \$352,000.00 plus

closing costs and other considerations. Jim Robinson seconded the motion. Dee Cowan was not present and not voting. However, when he returned he indicated that he was in favor.

RESOLUTION NO. 87-3 :

Dee Cowan made a motion to accept the following Resolution. Seconded by Gene Roundy.

RESOLUTION 87-3

WHEREAS English is a common bond that holds all Americans together and any society divided by language can never be totally united.

WHEREAS government should foster the similarities that unite us, rather than the differences that divide us.

WHEREAS some non-English speaking groups are trying to give foreign languages the same status as English at the expense of the American taxpayer.

WHEREAS bilingual education in public schools and multilingual ballots threaten to divide us along language lines.

WHEREAS we recognize that while the study of foreign languages should be encouraged and the rights of individuals and groups to use other languages must be respected, failure to learn English could inhibit communication in areas beneficial to American society.

THEREFORE BE IT RESOLVED that the Iron County Commission endorses a constitutional amendment making the English language the official language of the United States.

BE IT FURTHER RESOLVED that the Iron County Commission urges the Utah Association of Counties to adopt a similar position and to support efforts to accomplish this goal; making the English language the official language of the State of Utah and the United States of America.

DATED this 9th day of April, 1987.

BOARD OF IRON COUNTY COMMISSIONERS

/s/ James C. Robinson
JAMES C. ROBINSON, Chairman

/s/ Dee G. Cowan
DEE G. COWAN, Commissioner

/s/ Gene E. Roundy
GENE E. ROUNDY, Commissioner

UTAHNA SMITH :

Utahna Smith and Dennis Lowder explained that former employee, Earl Smith's death benefit had been denied, even though he had kept the premium up after a forced retirement.

Mr. Lowder said that in telephone conversations, this benefit was to be in force. The County and Earl Smith acted in good faith and so they felt like this should be paid. The matter was referred to Scott Burns to see if any action should be initiated.

HAZARDOUS WASTE :

The County Clerk indicated that a letter had been received from the Utah State Bureau of Air Quality giving their authorization to dump asbestos waste at the Iron County landfill.

DAY LANE :

Dee Cowan reported that a deed had been prepared and was waiting for signatures of involved landowners to widen the Day Lane in preparation for oiling.

(James Robinson was excused to attend to other commitments.)

ERIC C. CHAMBERLAIN :

A quit claim deed to correct an error in a description of property sold in a prior tax sale was approved on a motion from Dee Cowan and seconded by Gene Roundy.

MOUNTAIN VIEW SPECIAL SERVICE DISTRICT:

Eric Bruckner was reappointed for another term on the Board of Directors for Mountain View Special Service District on motion from Gene Roundy. Seconded by Dee Cowan. Nancy Cornelius has submitted her resignation due to health problems. The County Clerk was instructed to contact Mr. Bruckner for suggestions to replace her.

UTAH COUNTIES FINANCE COOPERATIVE :

Utah Counties Finance Cooperative agreement, as amended and restated, was approved previously by Scott Burns. Gene Roundy made a motion that Dee Cowan be authorized to execute the agreement. Dee Cowan seconded the motion and signed both the Resolution 87-2 and Utah Counties Finance Cooperative agreement as amended and restated.

RESOLUTION APPROVING THE UTAH COUNTIES
FINANCE COOPERATIVE AGREEMENT
AS AMENDED AND RESTATED

Resolution No. 87-2

WHEREAS, Iron County (the "County") is a member of the Utah Counties Finance Cooperative, formed pursuant to the Utah Counties Finance Cooperative Agreement (the "Agreement") under the Interlocal Co-operation Act, Title 11, Chapter 13, Utah Code Annotated 1953, as amended (the "Act"); and

WHEREAS, such legal or administrative entity, designated as the Utah Counties Finance Cooperative (the "Cooperative"), is authorized pursuant to the

Act to issue tax-exempt governmental obligations, the proceeds of which will be used to assist participating counties (the ""Participants") in their attempt to provide efficient governmental services for their citizens by making loans or by leasing property to such Participants; and

WHEREAS, the Cooperative is empowered by the Act to (a) own, acquire, construct, operate, maintain and repair any facility or improvement as provided for in the agreement forming the Cooperative; (b) borrow money or incur indebtedness, issue revenue bonds or notes for the purposes for which it was created, assign, pledge or otherwise convey as security for the payment of any such bond or indebtedness the revenues and receipts from such facility, improvement or service; (c) sell or contract for the sale of the product or the service or other benefit from such facility or improvement to public agencies within or without the state on such terms as it deems to be in the best interest of its participants; and

WHEREAS, the Participants of the Cooperative deem it in their best interests to amend the Agreement to provide that the Representatives of the Participants can delegate the governance of the Cooperative to a three (3) member Board of Directors; and

WHEREAS, County desires to adopt an amended restated Utah Counties Finance Cooperative Agreement with the powers specified above and with all other powers granted or exercisable by such Cooperative under the Act; and

WHEREAS, the proposed form of the Utah Counties Finance Cooperative Agreement, as amended and restated, to be dated as of April 17, 1987 (the "Amended Agreement") has been presented to the County and the County believes it is in its best interest to approve the Amended Agreement by this resolution; and

WHEREAS, the County desires to re-appoint a duly elected official of the County to act as its representative ("Representative") for the purpose of electing the governing board of the Cooperative;

NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE COUNTY AS FOLLOWS:

Section 1. All action not inconsistent with the provisions of this resolution heretofore taken by the governing body of the County directed toward creating the Cooperative for the purpose of issuing obligations to finance various facilities, services or improvements of the Participants, are hereby ratified, approved and confirmed.

Section 2. The Cooperative shall have the power and authority to issue bonds ("Bonds") for the purpose of providing funds (i) to loan to the Participants to acquire needed facilities, services or improvements; and/or (ii) to purchase or otherwise acquire such facilities, services or improvements and lease, sublease, or sell them to the Participants or own and operate the same for Participants pursuant to operating or management contracts.

Section 3. The Amended Agreement, in the form presented to this meeting, is hereby approved, and Dee Cowan is hereby authorized and directed to execute and deliver the Amended Agreement, in substantially the form presented to this meeting, but with such changes therein as he or she shall deem necessary and appropriate, his or her execution thereof constituting conclusive evidence of the County's approval of any and all such changes.

Section 4. The County agrees, subject to the conditions contained herein and in the Amended Agreement, and subject to compliance with all provisions of law, as follows:

(a) The County will adopt or cause to be adopted such further proceedings, if any, authorizing the execution and delivery of documents as may be necessary or advisable for the authorization and execution of the Amended Agreement and compliance with any of the terms and conditions thereof.

(b) The officers and employees of the County are hereby authorized to take such further action as is necessary to carry out the intent and purposes hereof and the execution of the Amended Agreement and to carry out the purposes of the Amended Agreement.

Section 5. The County hereby appoints Dee Cowan, a duly elected official of the County as its Representative for the purpose of electing the Board of Directors of the Cooperative (the "Board"). Such Board shall oversee the issuance of the Bonds and conduct all other business as may be required to carry out the functions of the Cooperative in accordance with the Amended Agreement. An administrator may assist the Board of the Cooperative with all administrative matter but shall have no vote in the governance of the Cooperative.

Section 6. This resolution constitutes an approval of the Amended Agreement. As stated therein, the County shall not incur any pecuniary liability upon the adoption of this resolution or the execution of the Amended

Agreement. Liability shall exist only after and to the extent that the County either borrows money from the pool of available funds or purchases or leases or subleases or contracts with respect to property acquired with the proceeds of the Bonds.

Section 7. The duration of the Cooperative shall be as provided in the Amended Agreement but in no event to exceed 50 years.

Section 8. All orders, ordinances and resolutions with respect to this transaction heretofore adopted, or parts thereof, which are in conflict with any of the provisions hereof are, to the extent of such conflict, hereby repealed, except that this repeal shall not be construed to revive any act, order or resolution, or part thereof, heretofore repealed.

Section 9. If any provision of this resolution shall be held or deemed to be or shall, in fact, be invalid, inoperative or unenforceable for any reason, such reason shall not have the effect of rendering any other provision or provisions hereof invalid, inoperative or unenforceable to any extent whatever, this resolution and the provisions of this resolution being deemed to be the separate independent and severable act of the governing body of the County.

Section 10. Immediately after its adoption, this resolution shall be signed by Dee Cowan, as Commissioner of the County, shall be recorded in the official records of the County and shall take immediate effect.

Passed and approved by the governing body of the County this 9th day of April, 1987.

By /s/ Dee G. Cowan
Iron County Commissioner

Attest:

By /s/ David I. Yardley
Iron County Clerk

PUBLIC SAFETY :

A letter from the Utah State Retirement Board with new contribution rates for 1987 was reviewed. The new rate for 1987 will be 5.87% employer contribution and 12.29% member contribution.

JAIL :

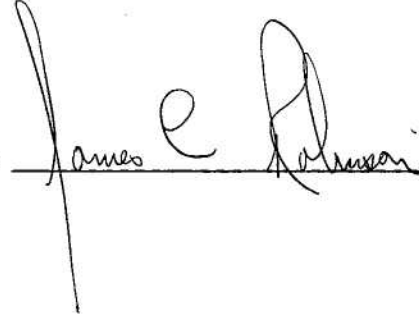
Contract change order nos. 10, 11, and 12 were approved, which will increase costs on the jail by \$6,753.07 making the total contract amount - \$6,615,144.99.

BUSINESS LICENSE :

A business license application from LaRae Parkinson to operate a tack and feed store on the Minersville Highway north of Cedar City, was approved on a motion from Gene Roundy and seconded by Dee Cowan. Jim Robinson was not present and not voting.

Bills were reviewed and approved by Dee Cowan and Gene Roundy. The meeting adjourned at 4:30 P.M.

APPROVED:

James E. Robinson

ATTEST:

David Yardley

REGULAR APRIL 23, 1987 MEETING

Minutes of a Regular Meeting of the Board of Iron County Commissioners held in Commission Chambers of the Iron County Courthouse, at Parowan, Utah on April 23, 1987.

The following officers were in attendance:

James C. Robinson, Commission Chairman
Gene E. Roundy, Commissioner
David I. Yardley, County Clerk
Scott M. Burns, County Attorney

Dee Cowan was not present and not voting on any issues.

Opening prayer: David Yardley.

Minutes of the meeting held April 9, 1987 were reviewed and approved as amended, on motion from Gene Roundy and seconded by Jim Robinson.

JANITOR :

Elmer Truman approached the Commission about the possibility of continuing as a part-time employee if he opted to take advantage of an early retirement incentive.

A motion was entered by Gene Roundy to retain Mr. Truman as a part-time employee to take advantage of his expertise and knowledge of mechanics of the Courthouse and to help a new janitor learn how different systems operate. Motion was seconded by Jim Robinson.

It was also decided to start the advertising process and hire a new janitor to begin July 1, 1987.

It was also noted that this week was the sign up period for natural gas and the option of heating the Courthouse with natural gas or oil was discussed. The boiler can operate on either fuel and so, if feasible, should be installed at this time.

The Commission moved into executive session.

DATA PROCESSING :

A motion was made by Gene Roundy to make Data Processing Department Head a grade 13, step 1, and to place Doug Wilson in that position when his six month probationary period has ended.

PERSONNEL :

A motion by Gene Roundy was made to place the custodian back under the direction of the County Clerk. Seconded by Jim Robinson.

After review, the position of Appraiser was not made retroactive before April 9, 1987.

GARTH BRYANT :

Mr. Bryant appeared to discuss assessment for 1986. Subject property was a duplex that was being moved in Cedar City near the College. He felt like the value was too high.

Gene Roundy made a motion to have the Assessor look at property and set a value. Seconded by Jim Robinson. To be placed on the agenda for May 14th.

DALE DIEDE/TAX MATTER :

Mr. Diede asked that the valuation be reviewed on his home in Beryl. The Assessor was instructed to review it for the 1987 value.

TELEVISION :

Carlyle Johnson requested \$1,000.00 for a t.v. antenna to place on Frisco Peak to upgrade the television reception from Channel 5.

A motion was made by Gene Roundy to authorize spending \$1,000.00 to make this change. Seconded by Jim Robinson.

DAVID FINNEY :

David Finney approached the Commission for a donation to the Southern Utah Chorale. The Commissioners explained that no money was budgeted for this purpose.

OLIVER LEFEVRE :

Oliver LeFevre, on an informal basis, asked what he could do to help stir some industry up in Iron County. He also covered some of his feelings as to regulations covering real estate development.

WEED CONTROL CONTRACT :

Jim Robinson made a motion to accept the contract with Alpine Pest Control as written and presented. Seconded by Gene Roundy. Mr. Roundy signed the contract in behalf of the County.

SOUTHWEST DISTRICT HEALTH DEPARTMENT:

Bill Coffman and Bill Dawson discussed the impact of recently passed S.B. 90 and S.B. 91 and what this does to the funding structure. The final analysis is that Iron County will be asked to pick up a larger share of the operating costs.

Police power for the Health Inspectors was also discussed. Scott Burns suggested at the present time they work through his office.

Jim Robinson asked if they could schedule a day to tour the Beryl area and observe dumps, etc. and discuss problems with waste disposal.

A tentative date of May 7th was set.

MOUNTAIN FUEL :

Terry Taylor discussed options of the Courthouse connecting to Natural Gas.

RECORDER :

Cora Hulet expressed to the Commission a need for a County Surveyor.

It was noted that at this time, Ralph Platt was on retainer and all matters should be referred to him.

With the following elected County Officials present: James Robinson, Gene Roundy, Scott Burns, David Yardley, Cora Hulet, Dennis Ayers, Dennis Lowder, Merna Mitchell, and Ira Schoppmann, Gene Roundy made a motion to go into executive session to discuss the personnel policy and personnel positions.

WASTE DISPOSAL :

A motion to accept the following resolution was made by Gene Roundy and seconded by Jim Robinson.

RESOLUTION NO. 87-4

A RESOLUTION DECLARING THE INTENT OF THE BOARD OF COMMISSIONERS OF IRON COUNTY, UTAH, REGARDING THE PLACEMENT OF SEWAGE WASTE IN THE IRON COUNTY LANDFILL FROM UNINCORPORATED IRON COUNTY AREAS AND NON-IRON COUNTY AREAS.

WHEREAS, it is the duty of Iron County to provide facilities for the residents of Iron County to dispose of solid waste, which occasionally includes sewage waste from unincorporated county areas, and

WHEREAS, Iron County desires to provide said services, as well as to protect the scenic values, the reputation of the County and its surrounding communities, and to protect the residents of Iron County from illness, disease or other disability, and

WHEREAS, it is also the duty of Iron County to provide government services to the residents of Iron County in the most cost-efficient manner

possible, utilizing wherever possible sources of funding for those services other than continually raising taxes on county residents, and

WHEREAS, the possibility of raising additional revenue to fund county services in lieu of tax increases may be found in the discreet and careful handling of certain sewage wastes in the Iron County Landfill under appropriate circumstances, and

WHEREAS, the Board of Commissioners for Iron County, Utah, desires to declare its intent to accept sewage waste in the Iron County Landfill from incorporated areas within Iron County and non-Iron County areas, under the most controlled conditions so as to guard the health, safety and welfare of Iron County residents,

NOW, THEREFORE, BE IT HEREBY RESOLVED BY THE BOARD OF COMMISSIONERS IN AND FOR IRON COUNTY, UTAH:

1. Iron County will only allow the disposal of those sewage waste materials which shall be approved for disposal at the Iron County Landfill by the Utah State Health Department and the Southwest District Health Department.
2. All disposal of sewage waste shall be in strict conformity with guidelines proposed by the two above-mentioned health departments.
3. Any person or entity, from an incorporated area within Iron County and from a non-Iron County area, desiring to place any sewage waste in the Iron County Landfill shall first enter into an agreement with the Iron County Board of Commissioners. This agreement shall specifically address the following, among various other issues:
 - A. The fees which shall be charged for material placement.
 - B. The time, date and place of disposal.
 - C. The amount or volume of material to be disposed.
 - D. The manner of timing of payment for disposal.
 - E. The personnel handling waste at the site.
 - F. The manner of handling sewage waste at the site.
 - G. Penalties for breach of the agreement.
 - H. Provisions for immediate termination of any such agreement for breach or violation.
4. The Board of Commissioners in and for Iron County is hereby authorized to review, revise and formulate a standardized agreement for the

handling of sewage waste in the Iron County Landfill. Said standardized agreement may be amended at any time desired by the Board of Commissioners for Iron County based on individual circumstances in any case.

5. All resolutions entered into by the Iron County Commission which are in conflict with this resolution are hereby repealed.

DATED this 23rd day of April, 1987.

/s/ James C. Robinson
JAMES C. ROBINSON, Chairman
Iron County Commission

The voting on the above-stated resolution was as follows:

	YES	NO
<u>/s/ James C. Robinson</u> James C. Robinson	<u>X</u>	_____
_____ Dee G. Cowan	_____	_____
<u>/s/ Gene Roundy</u> Gene Roundy	<u>X</u>	_____

After reviewing and approving bills, the meeting was adjourned.

ATTEST:

David Yardley

APPROVED:

James C. Robinson

REGULAR MAY 14TH, 1987 MEETING

Minutes of a regular meeting of the Board of Iron County Commissioners, held in Commission Chambers at the Iron County Courthouse, Parowan, Utah on May 14, 1987.

The following officers were in attendance:

James C. Robinson, Commission Chairman
Dee G. Cowan, Commissioner
Gene E. Roundy, Commissioner
David I. Yardley, County Clerk
Scott M. Burns, County Attorney

Opening prayer by Gene Roundy.

Minutes of the meeting held April 23, 1987 were reviewed and approved on motion from Gene Roundy and seconded by Jim Robinson.

DRUGS AND ALCOHOLISM :

Applications to attend the annual Drug and Alcohol Abuse School held at the University of Utah were reviewed. Mary Fullmer, Shannon Lytle, and John Worthington were selected to represent Iron County with one scholarship reserved for the Sheriff's Department, on motion from Gene Roundy. Seconded by Dee Cowan.

The Clerk was instructed to write a letter informing these people of their appointments.

SENIOR CITIZENS :

Gene Roundy explained problems with Senior Citizen Vans and the need for maintenance.

After checking with Dennis Lowder, it was determined that they are County Vehicles and are covered by our liability insurance.

A motion was made by Dee Cowan to authorize County road mechanics to do the maintenance work on these two vans. Motion was seconded by Gene Roundy.

COUNTY SURVEYOR :

Steve Platt contacted the County and requested a file cabinet for their office to keep County surveys separate.

Gene Roundy made a motion to purchase a file cabinet. Seconded by Dee Cowan. Mr. Cowan was also to discuss with Mr. Platt a monumenting program for the County.

FIDDLERS BUILDING :

Rental agreements of tenants were reviewed.

A motion was made by Dee Cowan to place custodian under supervision of the County Clerk and to operate both Fiddlers Building and the Courthouse under one head custodian. Seconded by Gene Roundy.

UTAH WATER USERS ASSOCIATION :

The Utah Water Users Association had requested that Iron County support them by donating \$800.00 for 1987. After discussion, Gene Roundy made a motion to reject this proposal. Seconded by Dee Cowan.

NEW CASTLE CEMETERY COMMITTEE :

A group of 9 people, with Marilyn Tullis and Susan Randall as spokespersons, asked that the County support their beautification efforts on their community cemetery. The town has raised \$2,500.00 and would like about \$3,000.00 more from the County.

The Commissioners explained that they could not use County funds for this type of project but that the County was sympathetic to the problems and would help in any way possible.

MURLAN CARTER :

Mr. Carter appeared before the Commission to ask for an extension of time before his property was sold at the May Tax Sale.

Scott Burns explained that this was not within the jurisdiction of the Commission and that, at this time, the only way to prevent the sale was to pay the tax plus penalty, otherwise the property would be sold as prescribed by law.

ZONE CHANGE :

Kayleen Melton appeared to request a zone change on property located in Cedar Valley described as follows:

Beginning North 0 09'8" West, 691.14 feet along the section line from the East Quarter corner Section 15, Township 36 South Range 12 West, Salt Lake Base and Meridian; thence North 89 14'28" West, 1316.36 feet; thence along the Easterly line of Meadows Ranch Road and the arc of the non-tangent curve to the left (radius point for said curve bears South 80 55'26" West, 1007.97 feet), a distance of 388.30 feet; thence North 31 08'53" West, 200.00 feet along the Easterly line of said road; thence North 58 51'07" East, 200.01 feet along the Southerly line of Highway U-56; thence South 89 09'48" East 1379.67 feet along the 1/16 section line; thence South 0 09'08" East, 634.28 feet along the section line to point of beginning. 20.703 acres of land.

No one appeared to protest this change. A motion was made by Gene Roundy to approve this change from A-20 to C-3. Dee Cowan seconded the motion with Jim Robinson voting aye.

WATER CONSERVANCY DISTRICT :

Roy Urie, acting as spokesman for a County wide obligation, requested that the County initiate formation of a County wide water conservancy district. Mr. Urie explained the procedure to get the master plan approved and put the district in place.

Gene Roundy made a motion to do what is necessary to start the process for formation of a district and Dee Cowan seconded the motion.

The Clerk was to formalize the letter of request.

VALLEY VIEW MEDICAL CENTER :

A letter from Valley View Medical Center was reviewed wherein they announced they are now capable of handling psychiatric cases.

It was noted that their request for tax exemption was set for review on June 22, 1987.

ESCALANTE VALLEY HOUSING AUTHORITY :

The annual report of the Escalante Valley Housing Authority was reviewed. No action from the Commission was needed.

BUSINESS LICENSE :

Jack Eggan applied for a license to operate a sheet metal shop in Cedar Valley. The license was approved if zoning would permit this kind of operation. The matter was referred to Chad Nay for further review.

James Hatfield also inquired about a license for a swap meet south of Beryl Junction. This was referred to Chad Nay also.

TED FIFE :

Mr. Fife requested that the County vacate an unimproved right-of-way near his home in Summit. This matter was reviewed in August, 1984 but because of the time lapse, Dee Cowan was asked to review the property and make a recommendation.

BUDGETING CONFERENCE :

An invitation to attend a National Association of State Budget Officers to be held July 20-22, 1987 in Salt Lake City was received. No action was taken.

ZONE CHANGE :

Marie Comen and David Summers appeared to ask for a zone change on the following property:

BEG AT A PT 50 FT E & 350 FT N M/L FR SW COR SW1/4NW1/4 SEC 12, T34S, R9W, SLM, SD PT BEING ON E'LY NON-ACCESS LN OF INTERSTATE HIGHWAY 15, S 0 58'26.16" W 46.25 FT TO A PT OF TANGENCY WITH A 522.958 FT RAD CUR TO LEFT, S'LY 277.68 FT AL ARC OF SD CUR, S 32 03' E 197.45 FT, E'LY 199.74 FT AL THE ARC OF CUR TO RT WITH A RAD OF 493.013 FT, TANGENT TO SD CUR AT ITS POB, BEARS N 62 20' E, N 85 33'03" E 221.65 FT TO A PT OF TANGENCY WITH A 758.511 FT RAD CUR TO LEFT, NE'LY 522.39 FT AL THE ARC OF SD CUR, N 48 59' E 196.46 FT, S 87 W 869 FT, N 83 20' W M/L 384 FT M/L TO PT OF BEG. TOG WITH AN EASE FOR INGRESS & EGRESS APPROX 50 X 100 FT AT NW COR OF THE LAND AT PT WHERE IT ABUTS THE CO ROAD. RESERVING AN EASE 20 FT WIDE FOR IRRIG DITCH AND/OR PIPE AL S BDRY, UNDERGROUND WATER LINE ON W PART.

The zone change would be from I to C-3.

A motion was made by Gene Roundy and seconded by Dee Cowan to approve the zone change. Jim Robinson voted aye.

PROJECT IMAGE :

A request for increase of funds to "Project Image" above what had been budgeted for was reviewed. After discussion, the Commission unanimously agreed that no more than budgeted funds could be funded this year.

PRISON APPLICATION :

Discussion of the application for the location of the Regional Prison was reviewed. It was proposed that a search committee of five people be set up to review data and to present public forum for dissemination of findings. The committee need not recommend for or against.

The procedure for a referendum, if required, was to be studied and a timetable set up by the Clerk.

Commissioner Gene Roundy was authorized to sign the letter, proposing the two sites selected for the Prison Facility, to be reviewed by the State. They also authorized Kenneth Sizemore to deliver the proposal to the State Department of Corrections.

TAX MATTER :

Harry Holmes tax assessment for 1986 was reviewed. A motion by Dee Cowan to waive roll back was seconded by Gene Roundy. Jim Robinson voted in favor.

TAX MATTER :

Garth Bryant's property in Cedar City was revalued by the Assessor at \$12,000.00. This amount was agreed upon by Mr. Bryant. A motion by Dee Cowan and seconded by Gene Roundy to adjust tax accordingly was passed.

THREE PEAKS :

Jim Robinson reported that a grant application to develop the three peaks recreation area has been denied.

AMBULANCE :

Gene Roundy reported that the sale of one surplus ambulance had been completed. Springdale took possession May 1, 1987 and had made a down payment of \$5,000.00. The remaining \$5,800.00 is to be paid in June.

COUNTY JAIL :

Haze Locke and Lyle Odendahl, from the State Inspector General's Office, discussed the management agreement of the new jail facility. Mr. Locke also stated that start up money had been depleted and the County would be expected to start picking up part of these costs.

Dee Cowan made a motion that the County start to pick up 48% of the share of start up beginning May 1, 1987. Gene Roundy seconded the motion and Jim Robinson voted for it.

It was noted that a formal resolution needed to be adopted to accept joint agreement. This resolution to be drafted by the County Attorney.

MAY TAX SALE :

Auditor, Dennis Lowder and Treasurer, Merna Mitchell discussed the costs for the title searches on property going for the tax sale.

Gene Roundy made a motion to charge \$15.00 per parcel. Dee Cowan seconded the motion. Jim Robinson was not present and not voting.

JOHN SLAGLE :

Mr. Slagle appeared to request the County sell property in Brian Head. The property is a narrow strip fronting the North Loop Road consisting of 1.49 acres. The matter was taken under advisement and referred to the Assessor to set a value.

GEORG HARTLMAIER :

Mr. Hartlmaier asked for a rebate or a waiver of penalty and interest on a portion of his taxes paid under protest. Under the circumstances, the County could not waive the penalty or interest.

Mr. Hartlmaier also discussed a problem on property in Cedar City that, for some reason, had not been taxed. He agreed to pay tax owing. Penalty and interest waived by motion from Gene Roundy and seconded by Dee Cowan.

AUDITOR _____ :

Dennis Lowder met with the Commission to discuss the certified tax rate and how this is arrived at. He also discussed what the new laws concerning assessing and collecting would do to the current rate.

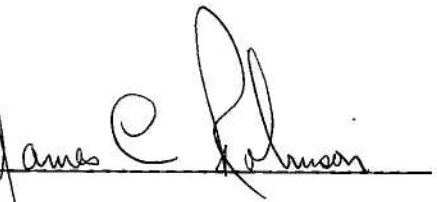
The Commission decided to meet on June 22, 1987 to set the tax rate.

MEETING DATES CHANGED FOR JUNE _____ :

The regular Commission meetings scheduled in June on the 11th and 25th have been cancelled. There will only be one meeting held in June on the 22nd.

After reviewing names to serve on the Prison study committee and outstanding bills, the meeting was adjourned.

APPROVED

James E. Robinson

ATTEST:

David Yardley

REGULAR MAY 28, 1987 MEETING

Minutes of a Regular Meeting of the Board of Iron County Commissioners held in the Commission Chambers of the Iron County Courthouse, at Parowan, Utah on May 28, 1987.

The following Officers were in attendance:

James C. Robinson, Commission Chairman
Dee G. Cowan, Commissioner
Gene E. Roundy, Commissioner
David I. Yardley, County Clerk
Scott M. Burns, County Attorney

Opening prayer by Dee Cowan.

Minutes of the meeting held on May 14, 1987 were reviewed and approved on motion by Dee Cowan and seconded by Gene Roundy.

TED FIFE :

The Commission reviewed a request deeding the right-of-way back to the Fife's. The right-of-way has never been used and is at the present time used by Mr. Fife. After a short discussion, the matter was tabled for further study.

JOHN SLAGLE :

The Commission reviewed a request from John Slagle to purchase land at Brian Head. The Assessor had set the value at \$20,000 for the parcel. Parcel is located in a "Green Belt" and is not suitable for development.

The State of Utah is also interested in the parcel.

No action was taken pending further review.

WEED BOARD :

Dee Cowan made a motion to appoint Jerry Bryant as weed supervisor for the year of 1987. Gene Roundy seconded the motion. James Robinson was not present and did not vote.

COUNCIL ON AGING :

The resignation of Marcel Jojola was accepted. A motion to appoint Geneal Anderson to his unexpired term was made by Gene Roundy and seconded by Dee Cowan.

TELEVISION :

The Commission was advised that lightning had struck the translator for Channel 2 in the Parowan area. Mr. Johnson is in the process of getting required parts. No action from the Commission was necessary.

KANARRAVILLE T.V. SITE :

The lease on site for translators to Kanarra mountain was reviewed. A trade of this property for a County owned parcel at Brian Head was discussed.

After discussion, it was decided to just lease the Kanarra site. Dee Cowan made a motion to authorize Commission Chairman, James Robinson, to sign the lease agreement. Gene Roundy seconded the motion and Jim Robinson executed the lease.

SOUTHWEST MENTAL HEALTH :

Gene Chatlin and JoAnn Chernich discussed scope and program of the Southwest Mental Health. Gene Chatlin noted that work on their new office was progressing nicely and that their lease payment was to start May 1, 1987. He also asked that this property be put under the County liability insurance and that they would reimburse the County for the increase in cost.

Mr. Chatlin discussed changes in the funding structure mandated by the 1987 legislature.

JoAnn Chernich discussed Horizon House and what their program is trying to accomplish at the present time.

The Commissioners asked that they review their future housing needs as far as Horizon House and the Mental Health facility and report back to the Commission on July 23, 1987.

RAINBOW RANCHOS :

William Scott discussed the progress in obtaining signatures for a Special Service District to improve the roads in the Subdivision to County standards. Dee Cowan made a motion that a Special Service District be formed. Gene Roundy seconded the motion and Jim Robinson voted in favor of it.

SHERIFF :

The Commission moved into executive session to discuss the appointment of a deputy for the Beryl-Newcastle area.

After review of applications, Dee Cowan made a motion to accept Sheriff Schoppmann's recommendation that Douglas Hardy be hired as a deputy for Beryl and Newcastle. The motion was seconded by Gene Roundy with Jim Robinson voting in favor.

BEHNING ROAD :

George Hunt came in to discuss problems with subdivision roads. He was informed by the County Attorney, Scott Burns, that the bond was being recalled to proceed with the work. No action was taken by the Commission.

HEAD CUSTODIAN :

After reviewing recommendations of the review committee, Gene Roundy made a motion to hire Gene Carter as head custodian, if he still was interested. If he is unable to fill the position, then the next person on the list, Joe Stubbs, should be asked. The motion was seconded by Dee Cowan and Jim Robinson concurred.

DATA PROCESSING :

The need for computer upgrading was discussed, along with options available to the County for speeding up the computer.

One option was to purchase a personal computer to help in assessment work. Total expense for this would be about \$3,500.00. Gene Roundy made a motion to authorize this purchase. Seconded by Dee Cowan and Jim Robinson voted in favor.

STATE PRISON :

A short discussion about the possibility of siting a State Prison was reviewed. It was noted that the study committee, consisting of Richard Kennedy, Thomas Higbee, Leon Hollingshead, Kathy Leydsman, and David Lee, had been formed and were in the process of gathering data concerning prison siting.

The press asked about a public vote and Scott Burns stated that it was his opinion that at this time a vote would serve no purpose.

The Commissioners decided to table a County wide vote until the Committee had finished their research and reports.

COUNTY JAIL :

After review by the County Attorney, a motion was made by Dee Cowan and seconded by Gene Roundy, to approve the following resolution as written and to authorize James Robinson, as Chairman, to execute the management agreement for the Fiddlers Canyon Complex. The motion was seconded by Gene Roundy. The voting was unanimously in favor.

RESOLUTION

A RESOLUTION DECLARING THE INTENT OF THE BOARD OF COMMISSIONERS OF IRON COUNTY, UTAH, REGARDING THE MANAGEMENT OF THE IRON COUNTY/UTAH STATE LAW ENFORCEMENT COMPLEX AND THE OPERATION OF THE IRON COUNTY/UTAH STATE CORRECTIONAL FACILITY.

WHEREAS, Iron County (herein referred to as "County") and the Utah State Department of Corrections (herein referred to as "Corrections") have agreed to construct and manage a criminal justice complex, which shall be known as the Iron County/Utah State Law Enforcement Complex (herein referred to as "Complex"), for the mutual benefit of County and Corrections to aid in government administration and police protection;

WHEREAS, County and Corrections desire to operate a portion of the Complex as a medium security facility, which shall be known as the Iron County/Utah State Correctional Facility (herein referred to as "Facility") for the housing of certain state inmates and inmates in the custody of the Iron County Sheriff;

WHEREAS, the Complex is located in the general area of private residences, a church, and a public school;

WHEREAS, Corrections has paid 52.27% of the costs of construction and County has paid 47.73% of the costs of construction;

WHEREAS, both parties have each contributed approximately 50% of the land appurtenant to the Complex and upon which the Complex rests; and

WHEREAS, County desires to set forth a cooperative agreement with Corrections as authorized by Chapter 13, Title 11, Utah Code Annotated, 1953, Interlocal Co-operation Act, whereby the powers, privileges, and authority of both parties may be jointly exercised and enjoyed for the good management of the Complex and the operation of the Facility.

NOW, THEREFORE, BE IT HEREBY RESOLVED BY THE BOARD OF COMMISSIONERS IN AND FOR IRON COUNTY, UTAH:

1. Iron County hereby adopts and enters into the Agreement for the Management of the Iron County/Utah State Law Enforcement Complex and the Operation of the Iron County/Utah State Correctional Facility with the State of Utah and the Utah Department of Corrections, a copy of said Agreement being attached hereto, marked as Exhibit "A", and incorporated herein by this reference.

2. All resolutions entered into by the Iron County Commission which are in conflict with this resolution are hereby repealed.

DATED this 28th day of May, 1987.

JAMES C. ROBINSON, Chairman
Iron County Commission

The voting on the above-stated resolution was as follows:

	YES	NO
_____ James C. Robinson	_____	_____
_____ Dee G. Cowan	_____	_____
_____	_____	_____

VETERANS ABATEMENTS :

A motion was made by Dee Cowan to allow the following Veterans Abatements. The motion was seconded by Gene Roundy and approved by James Robinson.

HARDSHIP ABATEMENTS :

Hardship abatements were approved for the following people:

Mack Armstrong
Henry C. Murphy
Glenna Orton
Ingrid Heggie
Lovena Adams

The abatements were approved on motion of Dee Cowan. Gene Roundy seconded the motion and James Robinson was in favor of all abatements.

HAROLD VANDERWEST :

Dee Cowan and Gene Roundy authorized James Robinson and Scott Burns to review payments made and determine how many lots are to be released in the subdivision pursuant to the contract between the County and Mr. Vanderwest.

PUBLIC SAFETY RETIREMENT :

The County Auditor explained a reduction in the contribution rate for public safety employees. It was noted that the County share of their retirement contribution is higher than other County employees.

Dee Cowan made a motion that the reduction be retained by the County. The motion was seconded by Gene Roundy and James Robinson voted in favor.

ROADS :

A map was reviewed showing which County roads that connect to forest roads are to be designated as closed to off road vehicles. A motion was made by Dee Cowan to adopt this proposal. Second was by Gene Roundy with Jim Robinson voting in favor.

COUNTY ATTORNEY :

A request to review the job description of Chief Legal Secretary was accepted. A motion was made by Gene Roundy and seconded by Dee Cowan to contract with Mike Swallow for this review. James Robinson voted in favor.

SENIOR CITIZEN VANS :

Maintenance on vans by the County Road Mechanic was reviewed. Vans are under County ownership and County liability insurance. Dee Cowan stated that some maintenance can be done by the road department.

No action as far as safety inspection was taken pending further review.

MEETING TIME :

Due to conflicting schedules, the June 9th Commission meeting was cancelled and the June 25th meeting was rescheduled to June 22nd.

After a review of the current bills, the meeting was adjourned.

ATTEST:

David Yardley

APPROVED:

James E. Robinson

REGULAR JUNE 22, 1987 MEETING

Minutes of a Regular Meeting of the Board of Iron County Commissioners held in the Commission Chambers of the Iron County Courthouse, Parowan, Utah on June 22, 1987.

The following Officers were in attendance:

James C. Robinson, Commission Chairman
Dee G. Cowan, Commissioner
Gene E. Roundy, Commissioner
David I. Yardley, County Clerk
Scott M. Burns, County Attorney

Opening prayer by David Yardley.

Minutes from the meeting held on May 28th were corrected and approved on a motion by Gene Roundy. Seconded by Dee Cowan.

H.C. VANDERWEST :

Mr. Vanderwest had requested that some lots be released in the Valley of Vision Subdivision for a payment made in May of \$3,000.00. James Robinson and Scott Burns were to review the case to see if lots could be released. After review, it was determined that the payment did not completely cover interest and taxes and therefore no lots could be released at this time.

The Commission adjourned to the Treasurer's Office and the matter was discussed at length with Mr. Vanderwest. After review, a motion was made by Gene Roundy to follow the recommendation of the County Attorney and not release any lots until interest and taxes are fully satisfied. Dee Cowan seconded the motion and Jim Robinson voted in favor.

TAX MATTER :

Southwest Empire Corporation, represented by Tom Higbee and Robert Wahley, appeared to discuss the 1986 assessment on property at Beryl Townsite.

Because of the timeliness, the matter was referred to the Assessor for review. No further action was taken.

CHAD NOWERS :

Mr. Nowers requested that his company, M & M Asphalt, be allowed to resurface the Courthouse parking lot.

The Road Department and Custodian to review need and then it would have to go through bid process.

SENIOR CITIZENS :

Dee Cowan reported that maintenance on Senior Citizens Vans has to be done by certified mechanics and that the road department does not have the equipment necessary to maintain vans. Repair work and inspections should be handled through dealers.

HOME HEALTH :

Changes in the State statutes and problems with the Home Health were discussed. Two basic problems exist. 1) Does the County want to be involved in health care in competition with private providers, and 2) Is the County willing to take on liability and other problems.

The matter was tabled to July 23, 1987 to allow further study and to have LaFawn Robinson and Marie Prince present.

COUNTY/STATE JAIL :

A resolution regarding jail management was reviewed. Dee Cowan made a motion that the resolution be adopted. Second was by Gene Roundy and Jim Robinson voted in favor.

RESOLUTION

A RESOLUTION DECLARING THE INTENT OF THE BOARD OF COMMISSIONERS OF IRON COUNTY, UTAH, REGARDING THE MANAGEMENT OF THE IRON COUNTY/UTAH STATE LAW ENFORCEMENT COMPLEX AND THE OPERATION OF THE IRON COUNTY/UTAH STATE CORRECTIONAL FACILITY.

WHEREAS, Iron County (herein referred to as "County") and the Utah State Department of Corrections (herein referred to as "Corrections") have agreed to construct and manage a criminal justice complex, which shall be known as the Iron County/Utah State Law Enforcement Complex (herein referred to as "Complex"), for the mutual benefit of County and Corrections to aid in government administration and police protection;

WHEREAS, County and Corrections desire to operate a portion of the Complex as a medium security facility, which shall be known as the Iron County/Utah State Correctional Facility (herein referred to as "Facility") for the housing of certain state inmates and inmates in the custody of the Iron County Sheriff;

WHEREAS, the Complex is located in the general area of private residences, a church, and a public school;

WHEREAS, Corrections has paid 52.27% of the costs of construction and County has paid 47.73% of the costs of construction;

WHEREAS, both parties have each contributed approximately 50% of the land appurtenant to the Complex and upon which the Complex rests; and

WHEREAS, County desires to set forth a cooperative agreement with Corrections as authorized by Chapter 13, Title 11, Utah Code Annotated, 1953, Interlocal Co-operation Act, whereby the powers, privileges, and authority of both parties may be jointly exercised and enjoyed for the good management of the Complex and the operation of the Facility.

NOW, THEREFORE, BE IT HEREBY RESOLVED BY THE BOARD OF COMMISSIONERS IN AND FOR IRON COUNTY, UTAH:

1. Iron County hereby adopts and enters into the Agreement for the Management of the Iron County/Utah State Law Enforcement Complex and the Operation of the Iron County/Utah State Correctional Facility with the State of Utah and the Utah Department of Corrections, a copy of said Agreement being attached hereto, marked as Exhibit "A", and incorporated herein by this reference.

2. All resolutions entered into by the Iron County Commission which are in conflict with this resolution are hereby repealed.

DATED this 22nd day of June, 1987.

James C. Robinson
JAMES C. ROBINSON, Chairman
Iron County Commission

The voting on the above-stated resolution was as follows:

	YES	NO
<u>James C. Robinson</u> James C. Robinson	<u> X </u>	<u> </u>
<u>Dee G. Cowan</u> Dee G. Cowan	<u> X </u>	<u> </u>
<u>Gene E. Roundy</u> Gene E. Roundy	<u> X </u>	<u> </u>

HIGHWAY PATROL LEASE AGREEMENT :

The lease agreement was discussed and reviewed. A few minor questions were raised but it was decided to accept the agreement as written. A motion to accept the lease was made by Dee Cowan and Gene Roundy seconded it. James Robinson voted in favor and documents were executed.

STATE TAX COMMISSION LEASE :

After reviewing the document, Gene Roundy made a motion to accept the lease agreement. The second was by Dee Cowan and James Robinson voted in favor. Document was executed.

BULLOUGH INSULATION & SUPPLY :

A request was received to dump asbestos at the landfill. After review, a motion was made by Gene Roundy to accept the waste at \$100.00 per ton or \$2,000.00 per load until January 1, 1987, and then review the Contract. The second was by Dee Cowan. James Robinson voted in favor.

COUNTY FIRE WARDEN :

Keith Park came and explained the scope and purpose of the County Fire Warden. He explained the procedure on burning permits and the reasons they are needed. No action was required.

BUREAU OF LAND MANAGEMENT :

Sheridan Hansen and Paul Boos explained the off-road vehicle plan for BLM land in Iron County. They noted that County roads are closed unless opened by the Commission.

Gene Roundy made a motion to leave roads closed at this time. Second by Dee Cowan and James Robinson voted in favor.

STATE PRISON :

The procedure for an initiative vote on siting the proposed prison in Iron County was discussed. It was decided to try to have a public meeting before July 9th and make a decision at that time on holding a vote if Iron County was on the "short list" of sites to be considered.

SHAKESPEARIAN SCHOLARSHIP :

A letter was received from Mr. Fred Adams requesting Iron County to furnish a scholarship for the Shakespearian Festival. A motion was made by Dee Cowan to donate a scholarship if funds were budgeted. Second by Gene Roundy.

After review, no funds were budgeted and so the request was denied.

UNION PACIFIC RAILROAD :

A renewal rider agreement for the County roadway over Union Pacific property in Modena was reviewed. A motion was made by Dee Cowan and seconded by Gene Roundy to continue the lease agreement. James Robinson executed the Renewal Rider.

SOUTHERN UTAH STATE COLLEGE TRACK :

A request was received from Steve Lunt to help resurface the track at Southern Utah State College. After reviewing options, a motion was made by Gene Roundy to furnish manpower or County equipment but not to furnish money for this project. The second was by Dee Cowan. James Robinson abstained from voting.

DOUGLAS KAY :

A request was received from Washington County for \$7,503.00 for the incarceration costs of Douglas Edward Kay. It was the understanding of the Commission that an agreement had been worked out between the Sheriff's of Washington and Iron Counties and it needed to be reviewed with Sheriff Schoppmann.

A motion was made by Dee Cowan to authorize payment if we, in fact do owe this bill. The second was by Gene Roundy and James Robinson voted in favor.

TRAVEL ADVISORY BOARD :

James Robinson reviewed the program and policy of the Travel Advisory Board. Gene Roundy made a motion to accept the policy statement to authorize a board to be established. Dee Cowan seconded the motion and James Robinson voted in favor.

SENIOR CITIZENS :

An agreement with Washington County was reviewed, in which Iron County would provide services to the New Harmony area Senior Citizens and Washington County would provide reciprocal services to Beryl, Modena and New Castle. The agreement was approved on a motion from Dee Cowan and seconded by Gene Roundy. James Robinson signed the agreement.

(Dee Cowan was excused to attend other commitments).

BUILDING INSPECTOR :

Chad Nay reported on progress with street numbering in Cedar Valley. He reported that he does have signs and posts but needed authorization to purchase cement for installation. He was to work through Dee Cowan for that approval.

BUSINESS LICENSE :

A request for a business license by Jack Eggan was tabled and will be handled at the same time as a zone change scheduled for July 9, 1987.

AMBULANCE :

Scott Burns was asked to write a letter to Washington County regarding ambulance service in the Beryl, New Castle area. Washington County had agreed to submit a contract for service as of this date.

ASSESSOR :

Dennis Ayers explained a mistake made in the Assessor's Office several years ago, in which property owned by Elroy Stucki was not put in greenbelt after application was made.

Gene Roundy made a motion to refund the over-paid amount. Second was by James Robinson.

Board of Equalization procedure was discussed. The matter was tabled for further review.

The assessment procedure concerning posted property was discussed. Scott Burns advised that permission should be obtained before entering posted land.

AUDITOR :

Dennis Lowder presented the independent audit report for 1986. He noted that the County has a clean bill and no problems were found.

Because of problems with assessing and collecting, the certified tax rate will be set at the July 9th meeting.

PETER ROGNLIE :

Former Deputy County Attorney, Peter Rognlie, has a badge that was not turned in after he left in January. The Commissioners requested that he return the badge to avoid possible misuse. Scott Burns was to make the request.

SUPER CONDUCTOR :

Gene Roundy made a motion that a resolution be passed in support of Utah seeking the Super Conductor/Super Collider. James Robinson seconded the motion. Dee Cowan was not present and not voting.

RESOLUTION IN SUPPORT OF
SUPER CONDUCTING SUPER COLLIDER FOR LOCATION IN UTAH

WHEREAS, the U.S. Department of Energy has proposed to construct the Super Conducting Super Collider project which is a facility requiring about 8,000 acres;

WHEREAS, great economic benefit will go to the state selected as the site for the Super Conducting Super Collider project--\$3.2 billion being spent on construction with 750 long-term construction jobs and 4,000 peak construction jobs being created. Additionally, 3,000 technical employees will be needed to run the facility on a \$270 million a year operating budget;

WHEREAS, the Super Conducting Super Collider project will not just bring direct and indirect jobs and economic benefit to the State, but represents the cutting edge of technology in the world which will enhance research at our universities, and spin-off technologies and will encourage development of existing energy industries and also have a favorable impact on tourism;

WHEREAS, this is the kind of industrial growth best suited to Utah because of its ability to meet the technical criteria for the site;

NOW THEREFORE BE IT RESOLVED, that this Council of Government strongly endorses the Super Conducting Super Collider project and strongly encourages its location in Utah.

Gene Roundy made a motion to move into executive session to discuss personnel matters. Seconded by James Robinson.

SENIOR LEGAL SECRETARY :

Following the recommendation of Mike Swallow, a new position was created in the County Attorney's Office of Senior Legal Secretary, with a grade of 9. On motion from Gene Roundy, this recommendation was accepted and Callen Mason was appointed as of July 1, 1987.

SHERIFF :

Deputy Chuck Mitchell had requested his step and grade be reviewed. After discussing the case, the Commissioners noted that two reviews have been conducted by Mike Swallow from the State and the Sheriff has had input, grades and steps were reviewed and equalized.

A motion was made by Gene Roundy not to change the grade or step. Seconded by James Robinson. Dee Cowan not present and not voting.

RADAR MAINTENANCE :

An agreement with the Utah Highway Patrol to maintain County owned radar units was passed on a motion from Gene Roundy and seconded by James Robinson.

NATIONAL PARKS :

Gene Roundy noted that Cedar Breaks National Monument was charging local people an access charge to travel through to cabins or property.

The Clerk was authorized to write letters to the Utah Congressional Delegation requesting that this fee not be charged to local residents.

After reviewing and approving bills, the meeting was adjourned at 5:30 P.M.

ATTEST:

David Yardley

APPROVED:

James E. Robinson

Check rendered for Jail referendum. Account was closed, check never tendered or replaced.

SUNNYHILL SCHOOL
 BARBARA H. STARR
 91 NORTH 1850 WEST 586-0118
 P. O. BOX 417
 CEDAR CITY, UTAH 84720

2627

6-4 1987 31-1/1240

783
 Pay to the order of Elron County \$ 50⁰⁰

Fifty & ⁰⁰/₁₀₀ Dollars

First Security Bank of Utah
 NATIONAL ASSOCIATION
 CEDAR CITY OFFICE
 57 North Main
 Cedar City, Utah 84720

FOR Fees for initiative petitions Barbara H. Starr

⑈002627⑈ ⑆124000012⑆044 00026 57⑈

Rocky Mountain Bank Note MB

Mountain Splendor

Maroon Bells

Account Closed - 11-2-87

REGULAR JULY 9, 1987 COMMISSION MEETING

Minutes of a Regular Meeting of the Board of Iron County Commissioners held in the Courtroom of the Iron County Courthouse, at Parowan, Utah on July 9, 1987 at the hour of 10:00 A.M.

The following officers were in attendance:

James C. Robinson, Commission Chairman
Dee G. Cowan, Commissioner
David I. Yardley, County Clerk
Scott M. Burns, County Attorney

Gene Roundy was not present and not voting.

Opening prayer by Dee G. Cowan.

Minutes from the meeting held June 22nd were reviewed and approved on a motion by Dee Cowan and seconded by James Robinson.

RESOLUTION/MOUNTAIN FUEL :

A resolution granting a right-of-way for Mountain Fuel Supply to service the Iron County Jail was approved on a motion by Dee Cowan and seconded by James C. Robinson.

RESOLUTION

A RESOLUTION AUTHORIZING THE IRON COUNTY CLERK TO EFFECTUATE A RIGHT-OF-WAY EASEMENT TO MOUNTAIN FUEL SUPPLY COMPANY FOR PURPOSES OF SUPPLYING NATURAL GAS TO THE IRON COUNTY/UTAH STATE LAW ENFORCEMENT COMPLEX.

WHEREAS, Iron County (herein referred to as "County") and the Utah State Department of Corrections (herein referred to as "Corrections") have agreed to construct and manage a criminal justice complex, which shall be known as the Iron County/Utah State Law Enforcement Complex (herein referred to as "Complex"), for the mutual benefit of County and Corrections to aid in government administration and police protection;

WHEREAS, County and Corrections desire to benefit from the use of natural gas in the operation of the Complex;

WHEREAS, Mountain Fuel Supply Company (herein referred to as "Mountain Fuel"), a corporation of the State of Utah, desires to make natural gas available to the Complex;

NOW, THEREFORE, BE IT HEREBY RESOLVED BY THE BOARD OF COMMISSIONERS IN AND FOR IRON COUNTY, UTAH:

1. Iron County hereby authorizes the Iron County Clerk, David I. Yardley, to enter into a right-of-way and easement grant (herein referred to as "right-of-way") therein allowing Mountain Fuel to install, maintain, operate, repair, inspect, protect, remove and replace pipelines, valves, valve boxes and other gas transmission and distribution facilities in a manner, and at the specific location, as set forth in the right-of-way and easement grant which is attached hereto, incorporated herein by this reference, and marked as Exhibit "A".

2. All resolutions entered into by the Iron County Commission which are in conflict with this resolution are hereby repealed.

DATED this 9th day of July, 1987.

/s/ James C. Robinson
JAMES C. ROBINSON, Chairman
Iron County Commission

The voting on the above-stated resolution was as follows:

	<u>YES</u>	<u>NO</u>
<u>/s/ James C. Robinson</u> JAMES C. ROBINSON	<u> X </u>	_____
<u>/s/ Dee G. Cowan</u> DEE G. COWAN	<u> X </u>	_____
_____ GENE E. ROUNDY	_____	_____

I.M.L. TAX MATTER :

I.M.L. had been state assessed for \$26.12 after they filed for bankruptcy. After review, and recommendation from the County Attorney, it was left as is. Matter can be reheard when the bankruptcy proceedings are completed.

GIFTED CHILDREN RESOLUTION :

A motion to accept the following resolution was made by Dee Cowan and seconded by James Robinson:

RESOLUTION

WHEREAS a quality education depends not on mediocrity but on developing the highest potential of each individual, and

WHEREAS those students who are most capable are often not challenged to reach their potential, and

WHEREAS those schools who recognize and promote the greatest growth of each child are better for all children, we therefore

RESOLVE and support quality education programs which recognize and meet the needs of the gifted child and which recognize the inherent value of developing the minds and abilities of all children and support the Week of the Gifted, August 3 - 7, 1987.

WEED CONTROL :

A problem with morning glory along old highway 91 was noted. Jerry Bryant was to be contacted and have the area sprayed with soil sterilant.

JOHN WORTHINGTON :

A thank you letter from Mr. Worthington for the County sponsoring him to the drug and alcohol school in Salt Lake City was read.

ZONE CHANGE :

Jack Eggen applied for a zone change on the following described property from R-5 to C-3:

Beginning North 0 26'39" East 1995.19 feet from the West 1/4 Corner Section 14, Township 35 South, Range 11 West, Salt Lake Base and Meridian, North 0 26'39" East 649.78 feet, South 89 13'15" East 335.23 feet, South 0 26'43" West 649.55 feet, North 89 15'36" West 335.23 feet to beginning, containing 5 acres water rights (D-572-1-1-1).

Matter has passed the planning and zoning board and has their approval.

Dee Cowan made a motion to grant this change. Seconded by James Robinson.

A business license for a sheet metal shop was also approved.

TAX MATTER :

The Commission has reviewed a letter from Lynette Taylor in which they had erroneously been assessed taxes on property serial number E-1765 for the years 1970 to 1979. Taxes had been paid but property belonged to the United States Government. The total tax in question was \$782.71. After review, Dee Cowan made a motion to refund the \$782.71 in question. James Robinson seconded the motion.

WASTEWATER :

A hearing for multiple unit wastewater requirements is to be held July 22, 1987 in Salt Lake City. No action was taken by the Board.

BEER LICENSE :

Cathy Hurlbert applied for a Class "A" beer license for a business at Beryl Junction. Dee Cowan made a motion to grant the license, subject to approval of the Iron County Sheriff. Seconded by James Robinson.

PROPOSED ORDINANCE :

The State submitted a proposed ordinance regarding a bartender school requirement. The matter was referred to the County Attorney for review.

CEDAR BREAKS :

Thomas Henry, the superintendent of Cedar Breaks, appeared and explained policies and procedures of the Park. It was noted that Congress did pass a fee for park use. Currently that fee is \$3.00 per trip or \$10.00 per year. It is their plan to install gates at both entrances to the Park which would be closed at night during the fall and the winter.

TAX ABATEMENTS :

Tax abatements were approved for the following people on motion by Dee Cowan and seconded by James Robinson:

Pat Bratton
Mary Dalton
Lloyd Truman

SINGLE TAX ASSOCIATION :

Earl Hanson appeared to present a proposed resolution in favor of a single tax. After review, no action was taken.

ROAD SUPERVISOR :

After advertising "in House" and receiving applications, the Commissioners decided to offer the position of Road Supervisor to Neil Forsyth at grade 16, step 2. The motion was made by Dee Cowan and seconded by James Robinson.

TAX MATTER :

Dennis Hancock requested a tax rebate on an erroneously paid tax. He had been billed on four apartment units when he only had three. Jim Robinson made a motion to approve a rebate on five years taxes, subject to approval of the County Attorney. Seconded by Dee Cowan.

BOOKMOBILE :

Paul Stokes and Edith Blankenship from the State Library Board, discussed policy changes with the bookmobile program. They also said that a member be appointed to the library board so that they can be trained at a meeting on August 26, 1987.

FACT :

A group of representatives from a group called FACT, led by Kent Corry, presented petitions to the Commission on an initiative to force a vote on a proposed ordinance requiring any agreement with the Department of Corrections to be submitted to the voters first.

After much discussion, Dee Cowan proposed that a vote be taken on siting a prison in Iron County. Vote to be held in early August, 1987. James Robinson seconded the proposal. Timetable, etc. to be worked out by the Clerk.

CERTIFIED TAX RATE :

The tax rate for 1988 was discussed. Cedar City Library had requested an increase that would exceed the tax rate. After discussion, it was decided to attempt to make this difference up out of the General Fund.

After reviewing all anticipated needs, Dee Cowan made a motion to set the rate at .002673. James Robinson seconded the motion.

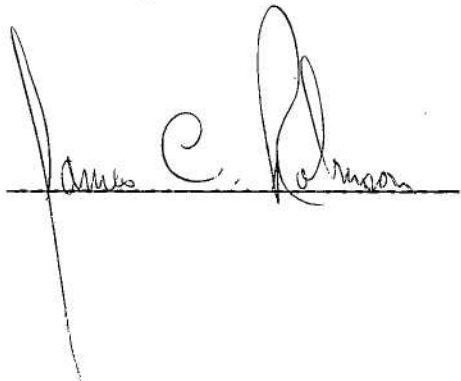
BOARD OF EQUALIZATION :

The proposal for a form to be completed by tax payers for the Board of Equalization was reviewed. The form was tentatively accepted but was tabled for further review.

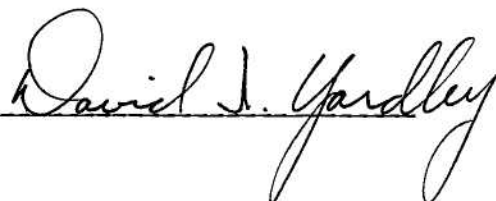
Dates for equalization hearings were set for August 12, 14, and 20, from 10:00 A.M. to 12:00 P.M. and 1:00 P.M. to 4:00 P.M., and August 13, from 1:00 P.M. to 5:00 P.M.

After reviewing and approving the bills, the meeting was adjourned.

APPROVED: _____



ATTEST: _____



REGULAR JULY 23, 1987 COMMISSION MEETING

Minutes of a Regular Meeting of the Board of Iron County Commissioners, held in the Commission Chambers of the Iron County Courthouse, at Parowan, Utah on July 23, 1987 at the hour of 9:00 A.M.

The following Officers were in attendance:

James C. Robinson, Commission Chairman
Dee G. Cowan, Commissioner
Gene E. Roundy, Commissioner
David I. Yardley, County Clerk
Scott M. Burns, County Attorney

Opening prayer by Jim Robinson.

Dee Cowan made a motion to approve the minutes of the previous meeting.

Jim Robinson seconded the motion.

FIDDLERS BUILDING :

A telephone system for the County and State Offices in the Fiddlers Building was discussed.

Dee Cowan made a motion to have Gene Roundy get two bids and then authorize the installation of the winning system. Second was by Jim Robinson and Gene Roundy accepted.

SOUTHWEST MENTAL HEALTH :

Gene Chatlin and JoAnn Chernich appeared to discuss the Horizon House. They explained their budget and their long range plans.

At the present time they are about 80% full and have no place for a new staff member. They would like a facility off from main street and capable of housing 15 beds plus a group therapy room and staff counseling offices.

It was determined to study the possibility of building a new facility adjacent to the mental health building in Cedar City.

They also discussed Alcohol reimbursement money from fines and the possibility of having this money in a separate account.

ROAD MATTER :

Elroy Stucki requested that a culvert be placed across the chimney meadows road at a point close to the Northeast corner of his property to drain winter water off from his cropland.

This was referred to Dee Cowan and the Road Supervisor for review.

COUNTY SURVEYOR :

Steve Platt appeared to discuss changes of the 1987 law as mandated by legislature and what fee should be charged for filing plats and verifying survey.

Gene Roundy made a motion to appoint Steve Platt as County Surveyor, a minimum filing fee of \$20.00 for filing plats, and then estimate and collect verification fee for more extensive surveys. Mr. Platt was authorized to bill the County for service at \$20.00 per hour. Dee Cowan seconded the motion and James Robinson voted in favor.

It was noted that a file for surveys was to be maintained in Steve Platt's office and copies requested by public to be charged for printing only.

TAX RATE :

Dennis Lowder appeared and explained that the certified tax rate needed to be adjusted because of wrong information received from the State Tax Commission. The rate should be adjusted up by .002802 to cover the costs of collecting and assessing.

Dee Cowan made a motion to adopt this adjustment as explained. The second was by Gene Roundy. All were in favor.

FAIR BOARD :

Joan Mortensen came in and discussed a candidate for Grand Marshall for the 1987 Fair Parade. After review, it was decided to nominate Alva and Zelma Matheson. It was also decided to give special recognition to Alan Stones for the work he has done for the fair for the past 30 years.

The Carnival is set to operate on Thursday and Friday from 4:00 P.M. to Midnight, all day Saturday and Monday, and Sunday from 4:00 P.M. to 10:00 P.M.

A master plan for the fairgrounds was also presented and explained. The grounds could be developed in stages with one exhibit building to be built in the first stage.

Dee Cowan made a motion to commend the committee for the work that has been done and to encourage them to proceed with the plan. James Robinson seconded the motion. Gene Roundy was not present and not voting.

RAINBOW RANCHOS :

The process of setting up a Special Improvement District was discussed. It was decided that for the County Attorney to represent the subdivision would be a conflict of interest and that the property owners would need to retain an Attorney to represent them.

TAX MATTERS :

Merna Mitchell appeared and explained a contested tax assessed by the State Tax Commission against ZCMI on mining property. The matter was referred to the State Tax Commission.

Property (serial number C-1134) has a delinquent tax and has been deeded to Iron County. Gene Roundy made a motion to delete the tax to avoid costs of going to tax sale. The second was by Dee Cowan. All voted in favor.

A delinquent tax of \$3.55, that inadvertently was left off of property owned by John Franklin Jones when it went to tax sale, was deleted on a motion by Dee Cowan and seconded by Gene Roundy. James Robinson voted in favor.

SOLID WASTE :

The Commissioners discussed problems that have come up concerning garbage pickup. It was noted that all garbage, including vegetative wastes, need to be picked up and that all people in the service district should have the service.

HAZARDOUS WASTE :

A letter announcing a public hearing regarding waste disposal siting in Utah was reviewed. The Clerk was asked to locate a copy of the proposal for review before the meeting on August 3rd.

STATE TAX COMMISSION :

A meeting was noted with the State Tax Commission personnel at 10:00 A.M. on August 11, 1987. The Clerk was to arrange for a meeting at the Chamber of Commerce Building in Cedar City.

ASSESSOR :

Dennis Ayers appeared to get approval for forms needed by people protesting their valuation at the Board of Equalization Hearings. After some minor changes, Dee Cowan made a motion to accept the form as amended. The second was by Gene Roundy with Jim Robinson voting in favor.

Dennis Hancock's tax rebate had been reviewed by the Attorney and was authorized as per July 9, 1987 minutes.

The dates of the Board of Equalization were reviewed. Intermountain Health Care was set for 11:30 A.M. on August 13, 1987.

COUNTY RIGHT-OF-WAYS :

Mr. Emar Jarvis requested a right-of-way through his property to closed and deeded back to him. The Attorney informed the Commission that if this had been a public right-of-way for 10 years, that the road could not be closed. James Robinson requested that Dee Cowan and Scott Burns review the property and make a recommendation at the next Commission meeting.

Hyrum Humphries and Ted Fife, of Summit, also asked that the right-of-ways be deeded back to them on proposed streets in Summit. After discussion, it was decided to keep County ownership and follow up on cleanup of these two right-of-ways.

HOME HEALTH :

Maree Prince and LaFawn Robinson discussed the program as now operating and problems that have arisen, such as malpractice insurance, budget procedures, and responsibility of the Board of Directors.

After a lengthy discussion, Dee Cowan made a motion to have Gene Roundy and Maree Prince gather data on divesting possibility and procedure and then report at the next Commission meeting. Seconded by Gene Roundy with Jim Robinson voting in favor.

CORRY PROPERTY :

Clayton Frehner and Lee Sherratt appeared to discuss property the County had an interest in. The County held a trust deed for \$7,000.00 that had been due and payable in 1982. After several minute entries had been reviewed, stating that interest should be waived for several years, Gene Roundy made a motion to accept the \$7,000.00 as payment in full. James Robinson seconded the motion. Dee Cowan voted No.

ROAD SUPERVISOR :

Dee Cowan made a motion to go into executive session to discuss the appointment of a road supervisor.

Dee Cowan made a motion to appoint Neil Forsyth as the new Iron County Road Supervisor, at a grade 16 step 4, to be effective July 1, 1987. Gene Roundy seconded the motion and James Robinson voted in favor.

SUBDIVISION :

Bud Tangren brought in a plat for approval for a new subdivision known as Flying Cal-Ute Rancheros. The Planning and Zoning Committee has approved the plat, and no opposition was heard.

It was noted that all street were to remain as private roads and Iron County was held harmless as far as liability for roads or maintenance.

Dee Cowan made a motion to accept the subdivision plat as presented. Gene Roundy seconded the motion and Jim Robinson voted in favor. The Commissioners then signed the Plat.

COUNTY INSURANCE :

Steve Corry, from Corry Insurance Agency, discussed coverage for County liability and property. Because of the new Jail, the Fiddlers Building, and the Mental Health Building, the cost went up slightly over last year; however, coverage is also better.

Dee Cowan made a motion to accept the insurance as proposed, including I.B.N.R. at \$12,900.00 and law enforcement at \$500,000/\$1,000,000. Seconded by Gene Roundy. Jim Robinson voted in favor.

BERYL FLOOD CONTROL :

A letter was received from the Adjutant General, Utah Army National Guard, stating that they would not be able to participate in construction work due to the distances from units that have this type of equipment.

HAZARDOUS WASTE :

Local emergency planning committee nominations were made and the Clerk was instructed to forward the list to the Department of Public Safety.

PROJECT IMAGE :

Gene Roundy made a motion to pay the \$20,000.00 that had been budgeted for 1987 to "Project Image". Dee Cowan seconded the motion and Jim Robinson voted in favor.

FIDDLERS BUILDING :

Gene Roundy moved that new desks be purchased to match the desks being purchased by the State Tax Commission in the office that will be used by both parties. Dee Cowan seconded the motion and Jim Robinson voted in favor.

PRISON STUDY COMMITTEE :

The County Clerk was directed to draft a thank you letter to the study committee and to the newspapers for publication. The Clerk was also authorized to purchase a small gift of appreciation for each of the members.

RESOLUTION :

The following resolution regarding transfer of six miles of road to Iron County from U.S.S. Steel Corporation, was adopted on a motion by Gene Roundy and seconded by Dee Cowan.

RESOLUTION

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF IRON COUNTY, STATE OF UTAH, SETTING FORTH ITS INTENT TO ACCEPT THE TRANSFER OF CERTAIN REAL PROPERTY, CONSISTING OF A 6-MILE ROAD, TO IRON COUNTY FROM UNITED STATES STEEL CORPORATION.

WHEREAS, Iron County is the fee owner of certain real property located near the Iron Mines in Iron County, State of Utah, and

WHEREAS, United States Steel Corporation presently owns a certain 6-mile road from Desert Mound to the Mountain Lion (hereinafter referred to as the "6-mile road"), and

WHEREAS, United States Steel Corporation wishes to transfer said 6-mile road to Iron County, and Iron County wishes to accept said 6-mile road,

NOW, THEREFORE, BE IT HEREBY RESOLVED by the Board of Commissioners in and for Iron County, State of Utah, as follows:

1. Iron County hereby sets forth its intent to accept that certain 6-mile road from Desert Mound to the Mountain Lion, presently owned by United Steel Corporation, upon the appropriate transfer of said property to Iron County, and Iron County further resolves its intent to maintain said 6-mile road upon the proper transfer by United States Steel Corporation.

2. All resolutions entered into by the Iron County Commissioners which are in conflict with this resolution are hereby repealed.

DATED this 23rd day of July, 1987.

/s/ James C. Robinson
JAMES C. ROBINSON, Chairman

The voting on the above-stated resolution was as follows:

	YES	NO
<u>/s/ James C. Robinson</u> James C. Robinson	<u>X</u>	_____
<u>/s/ Dee G. Cowan</u> Dee G. Cowan	<u>X</u>	_____
<u>/s/ Gene E. Roundy</u> Gene E. Roundy	<u>X</u>	_____

After reviewing current bills and approving payments, the meeting was adjourned.

ATTEST: David Yardley

APPROVED: James C. Robinson

REGULAR AUGUST 13, 1987 MEETING

Minutes of a Regular Meeting of the Board of Iron County Commissioners held in the Commission Chambers of the County Courthouse at Parowan, Utah on August 13, 1987, beginning at the hour of 10:00 A.M.

The following Court Officials were present:

James C. Robinson, Commission Chairman
Dee G. Cowan, Commissioner
Gene E. Roundy, Commissioner
David I. Yardley, County Clerk
Scott M. Burns, County Attorney

Minutes from the meeting held July 23rd were reviewed and approved on a motion by Dee Cowan and seconded by James Robinson. Gene Roundy was not present and not voting.

SOUTHWEST UTAH DISTRICT HEALTH DEPARTMENT:

A letter of resignation had been received from Scott Thorley in reference to his position on the board of directors. After reviewing several names, Dee Cowan made a motion to appoint Alice Burns to fill the unexpired term of one year. The second was by Gene Roundy with James Robinson voting in favor.

PETER "ROCKY" ROGNLIE :

Mr. Rognlie had requested interest on payment of \$400.00 for four months. The check had been withheld because a "badge" had not been returned to the County.

After review, the Commission unanimously did not approve payment of interest.

PARKWEST SUBDIVISION/MATT BULLOCH :

Scott Burns discussed a problem with access to a public road in the Park West subdivision. Residents have attempted to close the road to thru traffic, especially Matt Bulloch who uses the road for access to his farm.

After discussion the matter was referred to the County Attorney for appropriate action.

ROADS/ASSISTANT SUPERVISOR :

A recommendation from Neil Forsyth to appoint Stan Roberts as Assistant Supervisor was reviewed. Dee Cowan made a motion to make this appointment and place him in grade 14 step 3. Gene Roundy seconded the motion and James Robinson voted aye.

FRANK BLACKBURN :

Mr. Blackburn discussed procedures of obtaining an easement to his property on the north side of the Summit Truck Stop. He wanted to know also if the County would accept a 33' right-of-way.

Scott Burns recommended that the standard 66' easement be obtained before the County could accept the roadway. County Attorney to draft a letter to this effect to Mr. Blackburn.

EMER JARVIS :

Mr. Jarvis came to get a decision on obtaining the County owned right-of-way on the west side of his property in Parowan Valley.

The County Attorney instructed him that the only legal way this could happen would be for an agreement to that effect be signed by all property owners that would be affected. Scott Burns to write a letter to Mr. Jarvis indicating steps that need to be taken to close this right-of-way.

SHERIFF :

Ira Schoppmann discussed with the Commission the need for a new deputy to replace Lee Hulet who was moving from a road deputy to a jail supervisor.

Mr. Schoppman recommended that Bruce Clayton be appointed to fill this slot since he has been post trained and is already in the system as a jailer.

Dee Cowan made a motion to appoint Bruce Clayton as a road deputy at grade 10, step 1, until his probation period is complete at which time he would be advanced to a grade 10, step 2. The second was by Gene Roundy and James Robinson voted in favor.

BUSINESS LICENSE :

Griselda Gardner's application for a business license and a Class "C" beer license was approved on a motion by Dee Cowan and seconded by Gene Roundy. James C. Robinson voted in favor.

BRENT WHITTEKIEND :

Mr. Whittekiend has been acting as head jailer at the County Jail since William Bradfield has gone on the staff of the new State/County Complex.

Ira Schoppmann asked that he be reimbursed for this extra duty. Dee Cowan made a motion to temporarily appoint him to a grade 12, step 1, to take effect August 1, 1987 and last until the new facility opened. Seconded by Gene Roundy with James Robinson voting in favor.

DRUG TASK FORCE :

In executive session, the purpose and requirements of a task force was discussed.

Gene Roundy made a motion to dedicate one man and a vehicle to the metro drug and alcohol task force. The second was by Dee Cowan and Jim Robinson voted aye.

SOUTHWEST UTAH LIVESTOCK SHOW :

Funds that had been budgeted for this were approved to be dispersed.

HOME HEALTH :

Maree Prince attended to further discuss the future of the Iron County Home Health. After a short discussion, the matter was tabled for further study. Ms. Prince presented the Commission with an expense report for 1986 and an anticipated revenue report for 1987.

(At this time the Commission meeting adjourned and heard the request from Intermountain Health Care for a tax exempt status.

The Commission meeting reconvened at 6:00 P.M. to discuss the remaining items on the agenda.)

CORRECTION FACILITY SALARIES :

Grade and step requests were reviewed for the new Correction Facility. The Commissioners noted that new job descriptions needed to be written and submitted to Mike Swallow for a recommendation of grade. The Clerk is to follow up with Mr. Swallow and the Commissioners to meet with Tim Slocum to resolve any problems.

REGISTRATION AGENTS :

Registration agents were appointed as follows:

- Enoch District: Rhea Armstrong (replacing Rua Jones)
- Cedar City No. 3: Manon Corry (replacing Lenora Roundy)
- Cedar City No. 16: Farol Hunter (replacing Gae Lynn Froyd)

A motion to make these appointments was made by Dee Cowan and seconded by Gene Roundy with James Robinson voting in favor.

CIRCUIT BREAKER APPLICATION :

Jay B. Muir requested and received approval of a Circuit Breaker abatement on Serial No. B-0385-0000-0000 for 1987.

After reviewing and approving bills, the meeting was adjourned.

ATTEST:

David Yardley

APPROVED:

James E. Robinson

REGULAR AUGUST 27, 1987 MEETING

Minutes of a Regular Meeting of the Board of Iron County Commissioners, held in the Commission Chambers of the Iron County Courthouse at Parowan, Utah on August 27, 1987.

The following Officials were present:

James C. Robinson, Commission Chairman
Dee G. Cowan, Commissioner
Gene E. Roundy, Commissioner
David I. Yardley, County Clerk
Scott M. Burns, County Attorney

Opening prayer by David I. Yardley.

Minutes from the meeting held August 13th were reviewed and approved on a motion by Dee Cowan and seconded by Gene Roundy.

PLANNING AND ZONING :

Several names were discussed to fill a vacancy on the Planning and Zoning Commission left by Doug Grimshaw.

After a motion by Gene Roundy, the County Clerk was asked to formally appoint a replacement. The names and order of selection were 1) Neil "Bud" Rhodes; 2) Kevin Carter; and 3) Kerry Carpenter. Dee Cowan seconded the motion and James Robinson voted in favor.

WEED CONTROL :

Commissioner Roundy reported on weed problems in the County. At the present time, Scotch Thistle is the primary target. He noted the need for a part-time man and another spray rig to combat the problem. No action was taken at this time.

FIVE COUNTY STEERING COMMITTEE :

Gene Roundy read a letter to the Governor, drafted by Five County Association of Governments, concerning the Private Industry Council and Short Term Intensive Training Program. The Clerk was directed to redraft the letter asking the Governor to review both programs and eliminate the one that is the least effective.

FLOOD CONTROL :

Escalante Valley had asked for help with flood control dikes. The Commissioners agreed to help with maintenance of existing dikes but that no new dikes be built. Flood control on Coal Creek was also discussed, however no action was taken.

EXTENSION :

Alan Edwards and Marva Esplin came in to discuss current programs. Mr. Edwards was introduced as the new Extension Agent.

Mrs. Esplin explained problems of judging 4-H exhibits for the County Fair in time to enter them in the State Fair. The Commissioners suggested that Judges be sponsored through the Fair Board.

The need for another telephone line into their office was discussed. They were told to put it in their budget for next year.

HOME HEALTH :

Dennis Lowder presented the budget request for 1987. Dee Cowan made a motion to accept the budget as presented. The second was by Gene Roundy and Jim Robinson voted in favor of approving.

PARK WEST SPECIAL SERVICE DISTRICT :

The tax levy for 1988 was set at -0-. The district is inactive at this time and Scott Burns was asked to draft a letter encouraging action or dissolve the district.

ROAD DEPARTMENT :

In executive session, the position advertised, for a road worker was reviewed.

A motion made by Dee Cowan to hire Kenneth Alan Wade at a grade 9, step 3, with the customary 6 months probation. Second choice was Daniel Perkins and third was Douglas Lister. The motion was seconded by Gene Roundy and James Robinson concurred.

It should be noted that 142 applications were received and the three recommended were chosen by the review committee and were categorized by the committee.

ESCALANTE VALLEY COORDINATING COUNCIL :

Marvin Bracken discussed problems at the dump site in Beryl, noting that the present pit is nearly full and a new pit should be dug.

Dee Cowan is to check on the New Castle pit to see how full it is.

Citizens from the valley were asked to look for illegal dumpers and report them to authorities.

Mr. Bracken stated that a young man wanted to install street numbers for a scout project. He was referred to Chad Nay.

HAZARDOUS WASTE INCINERATOR :

Several people from the Beryl area came in to protest the proposed incinerator site at Beryl.

Walter Grove presented a petition, with 145 names, against the site.

Marvin Bracken asked the Commissioners to explain exactly what steps needed to be taken before approval was made.

James Robinson explained as follows:

- 1) A task force of professionals are to study the site and make a recommendation to the Planning and Zoning Commission.
- 2) All local state and federal guidelines to be satisfied.
- 3) They follow the land management code for Iron County.

Tammy Wood presented letters in opposition from the Beryl area.

Norman Laub spoke against the proposed site.

James Mayer, from Beaver County, expressed the opposition from that area.

Heather Bedolla stated her position in opposition to the site proposal, and Karen Barney also made a statement in opposition.

COUNTY SURVEYOR :

Several questions were discussed regarding the functioning of the appointed County Surveyor. The need to keep the office open during regular business hours and for the County to pay an amount for rent were the two items that need immediate attention.

Dee Cowan was to talk with Steve Platt to discuss these two items.

SOUTHWEST DISTRICT HEALTH :

Bill Coffman had asked the County to remodel the office space they would be occupying in the Fiddlers Building. The Commission decided that due to budget constraints, no remodeling could be done at this time.

PRODUCTION CREDIT ASSOCIATION LEASE :

Dee Cowan made a motion authorizing Gene Roundy to execute a lease agreement for three years with P.C.A. for space at the Fiddlers Office. Terms to include the County furnishing custodial service. The second was by Gene Roundy with James Robinson voting in favor.

UTAH HIGHWAY PATROL FACILITY :

Dennis Lowder discussed the amount the County needed to finance for the Highway Patrol portion of the State/County Jail Complex. Approximately \$326,000.00 needs to be paid to the State for the County's portion.

Gene Roundy made a motion that the County finance this portion through the Utah Counties Finance Cooperative. The second was by Dee Cowan with James Robinson voting in favor.

MENTAL HEALTH BUILDING :

Gene Roundy made a motion to finance a board fence around the Mental Health Building in Cedar City and authorize reimbursement over a three year period. Second by Dee Cowan. Jim Robinson voted in favor.

REDEVELOPMENT :

Dennis Lowder discussed problems with the redevelopment district and valuation determination. Dee Cowan made a motion to create a new tax district for the 100 acre tract to be designated District 9. District 8 would continue to show the other 490 acres. The second was by Gene Roundy and Jim Robinson voted in favor.

THREE PEAKS :

A land and water conservation grant application for the Three Peaks Recreation has been prepared and is ready for submission.

Jeff Datwyler presented a master plan for the Park to be developed in three stages. After his presentation, the Commission thanked Jeff for the work he had put into the plan.

REGISTRATION AGENT :

Gene Roundy made a motion to appoint Judy Morisette as registration agent at Brian Head to replace Mike Golden. Dee Cowan seconded the motion and Jim Robinson voted in favor.

DRUG TASK FORCE :

Because of perceived problems, it was decided to have Cedar City as the sponsoring agency.

RAINBOW RANCHOS SPECIAL IMPROVMENT DISTRICT:

Mr. William Scott appeared to explain actions pertaining to the formation of Improvement District to upgrade roads.

Dee Cowan made a motion to approve the following the resolution by recommendation of the County Attorney. The second was by Gene Roundy. (Jim Robinson not present and not voting).

RESOLUTION

A RESOLUTION declaring that the public health, convenience and necessity require the creation of a Special Improvement District within Iron County, State of Utah, defining the boundaries of said Special Improvement District and the improvements to be provided therein, providing for a hearing on the creation of said Special Improvement District and providing for notice of said hearing.

WHEREAS, the Board of County Commissioners of Iron County, State of Utah, believes that the public health, convenience and necessity require the construction of road improvements including building of the road grade and the sealing of the road grade, and that in order to provide for the financing of said improvements it is desirable to incorporate said area into a Special Improvement District pursuant to the provisions of the County Improvement District Act, Utah Code Annotated, Section 17-7-1 through 40, 1953, as amended, and;

WHEREAS, all property included within the boundaries of the Special Improvement District will be benefited by the creation of the district and the acquisition of the road improvements; and

WHEREAS, none of the area contained within the boundaries of the Special Improvement District established by the Commission to provide road improvements or providing similar road improvements; and

WHEREAS, the proposed Special Improvement District would include the following roads and land:

A. All lots and roads within the subdivision known as Rainbow Ranchos Unit 1 according to the official plat thereof on file at the Iron County Recorders Office.

B. The roads referred to above are the following: Sage Avenue, Elm Avenue, Pinion Avenue, Locust Avenue, Lee Street, Cox Street and Middleton Street.

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

Section 1. The public health, convenience and necessity require the creation within Iron County, Utah, of a Special Improvement District pursuant to the provisions of the County Improvement District Act, Section 17-7-1 through 40, Utah Code Annotated, 1953, as amended.

Section 2. The boundaries of the Special Improvement District to be established shall be as set forth in the Notice of Intention in Section 7 below.

Section 3. The Special Improvement District is to be created for the purpose of providing road improvements consisting of additional road base, oil sealing, gravel on top of the oil sealing, and including any of the following that the County Road Superintendent deems necessary for such improvements: to establish grades for, construct, improve, repair, gravel, prepare for sealing, seal, reconstruct, maintain, and repair such roads. The sealing and gravel and any other road improvements shall be in accordance with the specifications provided by construction, purchase, lease, contract, gift, or condemnation or any combination thereof.

Section 4. The Special Improvement District so created shall be known as the "Rainbow Ranchos Special Improvement District."

Section 5. A public hearing on the question of the creation of the proposed Rainbow Ranchos Special Improvement District shall be held by the Board of County Commissioners at the Iron County Courthouse in Parowan, Utah, on the 8th day of October, 1987, at 1:30 P.M., at which time and place all interested parties may appear and be heard either in support of or in opposition to the creation of the proposed Rainbow Ranchos Special Improvement District as more fully described in the Notice of Intention to set forth in Section 7 hereof. The Board of County Commissioners will also consider any and all protests submitted to the Board at the hearing referred to in this Section.

Section 6. A Notice of Intention to create a proposed Rainbow Ranchos Special Improvement District shall be published at least once a week for 4 consecutive weeks, the last publication to be not less than five (5) days nor more that twenty (20) days prior to the hearing in The Daily Spectrum, Cedar City edition, a newspaper having general circulation in Iron County.

Not later than ten (10) days after the publication of the Notice of Intention, the Notice shall be mailed, postage pre-paid:

(a) Addressed to each owner of record of property to be assessed within the special improvement district at the last known address of the owner using for this purpose the names and addresses appearing on the last completed real property assessment rolls of the county in which the property is located; and

(b) Addressed to "owner" at the street number of each piece of improved property to be assessed. If a street number has not been assigned, then the post office box, rural route number, or any other mailing address of the improved property shall be used for the mailing of the notice.

Section 7. The Notice of Intention to be published and mailed shall be in substantially the following form:

NOTICE OF INTENTION TO ESTABLISH

RAINBOW RANCHOS SPECIAL IMPROVEMENT DISTRICT

NOTICE IS HEREBY GIVEN that on August 27, 1987, the Board of County Commissioners of Iron County, Utah, adopted a Resolution declaring that the public health, convenience and necessity require the establishment of a Special Improvement District in Iron County, to be called "Rainbow Ranchos Special Improvement District," for the purpose of providing road improvements within the boundaries of the improvement district. The Resolution also provides for a public hearing on the establishment of the Special Improvement District, to be held in the Iron County Courthouse, 68 South 100 East, Parowan, Utah, in the Commission Hearing Room at Parowan on the 8th day of October, 1987 at 1:30 P.M.

I. DESCRIPTION OF PROPOSED DISTRICT

The boundaries proposed for the Special Improvement District are as follows:

A. All lots and roads within the Rainbow Ranchos Unit 1 subdivision according to the official plat thereof on file in the Iron County Recorder's Office.

B. The roads referred to above are the following: Sage Avenue, Elm Avenue, Pinion Avenue, Locust Avenue, Lee Street, Cox Street and Middleton Street.

II. THE PROPOSED IMPROVEMENTS

The Rainbow Ranchos Special Improvement District shall provide road improvements consisting of graveling and oil seal, to the above-named roads within the proposed district including any of the following that the County Road Superintendent deems necessary for such improvement: to establish grades for, construct, improve, repair, gravel, prepare for sealing, seal, reconstruct, maintain and repair such roads. The sealing and other road improvements shall be in accordance with specifications provided by the County Road Department, currently projected as follows: Gravel will be required for a six-inch road base on all roads where no gravel already exists. The oil process then will require a course of oil on top of the gravel and a course of chips on top of the oil. Subsequent maintenance of the roads will be the responsibility of Iron County. No curb, gutter, lights, or landscaping will be constructed as part of the district.

III. PURPOSE AND METHOD OF FINANCING

Pursuant to the provisions of the County Improvement District Act, Iron County may annually levy taxes upon all taxable property within the District to provide the proposed improvements, and may issue bonds and interim warrants for the acquisition and construction of said improvements to be made in the District shall be made by Iron County, through its road department. The cost of materials shall be paid by Iron County to be repaid through the assessments as set forth below. It is proposed to levy assessments on property in the District to pay all costs of materials for the improvements, according to the estimated direct or indirect benefits to be derived from them by the property, which benefits need not actually increase the fair market value of the assessed property. It is proposed that all lots in the subdivision within the District be assessed on a per-lot basis, regardless of the size of the lot.

The contracts for the purchase of road improvement materials in the District shall be paid by Iron County and issued against County General or Road funds. From the proceeds of the assessments as set forth above the County may reimburse itself for the amount paid from the County may reimburse itself for the amount paid from the County General or Road funds, except that the County may not reimburse itself for any of the costs of making the improvements properly chargeable to the County for which assessments may not be levied.

IV. ESTIMATED COST OF IMPROVEMENTS

It is anticipated that the cost of materials for improvements will be approximately \$70,000.00 dollars. In addition, legal fees for the creation of the District are anticipated to be approximately \$1,000.00, resulting in a total indebtedness for the District of \$71,000.00 dollars.

V. METHOD OF ASSESSMENT

It is proposed to levy assessments on property in the District to pay all of the cost of materials for the improvements, according to the estimated direct or indirect benefits to be derived from them by the property, which benefits need not actually increase the fair market value of the assessed property. It is proposed that all lots in the subdivision within the District be assessed on a per-lot basis, regardless of the size of the lot.

The cost of \$71,000.00 dollars will be assessed on a per-lot assessment of the 90 lots within the subdivision based upon the foregoing figures. Each of the lots would be assessed \$788.89 based upon the foregoing figures. The

assessment could be paid in one or more installments, up to a maximum of 10 annual installments. If any owner chooses to pay in 10 annual installments the annual payment would be approximately \$78.89. All figures are estimates that are subject to change; the amount of any particular assessment is set by the County and is subject to review by the Board of Equalization, in accordance with applicable law.

Before an assessment is levied, an assessment list shall be prepared designating each parcel of property proposed to be assessed and the amount of the assessment apportioned to that property as provided by the County Improvement District Act. The County shall give notice by publication and mailing, of the following: the completion and availability for examination of the assessment list; the total cost of the improvements; the amount to be paid by the County; the amount to be assessed to the property owners within the District; the method under which the assessments are proposed to be levied; the unit cost used in calculating the assessments; and the time and place of the holding of public hearings relating to the proposed assessments. The Board of Equalization and Review shall make corrections in any proposed assessment that it deems just and equitable. The County may make a supplemental assessment and levy to supply or correct any deficiencies, omissions, errors, or mistakes in the making of any assessment or levy. All assessments, interest, penalties, and costs of collection shall constitute a lien against the property upon which the assessment is levied, until paid in full.

Assessments for improvements in the District may be levied at any time after all costs and expenses for the making of the improvements have been determined or at any time after all the improvements in the Special Improvement District are entirely completed and accepted.

VI. PUBLIC HEARING ON PROPOSED ESTABLISHMENT OF SPECIAL IMPROVEMENT DISTRICT

The Board of County Commissioners will hold a final public hearing on the establishment of the proposed Special Improvement District at Parowan on the 8th day of October, 1987 at 1:30 P.M. Any person who is the owner of property to be assessed in this Special Improvement District may protest the establishment of the proposed Rainbow Ranchos Special Improvement District or the furnishing of road improvements therein either orally at the hearing or in writing, or at any time prior to the hearing. The protest shall identify the property owned by the person making the protest. Written protest must be filed

with the County Clerk, and may be withdrawn by the protestant at any time before the Board of Iron County Commissioners establishes or abandons the Special Improvement District.

Any protest signed on behalf of a corporation owning property in the proposed Special Improvement District shall be sufficient if it is signed by the president, vice president, or any duly authorized agent of the corporation. Where title to any property is held in the name of more than one person, all of the persons holding title to the property must join in the signing of the protest.

At the final public hearing, the County Commissioners will give full consideration to all protests which shall have been filed and will hear and consider all interested persons desiring to be heard. The Commission will also refile and reconsider all protests, either oral or written, submitted to it at the initial hearing may again appear before the Commission at the final hearing. The Commission may adjourn the hearing from time to time to a fixed future time and place. After conclusion of the hearing, the Commission shall adopt a resolution either establishing the Rainbow Ranchos Special Improvement District or determining that the establishment of said district should be abandoned, or may, as it considers desirable or necessary to assure that adequate improvements will be made in the District, make deletions or changes to reduce the boundaries or the proposed District and/or eliminate one or more of types of the improvements proposed, and establish said District by resolution, as modified.

If, prior to the conclusion of the final hearing, protests representing one-half of the lots to be assessed have been filed, the County Commission is required by law to abandon the proposed establishment of the District, after eliminating from the filed protests:

- a. protests relating to property or relating to a type of improvement which has been deleted from the District; and
- b. protests which have been withdrawn in writing prior to the conclusion of the hearing.

Any person who fails to file a protest within the time specified, or having filed withdraws the protest, shall be deemed to have waived any objection to the creation of the District, the making of the improvements, and

the inclusion of his property in the District. This waiver, however, shall not preclude his right to object to the amount of the assessment at the hearing for which provision is made in U.C.A., Section 17-7-17.

Given by order of the County Commissioners of Iron County, Utah, this 27th day of August, 1987.

/s/ James C. Robinson
Commission Chairman

Attest:

/s/ David I. Yardley
County Clerk

Section 8. The officers of Iron County, Utah, are hereby authorized and directed to take all action necessary or appropriate to effectuate the provisions of this Resolution.

Section 9. If any one or more sections, sentences, clauses or parts of this Resolution shall, for any reason, be questioned or held invalid, such judgment shall not affect, impair or invalidate the remaining provisions of this Resolution, but shall be confined in its operation to the specific sections, sentences, clauses or parts of this Resolution so held unconstitutional or invalid, and the inapplicability and invalidity of any section, sentence, clause or part of this Resolution in any one or more instances shall not affect or prejudice in any way the applicability and validity of this Resolution in any other instances.

Section 10. All resolutions, by-laws and regulations of Iron County, Utah, in conflict with this Resolution, are hereby repealed to the extent only of such inconsistency. This repealer shall not be construed to revive any resolution, by-law, or regulation, or part thereof, previously repealed.

Pursuant to motion duly made and carried, the meeting was adjourned.

/s/ James C. Robinson
Commission Chairman

ATTEST:

/s/ David I. Yardley
County Clerk

STATE OF UTAH)
: ss.
County of Iron

I, David I. Yardley, the duly qualified and acting County Clerk of Iron County, Utah, do hereby certify that the foregoing constitutes a true and correct copy of excerpts from the minutes of a meeting of the duly qualified and acting members of the Board of County Commissioners of Iron County, Utah, held on the 27th day of August, 1987, including a Resolution adopted at said meeting, as said minutes and Resolution are of record in my official possession.

IN WITNESS WHEREOF, I have this 27th day of August, 1987, subscribed my official signature and impressed hereon the official seal of said County.

/s/ David I. Yardley
Clerk

(SEAL)

STATE OF UTAH)
: ss.
County of Iron)

CERTIFICATE OF COMPLIANCE
WITH OPEN MEETING LAW

I, David I. Yardley, the duly qualified and acting County Clerk of Iron County, Utah, do hereby certify that on the 27th day of August, 1987, pursuant to Utah Code Annotated Section 52-4-5 (1953) as amended, I personally posted (at least 24 hours prior to the meeting time) at the Commission Chambers written notice of the regular meeting of the Board of County Commissioners of Iron County, Utah, held on August 27, 1987, at said Commission Chambers in the County Courthouse in Parowan, Utah. I further certify that there was delivered to the Color Country Spectrum, Iron County Edition, at least 24 hours prior to said meeting, a copy of said Notice of Regular Meeting. A correct copy of the Notice is attached hereto.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of said County this 27th day of August, 1987

/s/ David I. Yardley
Clerk

(SEAL)

TELEVISION :

Carlyle Johnson discussed problems occurring with the T.V. New antennas are in Salt Lake and will be installed as soon as possible. Channel 20 was hit with lightning and a new transformer is needed before repairs can be made. No action was taken by the Commission.

GEORGE LYNE :

Mr. Lyne, by letter, asked to purchase a County owned lot. The Commissioners noted that property needed to be offered for public sale before this parcel could be sold. The Clerk is to notify Mr. Lyne of decision.

TIMBERCREST :

Scott Burns reported on problems with Timbercrest roads and a threatened lawsuit. He explained that he could not see where the County would be liable and so no action was taken. Mr. Burns is to continue working with Floyd Rigby to work out a solution.

PAROWAN CITY :

A request was made by Parowan to quit claim property at the race track that had been deeded to Iron County through a tax sale and subsequently deeded to Parowan City by former owners.

The Clerk was directed to prepare an appropriate quit claim deed to Parowan City.

After bills were reviewed and approved, the meeting adjourned at 4:45 P.M.

ATTEST:

David Yardley

APPROVED:

James E. Johnson

REGULAR SEPTEMBER 10, 1987 MEETING

Minutes of a Regular Meeting of the Board of Iron County Commissioners, held in the Commission Chambers of the Iron County Courthouse on September 10th, 1987.

The following County Officials were present:

James C. Robinson, Commission Chairman
Dee G. Cowan, Commissioner
Gene E. Roundy, Commissioner
Carma S. Hulet, Deputy County Clerk
Scott M. Burns, County Attorney

Opening prayer by Gene E. Roundy.

Minutes from the meeting held August 27th were reviewed and approved with corrections as discussed, by motion made by Gene Roundy and seconded by Dee Cowan.

BUILDING PERMITS :

Shelly Swapp met with the Commissioners in regard to the penalty charged on her building permit. The contractor started construction on an addition to her home without a building permit, and according to the building code, a penalty should be charged. Mrs. Swapp asked that the penalty be waived. The Commissioners stated they had no authority to adjust the penalty charged.

Victor Isbell appeared to receive permission for a building permit to build in a M-2 Commercial and Industrial Zone. Permission to have a residence or accessory building had been previously given by the Planning and Zoning Commission. No protests had been received, and a motion was made by Gene E. Roundy to accept the recommendation, and approve the building permit. Seconded by Dee G. Cowan. A motion was made by Dee Cowan to approve the building permit for three additional buildings at the storage unit. Seconded by Gene E. Roundy.

PLATS :

Cora J. Hulet, Iron County Recorder, and Robert Dalley appeared to discuss the errors in some of the plats recorded. Several plats had been put in record, and the lots deeded out incorrectly. It was the decision of the Commissioners, that a meeting should be held with the Engineer, County Attorney, Building Inspector, and Recorders Office and see what could be done in the future to prevent the filing of incorrect plats.

ENOCH LAW ENFORCEMENT :

Arlan Grimshaw met with the Commissioners to discuss the Enoch Law Enforcement program. Mr. Grimshaw indicated that he would meet with the Enoch City Officials and see if they could put together a proposal for minimum coverage or what their needs would be. They would then conduct a work session with Ira Schoppmann, County Sheriff, to see if the County could help with the program.

JUVENILE DETENTION ROAD :

Bids were opened at 1:00 P.M., as previously advertised, for the Juvenile Detention Road.

The bids were as follows:

Gaylen M. Aldred & Sons	\$ 20,982.00
Ashdown Brothers	24,376.00
A.T. Asphalt Paving	28,885.00

A motion was made by Dee G. Cowan that the County accept the low bid of Gaylen M. Aldred & Sons, after the bids were checked, and upon the recommendation of Stephen Platt, Engineer. Seconded by Gene E. Roundy and approved by James C. Robinson.

INTERMOUNTAIN HEALTH CARE :

The Board of Directors of the Intermountain Health Care and Mark Dalley, Administrator, met with the Commissioners to see what the decision was in regard to the tax exempt status of the Valley View Medical Center. A motion was made by Dee G. Cowan, that the County exempt the Intermountain Health Care for tax purposes, deducting for exempt status the space occupied by Doctors. The second was by James C. Robinson. Gene E. Roundy refrained from voting.

A tax exempt entity has to be filed annually. It does not need to be heard, but does need to be reviewed by the Assessor.

EXTENSION SERVICE :

Joseph W. Austin, District Supervisor, met with the Commissioners to discuss the extension service program in the County. Programs in the County were reviewed. The statewide weed eradication program, and different methods to be used to further the program was among those discussed.

UTAH POWER AND LIGHT :

M. Scott Rasmussen, Cedar City District Manager of the Utah Power and Light Company, met with the Commissioners to introduce himself as the new manager.

He discussed the Utah Power and Light Company merger with Pacific Power and Light. He asked the Commissioners to approve a resolution supporting the merger. The resolution was taken under advisement, and will be given to the County Attorney for study.

UTAH COUNTIES FINANCE COOPERATIVE :

Kimball L. Young, of Boettcher and Company discussed the resolution of intent for Utah Counties Finance Cooperative. Iron County will join with other Counties to borrow money, and the resolution will authorize this.

Gene E. Roundy made a motion to authorize approval of the resolution after review by Scott M. Burns, County Attorney. The second was by Dee G. Cowan.

RESOLUTION NO. _____

A RESOLUTION OF INTENT OF THE GOVERNING BODY OF IRON COUNTY, UTAH TO UTILIZE THE FINANCING PROGRAM OF THE UTAH COUNTIES FINANCE COOPERATIVE; AUTHORIZING BOETTCHER & COMPANY, INC., AS REMARKETING AGENT, TO WORK WITH THE GOVERNING BODY IN CONNECTION WITH SUCH FINANCING; AND RELATED MATTERS.

WHEREAS, on April 29, 1987 the Utah Counties Finance Cooperative issued its \$114,880,000 Mandatory Tender Revenue Bonds, 1987 Series A (Pooled Capital Improvement Financing Program) for the purpose of financing the costs of certain projects by acquiring such facilities and improvements and selling or leasing them to the cities, towns and various districts which are members of the Cooperative; and

WHEREAS, the Governing Body of Iron County, Utah, on September 10, 1987 adopted a resolution approving the Utah Counties Finance Cooperative Agreement thereby becoming a member of the Cooperative; and

WHEREAS, the Governing Body of Iron County, Utah desires to utilize the financing program of the Cooperative in order to finance the costs of \$305,257.78 (the "Project"); and

WHEREAS, the Governing Body of Iron County, Utah desires to authorize Boettcher and Company, Inc., as Remarketing Agent for the Cooperative, to proceed with the preparation of all documentation and action which must be taken by the Governing Body to utilize the Cooperative financing;

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of Iron County, Utah as follows:

Section 1. The Governing Body hereby expresses its intent to finance costs of the Project by entering into a Lease/Purchase Agreement with the Cooperative prior to October 1, 1987.

Section 2. The Governing Body hereby authorizes Boettcher & Company, as Remarketing Agent for the Cooperative, to prepare all necessary documentation and to take such action as shall be necessary for the Governing Body to utilize the financing of the Cooperative.

Section 3. The appropriate officials of Iron County, Utah are hereby authorized to execute a lease/purchase agreement and such other documents and to take such action as shall be necessary to utilize the Cooperative financing and to consummate such financing transaction.

APPROVED AND ADOPTED this 10th day of September, 1987.

/s/ James C. Robinson
Chairman

ATTEST: /s/ David I. Yardley
Clerk

(S E A L)

A County representative will be asked to be present at the Bond Closing in Salt Lake City at 9:00 A.M., on October 1, 1987.

IRON COUNTY FAIR :

Joan Mortensen, Chairman of the Iron County Fair, met with the Commissioners and discussed the 1987 Iron County Fair. The Commissioners complimented Joan Mortensen, on the outstanding job she had done, and the outstanding Fair and activities, and the success of the many activities.

AUDITOR :

Dennis Lowder, Iron County Auditor, presented a statement from Roger Chambers for work on the telephone system at the Fiddlers Building. The statement of \$855.00 was approved for payment, with Gene E. Roundy to check the additional billing to see what items were covered.

A date was set up for the finalization of the equalization meeting. The date was September 29, 1987, at 3:00 P.M., and the balance to be completed October 1, 1987.

Approval was requested for the advertising of the position of Deputy Auditor. Approval was granted. The position is to be filled by November 1, 1987, so that a training period could be conducted.

The services of the outside Auditor was approved for 1987. The firm of Taylor & Company was approved.

JAIL :

Bids were opened for double bunking of 32 bunks for the County Jail. The bids were as follows:

Singleton's	\$ 9,824.00
Morton Metal Craft	11,815.00

A motion was made by Dee G. Cowan to accept the low bid of Singleton's, subject to regular research, to see if the bid was proper. Seconded by Gene E. Roundy.

E.M.T. :

Brian Head asked permission to spend money budgeted for the Ambulance Service for communications. The money will be received at a later date and has been awarded by a grant.

Beryl requested money that they had budgeted for the training of E.M.T.'s. This money will be replaced later by a grant awarded to Iron County for this service.

PRISON :

Dedication of the prison had been tentatively set for November 2 - 7, 1987, with the official dedication on November 4th.

BOOKMOBILE LIBRARY BOARD :

Dee G. Cowan made a motion to appoint to bookmobile library board as suggested by Paul Stokes of the State Library Board. The following names were suggested:

Boyd Robinson, Paragonah
Sandra Bowler, Summit
Arlan Grimshaw, Enoch
Linda Christiansen, New Castle

TELEVISION :

A proposal was presented by Carlyle Johnson for the installation of 3 antennas for the television service. Commissioner Dee G. Cowan will discuss it with Carlyle Johnson to see which proposal would be best and most sturdy.

HAZARDOUS WASTE :

A letter was reviewed from William J. Coffman, Health Officer of the Southwest Utah District Health Department, to express the Departments' opinion of the hazardous waste incineration. A letter was received from Leo G. Kanell, Beaver County Attorney, and a resolution from Beaver City Corporation expressing their concern at locating a toxic waste disposal site at Beryl.

CLAIM :

A claim of Denise Coash was received for the theft of a \$600.00 water pump and a \$1,350.00 generator reported stolen. The claim was taken under advisement.

BID ON LAND :

A bid was received from George Jay Lyne for \$200.00 for purchase of Lot 960, Section 28, Garden Valley Ranchos (Serial No. E-1708-21).

Dee G. Cowan will research the matter, and Gene E. Roundy made the motion to authorize the sale of the property if everything is in order. Dee Cowan seconded the motion.

CHANGE OF MEETING TIME :

The Commissioners meeting of September 24th will be changed to October 1st. The meeting of November 26th will be held Wednesday, November 25th.

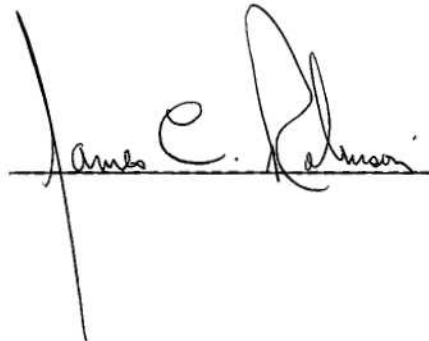
GARBAGE BILLING :

Don Alger, of 88 West Midvalley Road, appeared to protest his \$90.00 garbage billing. Mr. Alger is a resident of the garbage district, and it is covered by County ordinance, so the billing could not be waived.

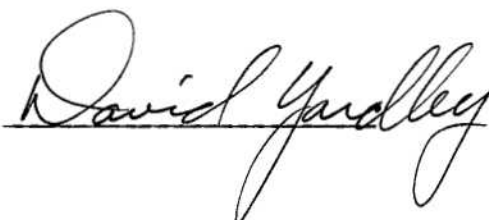
DAY LANE :

The proposed road construction at Day Lane was discussed. All the land needed to widen the road, 1 rod, will be taken from the west side of the road. An agreement will be formulated to cover the land owners, to see if they will accept the proposals contemplated, so construction can begin.

APPROVED:



ATTEST:



REGULAR OCTOBER 1, 1987 MEETING

Minutes of a Regular Meeting of the Board of Iron County Commissioners held in the Commission Chambers of the Iron County Courthouse at Parowan, Utah on October 1, 1987.

The following County Officials were present:

James C. Robinson, Commission Chairman
Gene E. Roundy, Commissioner
David I. Yardley, County Clerk
Scott M. Burns, County Attorney

(Dee Cowan was not present)

Minutes of the meeting held September 10, 1987 were reviewed and approved on a motion by Gene Roundy and seconded by James Robinson.

COUNTY RECORDER : (001-side one)

Cora Hulet presented a letter of resignation to the Commission. She has decided to take advantage of the early retirement opportunity being offered. Retirement date will be effective December 15, 1987.

Mrs. Hulet also recommended that Dixie Matheson be appointed to fill her unexpired term.

The Commission thanked Mrs. Hulet for a job well done and wished her the best of luck in future endeavors.

JUVENILE DETENTION ROAD : (070)

After review, the contract to surface the road leading to the Juvenile Detention Center was executed by James Robinson. G.M. Aldred & Sons were the successful bidders.

SOUTHERN UTAH STATE COLLEGE TRACK : (085)

A letter requesting funds to help resurface the Southern Utah State College track was reviewed. Gene Roundy made a motion to follow previous actions and offer the use of County equipment to help in the project but due to budget constraints, no money could be appropriated. The motion was seconded by James Robinson.

The Clerk was instructed to write a letter to that effect.

RIGHT OF WAY - BUD BAUER : (100)

Gene Roundy explained a proposed water line that Bud Bauer would like to install in the Hamilton Fort area.

Tentative approval was given, on motion by Gene Roundy, subject to approval of the County Road Supervisor and Commissioner Dee Cowan and of receipt of proper legal description and right-of-way forms. The second was by James Robinson.

HAZARDOUS WASTE LETTERS : (200)

Letters from the St. George Chamber of Commerce and Luzon Forsyth opposed to the siting of the hazardous waste dump were read and noted.

UTAH POWER & LIGHT : (270)

Scott Rasmussen presented a proposed resolution in favor of their merger with Pacificorp. The Commissioners decided that they could not go on record either for or against such a merger.

FOREST SERVICE : (407)

A letter detailing a timber sale on Midway force was discussed. No action was taken.

FIDDLERS CANYON OFFICE : (484)

The tax valuation notice for 1987 was reviewed.

Gene Roundy made a motion to have Scott Burns write a letter to Frank Nichols informing him of his liability for taxes prior to June 1, 1987. Seconded by Jim Robinson.

CEDAR BREAKS : (550)

A letter from Wayne Owens concerning access to property through Cedar Breaks was read. No action was taken.

SHORT TERM INTENSIVE TRAINING : (602)

A letter from Governor Bangerter explaining the Short Term Intensive Training (STIT) program was reviewed. No action was taken.

EARL HANSEN : (640)

Mr. Hansen again appeared to press for his "single tax" proposal. No action was taken by the Commission.

TAX PROPERTY : (108-side two)

Mr. Bill Walters appeared to bid on several parcels of property owned by the County through tax sales. Properties have previously been advertised.

The matter was taken under advisement. To be ruled on at next Commission meeting.

ZONE CHANGE : (180)

A variance from Cedar City Corporation on a zone change for Rodney Forsyth property was received. No action was taken. Referred to the Planning and Zoning Commission.

TAX PROPERTY : (275)

George Lyne's bid was passed without action subject to review by Dee Cowan.

HAZARDOUS WASTE : (301)

A group of people, headed by Marvin Bracken, from the Beryl area appeared to voice opposition to a hazardous waste dump being sited near Beryl. No action was taken by the Commission.

HOME HEALTH : (228-side three)

Maree Prince presented a report of the C.P.A. audit and job descriptions of present employees.

It was noted that if the County decides to retain the Home Health Agency the following issues need to be addressed:

1. Bylaws
2. Advisory Board Members
3. Anticipated income of 1988
4. Budget of 1988
5. Job description and pay grades for employees

Action was postponed until all Commissioners were present to vote.

LAW LIBRARY :

Steve Julien reported that the law library had been brought up to date and requested reimbursement for his service.

The Commissioners thanked him for the work he had done and authorized a payment of \$100.00 be made to him.

SHERIFF :

Authorization was given to install evidence lockers and a trophy case at new jail complex. Total cost to run \$4,083.00.

UTAH HIGHWAY PATROL FINANCING : (465)

Kimball Young, representing Boettcher Company, explained problems with financing the Highway Patrol portion of jail complex through the U.A.C. Cooperative.

He discussed other forms of financing, including revenue bonds and tax anticipation notes.

Gene Roundy made a motion to go with the revenue bonds. The second was by Jim Robinson.

Mr. Young was scheduled to return on October 8, 1987 with further details and bond information.

Bills were then reviewed and approved. The meeting was adjourned and reconvened as Board of Equalization.

ATTEST:

David Yardley

APPROVED:

James E. Robinson

REGULAR OCTOBER 8, 1987 MEETING

Minutes of a Regular Meeting of the Board of Iron County Commissioners held in the Commission Chambers of the Iron County Courthouse at Parowan, Utah on October 8, 1987.

The following County Officials were present:

James C. Robinson, Commission Chairman
Dee G. Cowan, Commissioner
David I. Yardley, County Clerk
Scott M. Burns, County Attorney

(Gene E. Roundy was not present)

Minutes of meeting held October 1, 1987 were approved.

TAX MATTER : (Tape 1 - 005)

A letter from Southern Utah State College was received stating that they have purchased a parcel of property from Reuben Jones adjacent to the campus.

The matter was referred to Dennis Ayers for appropriate action.

SALE OF TAX PROPERTY : (086)

After reviewing bids received for excess property from tax sales, Dee Cowan made a motion to approve the bid of George Lyne for parcel E-1708-21. The bid amount was for \$200.00. Seconded by James C. Robinson.

The application of Bill Walters to purchase five parcels of property with Serial Numbers E-1562-20, E-1695, E-1695-13, E-1707-157, and E-1708-12 in Garden Valley Ranchos Subdivision was approved on a motion by Dee Cowan. The second was by Jim Robinson. Total purchase price - \$2,805.06.

U.A.C. : (118)

The annual visit to Iron County by U.A.C. officials has been scheduled for October 20, 1987 at 12:30 P.M. The Clerk was asked to arrange for a lunch and a meeting place for this luncheon.

ZONE CHANGE : (140)

Betty Edmonds requested a zone change on the following property: 1 acre only from the following: Beginning at the SW corner of the SW1/4 NW1/4 of Section 27, T35S, R11W, SLB&M; thence N 1,300 feet to the Southline of said County Road, thence East 300 feet; thence SW'ly to pt which is 150 feet East of the point of Beg; thence W 150 feet to the point of Beginning. 6.80 acres total. Change requested was from R-5 to R-1. Change had been approved by the Planning and Zoning Commission.

Dee Cowan made a motion to approve the change. Jim Robinson seconded the motion.

REST HOME : (179)

Dennis Ayers asked for a ruling from the Commission on assessing the rest home in Parowan. After review, it was determined that Iron County still held title to the building. Dee Cowan made a motion to exempt them from property taxes. The second was by James Robinson. (Amended November 12, 1987).

TREASURER : (255)

Dee Cowan made a motion to amend the agenda to allow better use of time. The second was by Jim Robinson.

Merna Mitchell came in and explained problems with sales of surplus tax property. Some people are willing to pay the tax but do not want to pay the penalty.

After discussion, it was determined to leave and advertise with tax and penalty for two years, after which bids could be reviewed on an individual basis and sold to the highest bidder.

Scott Burns was to draw up the proposed policy and present it at the next meeting.

ZONE CHANGE : (545)

Dianne Young requested a zone change on the following property: The East 728.23 feet of the S1/2 of lot 3, Section 4, Township 35, Range 11 West, SLB&M. Except N 15 feet for ease. 14 ac m/1. The change would be from A-20 to R-2. The change has been approved by the Planning and Zoning Commission. Dee Cowan made a motion to approve the change as requested. The second was by Jim Robinson.

AUDITOR : (597)

Dennis Lowder discussed the effects of value changes from the Board of Equalization would have on collection of taxes. With changes made, it will make approximately \$70,000 shortfall. Dennis explained that the County does have the option of adjusting the tax rate to make up the difference.

After discussion, the matter was tabled to allow time to study options.

AUDITOR : (Side 2)

Dennis asked for an executive session to discuss replacement for a Chief Deputy. After discussion, Dee Cowan made a motion to approve Claire Dalton as Chief Deputy Auditor.

HOME HEALTH : (025)

Changes needed in Home Health were discussed. Iron County is the only County in Utah with a home health service. No action was taken.

PARAGONAH FIRE DEPARTMENT : (049)

Royce Barton discussed the need for a new fire truck. He explained that they have been looking for used trucks and have located several to consider. The Commissioners asked for a complete budget breakdown for their department. The matter was to be considered in the budget process.

COUNTY HEALTH INSURANCE : (410)

Monte Egget discussed the present insurance coverage held by Iron County. He anticipated a 30% increase in cost for 1988. No action was taken.

U.H.P. FINANCING :

Kimball Young discussed bonding for the Utah Highway Patrol portion of the jail facility. The following resolution was passed on a motion by Dee Cowan and seconded by Jim Robinson.

RESOLUTION NO. _____

BE IT RESOLVED that Iron County Officials be authorized to enter into an annually renewable building lease with the Iron County Municipal Building Authority, a portion of which facility will be occupied by the County with a significant portion being sub-leased by the State.

It is anticipated that revenue from the annually renewable lease will be pledged by the Iron County Building Authority to secure its lease revenue bonds, of not to exceed \$350,000. For purpose of structuring and marketing the bonds, the County designates Boettcher & Company as its underwriters.

DATED this 8th day of October, 1987.

/s/ James C. Robinson
Chairman

ATTEST:

/s/ David I. Yardley
Clerk

/s/ James C. Robinson
James C. Robinson
Commission Chairman

	<u>AYE</u>	<u>NAY</u>
	<u>X</u>	_____

Dee G. Cowan
Commissioner

Gene E. Roundy
Commissioner (Absent)

RAINBOW RANCHOS : (280)

A hearing for the formation of Rainbow Ranchos Special Improvement District was held.

Mr. William Scott, along with a delegation of property owners. All owners present were in favor of forming a service district.

James Robinson read a letter in protest from Ramon Prestwich. No other protests were received. Dee Cowan made a motion to form the Rainbow Ranchos Special Service District in order to finance improvement of their roads. Jim Robinson seconded the motion. A board of directors needs to be elected and engineering work in preparation for bid procedures is to be done by the County Engineer.

MARLENE RIDDLE : (700)

Marlene Riddle and Marsha Perkins, representing the citizens committee for positive community values discussed concerns about pornography in our area. They said their goals were to limit the availability to young people and to make parents aware of what their children were being exposed to.

They asked if the County could help with funds. They were instructed to submit a budget request to Dennis Lowder for the Commission to review.

TAX MATTER : (Side 4 - 401)

Marie Orton asked for indigent tax relief on property tax for 1987. Dee Cowan made a motion to approve relief. The second was by Jim Robinson.

ENOCH CITY : (460)

Arlan Grimshaw, representing Enoch, presented a proposal for law enforcement coverage. They propose to reimburse the County at \$7.00 per hour for hours the deputy works within the City. The Proposal was referred to the Iron County Sheriff for his approval and recommendation before action could be taken.

WALTER GROVE : (Side 5 - 008)

Mr. Grove thanked the Commission for action taken on the hazardous waste incinerator proposal.

After bills were reviewed and approved, the meeting was adjourned.

ATTEST:

David Gardley

APPROVED:

James E. Robinson

REGULAR OCTOBER 22, 1987 MEETING

Minutes of a Regular Meeting of the Board of Iron County Commissioners, held in the Commission Chambers of the Iron County Courthouse on October 22, 1987.

The following County Officials were present:

James C. Robinson, Commission Chairman
Dee G. Cowan, Commissioner
Gene E. Roundy, Commissioner
Scott M. Burns, County Attorney
David I. Yardley, County Clerk

Opening prayer was given by Dee Cowan.

T.V. MAINTENANCE : (010)

The Commissioners were informed that Carlyle Johnson had apparently moved from the area. At the present time, his sons were taking care of the equipment, however, a permanent appointment needed to be made.

The matter was referred to Dee Cowan and a name was to be submitted.

HOME HEALTH : (080) (Side 3 - 312)

Scott Burns reviewed a letter on research into possibilities of selling home health or what needed to be done to fully incorporate into the County system.

After much discussion on options, Dee Cowan made a motion to dissolve Iron County Home Health and advertise for sealed bids with the right to reject any or all bids. Bids to be received by November 20, 1987 and to be opened at the November 25, 1987 meeting. Gene Roundy seconded the motion and Jim Robinson voted in favor.

TIMBERCREST SUBDIVISION : (220)

Scott Burns explained the road situation in Timbercrest Subdivision. Floyd Rigby was supposed to complete all roads in the subdivision pursuant to Court Order. Part of the road has been completed, however subdivision owners wanted the County to take over and finish the roads.

At the present time the moratorium on accepting new roads precludes the County from taking any action.

RECORDER : (270)

Cora Hulet came in to discuss a job reclassification for Robert Dalley. She was asked to work through Dennis Lowder and submit to Mike Swallow an updated job description. Action would be reviewed after this comes back from Mr. Swallow.

HAZARDOUS WASTE : (300)

A letter from Santa Clara City against a toxic waste dump in Iron County was reviewed.

SOCIAL SERVICES :

Tom Vaughn discussed problems with taking care of transients during the nighttime, weekends, and holidays. With changes to a new jail there is a security problem. Several options were discussed. Scott Burns was asked to communicate with the Sheriff and Cedar City Police to see if a solution could be found.

LEAH FORESTER : (640)

Mrs. Forester, representing a group called "Concerned Citizens of Iron County", asked that a task force be appointed to see what businesses they would support locating in Iron County.

She was instructed to submit a proposed structure for a committee and the Commission would look at it.

PAULINE TOPHAM : (675)

Because of pending litigation, Gene Roundy moved that the Commission go into executive session to discuss the feedyard lawsuit in Paragonah. The second was by Dee Cowan.

LANDFILL : (686)

Sher Dalton asked for an increase in the contract price on the landfill for the next four years. At the present time the contract pays \$8,000 per month. The contract was for two years with an option for two more years. Sher asked that the contract be raised to \$11,000 per month and extended to 4 years from the present.

The Commission tabled the matter for further study. Mr. Dalton is to continue operating at current contract.

EDWARD CRAMER :

(Side 2 - 003)

Mr. Cramer discussed the tax on property at Brian Head. He was informed that if there was an error in calculation by the Assessor, it could be adjusted, otherwise Board of Equalization had passed and no action could be taken at this time.

BUILDING CODE :

(048)

A notice was received of a meeting in St. George to discuss the Uniform Building Code. The matter was referred to the County Building Inspector.

PRO ENTERPRISE ACT :

(115)

A copy of a proposed bill favoring a single tax was received from Earl Hansen. No action was taken.

DRUG ENFORCEMENT TASK FORCE :

(128)

A resolution and agreement to participate in a three county drug enforcement task force were reviewed and explained by Scott Burns.

Gene Roundy made a motion to approve the resolution and agreement. The second was by Dee Cowan. James Robinson voted in favor.

RESOLUTION

A RESOLUTION SETTING FORTH THE INTENT OF THE BOARD OF IRON COUNTY COMMISSIONERS, IRON COUNTY, STATE OF UTAH, TO ENTER INTO AN AGREEMENT THEREBY ESTABLISHING THE IRON, BEAVER, AND WASHINGTON COUNTIES NARCOTICS STRIKE FORCE.

WHEREAS, Title 11, Chapter 13, Section 1, et seq., Utah Code Annotated, 1953 as amended, commonly known as the Interlocal Cooperation Act, authorize public agencies to authorize public agencies to enter joint agreements for the promotion of police protection; and

WHEREAS, Iron County, Cedar City, Brian Head Township, Parowan City, Beaver City, Hurricane City, Washington County, the State of Utah, the Federal Bureau of Investigation, and the Drug Enforcement Administration of the United States of America are public agencies, and said agencies desire to join together for the purpose of the effective investigation and prosecution of sales of controlled substances pursuant to and in accordance with the Iron, Beaver and Washington Counties Narcotics Strike Force Agreement ("the Agreement"), which is attached hereto, marked as Exhibit "A", and incorporated herein by this reference; and

WHEREAS, Iron County, State of Utah, has experienced within its jurisdiction a growing problem of trade in illegal controlled substances; and

WHEREAS, Iron County, State of Utah, believes that the effective investigation and prosecution of sales of controlled substances require specialized personnel, which are more effective when able to investigate on a regional basis and in a cooperative arrangement;

NOW, THEREFORE, BE IT HEREBY RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS, IRON COUNTY, STATE OF UTAH, AS FOLLOWS, TO WIT:

1. That Iron County, State of Utah, hereby appoints Scott M. Burns as the authorized attorney for purposes of approving the Agreement if such attorney shall determine that the Agreement is in proper form and compatible with the laws of the State of Utah, and that the provision of the services or facilities therein contemplated is authorized under the applicable laws of the State of Utah.

2. That Iron County, State of Utah, hereby adopts and enters into the Iron, Beaver, and Washington Counties Narcotics Strike Force under the terms and conditions of the Agreement which is attached hereto, marked as Exhibit "A", and incorporated herein by this reference.

3. All resolutions entered into by the Board of Iron County Commissioners, Iron County, State of Utah, which are in conflict with this resolution are hereby repealed.

4. Immediately after its adoption, this resolution shall be signed by the appropriate officers of the Board of Iron County Commissioners, Iron County, State of Utah, and shall be recorded in the official records of this governing body and shall take immediate effect.

Passed and approved by the governing body on this 22nd day of October, 1987.

/s/ James C. Robinson
Title: Chairman

ATTEST:

/s/ David I. Yardley
Title: County Clerk

(S E A L)

After due consideration of said resolution by the Iron County Commission, Iron County, State of Utah, Gene Roundy moved to adopt the resolution. The motion was seconded by Dee Cowan, and the same was put to a vote and was carried by the affirmative vote of all members present, the vote being as follows:

AYE: All

NAY: None

EXHIBIT "B"

CERTIFICATE OF COMPLIANCE WITH OPEN MEETING LAW

I, David I. Yardley, the undersigned Iron County Clerk of the Public Agency of Board of Commissioners, Iron County, State of Utah (the "Public Agency"), to hereby certify, according to the records of the Public Agency in my official possession, and upon my own knowledge and belief, that in accordance with the requirements of Section 52-4-6(2), 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 October 22, 1987, public meeting held by the Public Agency as follows:

(a) By causing a Notice, in the form attached hereto as Schedule "A", to be posted at the Public Agency's principal offices on October 21, 1987, at least twenty-four (24) hours prior to the convening of the meeting, said Notice having continuously remained so posted and available for public inspection until the completion of the meeting; and

(b) By causing a copy of such Notice, in the form attached hereto as Schedule "A", to be delivered to the Spectrum Newspaper on October 21, 1987, at least twenty-four (24) hours prior to the convening of the meeting.

IN WITNESS WHEREOF, I have hereunto subscribed my official signature this 22nd day of October, 1987.

/s/ David I. Yardley _____

(S E A L)

A G R E E M E N T

This Agreement is made and executed by and between Iron County, Cedar City, Brian Head Township, Parowan City, Beaver County, Beaver City, Hurricane City, Washington County, and the undersigned jurisdictions, all bodies corporate and politic of the State of Utah, and the State of Utah and United States of America, by and through the Federal Bureau of Investigation and the Drug Enforcement Administration.

WITNESSETH:

WHEREAS, Title 11, Chapter 13, Section 1, et seq., Utah Code, 1953 as amended, commonly known as the Interlocal Cooperation Act authorized public agencies to enter joint agreements for the promotion of police protection; and

WHEREAS, all of the parties hereto are public agencies as defined by the Interlocal Cooperation Act; and

WHEREAS, all of the parties hereto have experienced within their jurisdictions a growing problem of trade in illegal controlled substances; and

WHEREAS, the effective investigation and prosecution of sales of controlled substances require specialized personnel, which are more effective when able to investigate on a regional basis and in a cooperative arrangement;

NOW, THEREFORE, the parties do mutually agree, pursuant to the terms and provisions of the Interlocal Cooperation Act, as follows:

I.

The Iron, Beaver, and Washington Counties Narcotics Strike Force (hereinafter IBWCNSF), governed by an Executive Board, is hereby created for the purpose of investigating and prosecuting the illegal importation, manufacture, use, and sale of controlled substances under state, federal, and local laws.

A. The Executive Board shall consist of the head of each participant's law enforcement department or the assistant thereto, as determined by the participant.

1. A chairman, vice-chairman, and secretary shall preside over the Executive Board for a one (1) year term. Each shall be selected on a yearly basis on a majority vote in secret ballot of the Executive Board.

a. The chairman shall have power to call meetings as necessary, administer the routine affairs of the Executive Board, and enter

contracts as needed upon approved resolution of the Executive Board.

2. The duties of the Executive Board shall be to:

a. Review the activities of thh IBWCNSF generally.

b. Select a IBWCNSF unit commander.

(1) The unit commander shall be a category one or federal peace officer selected from the participants to serve as the daily administrator for a period of one (1) year.

(2) The unit commander shall be solely in charge of directing IBWCNSF activities subject to approval of the Executive Board.

(3) The unit commander shall be responsible for the administrative activity of IBWCNSF including maintaining financial records and reporting as required by the Executive Board.

(4) The unit commander shall perform such other duties as required by the bylaws and adopted standard operating procedures of the Executive Board.

c. Request financial audits as deemed necessary, but ensure at least one audit per year is performed with an additional audit done upon completion of any unit commander's term.

d. Issue an annual report of the preceding year's activities to the participants.

e. Conduct program evaluations.

f. Seek federal and state grant money as may be available.

g. Provide for the appointment of supervisors and staff as needed.

h. Establish bylaws and operating policy as needed.

(1) Bylaws are adopted, amended, or repealed by two-thirds vote of those present at a meeting of the Executive Board.

(2) No bylaw may be adopted, amended, or repealed in the same meeting in which the action is proposed.

(3) Operating policy is acted upon as provided by bylaw.

i. Conduct training as appropriate.

B. IBWCNSF shall primarily investigate crimes related to controlled substances. IBWCNSF has a duty to notify jurisdictions of all crimes discovered in the course of investigation, provided, such notification may be delayed if, in the discretion of the IBWCNSF unit commander, notification will hinder a current IBWCNSF investigation.

C. All employees of IBWCNSF, except as the Executive Board may otherwise allow, shall be category one peace officers as defined by the laws of Utah.

D. All of the participants acknowledge the territorial jurisdiction of IBWCNSF to be that of all the signatories hereto and expressly consent to the investigations conducted by IBWCNSF within their geographical boundaries provided that IBWCNSF investigations not of the jurisdiction in which an investigation is conducted shall not be considered agents of such jurisdiction nor shall that jurisdiction assume any liability for the actions of IBWCNSF except as provided in part V.

E. All participants may refer any narcotics investigation within their jurisdiction to IBWCNSF. IBWCNSF may decline any case for cause.

II.

Participants to this agreement shall, through their representative on the Executive Board, have voting or non-voting status. Any reference in this agreement to an action by vote or non-voting status. Any reference in this agreement to an action by vote or any action under by-law requiring a vote shall be done only by those with voting status at the time of the action.

A. Participants with voting status are those who, for the current IBWCNSF year, have provided at least one officer to IBWCNSF or support equipment and special evidence money in an amount agreed upon between the parties hereto.

B. Non-voting participants are those who have provided any other resources.

III.

Each participant hereto shall absorb all costs associated with their participation. All salaries, including benefits and other obligations, of officers and staff assigned to IBWCNSF shall be paid by the contributing jurisdiction. Similarly, all costs of equipment contributed for use by IBWCNSF shall be born by the contributing entity. Retention of costs includes all risk of loss, personal injury, and needed repair.

A. The Executive Board will provide an operating fund for general costs incurred not directly attributable to any participant herein.

IV.

The State of Utah shall provide the needed office space for IBWCNSF. The Executive Board may acquire other facilities as needed. The offices of IBWCNSF shall be located in Cedar City.

V.

Each participant shall indemnify its own officers for any claim of liability arising while participating in IBWCNSF. Each participant shall control and conduct the legal defense of its own officers, but shall consult with other participants in any joint defense and shall advise all other participants prior to settling or paying any claim.

VI.

This agreement shall be in effect for an indefinite period of time not to exceed fifty (50) years, provided, however, that:

A. Any party may withdraw upon thirty (30) days written notice to the Executive Board.

B. The Executive Board may terminate the agreement upon a two-thirds vote.

VII.

Upon withdrawal of any party, such party shall not be entitled to retain that property which it contributed to IBWCNSF. Upon complete termination of this agreement, property obtained in common shall be sold and the proceeds divided equally among the current members.

A. Accordingly, all funds and other property contributed to IBWCNSF become the property of IBWCNSF and shall not be returned to the contributor except as provided in this paragraph.

VIII.

Any period of time stated in this agreement shall be computed from October 1, 1987.

IX.

Other jurisdictions, not an original party to this agreement, may join with approval of 75 percent of the Executive Board. The Executive Board may offer investigative service to any jurisdiction without granting membership status or provide such assistance as thought appropriate.

X.

IBWCNSF shall request that all proceeds from property of suspects forfeited under the laws of Utah as a result of its investigations be directed to IBWCNSF.

XI.

All participants hereto agree that personnel contributed to IBWCNSF shall follow IBWCNSF policy and procedures in case of conflict with their own policy and procedure. Otherwise, each officer shall be bound by his own department's policies while acting for IBWCNSF.

XII.

IBWCNSF shall have no authority to discipline an officer except the unit commander may remove an officer for IBWCNSF and make recommendations to the responsible department through the Executive Board. Removal of an officer which is the only officer contributed for the current year by a particular department shall cause the participant to lose voting status unless another officer is contributed to IBWCNSF within thirty (30) days.

IN WITNESS WHEREOF, the parties have affixed their signatures hereto upon resolution of their governing body as required by law and join and give effect to this agreement:

IRON COUNTY BY:

/s/ James C. Robinson
JIM ROBINSON, Chairman
Iron County Commission

October 22, 1987
Date

ATTEST:

/s/ David I. Yardley
Iron County Clerk

October 22, 1987
Date

(S E A L)

TAX MATTER : (262)

Dan Henry asked for a reduction in his taxes on his home in Cedar City. After reviewing the matter, he was referred to the Auditor to see if he qualified for a Circuit Breaker or tax abatement.

RAINBOW RANCHOS : (353)

Steve Platt discussed an estimate for the cost of road improvements in Rainbow Ranchos Subdivision. He also outlined alternatives available as to type of base and final surface.

Gene Roundy made a motion to set up a meeting with Dee Cowan, Scott Burns, Steve Platt, William Scott, and James Shumate to discuss which way residents would like to go as far as type of roads. The second was by Dee Cowan. Jim Robinson voted in favor.

TAX MATTER : (694)

Lewellyn Leigh had a wrong description on a parcel that appeared to be a recording error. Dee Cowan moved that the bookkeeping error be adjusted. The second was by Gene Roundy. Jim Robinson voted in favor.

BOB GOLDBIRSCH : (766)

Mr. Goldhirsch appeared to discuss the feelings of EMT's at Brian Head concerning hepatitis shots. The Commission expressed thanks for the job they were doing and asked him to contact Norm Forbush to discuss at budget hearing.

TAX MATTER : (Side 3 - 050)

Tony Micucci requested a Board of Equalization Hearing on his lot in Rainbow Ranchos Subdivision. He was informed that legally he could not be heard this year.

BRIAN HEAD HOTEL TAX : (168)

A request had been received asking that their delinquent tax be reduced for '84, '85, and '86. After review, Dee Cowan made a motion to consider 1987 only as it was approved at the Board of Equalization. Prior taxes and penalty to remain as assessed.

Gene Roundy seconded the motion and Jim Robinson voted in favor.

LAND SALE POLICY : (280)

A Proposed land sale policy was reviewed. Dee Cowan made a motion to accept the policy as written. The second was by Gene Roundy and Jim Robinson voted in favor.

IRON COUNTY POLICY FOR SELLING REAL PROPERTY

1. After the regular May tax sale is held, if a parcel of real property does not sell, Iron County shall advertise said parcel of real property again, pursuant to the regularly adhered to manner of publication;

2. After the May tax sale and the additional publication, Iron County shall accept individual offers of purchase of the certain parcels of real property for the minimum amount of taxes, penalty and interest for a period of two (2) years; and

3. If the certain parcels of real property do not sell for the taxes, penalty and interest during the two (2) year period, then after the expiration of said two (2) year period, Iron County will accept individual offers to sell said real property for the taxes only.

PERSONNEL POLICY :

A personnel matter was reviewed at length in executive session. Afterward the personnel policy was recommended to be amended and a grievance committee be appointed.

Matter was tabled until November 12th meeting.

After bills were reviewed and approved, the meeting was adjourned into a budget work meeting.

ATTEST:

David Yardley

APPROVED:

James E. Robinson

REGULAR NOVEMBER 12, 1987 MEETING

Minutes of a Regular Meeting of the Board of Iron County Commissioners held in the Commission Chambers of the Iron County Courthouse, at Parowan, Utah on November 12, 1987.

The following County Officials were present:

James C. Robinson, Commission Chairman
Dee G. Cowan, Commissioner
Gene E. Roundy, Commissioner
David I. Yardley, County Clerk
Scott M. Burns, County Attorney

Opening prayer by Dee Cowan.

REST HOME : (013)

After reviewing minutes of October 8, 1987 and reviewing contract clause concerning tax liability, Gene Roundy made an amendment to read that the new owners are liable for the taxes on both the property and improvements. The second was by Dee Cowan with Jim Robinson voting in favor.

MINUTES : (020)

With the one amendment to the Oct. 8 minutes, minutes from Oct 8 and Oct 22 were approved unanimously.

PERSONNEL POLICY : (46)

After reviewing personnel policy, Section 7 Paragraph D was amended to read:

SECTION 7 - EMPLOYMENT STATUS

- D. Probationary Employees: All new employees are required to serve a six (6) month probationary period. The department head may, after concurrence of the Iron County Commissioners, extend the probationary period two (2) months. This period is designated to acquaint the new employee with his/her position and allow the supervisor to measure fairly the employee's ability and aptitude to the job. If an employee's performance is inadequate, he/she may be terminated at any time during this period.

Motion to adopt amendment was made by Gene Roundy. Second by Dee Cowan and Jim Robinson voted in favor.

STATE PROPERTY : (116)

The State of Utah has requested property tax exemption on three parcels of land on first East in Cedar City. Dee Cowan made a motion to exempt the lots. Second by Gene Roundy. Jim Robinson concurred.

MORTUARY : (150)

Olpin Yardley Mortuary in Parowan have requested that they be placed on the rotation schedule for picking up casualties that the county would be responsible for. Matter was referred to Sheriff.

METRO POLICE : (208)

Scott Burns discussed feasibility of joining county law enforcement into a Metro Police Department.

Dee Cowan made a motion to include all Mayors and Police Chiefs along with Scott Burns as Chairman. Ira Schoppman as Sheriff and Joe Melling as Cedar City Manager to form a task force to study this proposal. Second by Gene Roundy and Jim Robinson voted in favor.

TAX MATTERS : (357)

Dennis Ayers explained that property owned by Preston Corry (Serial Number B-1135-2-6) had been double taxed on a trailer house. Trailer had been taxed as personal property and as a residence. Dee Cowan made a motion to correct this error. Seconded by Gene Roundy. Jim Robinson voted in favor.

Mr. Ayers also discussed a lot that was transferred to Enoch City this year that had back taxes owing. The policy has been to exempt property after the transfer to an exempt agency but prior tax and penalty would still be due.

USX : (420)

Dee Cowan discussed progress in transfer of mining claims in Lindsey Pit at Iron Mountain. Scott Burns read a letter received from USX explaining what needed to be done to complete this transaction which consisted of getting permission from property owners to assume right of way on haul road.

Gene Roundy made a motion that we proceed with trade as quickly as possible. Second was by Dee Cowan with Jim Robinson voting in favor.

ZONE CHANGE : (526)

Rodney Forsyth applied for a zone change on the following property:

Beginning at a point on an existing fenceline on the N line of a county road, said point being N 00 23'21" E 984.56 feet along the section line and N 89 30'00" E 762.18 feet from the SW Corner of Section 26, Township 35 South, Range 11 West, SLB&M; and running thence S 89 30'00" West 144.93 feet along said fenceline on the N line of road; thence N 00 30'00" W 300.53 feet to an existing fenceline; thence N 89 28'00" E 144.93 feet along said fenceline; thence S 00 30'00" E 300.61 feet to the point of beginning (containing 1.000 acres of land).

Zone to be changed from R-5 to C-3. Change has been before the Planning and Zoning Commission and they have received their approval.

Gene Roundy made a motion to approve change seconded by Dee Cowan. Jim Robinson voted in favor.

PAULINE TOPHAM : (605)

Scott Burns related to the commission that an agreement had been reached where Iron County had been dropped from the lawsuit involving Tophams and Robinsons. No action was needed by commission.

TAX MATTER : (660)

Doug Knell appeared to ask for a rebate of taxes he had paid in error on property he had previously owned. Notice had erroneously been sent to both the current owner and Mr. Knell.

Dee Cowan made a motion to refund the amount paid in error by Mr. Knell. Seconded by Gene Roundy. Jim Robinson voted in favor.

ZONE CHANGE : (760)

Ellen Clark requested a zone change on a parcel of land at Newcastle described as follows:

Beginning at a point which is 668.67 feet from the NE corner of Lot 2, Section 17, T36S, R15W, SLM; thence S 90 feet, to N line of W 200 North Street; thence W 250 feet to the point of beginning (containing .51653 acres).

Change would be from R-1 to C-1 to allow building a new post office. Change has been approved by Planning and Zoning Commission.

Dee Cowan made a motion to approve the change. Second by Gene Roundy. Jim Robinson voted in favor.

TAX MATTER : (823)

Bruce Gardiner discussed tax on his home west of Cedar City. Dennis Ayers noted that he had been taxed on the second home rate which is higher than the primary dwelling rate.

Mr Gardiner was asked to work with the Assessor to figure out how much was paid in excess during the past five years.

Dee Cowan made a motion to refund over paid amount plus interest for the past five years. Second by Gene Roundy. Jim voting in favor.

JODY L. LUND : (SIDE 2 287)

Ms. Lund filed a claim against Iron County for wrongful imprisonment stemming from a fugitive warrant issued and two days spent in jail in Vermont.

Scott Burns was of the opinion that Iron County was not liable and no action was taken.

SUSC : (319)

A letter was received thanking Iron County for work done by road crews on the parking lot near the stadium in Cedar City. No action was needed.

TAX MATTER : (325)

Ray Simkins had requested a hearing on the valuation of property at Brian Head. The clerk was asked to write a letter informing him that request was not timely and could not be heard this year.

BRIAN HEAD HOTEL TAX : (345)

A Letter written to Mr. Ruston regarding the decision of the commission concerning prior tax was reviewed and approved.

LETTER OF CREDIT : (400)

Escondido National Bank asked for a cancellation on a letter of credit issued to Charles H. Meyers Construction Company.

The Clerk was asked to contact Summit Special Service District to see if work was completed before cancellation. James Robinson was authorized to sign the release.

POLLUTION CONTROL PROGRAM : (430)

A notice of public hearings concerning non-point source pollution was noted. A Hearing for our area will be in Richfield on December 10, 1987.

HORIZON HOUSE : (500)

Horizon House has asked to move to a new location off from Main street. They asked to buy an old home and remodel it. Financing through MR&G Leasing of a new building was also discussed. No action was taken at this time.

SOCIAL SERVICES : (692)

The function of care and share and their role in housing transients was discussed by Tom Vaughn. Care and Share is a private non-profit help center. They would like all transients screened before they are referred to them. Matter was referred to the Sheriff and County Attorney to work out details.

HAZE LOCKE : (SIDE 3 151)

Mr. Locke discussed problems with finding prisoners that fit the classification to fill the state side. He explained that they did not want to use it as a minimum security facility where prisoners are kept secure inside the prison with no outside contact.

It was noted that the group that opposed the prison was notified by phone of this meeting but no one showed up representing them. A decision was postponed until November 25th at 2:00 P.M. to allow for further study and comment.

TAX MATTER : (SIDE 4 120)

Margaret Owen asked for an adjustment on her property tax. She was informed that she needed to appeal during BOE and that at this time no adjustment could be given.

FRIENDS OF THE ANIMAL SHELTER : (120)

Kathy White appeared to ask for help in upgrading service at the Animal Shelter. She was told that the County had appropriated funds in the past but Cedar City has control of the facility and she needs to work with them.

RECORDER : (00)

In executive session, the commission discussed the appointment of a successor to Cora Hulet as recorder. Applicants were Dixie Matheson and Lois L. Hobbs. After discussing applicants, Dixie Matheson was appointed to fill the Recorder position on a motion by Gene Roundy and seconded by James Robinson. Dee Cowan voted against Dixie and for Lois Hobbs.

LANDFILL : (406)

Sher Dalton came in to renegotiate the remaining two years on the contract. He explained the increase in cost and asked for contract to be increased from \$95,940 per year to \$110,000 per year.

Gene Roundy made a motion to increase contract to \$110,000 which would include dumping of asbestos or other special type loads. The second was by Dee Cowan and Jim Robinson voted in favor. The Contract will be for two years with a two year option.

CORA HULET : (729)

Cora asked for \$125.00 for Christmas decorations at the Court House. Dee Cowan made a motion to grant the request. The Second was by Gene Roundy, with Jim Robinson voting in favor.

TAX MATTER : (765)

Phillip Smith came in to explain a tax problem on property the Assembly of God Church purchased in 1983. There appeared to be a lap of when tax exempt status took effect on the building that was converted to the Church. The matter was referred to the Assessor and the Treasurer to make the correct adjustment. Former owner will be liable for back tax that is still owing. The rest plus penalty and interest will be waived.

After bills were reviewed and payment approved, the meeting was adjourned.

ATTEST:

David Yardley

APPROVED:

James E. Robinson

REGULAR NOVEMBER 25, 1987 MEETING

Minutes of a Regular Meeting of the Board of Iron County Commissioners held in the Commission Chambers of the Iron County Courthouse, at Parowan, Utah on November 25, 1987.

The following County Officials were present:

James C. Robinson	Commission Chairman
Dee G. Cowan	Commissioner
Gene E. Roundy	Commissioner
David I. Yardley	County Clerk
Scott M. Burns	County Attorney

Minutes of the meeting held October 28, 1987 were amended and approved on a motion by Dee Cowan and seconded by Gene Roundy. Jim Robinson voted in favor.

JAIL BUDGET : (107)

The Commissioners discussed purchases made as start up cost for the Iron County Jail. Clerk was asked to check with Ardell Hyatt to get a list of expenditures for Jail operations.

ROAD DEPARTMENT : (165)

Neil Forsyth discussed the purchase of a loader for the road department. Prices were reviewed on John Deere, Case, International and Cat. Dee Cowan suggested that a formal bid process be followed and bids be sent to at least 3 dealers. Bids to be opened on December 10, 1987 at 1:30 P.M.

PERSONNEL MATTERS : (325)

CECILIA JOHNSON: Change was approved to Chief Deputy Clerk effective December 15, 1987.

PATSY CUTLER: Change was approved to change from Assessor's office to Records office and her appointment as Chief Deputy Recorder.

RHONDA WARREN: Approval was given to appoint Rhonda Warren as Deputy Assessor I to fill vacancy left by change of Patsy Cutler.

Motion to approve these changes was made by Gene Roundy, seconded by Dee Cowan and Jim Robinson voted in favor.

ROBERT DALLEY : (504)

Cora Hulet came in to present recommendation of Mike Swallow concerning an increase in pay for Robert Dalley. At the present time he is at grade 9 step 7 and Cora recommended that he be moved to grade 9 step 10. After review Gene Roundy made a motion to increase Mr. Dalley to grade 9 step 9. Seconded by Dee Cowan and Jim Robinson voting for.

BRUCE CLAYTON : (335 side 2)

Dee Cowan introduced a request from Ira Schoppman to increase Deputy Clayton from a Deputy I to a Deputy II. After discussion, the commissioners denied the promotion. They indicated they would consider a double step increase but not a grade increase.

EXECUTIVE SESSION :

Gene Roundy made a motion to go into executive session to discuss personnel matters. The second was by Dee Cowan. No formal action was taken.

TAX MATTERS : (926 SIDE 1)

A mistake was noted in a greenbelt application for Curtiss Jones. Apparently the right acreage was on the application but one Serial Number had been missed. The Commissioners approved placing the whole parcel on greenbelt on a motion by Gene Roundy and seconded by Dee Cowan. Jim Robinson voted in favor.

ALVIN BRADSHAW :

A tax had been assessed and paid in 1985 by Mr. Bradshaw. After November 20th of that year apparently the assessor adjusted the valuation and an amended notice was sent. However, this adjustment appeared to be made in error by the Assessor's office. Gene Roundy made a motion to forgive the disputed tax. The second was by Dee Cowan. Jim Robinson voted in favor.

GREENBELT : (120 SIDE 2)

The Policy procedure was discussed with the Assessor as to when Greenbelt should be rolled back and when it should be taxed at full rate. The policy is that if use does not change then tax should not be rolled back. Failure to make an application for Greenbelt results in tax at full rate for years not applied for.

FOREST SERVICE : (601)

Ron Wilson and Kathy Barbouletis came to discuss timber sales on forest land close to private land on Dixie National Forest and to invite the Commissioners to a meeting at Duck Creek Inn December 15, 1987. The Commissioners expressed support of multiple use concept now used by Forest Service.

METRO POLICE : (919)

Scott Burns discussed a letter written to cities and towns in Iron County in regard to the formation of a Metro Police Force. Mayors, Police Chiefs, and other representatives were invited to the Commission Meeting on December 10, 1987 at 9:30 A.M

COUNTY PHYSICIAN : (24 SIDE 3)

Dr. Williams had requested an increase in compensation for work as an acting County Physician. The Commissioners were unaware that we had such an office and the matter was referred to Scott Burns for research.

BURR TRAIL : (81)

Letters from the Utah Association of Counties and the Garfield County Commission, were received requesting financial help in defending the right to maintain and improve the County Road known as Burr Trail. Dee Cowan made a motion to support the Utah Association of Counties in this endeavor by donating \$5,000.00. Seconded by Gene Roundy and James Robinson voted in favor.

HOME HEALTH : (395)

Bids were opened and reviewed concerning the Sale of Home Health. Three bids were received and read by the Clerk. The matter was referred to a study committee to make a recommendation.

BRUCE GARDINER : (850)

The Treasurer had referred a question as to where Interest should be billed, and at what rate on taxes over collected by the County. She was instructed to bill receiving agencies at 8% interest.

TAX MATTER : (25 SIDE 4)

Boyd Hall appeared to protest increase in valuation on property across from K-Mart in Cedar City. He was informed that his request was not timely and no action could be taken.

UNION PACIFIC : (75)

A letter was received indicating that a protest had been filed by Union Pacific Rail Road regarding valuation of properties in Utah. No action needed by Commission.

BOOKMOBILE : (100)

An agreement was reviewed concerning the operation of the Bookmobile in Iron County for 1988. Dee Cowan made a motion to grant approval of the agreement and to authorize James Robinson to sign the agreement. Seconded by Gene Roundy. Jim Robinson executed the agreement.

HORIZON HOUSE : (116 & 694)

Gene Roundy discussed Horizon House and their desire to purchase and remodel a home in Cedar City. JoAnn Chernich was invited in and diagramed what was proposed and what she felt like was needed. A new building was also discussed. No decision or action was taken.

BRIAN HEAD HOTEL : (195 SIDE 6)

Rand Cook, the Attorney representing Brian Head North Condominium Group and Darrel Larkin, a company representative, appeared to protest the Board of Equalization action on the Brian Head Hotel. They feel the value should be their purchase price set by the Bankruptcy Court. After discussing legal implications without the County Attorney present, no action to reduce assessed value was taken by the Commission. It was determined that the Board of Equalization decision should stand and that an appeal through the State Tax Commission was the appropriate avenue to follow.

COMMISSION ACTIONS : (472 SIDE 7)

Gene Roundy proposed purchasing a turkey for each of the County Employees for Christmas. The matter was tabled for study with no action.

After bills were reviewed and approved, meeting was adjourned.

APPROVED: _____

James E. Robinson

ATTEST: _____

David Yardley

REGULAR DECEMBER 10, 1987 MEETING

Minutes of a Regular Meeting of the Board of Iron County Commissioners held in the Commission Chambers of the Iron County Courthouse, at Parowan, Utah on December 10, 1987.

The following County Officials were present:

James C. Robinson	Chairman
Dee G. Cowan	Commissioner
Gene E. Roundy	Commissioner
David I. Yardley	County Clerk
Scott M. Burns	County Attorney

Opening prayer was given by David I. Yardley. Minutes from Commission Meeting held November 25, 1987 were approved as amended.

ASSESSOR : Side 1 01

Dennis Ayers presented a problem of double taxation on property owned by Boyd Christensen serial #E1103-1-4 and E1103-1103-2. Property is in the same parcel. Gene Roundy made a motion to correct the error and bill only on one piece. Second by Jim Robinson and Dee Cowan was not present and did not vote.

GREENBELT :

Dennis Ayers also discussed policy on roll back procedures in light of a state law that is to take effect January 1, 1988. The matter was referred to the County Attorney for review.

PERSONNEL : 127

Dennis Ayers informed the Commission that he had hired Maxine Munson on a part-time basis to start December 14, 1987.

METRO POLICE STUDY GROUP : 186

Local Law Enforcement Officials and City Representative met with the Commission to discuss the feasibility of combining all County and City law enforcement into a Metro System. Officials included: Ira Schoppman, County Sheriff; Robert Linford, Cedar City Mayor; Joe Melling, Cedar City Manager; Alice Burns, Cedar City Attorney; Dennis Anderson, Cedar City Police Chief; Arlan Grimshaw and Dennis Tanner, Enoch City Council; Dennis Stowell, Parowan City Mayor and Wayne Townsend, Parowan Police Chief.

After an introduction by Scott Burns, each person present was asked their views on perceived problems and advantages of a Metro System. Advantages stated were: Avoiding duplication of services and officers; receiving better

training and specialization. Problems perceived were: level of service and the cost. Each City and the County was asked to compile a cost breakdown for their respective departments and also a tentative cost of conversion. This would help to see if the plan is going to be cost effective after the start up costs. Information will be channeled through Scott Burns and another meeting will be scheduled in January 1988.

VALLEY BIBLE CHURCH : Side 2 181

Ron Thompson representing Valley Bible Church ask that the property that the Church had purchased in 1983, but not recorded until 1987, be exempted from back taxes. He was informed by the County Attorney that prior taxes could not be exempted for the time prior to when a deed was recorded.

Gene Roundy made a motion to waive penalty and interest and to waive taxes after the Church recorded the deed in 1987. Second was by Dee Cowan. Jim Robinson voted in favor.

CHARLES H. MEYER⁶S : 680

A letter of credit for Chales H. Meyers issued by Escondido National Bank for road improvements in the Meadows Ranch Estates was cancelled after recommendation of Chad Nay, County Building Inspector, Neil Forsyth, County Roads and Dee Cowan, Commissioner.

SOUTHWEST UTAH DISTRICT HEALTH BOARD : 700

A notice that the term had expired for Alice Burns on the District Health Board was reviewed. Gene Roundy made a motion to appoint Alice R. Burns to a 5 year term to expire in January 1993. Second was by Dee Cowan and Jim Robinson voted in favor.

UTAH ASSOCIATION OF COUNTIES : 730

A bill for 1980 dues in the association was received for \$8,766.29 plus a bill for \$2,033.00 as an assessment for litigation costs in lawsuits that they represented Iron County in.

Utah Association of Counties has requested that each County write to Govenor Bangerter and encourage him to support "In Lieu of Payments on State-owned Land." Gene Roundy stated that Five County was against passage of this bill. The County Clerk, David I. Yardley, was assigned to contact representatives of Utah Association of Counties and Five Counties and then report back to Commission at the next meeting.

TAX MATTER : Side 3 88

Steve Crowther came in to protest the valuation of part of the Garden Park Subdivision. After discussing the notice, it was determined that Mr. Crowther was properly notified and this appeal was untimely and therefore no action could be taken. He was informed that next year he could appeal to the Board of Equalization.

SCOTT BERRY : 200

Mr. Berry along with Robert Dalley, explained a problem with property they owned in Kanarraville. Apparently, when the deed for the road right of way was recorded, it was not taken off from the tax roll. Disputed property consists of 39.69 acres. Gene Roundy made a motion to refund overpayment for the past five years. Second was by Dee Cowan. Jim Robinson voted in favor.

STATE FAIR : 271

Iron County received a certificate of Merit for their booth at the State Fair. The booth was titled "Iron County, Utah, Now is the Season."

COUNTY PHYSICIAN : 350

After a short discussion and no action, the matter was tabled for further study.

ROAD DEPARTMENT : 379

Bids were opened at 1:30 P.M. on a 165 Hp Loader with a 3 1/2 cubic yard bucket. Three bids were received as follows:

1. Century Equipment \$69,551.00
2. Arnold Equipment \$73,433.00
3. Scott Machinery \$80,463.00

Dee Cowan asked that bids and specifications for each machine be reviewed before bid is awarded. Dee Cowan and Neil Forsyth were authorized to executed purchase after reviewing specifications.

PUBLIC DEFENDER CONTRACT : 532

Scott Burns discussed the Public Defender Contract for 1988. James Shumate submitted a bid for \$24,000.00 with the same terms as the 1987 contract. Dee Cowan made a motion to accept the contract as written. Second was by Gene Roundy. James Robinson executed the contract.

NATIONAL FEDERATION OF PUBLIC ENTITIES: 580

A membership agreement was reviewed. This organization was formed to make it easier to get liability insurance. The Commission had questions about cost of membership and annual dues. Dennis Lowder was asked to look into what costs

were involved. Dee Cowan made a motion to allow Jim Robinson to execute the document if everything is in order. Second was by Gene Roundy.

BUDGET HEARING : 620

Annual budget for 1988 was reviewed. Cora Hulet, Recorder asked that \$4,000.00 for a part-time person be added to their budget. Norm Forbush asked that \$5,000.00 be added to the ambulance budget for the purchase of a new ambulance and equipment. Mr. Forbush also discussed the need for \$1,000.00 to rent and maintain portable restrooms at Midway. Budget was adjusted to include \$1,000.00. for this service.

Health Insurance was discussed, and after examining plans offered, Dee Cowan made a motion to accept Blue Cross Blue Shield Plan 500 for 1988. Gene Roundy seconded the motion and Jim Robinson voted in favor. This savings allowed for funding the restroom facility, \$5,000.00 for the ambulance, and \$4,000.00 for the Recorders part-time help.

With these changes, Dee Cowan moved to adopt the 1988 budget. Second was by Gene Roundy and Jim Robinson voted in favor.

RAINBOW RANCHOS : Side 8 124

The following resolution was passed on a motion by Dee Cowan and seconded by Gene Roundy. Jim Robinson voted in favor. The following is the resolution.

A resolution declaring that the public health, convenience and necessity require the creation of a Special Improvement District within Iron County, State of Utah, defining the boundaries of said Special Improvement District and the improvements to be provided therein, providing for a hearing on the creation of said Special Improvement District and providing for notice of said hearing.

Whereas, the Board of County Commissioners of Iron County, State of Utah, believes that the public health, convenience and necessity require the construction of road improvements including building of the road grade and the sealing of the road grade, and that in order to provide for the financing of said improvements it is desirable to incorporate said area into a Special Improvement District pursuant to the provisions of the County Improvement District Act, Utah Code Annotated, Section 17-7-1 through 40, '1953, as amended, and:

Whereas, all property included within the boundaries of the Special Improvement District will be benefited by the creation of the district and the acquisition of the road improvements; and

Whereas, none of the area contained within the boundaries of the Special Improvement District is also within the boundaries of any other Special Improvement District established by the Commission to provide road improvements or providing similar road improvements; and

Whereas, the proposed Special Improvement District would include the following roads and land:

A. All lots and roads within the subdivision known as Rainbow Ranchos Unit 1 according to the official plat thereof on file at the Iron County Recorders Office.

B. The roads referred to above are the following: Sage Ave, Elm Ave, Pinion Ave, Locust Ave, Lee St, Cox St, and Middleton Street.

Now therefore, be it resolved by the Board of County Commissioners of Iron County, Utah, as follows:

Section 1. The public health, convenience and necessity require the creation within Iron County, Utah, of a Special Improvement District pursuant to the provisions of the County Improvement District Act, Section 17-7-1 through 40, Utah Code Annotated, 1953, as amended.

Section 2. The boundaries of the Special Improvement District to be established shall be as set forth in the Notice of Intention in Section 7 below.

Section 3. The Special Improvement District is to be created for the purpose of providing road improvements consisting of additional road base, oil sealing, gravel on top of the oil sealing, and including any of the following that the County Road Superintendent deems necessary for such improvements: to establish grades for, construct, improve, repair, gravel, prepare for sealing, seal, reconstruct, maintain, and repair such roads. The sealing and gravel and any other road improvements shall be in accordance with the specifications provided by the County Road Department. These improvements may be provided by construction, purchase, lease, contract, gift, or condemnation or any combination thereof.

Section 4. The Special Improvement District so created shall be known as the "Rainbow Ranchos Special Improvement District."

Section 5. A public hearing on the question of the creation of the proposed Rainbow Ranchos Special Improvement District shall be held by the Board of County Commissioners at the Iron County Courthouse in Parowan, Utah, on the 14th day of January, 1988, at 1:30 P.M., at which time and place all interested parties may appear and be heard either in support of or in opposition to the creation of the proposed Rainbow Ranchos Special Improvement District as more fully described in the Notice of Intention set forth in Section 7 hereof. The Board of County Commissioners will also consider any and all protests submitted to the Board at the hearing referred to in this Section.

Section 6. A Notice of Intention to create a proposed Rainbow Ranchos Special Improvement District shall be published at least once a week for 4 consecutive weeks, the last publication to be not less than five (5) days nor more than twenty (20) days prior to the hearing in THE DAILY SPECTRUM, Cedar City edition, a newspaper having general circulation in Iron County.

Not later than ten (10) days after the publication of the Notice of Intention, the Notice shall be mailed, postage pre-paid:

(a) Addressed to each owner of record of property to be assessed within the special improvement district at the last known address of the owner using for this purpose the names and addresses appearing on the last completed real property assessment rolls of the county in which the property is located; and

(b) Addressed to "owner" at the street number of each piece of improved property to be assessed. If a street number has not been assigned, then the post office box, rural route number, or any other mailing address of the improved property shall be used for the mailing of the notice.

Section 7. The Notice of Intention to be published and mailed shall be in substantially the following form:

NOTICE OF INTENTION TO ESTABLISH

RAINBOW RANCHOS SPECIAL IMPROVEMENT DISTRICT

Notice is hereby given that on December 10, 1987, the Board of County Commissioners of Iron County, Utah, adopted a Resolution declaring that the public health, convenience and necessity require the establishment of a Special Improvement District in Iron County, to be called "Rainbow Ranchos Special Improvement District," for the purpose of providing road improvements within the boundaries of the improvement district. The Resolution also provides for a public hearing on the establishment of the Special Improvement District, to be held in the Iron County Courthouse, 68 South 100 East, Parowan, Utah, in the Commission Hearing Room at 1:30 P.M. on the 14th day of January, 1988.

I DESCRIPTION OF PROPOSED DISTRICT

The boundaries proposed for the Special Improvement District are as follows:

A. All lots and roads within the Rainbow Ranchos Unit I subdivision according to the official plat thereof on file in the Iron County Recorder's Office.

B. The roads referred to above are the following: Sage Avenue, Elm Avenue, Pinion Avenue, Locust Avenue, Lee Street, Cox Street and Middleton Street.

II THE PROPOSED IMPROVEMENTS

The Rainbow Ranchos Special Improvement District shall provide road improvements consisting of graveling and oil seal, to the above-named roads within the proposed district including any of the following that the County Road Superintendent deems necessary for such improvement: to establish grades for, construct, improve, repair, gravel, prepare for sealing, seal, reconstruct, maintain, and repair such roads. The sealing and other road improvements shall be in accordance with specifications provided by the County Road Department, currently projected as follows: Gravel will be required for a six-inch road base on all roads where no gravel already exists. The oiling process then will require a course of oil on top of the gravel and a course of chips on top of the oil. Subsequent maintenance of the roads will be the responsibility of Iron County. No curb, gutter, lights, or landscaping will be constructed as part of the district.

II PURPOSE AND METHOD OF FINANCING

Pursuant to the provisions of the County Improvement District Act, Iron County may annually levy taxes upon all taxable property within the District to provide the proposed improvements, and may issue bonds and interim warrants for the acquisition and construction of said improvements. All equipment and labor for the improvements to be made in the District shall be made by Iron County, through its road department. The cost of materials shall be paid by Iron County to be repaid through the assessments as set forth below. It is proposed to levy assessments on property in the District to pay all costs of materials for the improvements, according to the estimated direct or indirect benefits to be derived from them by the property, which benefits need not actually increase the fair market value of the assessed property. It is proposed that all lots in the subdivision within the District be assessed on a per-lot bases, regardless of the size of the lot.

The contracts for the purchase of road improvement materials in the District shall be paid by Iron County may reimburse itself for the amount paid from the County General or Road funds, except that the County may not reimburse itself for any of the costs of making the improvements

properly chargeable to the County for which assessments may not be levied.

IV ESTIMATED COST OF IMPROVEMENTS

It is estimated that the cost of materials for improvements will be approximately \$124,956.00 dollars. In addition, legal fees for the creation of the District are anticipated to be approximately \$1,000.00 resulting in a total indebtedness for the District of \$125,956.00.

V METHOD OF ASSESSMENT

It is proposed to levy assessments on property in the District to pay all of the cost of materials for the improvements, according to the estimated direct or indirect benefits to be derived from them by the property, which benefits need not actually increase the fair market value of the assessed property. It is proposed that all lots in the subdivision within the District be assessed on a per-lot basis, regardless of the size of the lot.

The cost of \$125,956.00 dollars will be assessed on a per-lot assessment of the 90 lots within the subdivision based upon the foregoing figures. Each of the lots would be assessed \$1,399.51 based upon the foregoing figures. The assessment could be paid in one or more installments, up to a maximum of 10 annual installments. If any owner chooses to pay in 10 annual installments, then the annual payment would be approximately \$139.95. All figures are estimates that are subject to change; the amount of any particular assessment is set by the County and is subject to review by the Board of Equalization, in accordance with applicable law.

Before an assessment is levied, an assessment list shall be prepared designating each parcel of property proposed to be assessed and the amount of the assessment apportioned to that property as provided by the County Improvement District Act. The County shall give notice by publication and mailing, of the following: the completion and availability for examination of the assessment list; the total cost of the improvements; the amount to be paid by the County; the amount to be assessed to the property owners within the District; the method under which the assessments are proposed to be levied; the unit cost used in calculating the assessments; and the time and place of the holding of public hearings relating to the proposed assessments. The Board of Equalization and Review shall make corrections in any proposed assessment that it deems just and equitable. The County may make a supplemental assessment and levy to supply or correct any deficiencies, omissions, errors, or mistakes in the making of any assessment or levy. All assessments, interest, penalties, and costs of collection shall constitute a lien against the property upon which the assessment is levied, until paid in full.

Assessments for improvements in the District may be levied at any time after all costs and expenses for the making of the improvements have been determined or at any time after all the improvements in the Special Improvement District are entirely completed and accepted.

VI PUBLIC HEARING ON PROPOSED ESTABLISHMENT OF SPECIAL IMPROVEMENT DISTRICT

The Board of County Commissioners will hold a final public hearing on the establishment of the proposed Special Improvement District at 1:30 P.M. on the 14th day of January, 1988. Any person who is the owner of property to be assessed in this Special Improvement District may protest the establishment of the proposed Rainbow Ranchos Special Improvement District or the furnishing of road improvements therein either orally at the hearing or in writing, or at any time prior to the hearing. The protest shall identify the property owned by the person making the protest. Written protest must be filed with the County Clerk, and may be withdrawn by the protestant at any time before the Board

of Iron County Commissioners establishes or abandons the Special Improvement District.

Any protest signed on behalf of a corporation owning property in the proposed Special Improvement District shall be sufficient if it is signed by the president, vice president, or any duly authorized agent of the corporation. Where title to any property is held in the name of more than one person, all of the persons holding title to the property must join in the signing of the protest.

At the final public hearing, the County Commissioners will give full consideration to all protests which shall have been filed and will hear and consider all interested persons desiring to be heard. The Commission will also refile and reconsider all protests, either oral or written, submitted to it at the initial hearing, and all parties who submitted protests at the initial hearing may again appear before the Commission at the final hearing. The Commission may adjourn the hearing from time to time to a fixed future time and place. After conclusion of the hearing, the Commission shall adopt a resolution either establishing the Rainbow Ranchos Special Improvement District or determine that the establishment of said district should be abandoned, or may, as it considers desirable or necessary to assure that adequate improvements will be made in the District, make deletions or changes to reduce the boundaries or the proposed District and/or eliminate one or more of types of the improvements proposed, and establish said District by resolution, as modified.

If, prior to the conclusion of the final hearing, protests representing one-half of the lots to be assessed have been filed, the County Commission is required by law to abandon the proposed establishment of the District, after eliminating from the filed protests:

- (a) protests relating to property or relating to a type of improvement which has been deleted from the District; and
- (b) protests which have been withdrawn in writing prior to the conclusion of the hearing.

Any person who fails to file a protest within the time specified, or having filed withdraws the protest, shall be deemed to have waived any objection to the creation of the District, the making of the improvements, and the inclusion of his property in the District. This waiver, however, shall not preclude his right to object to the amount of the assessment at the hearing for which provision is made in U.C.A., Section 17-7-17.

Given by order of the County Commissioners of Iron County, Utah, this 10th day of December, 1987.

Commission Chairman

Attest:

(signed) David I. Yardley
County Clerk

Section 8. The officers of Iron County, Utah, are hereby authorized and directed to take all action necessary or appropriate to effectuate the provisions of this Resolution.

Section 9. If any one or more sections, sentences, clauses or parts of this Resolution shall, for any reason, be questioned or held invalid, such judgment shall not affect, impair or invalidate the remaining provisions of this Resolution, but shall be confined in its operation to the specific sections, sentences, clauses or parts of this Resolution so held unconstitutional or invalid, and the inapplicability and invalidity of any section, sentence, clause or part of this Resolution in any one or more instances shall not affect or prejudice in any way the

applicability and validity of this Resolution in any other instances.

Section 10. All resolution, by-laws and regulations of Iron County, Utah, in conflict with this Resolution, are hereby repealed to the extent only of such inconsistency. This repealer shall not be construed to revive any resolution, by-law, or regulation, or part thereof, previously repealed.

Pursuan to motion duly made and carried, the meeting as adjourned.

Commission Chairman

Attest:

(signed) David I. Yardley
County Clerk

HOME HEALTH : Side 6 437

Bids and specifications were reviewed along with additional information from Southwest Home Health concerning a proposed Hospice program. After discussion with interested parties, Gene Roundy made a motion to accept the bid of Marie Prince. Dee Cowan seconded the motion and Jim Robinson voted in favor.

LANDFILL :

The contract between Iron County and Sher Dalton was reviewed and found to be in order. Gene Roundy made a motion to adopt the cotract for two years at \$110,000.00 per year. Second by Dee Cowan and Jim Robinson executed the contract.

After a review and approval of current bills, meeting was ajourned.

ATTEST:

David I. Yardley

APPROVED:

James E. Robinson

SPECIAL COMMISSION MEETING DECEMBER 23, 1987

Special Commission Meeting held December 23, 1987 at Cedar City Chamber of Commerce Building, Cedar City, Utah.

Officers in attendance were:

James C. Robinson	Chairman
Dee G. Cowan	Commissioner
David I. Yardley	Clerk

Kimball Young representing Boettcher and Company, discussed the need to pass a resolution authorizing the Sale of Bonds by Iron County Building Authority to finance the Utah Highway Patrol portion of the Jail Complex.

Dee Cowan made a motion that resolution number 12-23A be passed. Second by James Robinson. Voting:

James C. Robinson	Aye
Dee Cowan	Aye

Gene Roundy was not present and did not vote.

RESOLUTION NO. 12-23A

OF IRON COUNTY, UTAH (THE "COUNTY") AUTHORIZAING AND APPROVING THE EXECUTION OF AN ANNUALLY RENEWABLE LEASE AGREEMENT, DATED AS OF DECEMBER 15, 1987, BY AND BETWEEN THE COUNTY AND THE MUNICIPAL BUILDING AUTHORITY OF IRON COUNTY, UTAH (THE "AUTHORITY"): AUTHORIZING THE ISSUANCE AND SALE BY THE AUTHORITY OF ITS LEASE REVENUE BONDS, SERIES 1987, IN THE AGGREGATE PRINCIPAL AMOUNT OF \$360,000; AUTHORIZING THE EXECUTION OF AN INDENTURE OF TRUST AND PLEDGE, SECURITY DOCUMENTS, AN OFFICIAL STATEMENT AND OTHER DOCUMENTS REQUIRED IN CONNECTION THEREWITH; AUTHORIZING THE COMPLETION OF THE COMPLETION THE FINANCING OF THE ACQUISITION AND CONSTRUCTION OF A COUNTY ADMINISTRATION FACILITY, TOGETHER WITH RELATED IMPROVEMENTS; AUTHORIZING THE TAKING OF ALL OTHER ACTIONS NECESSARY TO THE CONSUMMATION OF THE TRANSACTION CONTEMPLATED BY THIS RESOLUTION; AND RELATED MATTERS.

Dee Cowan made a motion to accept Resolution 12-23B.

Second was by James C. Robinson. Voting was:

James C. Robinson	Aye
Dee Cowan	Aye

RESOLUTION 12-23B

A RESOLUTION OF THE GOVERNING BOARD OF THE NUMICIPAL BUILDING AUTHORITY OF IRON COUNTY, UTAH (THE "AUTHORITY") AUTHORIZING AND APPROVING THE EXECUTION BY THE AUTHORITY OF AN ANNUALLY RENEWABLE LEASE AGREEMENT, DATED AS OF DECEMBER 15, 1987, BY AND BETWEEN THE AUTHROITY AND IRON COUNTY, UTAH (THE "COUNTY"); AUTHORIZING THE ISSUANCE AND SALE BY THE AUTHORITY OF ITS LEASE REVENUE BONDS, SERIES 1987, IN THE AGGREGATE PRINCIPAL AMOUNT OF \$360,000; AUTHORIZING THE EXECUTUION Y THE AUTHORITY OF AN INDENTURE OF TRUST AND PLEDGE, SECURITY DOCUMENTS, AN OFFICIAL STATEMENT AND OTHER DOCUMENTS REQUIRED IN CONNECTION THEREWITH; AUTHORIZING THE COMPLETION OF THE FINANCING OF THE ACQUISITION AND CONSTRUCTION OF A COUNTY ADMINISTRATION FACILITY, TOGETHER WITH RELATED IMPROVEMENTS; AUTHORIZAING THE TAKING OF ALL OTHER ACTIONS NECESSARY TO THE CONSUMMATION OF THE TRANSACTION COMTEMPLATED BY THIS RESOLUTION; AND RELATED MATTERS.

After signatures were executed, the meeting was ajourned.

ATTEST:

David I. Yardley

APPROVED:

James C. Robinson

SPECIAL MEETING DECEMBER 16, 1987

Special Commission Meeting held at 4:10 P.M. at Cedar City Council Room,
Cedar City, Utah.

Officers in attendance included:

James C. Robinson	Chairman
Dee G. Cowan	Commissioner
Gene E. Roundy	Commissioner
David I. Yardley	County Clerk

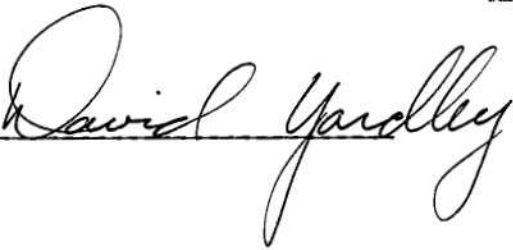
The contract with the Utah State Department of Corrections for classification of prisoners housed at the County/State Jail Facility was reviewed. Questions about this agreement that were asked by members of the press were discussed. A motion was made by Dee Cowan to approve the contract subject to review by the County Attorney to determine if additional signatures from representative of the Citizens for Responsible Development (CRD) are needed. Second was by Gene Roundy and Jim Robinson voted in favor.

Meeting adjourned at 4:30 P.M.

APPROVED



ATTEST:



REGULAR COMMISSION MEETING DECEMBER 30, 1987

Minutes of reglar Commission Meeting held December 30, 1987 at Commission Chambers, Iron County Courthouse, Parowan, Utah.

Officers in attendance were:

James C. Robinson	Chairman
Dee G. Cowan	Commissioner
Gene E. Roundy	Commissioner
David I. Yardley	County Clerk
Scott M. Burns	County Attorney

Minutes of the meeting held December 10, 1987, were reviewed and approved, on a motion by Gene Roundy and seconded by Dee Cowan.

LAND USE TASK FORCE : Tape 1 001

Frank Nichols and Audrey Lebbon appeared to discuss need for a sub-committee to the Planning and Zoning Commission to coordinate between cities and county to coordinate economic development needs, especially in the areas of transportation and flood control.

A motion by Gene Roundy to organize a task force consisting of Audrey Lebbon, Frank Nichols, Jim Robinson, Dan Gutierrez, Rich Wilson, Steve Nobel, John Williams and Ken Sizemore with a two year limit (Jan. 1, 1990) to make recommendations to the Planning and Zoning Commission on ways for Iron County Planning and Zoning Commission actions can better encourage economic development specifically in the Cedar City and Enoch area. Second was by Dee Cowan and Jim Robinson voting in favor. Specific name will be "LAND USE PLANNING TASK FORCE FOR ECONOMIC DEVELOPMENT."

SUSC TAX EXEMPTION : 460

Southern Utah State College requested that tax exempt status be awarded to property in Cedar City purchased from Reuben J. Jones, Serial Number B-0590-000-000 begining June 11, 1987, Gene Roundy made a motion to grant tax exempt status and prorata taxes for 1987 . Second by Dee Cowan. Jim Robinson voted in favor.

TAX MATTER, GAYLE ADAMS : 499

Mr. Gayle Adams appeared to protest his property not being allowed "greenbelt" status because it has been subdivided. Use is still agricultural and no lots have been sold.

Assessor indicated that it was his understanding of the law that use determined eligibility and that Greenbelt could be applied. County Attorney had some questions about this aspect and so the matter was tabled pending further investigation by Attorney and Assessor. Greenbelt application was accepted by County pending outcome of ruling

ESCALANTE VALLEY COORDINATION COUNCIL: 760

Marvin Bracken and Sterling Harker appeared to request that budget items for 1987 be re-arranged to allow for purchase of items for the Community Center. After reviewing bills presented, they were instructed that as a tax exempt entity, they should not be charged sales tax.

Also they requested a portion of 1987 budget be approved for repairs of roof on Community Center to be added to 1988 budget request. This was referred to Dennis Lowder for study to see if funds were available to add this request. If not, they were to apply in 1989 for a new roof.

1987 BUDGET ADJUSTMENTS : SIDE 2 97

Dennis Lowder explained adjustments that needed to be made to 1987 budget. Largest items being start up costs for Jail and costs incurred due to purchase of Fiddler Canyon Offices.

After review, Dee Cowan made a motion to amend 1987 budget to allow for changes. Second by Gene Roundy and Jim Robinson voted in favor.

COUNTY SURVEYOR : 335

A letter explaining expenses that have occurred in correcting a survey on Kanarra Mountain was reviewed. Approximately \$3,000.00 in expense have occurred however because prior approval was not received, only \$1,000.00 was requested as reimbursement. Dee Cowan made a motion to approve payment of the \$1,000.00 provided that corners be properly monumented. Second was by Gene Roundy and Jim Robinson voted in favor.

PAROWAN CITY : 567

Mayor Dennis Stowell came in to discuss a problem with 200 North street from 600 West to the Page subdivision. This road is owned jointly by the County and City with the City owning the south half and the County owning the North half. Mayor Stowell suggested that if the County will participate in oiling this road, Parowan City will take over the maintenance. He also requested that 650 West be oiled. He was informed that this stretch of road was in the budget for 1988 but that 200 North would have to be reviewed by County Road Supervisor before any action could be taken on that piece of road.

Also steps necessary to quitclaim a portion of the County Road Yard in Parowan were discussed. For the present time, a lease arrangement has made it possible to go ahead with construction of a new fence around the yard.

CLOUD SEEDING : SIDE 3 105

A request to participate in a cloud seeding project was tabled without action on a motion by Dee Cowan seconded by Gene Roundy.

Tim Slocum and David Lovell from the Jail Staff along with Dennis Lowder presented recommendations of Mike Swallow concerning classification of Jail Officers and Personnel. Line officers were recommended to start at grade 10 with Supervisors at grade 15. Several classifications on the cooking staff were reviewed. Gene Roundy made a motion to start the Cook Supervisor at grade 11 step 1 and the Assistant at grade 8 step 3. The Assistant being given the higher grade because of his years of service. Second was by Dee Cowan and Jim Robinson voted for.

DENNIS AYERS : 500

A motion to go into Executive Session was made by Gene Roundy and seconded by Dee Cowan. Jim Robinson was excused and was not present. Personnel matters were discussed.

Bills were reviewed and approved and meeting was ajourned at 12:30 P.M.

APPROVED:

James E. Robinson

ATTEST:

David Yardley