

IRON COUNTY COMMISSION MEETING JANUARY 14, 1988

Iron County Commission Meeting held January 14, 1988, in Commission Chambers at Parowan, Utah.

Officers in attendance:

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

Dee Cowan was out of town and not in attendance. Opening prayer was given by David Yardley.

Minutes from meeting held December 30, 1987 and Special Meetings held December 16 and December 23, 1987, were approved on a motion by Gene Roundy and seconded by Jim Robinson.

SURPLUS PROPERTY SALE : 20

A bid was received from Bill Walters for 17 lots listed as surplus property for taxes plus interest and penalty. The lots have been advertised twice. After review, Gene Roundy made a motion to accept the bid as offered. Second was by Jim Robinson. The Clerk is to contact Mr. Walters to inform him of this decision.

TELEVISION : 40

A question has arisen concerning payment for installation by Carlyle Johnson of T.V. dishes at the transmitter sites. Because Dee Cowan was not present, the matter was passed without action.

MOUNTAIN VIEW S.S.D. : 87

A letter of resignation was received from Christopher Law. The Clerk was asked to contact the other members of the governing board for suggestions for a replacement.

AMBULANCE : 87

A letter from Dr. Marcus Kuypers, Medical Director, Iron County Ambulance and Nancy Willets, Director of Nursing, V.V.M.C. was reviewed. They are asking that on transfers that nurses be reimbursed at the rate of \$16.00 per hour. The matter was referred to Gene Roundy and was placed on agenda for the next meeting.

TAX MATTERS : 110

SOUTHWEST EMPIRE CORP., through their attorney, Floyd Holm, requested that values and taxes on lots in the Beryl area be adjusted for 1986. After reviewing the letter, it was determined that the appeal was not timely and no change could be made.

January 14, 1988

DORTHY CALEDONIA: a letter received from Mrs. Caledonia regarding late fees on property tax was also discussed. Her taxes were not postmarked until December 2, 1987, therefore the late fee was properly assessed. Gene Roundy made a motion to follow Treasurers' recommendation and waive interest but not penalty if paid before February 1, 1988. The motion was seconded by Jim Robinson.

CATHY HURLBURT : 279

Ms. Hurlburt requested permission to transfer her business license from Beryl Junction to Modena to operate a bar. There are seven months left on her current license. Gene Roundy made a motion to approve the transfer pending Scott Burns researching the legality and the Clerk receiving a letter of approval from the Sheriff. This was seconded by Jim Robinson.

EXECUTIVE SESSION : 435

Gene Roundy made a motion to go into executive session to discuss personnel action.

STATE TAX COMMISSION : 440

Vanda Dennett and Helen Flannigan discussed concerns with contract on license plate sales that will be handled by the County. Jim Robinson suggested that a meeting be arranged with the State Tax people to discuss concerns.

CEDAR CITY CORPORATION : 778

Joe Melling and Alice Burns discussed a problem on a parcel of property on 1045 North Street in Cedar City. The property was deeded to Iron County prior to annexation to allow for a bridge to be built across Coal Creek for access to I-15 overpass. The property has since been annexed and is being maintained by Cedar City. Gene Roundy made a motion to execute the deed to Cedar City Corporation. Jim Robinson seconded the motion and the deed was executed.

SOUTHWEST DISTRICT HELATH : Side 2 49

ASBESTOS WORK PRACTICE HEARING: Bill Coffman and a delegation from S.W.D.H. held a public hearing to discuss asbestos control or containment in work place and schools. It was noted that all public schools must have a plan in place by October 12, 1988 to remove or contain asbestos. Hearing closed at 11:35 A.M.

PAROWAN CITY LEASE : 313

A lease from Parowan to Iron County for that portion of a dedicated street included in the County road yard was executed after a motion by Gene Roundy and seconded by Jim Robinson

MENTAL HEALTH : 345

Gene Roundy reported that Mental Health had requested all DUI funds held by the County. Dennis Lowder explained that the County has \$12,300. that has been reimbursed from the State and has not been included in the budget. The Clerk was asked to see where the funds originated and if any further funds are available.

WEED CONTROL : 540

Gene Roundy asked if it was possible to put a line on the disclosure notices concerning weed control. The matter was referred to Doug Wilson.

COMMISSION REPORTS : 570

Gene Roundy gave a short report on Senior Citizens Grant, Airport expansion in Cedar City and Block Grant money. He noted that requirements for block grants have been relaxed. Jim Robinson was to check with FCAOG to see if funds were available.

PANGUITCH LAKE ROAD: Senate Bill 36 has been introduced to turn back roads to the County from the State System. The Clerk was asked to draft a letter to our delegation to oppose this bill.

TAX MATTER : Side 3 10

H. W. Clark presented a letter protesting his assessment on improvements on their property. There appears to be about \$100,000. in improvements that do not exist. There was not an appearance at the Board of Equalization, however, this appears to be a clerical error in the Assessors office. Gene Roundy made a motion that allowed the Assessor to adjust 1987 value and go back five years to check on improvements. This was seconded by Jim Robinson. The matter was referred to the Assessor.

ASSESSOR : 209

Dennis Ayers presented a tax problem with property, serial #A0876-0000-000R-15. This piece has been taxed double. Gene Roundy made a motion to correct the assessment. It was seconded by Jim Robinson.

CONFLICT OF INTEREST : 240

Scott Burns reported that according to the Utah State Law, each elected official should file a conflict of interest statement each January.

Dennis Stowell, Kendall Gurr, Warren A. Dalton, Jess Pickett, and Jim Burns discussed problems with water in Parowan Valley. Kendall Gurr asked that the Road Department review the problem and place culverts to divert water across the roads where needed. Old culverts and bridges were covered when the road was upgraded and oiled. The matter was referred to Dee Cowan and Neil Forsyth.

After the bills were reviewed and approved, the meeting was ajourned.

APPROVED: Dee S. Cowan

ATTEST: David D. Yardley

IRON COUNTY COMMISSION MEETING, JANUARY 28, 1988

Minutes of a regular meeting of the Board of Iron County Commissioners held in the Commission Chambers at the Iron County Courthouse in Parowan, Utah on January 28, 1988 beginning at 10:00 A.M.

Officers in attendance were:

James C. Robinson, Commissioner  
Gene E. Roundy, Commissioner  
Cecilia A. Johnson Deputy Clerk

On a motion by Gene E. Roundy, minutes of the January 14, 1988 meeting were approved with the correction of a few words. Jim C. Robinson seconded the motion.

REASSIGNMENT OF CHAIRMAN : SIDE 1 85

As the first matter of business, Gene Roundy made a motion to appoint Dee Cowan as the new Chairman of the Board of Commissioners for the year 1988. Jim Robinson seconded the motion and Dee Cowan accepted the appointment.

UDOT CLAIMS : 100

Some invoices were received from the Utah Department of Transportation. After reviewing them, the matter was taken under advisement.

AMBULANCE : 480

A letter was received from Dr. Marcus Kuypers, Medical Director of Iron County Ambulance and Nancy Willets, Director of Nursing, Valley View Medical Center, regarding the payment structure for nurses needed on ambulance runs. After review, Jim Robinson made a motion to accept an hourly pay increase of \$16.00 per hour (which is time and a half) to nurses who go on ambulance runs. The motion was seconded by Gene Roundy and Dee Cowan approved.

COUNCIL ON AGING APPOINTMENTS : 600

Gene Roundy moved to accept the following appointments to the Aging Council:

Maree Prince, 1st Vice Chairman (term to expire 1991)  
Allen Foisy 2nd Vice Chairman (term to expire 1991)  
Rulon Woodbury (term to expire 1991)  
George Rowley (term to expire 1990)  
Dee Cowan seconded the motion. Jim Robinson was absent and not voting.

PAIUTE INDIAN TRIBE : 756

PROPERTY TAX EXEMPTION: Benny Garcia appeared, representing the Paiute Indian Tribe. He requested that the Paiute Indian Tribe be exempt from property taxes in the future (on property serial number B-0999-0001-0000, Account number 0060175). He presented an opinion from former Attorney General Vernon Romney, stating such. The property taxes for 1987 have been paid. The matter is to be referred to the County Attorney for review.

JAIL EMPLOYEES ANNIVERSARY DATES : Side 2 077

Gene Roundy moved that the salary grade/step anniversary date for each employee would be their original "hire date" and not the date their salary was upgraded. Because of the special circumstance of the shift of the new jail facility, the Commission interprets this as a special adjustment to the existing county pay system. Jim Robinson seconded the motion and Dee Cowan voted i favor.

PROPERTY BID ED LARSEN : 312

A bid was received for \$135.00 from Ed Larson on property described as Lot 7, Blck T, Unit 1 of Escalante Valley Ranchos. (serial #E-1601-12). Gene Roundy made a motion to approve the bid, upon the Clerk checking with the Treasurer to see if it had been properly advertised and that the bid amount covered taxes, penalty and interest owing. Jim Robinson seconded the motion and Dee Cowan voted in favor.

MINERAL LEASE ROAD PROGRAM : 397

A letter was received and reviewed regarding the Mineral Lease Road Program. A bill was attached for Iron County to pay a \$230.00 lobby fee. Jim Robinson made a motion to deny payment of bill. Gene Roundy seconded the motion and Dee Cowan approved the motion.

HERITAGE RESOLUTION REQUEST : Side 3 100

Mr. Dennis Stowell, Mayor of Parowan City appeared with a resolution on Parowans' heritage. Jim Robinson made a motion to approve the resolution. Gene Roundy seconded the motion and Dee Cowan voted in favor. The following is the resolution:

RESOLUTION  
IRON COUNTY COMMISSION

WHEREAS the Parowan Heritage Foundtion has been established for the purpose of providing direction and funding for the preservation of Parowan's history and heritage.

AND WHEREAS Parowan is the county seat of Iron County and was established as the county seat in 1851 and has continuously served as the county seat since being established,

AND WHEREAS the Iron County Commission recognizes the significant part which Parowan has and does play in the history of Iron County,

THEREFORE, it is hereby resolved by the Iron County Commission that Iron County supports the establishment of the Parowan Heritage Foundation,

AND IT IS FURTHER RESOLVED that the Iron County Commission commends all those who desire to help preserve the history of Iron County to volunteer time, money and other resources which they have at their disposal to the Parowan Heritage Foundation to be used in preserving Parowan's Heritage.

Passed and Signed this 28th day of January, 1988.

/s/ Dee G. Cowan  
Dee G. Cowan, Chairman

/s/ James C. Robinson  
James C. Robinson

/s/ Gene Roundy  
Gene Roundy

SPECTRUM ADVERTISEMENT : 134

Warren Anderson appeared representing the Spectrum newspaper regarding growth and development of Iron County. He sked if the Commissioners would like to place an advertisement in the Spectrums Progress Edition stating the accomplishments Iron County has made during the last 12 months. No action was taken at this time. Matter was tabled for further discussion.

RAINBOW RANCHOS SPECIAL SERVICE DISTRICT : 245

A pulbic hearing was held at 1:30 P.M. regarding the proposed Rainbow Ranchos Special Service District. Those in attendance were: William Scott, Ralph Baldwin, Shelly Swapp, Marilyn Condie, Beth Dennett, Lester Hanning, Sylvia Kofford, Terry Lucero and Jerry Lucero. All in attendance favored the proposed service district. Two letters were received in opposition to the proposed service district from Arthur Ogilvie and Saverio A. Micucci. The

property owners from the Rainbow Ranchos area had previously appointed three trustees - Shelly Swapp, Carl Northcut and Sylvia Kofford. After all were heard and upon a motion made by Gene Roundy and seconded by Jim Robinson, it was unanimously decided to form the Rainbow Ranchos Special Improvement District.

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

APPROVED: *Dee J. Gordon*

ATTEST: *David J. Yardley*



APPENDIX "A"

The Board of County Commissioners of Iron County, Utah, met in regular session on the 28th day of January, 1988, at its regular meeting place in the Iron County Courthouse, 68 South 100 East, Parowan, Utah, at 1:30 P.M., due notice of the meeting having been given as required by law, with the following memebers present:

Dee Cowan	Chairman
Jim Robinson	Commissioner
Gene Roundy	Commissioner

Also present:

Scott M. Burns	County Attorney
David I. Yardley	County Clerk

Minutes of the last meeting were read and approved. The public hearing was opened to hear protests arising out of the Notice of Intention to create the Rainbow Ranchos Special Improvement District published in the Iron County Spectrum and mailed to all known owners of property in the boundaries of the Rainbow Ranchos Special Improvement District.

The following property owners appeared and were in favor of the proposed improvement district:

William Scott  
Ralph Baldwin  
Shelly Swapp  
Marilyn Condie  
Beth Dennett  
Lester Hanning  
Sylvia Kofford  
Terry Lucero  
Jerry Lucero

Two letters were received in opposition, one from Arthur Ogilive with 1/90 of the property involved and one from Saverio Micucci with 10/90 of the property involved.

After discussion of the matter, the following resolution was passed on a motion by James Robinson and seconded by Gene Roundy. The Resolution was adopted by the following vote:

AYE:	All
NAY:	None

The resolution is as follows:

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 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 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 18th 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 has been published at least once a week for 4 consecutive weeks, the last publication 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 was 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 was 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 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 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.

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. 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 basis, regardless of the size of the lot.

The contracts for the purchase of road improvement materials in the District shall be paid for 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 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 28th 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 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 10th day of December, 1987.

/s/ James C. Robinson  
Commissioner 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/ Dee G. Cowan  
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 28th day of January, 1988, 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 28th day of January, 1988, subscribed my official signature and impressed hereon the official seal of said County.

/s/ David I. Yardley  
Clerk

(S E A L)

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 28th day of January, 1988, 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 January 28, 1988, at said Commission Chambers in the County Courthouse in Parowan, Utah. I further certify that there was delivered to the Color County 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 28th day of January, 1988.

/s/ David I. Yardley  
Clerk

**IRON COUNTY COMMISSION MEETING**  
**February 11, 1988**

Commission Meeting held February 11, 1988 in Commission Chambers at Parowan, Utah.

Officers in attendance included:

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

Opening prayer offered by Dee G. Cowan. Minutes from meeting held January 28, 1988 were approved on a motion by Gene E. Roundy and seconded by Jim Robinson. All voted in favor.

BERYL GARBAGE DUMP :

Dee Cowan discussed problems at the present sites where dumping is allowed in the Beryl area. The State has set a closure date of September 1988 for the present dump sites. A map with several new sites was reviewed and potential sites discussed. The matter was referred to Jim Robinson for further study.

T.V. :

Dee Cowan discussed problems at the Frisco Peak T.V. site that cause poor reception in Iron County. Dee was in contact with Elvin Webster to determine if it was feasible to install our own translators at this site.

A bill from Carlyle Johnson for work on dish antennas at Iron County translator sites was approved.

RESOLUTION :

A Mr. Schwartz appeared to urge the Commission to pass a resolution urging the State to provide relief to depositors of Thrift and Loan Companies taken over by the State. The following resolution was passed on a motion by Jim Robinson and seconded by Gene Roundy. Dee Cowan voted in favor and signed the resolution.

RESOLUTION # 88-2

A RESOLUTION OF THE IRON COUNTY COMMISSION, STATE OF UTAH, ENCOURAGING THE GOVERNOR OF THE STATE OF UTAH, THE UTAH STATE LEGISLATURE, THE UTAH DEPARTMENT OF FINANCIAL INSTITUTIONS TO PROVIDE MONETARY RELIEF TO THE DEPOSITORS OF UTAH'S AFFECTED THRIFT AND LOAN ASSOCIATIONS.

WHEREAS, the Industrial Loan Guarantee Corporation was created by the Utah State Legislature in 1976 to insure deposits of Utah's thrift and loan associations not insured by the Federal Savings and Loan Insurance Corporation; and

WHEREAS, the Industrial Loan Guarantee Corporation was deemed unable to fulfill it's

role as insuring body and was relieved of this responsibility by Utah's Department of Financial Institutions in July, 1986; and

WHEREAS, the Department of Financial Institutions froze all deposits in the then existing thrift and loan associations, with a substantial total of deposits; and

WHEREAS, many residents of Iron County were depositors in said thrift and loan associations, with a substantial total of deposits; and

WHEREAS, media reports state that there were twenty thousand investors in the State of Utah who had a total deposits of \$100,000,000.00; and

WHEREAS, Iron County depositors were denied access to their funds which has created extreme financial difficulties for many; and

WHEREAS, liquidation of the assets has been ordered by the Department of Financial Institutions, the cost of which is being paid from the assets of the thrift and loan associations; and

WHEREAS, liquidation costs are resulting in losses to the depositors; now

THEREFORE, BE IT RESOLVED that is the opinion of the Iron County Commission , an otherwise uninvolved party, that it is in the best interest of the depositors of said thrift and loan associations and it is in the best interest of the State of Utah that the Governor of the State of Utah, the members of the State Legislature, the Utah Department of Financial Institutions make a determined effort to fairly and equitably resolve the present crisis.

PASSED this 11<sup>th</sup> day of February, 1988.

IRON COUNTY COMMISSION

By: Dee G. Cowan

Chairman

CORRESPONDENCE :

Letters were received from the John Taylor Family, the Utah Department of Transportation which announced the dates of annual visits, and a letter from the U.S. Forest Service announcing a controlled burn.

A letter from Iron County Home Health stating their attempts to change the agency license was reviewed. Jim Robinson made a motion that Iron County Home Health be allowed to continue to use the County license until such time that the State Board of Health could reissue a license in their name. Second was by Gene Roundy and Dee Cowan voted in favor.

UTAH COUNTIES FINANCE COOPERATIVE:

Financing needs were discussed including updating the Courthouse Computer and building the first phase of the fairgrounds. Jim Burns was present and discussed possibilities of grant money through the Five County Association. It was determined that the possibility of obtaining financing for the Fairgrounds should be explored further. Jim Robinson was to check with Kim Young and report at next meeting



H. V. VANDERWEST :

Hans Chamberlain, represent Mr. Vanderwest and Merna Mitchell were present to discuss releasing some lots in the Valley of Vision Subdivision. After considerable discussion Jim Robinson made a motion to apply payments to note as a total price thereby allowing the release of 40 lots. Second was by Gene Roundy and Dee Cowan voted in favor.

TAX MATTER :

Larry Adair discussed a problem on a personal property questionnaire where he had made a clerical error in filling out the form that increased his tax on \$3,050.00. Jim Robinson made a motion to refund amount overpaid subject to review by County Attorney for compliance with State Law. Second by Gene Roundy. Dee Cowan voted in favor..

TAX MATTER :

Dennis Ayers also discussed a double tax on Consolidated Freightway where they were charged on County and State assessments also. Jim Robinson made a motion to refund double payments. Second by Gene Roundy and Dee Cowan voted in favor.

BEER LICENSE :

John and Patsy Pillen appeared to get approval of a class "C" Beer license at the Trustin Hart Store in Newcastle. Jim Robinson made a motion to approve issuing license subject to check and approval of Sheriff. Gene Roundy seconded motion and Dee Cowan voted in favor.

FAIRGROUNDS :

Jim Burns discussed plans to build one building at the new Fairground Facility. It was hoped that construction could be started this year if financing could be arranged. Cost would be in the neighborhood of \$350,000.00 for the first building. The possibility of financing through Utah Counties Finance Cooperative was discussed. Matter was tabled for further study.

TELEVISION :

A bill from Carlyle Johnson for installation of dish antennas at the transmitter was approved on a motion by Gene Roundy and seconded by Jim Robinson. Dee Cowan voted in favor.

MOUNTAIN VIEW SPECIAL SERVICE DISTRICT:

Gene Roundy made a motion to appoint Ralph Ofcarcik as a trustee on the governing board of Mountain View Special Service District. Jim Robinson seconded the motion and Dee Cowan voted in favor.

VALLEY VIEW MEDICAL CENTER:

Scott Burns discussed concerns over policy at the new Jail and by law enforcement in taking people to the emergency room at the Hospital. The Clerk was asked to set up a meeting with the Hospital, Jail and Sheriff to discuss possible remedies to the problems.

MEAL POLICY AT JAIL FACILITY:

It has been brought to the attention of the Commission that there is a possible abuse of meals by employees at the Jail. Personnel not required to be at the jail are coming to eat meals. The Commission adopted the policy that one meal will be furnished to guards and shift workers

that are not allowed to leave the facility during their shift. All other employees are to pay for the cost of the meals eaten at the facility. Non-correction facility employees are to pay for the cost of meals also.

IPA \_\_\_\_\_:

A letter from William Peters representing UAC was reviewed in regards to State assessed property of IPA. No action was taken.

UTAH DEPARTMENT OF TRANSPORTATION:

Another demand for payment was made by UDOT for a project in 1974. It is the understanding of the Commission that payment was withheld at the time the project was completed and Iron County is not liable. The first bill was not received by the County until about 1982. UDOT was asked to research the project to see if money has been withheld before the County will pay what they are asking.

MAY TAX SALE \_\_\_\_\_:

Problems with sale of property with improvements on were discussed. The method of sale on such parcels was changed to allow bidding to increase and excess funds collected to be turned back to previous owner. This method would be in lieu of bidding down on property size. Gene Roundy made a motion to put these two plans into effect to avoid as many problems as possible at tax sale. Second was by Jim Robinson. Dee Cowan voted in favor.

After bills were reviewed and approved, meeting was adjourned.

APPROVED: Dee G. Cowan

ATTEST: David S. Yardley

IRON COUNTY COMMISSION MEETING FEBRUARY 25, 1988

Commission meeting held February 25, 1988 in Commission Chambers at Iron County Courthouse, Parowan, Utah.

Officers in attendance were:

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

Opening prayer by Gene Roundy. Minutes from meeting held February 11, 1988 were reviewed and a motion to approve was made by Gene Roundy. Seconded by Jim Robinson. Dee Cowan voted in favor.

UDOT : 50

Dee Cowan reported on meeting held February 22 with UDOT. He noted that the bill the County received has not been documented and therefore payment should not be made. It is still the Countys contention that this bill is not owed to the State. Dee also discussed problems with the oil breaking up on the frontage road between Enoch and Cedar City.

JACK PACE :

The Commission authorized the Clerk to order Flowers for the Jack Pace funeral. Mr. Pace served as County Road Supervisor for many years.

BLM : 175

Bob Zundell, representing the Bureau of Land Management, discussed problems they were having in obtaining right of ways across private ground and asked that the County designate these roads as public thoroughfares. Scott Burns advised the Commission that the County could not appropriate private property without litigation and condemnation. He also stated that BLM would have the same right to obtain right of way. He was to draft a letter to BLM clarifying the Countys position.

SHERIFF : 590

Dennis Lowder, Ira Schoppman, Bruce Clayton and Chuck Mitchell appeared before the Commission. Jim Robinson made a motion to go into executive session

to discuss personnel matters. Second by Gene Roundy. Jim Robinson made a motion to appoint Bruce Clayton to deputy 2 grade 12 step 2 effective March 1, 1988. Second by Gene Roundy and Dee Cowan voted in favor. Jim Robinson made a motion to give Deputy Mitchell a credit for two years service due to a question as to whether this had been properly addressed during the appeal process. Effective date would be March 1, 1988, however the anniversary date would remain Jan 1. Grade would move from 13-4 to 13-6. Second was by Gene Roundy and Dee Cowan voted in favor. The Sheriff also discussed problem with coverage of Enoch. He suggested that coverage be arranged by off duty officers. Sheriff Schoppman was to get with Enoch City Council to work out details. Drug enforcement task force was also discussed. Iron County had committed one person to the task force. No action was taken.

COURTHOUSE PURCHASES : Side 2 90

Purchase of a printer for the Auditors office and a piano for the basement were discussed. There were some concerns about procedure and which budgets these purchases were coming from. The Clerk noted that both were coming from the Courthouse building and maintenance budget. Jim Robinson made a motion to approve these purchases. Second by Gene Roundy and Dee Cowan voted in favor.

TELEPHONE FRANCHISE TAX : 252

Jim Robinson discussed the possibility of a franchise tax of 1% designed specifically for Economic Development on Mountain Bell. Scott Burns reported that his research showed that cities can use this franchise tax but that Counties could not assess such a tax. Matter was tabled without action.

TAX MATTER : 400

A letter from James J. Chaisson regarding assessed value on property SN A-1179-0003-0000 in which he asked for a Board of Equalization hearing, was reviewed. Because request for review was not received by Auditor until January 20, 1988, it was determined that the appeal was not timely and no action could be taken at this time. A motion to this effect was made by Gene Roundy and seconded by Jim Robinson. Dee Cowan voted in favor.

ALCOHOL AND DRUG ABUSE SCHOOL: 450

Applications for scholarships to attend University of Utah Alcohol & Drug Abuse School were reviewed. Jim Robinson made a motion to have the Clerk collect all applications and then the Commission could consider all applications together. Second by Gene Roundy and Dee Cowan voted in favor.

HORIZON HOUSE : 552

Gene Roundy discussed the possibility of building a new alcohol treatment center in Cedar City,. The present site is inadequate and the first new site chosen did not fit the zoning code. Jim Robinson made a motion to commit \$12,393.00 in alcohol money to construction of a new facility. Also, to commit County property on 200 East in Cedar City for the construction site. Second by Gene Roundy and Dee Cowan voted in favor.

FLOOD CONTROL : 734

A group of Parowan valley landowners approached the Commission to discuss the problem of flood water on the southwest side of Parowan. Their concern is that the old flood channel has filled up with gravel and brush and forces floods over their farm ground. Also with the pressurized system being installed, there is less area to channel water away. Landowners were questioned as to willingness to donate a right-of-way to the County. Each one indicated a willingness to do so. The Clerk was instructed to obtain a list of affected property owners. Matter was tabled for further review.

ECONOMIC DEVELOPMENT : 425 Side 3

Alan Hamblin from Cedar City Council came and discussed the need for formation of a separate Economic Development Committee in Iron County. He felt like it would take approximately \$65,000. per year to operate. Proposed funding would come from the following sources:

- |                           |           |
|---------------------------|-----------|
| 1. Redevelopment          | \$15,000. |
| 2. Mt. Bell franchise tax | 15,000.   |
| 3. Cedar City             | 17,500.   |
| 4. Iron County            | 17,500.   |

Jim Robinson made a motion to approve in concept the Economic development Committee as presented and stated Iron Countys willingness to fund \$17,500.00 Second was by Gene Roundy. Dee Cowan voted in favor.

Tom Gardner of Gardner Partnership discussed the Master Plan for the New Iron County Fairgrounds. He expressed that he would like to block out one phase with an estimated cost of \$500,000. Parowan City was not in favor of this plan. They hoped that site preparation and work on smaller Pavillions could be done by volunteers. After discussion, it was agreed that a cap be put on financing at \$350,000. Jim Robinson made a motion that a Committee consisting of County, City, Race Committee, Rodeo, Fair, Lions Club, and a Multi-purpose Representative be appointed. The County Commission would appoint the County Representative and the Fair Representative. Gene Roundy seconded the motion and Dee Cowan voted in favor. Kim Young, representing Boettcher and Company discussed feasibility of financing this project and felt like it could be done at a reasonable rate. Jim Robinson made a motion to pass a resolution authorizing Boettcher to proceed and be finance agent. Second by Gene Roundy and Dee Cowan voted in favor. The following is Resolution 88-3 which was approved.

(to be inserted when copy available)

After bills were reviewed and approved, meeting was ajourned.

APPROVED:

Dee Cowan

ATTEST:

David S. Yardley

IRON COUNTY COMMISSION MEETING MARCH 10, 1988

Minutes of the regular Iron County Commission Meeting held March 10, 1988, at the Commission Chambers, Parowan, Utah.

Officers in attendance included:

James C. Robinson	Commissioner
Gene E. Roundy	Commissioner
David I. Yardley	County Clerk

Minutes from the meeting held February 25, 1988 were approved as corrected on a motion by Jim Robinson and seconded by Gene Roundy.

ZONING APPEAL : Side 1 01

Sonny Richardson appealed a decision of the Planning and Zoning Commission in which they denied his application to change the zone on his property north of Parowan at Kane Springs, from A20 to R2. Commissioner Robinson explained that this would be a spot zone and that to get approval, the property would need to meet the subdivision ordinance. Mr. Richardsons' present plan would not meet the subdivision specifications and therefore the Commissioners denied the appeal. Mr. Richardson was referred to the County Attorney for a further explanation of this ruling.

HIGHWAY PATROL LEASE : 190

Changes in square footage on the original lease has been increase, thereby increasing the amount of the lease. Gene Roundy made a motion to allow Jim Robinson to execute the documents. It was seconded by Jim Robinson.

FREE TRADE RESOLUTION : 225

A resolution suggested by UAC encouraging free trade in Uranium between the United States and Canada was reviewed.

PLANNING & ZONING APPOINTMENTS : 243

Jim Robinson made a motion to reappoint Mason Jones and Audrey Lebbon to another 3 year term on the Planning and Zoning Commission. It was seconded by Gene Roundy.

JAIL : 263

Gene Roundy made a motion for executive session to discuss personnel matters. It was seconded by Jim Robinson. Gene Roundy made a motion to appoint a committee to study wage scales and policy for part time help. This was seconded by Jim Robinson.

FAIRGROUND IMPROVEMENTS : 330

Jim Burns of Parowan City appeared to discuss the appointment of a Fairground Improvement Committee. Names that Parowan City appointed were: Morris Crisp, Vyonne Chamberlain, Verl Taylor and Will Hillis. They were to work with Joan Mortensen and Jim Robinson as County Appointees. Gene Roundy made a motion to spend up to \$350,000.00 for improvements at the Iron County Fairgrounds. Parowan City would be responsible for financing half of this total either from cash or improvements to site. The committee was approved as listed. This was seconded by Jim Robinson.

PAROWAN CITY ROADS : 350

Jim Burns discussed the need to purchase from the County approximately 10,000 tons of gravel to do road work in Parowan this summer. They would like to get gravel from the pit on the northeast corner of Parowan. Jim Robinson made a motion to allow Dee Cowan to proceed as he sees fit. This was seconded by Gene Roundy.

DFCM - JAIL :

The final bill from DFCM for the County portion of the construction costs of the new Jail were reviewed and referred to Dennis Lowder for his review.

AMBULANCE : Side 2 37

Gene Roundy reported on placing defibrillators in each of the ambulances for use with people in cardiac arrest. The funding for this project is coming from donations by Valley View Medical Center.

UTAH STATE WATER QUALITY STANDARDS : 100

Gene Roundy discussed proposals from the state to protect five streams in Iron County from "paint" pollution. The proposal makes it illegal to dump any waste, such as from a manufacturing unit or etc. into these waterways. No action was taken.

After reviewing bills, the meeting was adjourned.

ATTEST: David Yardley APPROVED: Dee S. Cowan



IRON COUNTY COMMISSION MEETING MARCH 24, 1988

Iron County Commission Meeting held March 24, 1988 in the Commission Chambers at the Iron County Courthouse, Parowan, Utah.

Officers in attendance were:

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

Minutes of previous meeting held March 10, 1988 were approved as corrected on a motion by Jim Robinson and second was by Gene Roundy.

STATE TAX COMMISSION : Tape 1 Counter 1

Barry Conover and Jay Wilson from the State Tax Commission, Dennis Ayers, County Assessor, Helen Flannigan, Deputy Assessor and Vanda Dennett of the Dept. of Motor Vehicles, met with the Commission to discuss a proposed contract to collect license fees for the State Department of Motor Vehicles for the registration of vehicles by the County. Mr. Conover stated that the only option the County has is to accept the contract as written or the service would not be available in Iron County. After a lengthy discussion, Jim Robinson made a motion to accept the contract for one year to continue to provide this service to Iron County. Gene Roundy seconded the motion and Dee Cowan voted in favor.

SOUTHWEST MENTAL HEALTH : Side 2 81

Dr. Gene Chatlin, Joann Chernich, and Tom Jackson met with the Commission to discuss the use of the DUI funds. Need for, and attempt to fund, construction of a new Horizon House facility were discussed. At the present time it does not seem feasible to build a new facility. However, different funding options and grants were to be pursued to see if it could be built in the near future. Dr. Chatlin also discussed funding equalization throughout the state. At the present time funding is not equal, with a larger share going to urban areas. The Commission was asked to write letters to the State Mental Health Board to encourage equal sharing. The Clerk was asked to write these letters in behalf of the Commission.

ROY URIE : 745

Mr. Urie filed a request to vacate a portion of Meadows Ranch Subdivision. Mr. Urie was advised of procedures that he needed to follow in order to vacate or amend a subdivision plat which would include permission from surrounding property owners and a public hearing.

PLANNING COMMISSION : SIDE 3 80

Lorraine Johnson discussed the need for a new tape recording system for the Planning and Zoning Commission. She reported that the system that appeared to be the best was a Lanier System with lapel microphones. Total cost would be \$661.50. Jim Robinson made a motion to approve this purchase so long as the total budget for 1988 would not be exceeded. Second was by Gene Roundy and Dee Cowan voted in favor.

4-H : 184

James, Johnny and Mary Ann Blake presented sweet rolls to the Commission and thanked them for the support that the County gives to its youth and the 4-H program.

AUDITOR : 218

Dennis Lowder discussed the effects of the tax limitation proposals on the General Fund and on each Department. As it is now written, it would mean about a 10% decrease in each budget. Commission and department heads were asked to determine what effect such budget cuts would cause and what services would need to be reduced.

DRUG TASK FORCE :

Scott Burns reported on the progress of the drug task force. Jim Robinson made a motion to follow through with commitments of one man for one year with a \$16,000.00 cap. Seconded by Gene Roundy with Dee Cowan voting in favor.

CREAMER AND NOBEL : 325

Dee Cowan discussed a bill received by the County from Creamer and Nobel for lobby efforts regarding the mineral lease road program. The Commissioners noted that none of them were present when these funds were asked for and no commitment had been made by the County.

HOLIDAY : 400

A question has come up concerning the Arbor Day holiday taken by County employees for personal preference day. The Commission voted unanimously to set the fourth Friday of April as the official personal preference County Holiday.

UTAH HIGHWAY PATROL : 446

A request for a \$100.00 donation to the UHP for appreciation was denied on a motion by Jim Robinson and a second by Gene Roundy.

PAROWAN CITY GRAVEL : 460

Dee Cowan reported that an agreement had been reached with Parowan City to crush gravel at the Parowan Pit. Scott Burns was asked to write a letter to Steve Applegate requesting that he remove any equipment he had remaining in the pit.

AMBULANCE : 520

Gene Roundy reported that the Ambulance Supervisor had put in for a grant request that could obligate Iron County for up to \$15,000.00 in matching funds. These funds could be from the 1989 budget.

TAX MATTERS : 591

Dennis Ayers appeared to discuss several tax related matters. A request by Larry Adair for a refund on personal property Serial #B-078584 Cedar City District 6, that had been miscalculated by Mr. Adair. Jim Robinson made a motion to refund the amount paid in error. Second by Gene Roundy with Dee Cowan voting in favor.

Scott Burns discussed the proper procedure for applying "greenbelt rollback" as the law is presently written. He explained that at the present time, use determines eligibility and if use does not change then rollback should not be applied.

DATA PROCESSING : Side 4 111

Doug Wilson and elected officials at the Courthouse discussed the need to upgrade the computer equipment. The present system is overloaded and maintenance costs are going up. By purchasing a new system at this time, budget for 1988 would not be increased and 1989 budget would go up to about \$50,000. annually. Jim Robinson made a motion to allow Doug Wilson and Dennis Lowder to negotiate with PMS and if yearly maintenance could be kept below \$50,000.00 to go ahead with purchase at this time. Second was by Gene Roundy and Dee Cowan voted in favor.

SPECIAL COMMISSION MEETING : 590

Jim Robinson reported on progress in arranging financing for the Fairgrounds project with Parowan City. A special meeting was to be arranged by the Clerk for 4:00 P.M. March 18, 1988 at the Chamber of Commerce building in Cedar City.

JAIL : 608

Jim Robinson discussed staffing plans for the Jail and what positions should be added. Gene Roundy made a motion to hire three new people including two guards and one assistant maintenance worker. Jim Robinson seconded the motion and Dee Cowan voted in favor.

AUDITOR : 885

Dennis Lowder discussed several items in regards to personnel policy. Wording on part-time help was revised to clarify some areas of question such as starting salary and wage increases for permanent part-time help. Annual leave accumulation and sick leave policy were also reviewed. Gene Roundy made a motion to increase annual leave accumulation from 30 days to 40 days and to increase sick leave to accrue at an unlimited amount or until long term disability goes into effect. Jim Robinson seconded the motion and Dee Cowan voted in favor. Dennis Lowder was to research compensation time and holiday time for law enforcement personnel.

AUDITOR : Side 5 372

Dennis Lowder discussed the need to expand his office and he asked if it would be permissible to remove the wall into the office to the north of his present office. He was instructed to coordinate with the Custodian and to do what was needed.

After the bills were reviewed and approved, the meeting adjourned.

APPROVED

*Dee S. Cowan*

ATTEST:

*David D. Yardley*

IRON COUNTY COMMISSION MEETING APRIL 14, 1988

Commission meeting held April 14, 1988 in the Commission Chambers at Iron County Courthouse, Parowan, Utah.

Officers in attendance were:

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

Minutes from the meeting held March 24, 1988, were amended and approved on a motion by Jim Robinson, second by Gene Roundy and Dee Cowan voting in favor.

U OF U DRUG AND ALCOHOL SCHOOL : Side 1 83

Maude Fairbanks discussed the upcoming substance abuse program in which the U of U will match scholarships on a one to one basis. She explained a few changes in the program which enabled them to open it up for youth to attend. Iron County has authorized two scholarships at County expense, making a total of 4 people that will be sponsored by Iron County.

TAX EXEMPTION : 298

A letter from the Catholic Church, Christ the King Church, in Cedar City, requesting a tax exemption for property located at 100 West Harding Avenue in Cedar City, serial number B-0708 was reviewed. This property is being used as the home for the Pastor of the Parish. Gene Roundy made a motion to allow tax exemption subject to review by the County Attorney and if the same consideration is being given to other property in a similar situation. Second by Jim Robinson and Dee Cowan voting in favor.

COMMISSION REPORTS : 360

Flood Control: Gene Roundy discussed a request from Hecla Mining Company to take over maintenance of a dike for flood control in the Beryl area. Scott Burns reported that because of liability considerations we should proceed very carefully.

Enterprise Zone: Gene Roundy reported that Iron County does not qualify for an "Enterprise Zone" classification.

Computer Purchase: Side 2 111. Dennis Lowder and Doug Wilson came in to discuss a lease purchase agreement to update the courthouse computer. They informed the Commission that the computer would go on line July 1, 1988 at an annual cost of \$49,980.00 for hardware and maintenance. Jim Robinson made a motion to approve the purchase and allow Dee Cowan to execute the contract and purchase agreement. Second by Gene Roundy with Dee Cowan voting in favor.

ZONE CHANGE : Side 1 578

Linford Nelson appeared to request a zone change on 80 acres in Sec. 13 T375 R12W. Zone would change from A-20 to R-5. No one appeared in opposition and the Zoning Commission had approved and recommended the change. Jim Robinson made a motion to approve the zone change as recommended. Second was by Gene Roundy and Dee Cowan voting in favor.

RAINBOW RANCHOS SSD FINANCING : 345

Funding of road improvements through the Special Service District was discussed. It was determined that Revenue Bonds were the best way to go for financing. The County Clerk was authorized to contact Kim Young to check on financing. He also was to get a list of property owners.

BERYL CO-ORDINATING COUNCIL : 533

Sterling Harker discussed the location of a new sanitary landfill in the Beryl area. He stated that all of the proposed sites were unsatisfactory to the residents in the area. A different site of 80 acres was discussed and a preliminary agreement was reached. Mr. Harker and Mr. Joe Burns were to take the proposal to the co-ordinating Council for their approval before any further action is to be taken by the Commission.

ASSESSOR : Side 3 92

Dennis Ayers and Dennis Lowder discussed the change over to County control of the licensing of motor vehicles in the Cedar City office. Jim Robinson recommended that since the State was providing equipment, that the Courthouse office be trained at the same time and be able to handle all transactions here. The Commission also recommended that no full time personnel be hired but temporary part time help be used as necessary in the Cedar Office.

ANIMAL SHELTER : 850

Alice Burns, representing Cedar City, discussed plans for upgrading the animal shelter in Cedar City. She outlined an agreement for participation of cities and county on a use basis. Jim Robinson made a motion to approve in concept the agreement as outlined. Second by Gene Roundy with Dee Cowan voting in favor.

ROADS : Side 4 247

Neil Forsyth discussed widening a bridge up Right Hand Canyon. Dee Cowan explained that Class "B" road funds could be used and construction would begin right after the deer season this fall when use of the road would be at the lowest point. Jim Robinson made a motion to approve construction. Second by

Gene Roundy and Dee Cowan voting in favor.

Jim Robinson made a motion to accept bids for \$200.00 each on vehicle #1581482725 and vehicle #1581714734 as surplus property. Second by Gene Roundy and Dee Cowan voting in favor.

Miscellaneous items discussed also included construction of a road shed in Parowan and remodeling of the Cedar garage. Neil Forsyth was authorized to advertise for bids on the old front end loader.

PERSONNEL POLICY : 606

Dennis Lowder discussed changes in personnel policy concerning sick leave, vacation time accrual and part time employees pay rate. The changes are:

- Proposed Revision of Section 22 - Part B Annual Leave
- B. No more than 20 days of annual leave may be taken in any calendar year without the recommendation of the department head and the approval of the Board of Commissioners. In no case may more than 40 days of annual leave be granted. At the time of termination of employment, credit for up to a maximum of 20 days of earned but unused annual leave may be granted. Except at the time of termination in accordance with the above conditions, there will be no compensation for annual leave not used.

- Proposed Revision of Section 29 - Part A
- A. All full-time employees (including those classified as probationary employees) shall earn sick leave at the rate of one (1) day per month. Employees will be able to accumulate an unlimited amount of sick leave, but only 12 days of sick leave per calendar year will be granted without approval by the Board of Commissioners after recommendation by the department head. Sick leave pay will discontinue once the employee has used the accumulated amount or at the time benefits from Long Term Disability become effective, whichever date is earlier. In no instance will sick leave be granted unless it has been previously earned. There will be no compensation for sick leave not used.

- Proposed Revision of Section 3 - Part E
- E. Part-time Employees: All part-time employees, who are paid at an hourly rate, will receive not less than the federal minimum wage, as prescribed by law. Part-time employees can be recruited at a starting hourly rate not to exceed step one (1) of the pay range for the job classification in which they are hired to perform. The job classification and starting hourly rate will be determined by the department head. The department head, at his or her discretion, may increase (or decrease if warranted) the hourly rate of the part-time employee at any time, but not to exceed step one (1) of the pay range of the job classification in which they are assigned and not before a three (3) month probationary period has been served. Any part-time employee, who has successfully completed six (6) months in step one of the Grade-Step Chart, is eligible for an increase to the next step in grade and each year thereafter on their merit review date.

Dee Cowan executed changes after a motion by Gene Roundy to approve and it was seconded by Jim Robinson.

JAIL :

The policy concerning probation period for law enforcement personnel was amended to allow probation to be extended from 6 months to one year. Pay step would stay the same, advancing to step 2 at the 6 month anniversary. Jim Robinson made a motion to approve the change as outlined. Second by Gene Roundy with Dee Cowan voting in favor. The Commission also approved payment of overtime pay to jail employees totaling \$19,873.00 that is now due and owing on a motion by Jim Robinson and second by Gene Roundy. Dee Cowan voted in favor.

TAX EXEMPT PROPERTIES : SIDE 5 150

Merna Mitchell discussed tax exemptions on property that had previously been transferred to tax exempt entities. Jim Robinson made a motion to exempt the following properties that have been transferred: B-46-3-4-1 Barbara Starr to Iron County. B-1-9-23-2 Fiddlers Canyon Development to Iron County. A-8-4 Little Salt Lake Clinic to Parowan City. E-267-2 Zions Bank to Cedar City Corp. E-409-3 Joan Williams to State of Utah. B-775-776 Jenson to Cedar City Redevelopment. B-1152-6-18-2 Brad Roundy to Cedar City. Merna Mitchell was asked to write a letter to Roundys explaining that \$35.86 was still due. Second was by Gene Roundy and Dee Cowan voting in favor.

COUNCIL ON AGING : Side 6 684

Garth Workman was appointed to the Council on Aging to fill the unexpired term of Allen Foisey on a motion by Gene Roundy and second by Jim Robinson. Dee Cowan voted in favor.

BUSINESS LICENSE : 697

Application for a business license for a private paper server by W. Phil Blake was approved on a motion by Jim Robinson and second by Gene Roundy. Dee Cowan voted in favor.

ENTERPRISE EMT'S : 725

A bill for EMT service from Enterprise for 1988 as per agreement was approved on a motion by Gene Roundy and seconded by Jim Robinson. Dee Cowan voted in favor. Total bill for 1988 was \$3,000.00.

UTAH WATER USERS ASSOCIATION :

A request for \$800.00 for Utah Water Users was approved only if it was included in the budget. If not in the budget, the request will be denied.



TAX LIMITATION :

The Commission spent considerable time discussing areas in the budget that could be cut and possible sources of revenue in case the proposed tax limitation measures passed. The effect on the County as the measures are now written would mean that a \$550,000.00 reduction would occur. No formal action was taken at this time.

After bills were reviewed, the meeting was ajourned.

APPROVED: Wesley G. Gowen

ATTEST: David J. Gardley



IRON COUNTY COMMISSION MEETING MAY 12, 1988

Iron County Commission meeting held May 12, 1988 in Commission Chambers at the Iron County Courthouse, Parowan, Utah.

Officers in attendance were:

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

CEDAR SOUTH INTERCHANGE PROJECT : Side 1 01

Mr. Met Johnson approached the commission with an artists' rendition of a proposed improvement to the racetrack area of Cedar City. He envisions building a multi-purpose area that could be used all during the summer months to enhance the tourist draw to the area.

After his presentation the Commission voiced their support and encouraged going ahead with a master plan for the area.

NESS-PLATT SUBDIVISION : 640

James L. Shumate explained that the request to vacate the subdivision should be withdrawn due to the fact that the subdivision was never properly recorded, therefore it is not an official subdivision.

James Robinson made a motion to grant their request. Second by Gene Roundy and Dee Cowan voted in favor.

PUBLIC DEFENDER : 675

James L. Shumate discussed changes that needed to be made in the Public Defenders office for conflict cases. At the present time J. MacArthur Wright has been handling these cases but because of his workload in Washington County, he is withdrawing.

The matter was referred to the County Attorney for a review of cases referred and possible alternatives to handle conflict cases.

PUBLIC HEARING: LAND CODE : 880

A public hearing was opened to amend section 1306 of the Land Use Code to allow animals on lots zoned R 1/2. The amendment is to read as follows:

Section 1306. Uses Not Permitted

1. Stables, barns, building and any farm use as defined in Article II of this Ordinances, unless a private occupied residence exists on the same lot.
2. Mobile homes, except where permanently affixed to an approved foundation and where axles and wheels are removed, thus converting said structure to a single-family, detached structure except as provided in Section 1702(2), herein.
3. Any commercial or industrial uses.
4. Any multiple-family residential use.

Gene Roundy made a motion to amend section 1306 to read as recommended.

Second by Jim Robinson with Dee Cowan voting in favor.

BUSINESS LICENSE APPLICATIONS : Side 2 180

Applications for business licenses were approved on a motion by Jim Robinson and seconded by Gene Roundy. Dee Cowan voted in favor.

1. Ron Anzalone dba Beryl Valley Pumps, a well repair service.
2. Craig Lee Rabenneck dba High Country Farrier, a horse shoeing business.
3. Peter Dustrud, a handyman service.

An application for a business license as a private detective from Kenneth W. Holford was referred to Scott Burns for a background check.

SOCIAL SERVICES : 240

Steve Baron reported to the Commission on the social service programs in the five county area. He explained the foster care program and an overview of child abuse cases that were investigated during the past three months.

RAINBOW RANCHOS : 571

Steve Platt discussed specifications and bid procedures for Rainbow Ranchos Special Improvement District. Jim Robinson made a motion to approve bid documents and advertise for bids. Bids to be opened May 26, 1988 at 1:30 P.M. Second by Gene Roundy and Dee Cowan voted in favor.

SOLID WASTE PAROWAN : 800

Mayor Dennis Stowell discussed problems they were experiencing at the Parowan City Dump. Options in closing the dump and relocating to a new site were discussed. The Commission asked for time to study the problem and what options were available. Also a task force comprised of residents of communities in the county were discussed.

LITTLE SALT LAKE CLINIC TAX MATTER: Side 3 243

Lamar Jensen and Carol Wright asked that penalty and interest on delinquent taxes be waived on property owned by LSL Clinic. They were advised that the county policy has been that penalty and interest could not be waived.

The Commission discussed possibilities of giving a grant to the Little Salt Lake Clinic to cover the penalty and interest. It was tabled without any action.

TAX MATTER : 552

Brad Phelps and John McCandless, representing the Community Presbyterian Church, asked for an exemption on the home occupied by the Pastor in Cedar City. Dennis Ayers explained what the policy has been with other residences. James Robinson made a motion to study the matter further and report back prior to granting the exemption. Second was by Gene Roundy.

COMPUTER TRUST : 873

A request was reviewed from Tooele County to hire a Computer Analyst for the purpose of evaluating the programs and services provided by PMS. It was determined that at the present time it was in the best interest of Iron County not to enter into the agreement.

James Robinson made a motion to have Doug Wilson write a letter to Tooele County explaining our position. Second by Gene Roundy and Dee Cowan voted in favor.

PERSONNEL MATTERS :

Gene Roundy made a motion to go into executive session to discuss personnel matters, Jim Robinson seconded it.

JORY TURNER : Gene Roundy made a motion to pay retirement benefits and to deny health and insurance benefits for the period Mr. Turner was listed as part time help. Second was by Jim Robinson. Dee Cowan voted in favor.

ALAN STONES: Jim Robinson made a motion to authorize two step increase for Mr. Stones. Gene Roundy seconded the motion and Dee Cowan voted in favor.

FAIRGROUNDS: : Side 4 06

Joan Mortensen, Fair Board Chairperson, reported on the progress of the plans for the Fair. A letter from Parowan City was reviewed stating that they were in support of a plan to finance an exhibition hall for the Fair. It was proposed that Parowan City deed property to Iron County and then the building

would be financed by Iron County. Parowan would pay 1/2 of the cost of financing and construction. At that time, Iron County would deed the property back to Parowan City with the stipulation that Iron County would maintain the right to have the County Fair exhibits in the building on a perpetual basis.

Gene Roundy made a motion to move ahead with financing and construction as quickly as possible. Second by Jim Robinson with Dee Cowan voting in favor.

Jim Robinson was to check with Kimball Young on financing through Utah Counties Finance Cooperative.

ASSESSOR : 600

Dennis Ayers discussed procedures in applying rollback tax on change in ownership of agricultural land. It was stated by the Commission that the policy is to apply the rollback only on a change of use, not on change of ownership.

Dennis Ayers also discussed the need for another person in the Cedar City office. Gene Roundy made a motion to authorize an intergovernmental transfer of one person. Second was by Jim Robinson with Dee Cowan voting in favor.

COUNTY SURVEYOR : 790

Scott Burns discussed concerns of several civil engineering firms over the policy of checking surveys by the County Surveyor and then charging for this service. The Commissioners discussed the problem and asked the County Attorney to draft a letter to Platt and Platt to explain the countys' position: that they were to review only and not redo the surveys.

DRUG & ALCOHOL SCHOOL SCHOLARSHIPS: 880

Applications received by the County Clerk for scholarships to the University of Utah Alcohol and Drug Abuse School were received. It was decided that the following should receive scholarships from the County: 1. Sheriffs Dept 2. Richard Blass 3. Dixie Morrell 4. Kent Parke. Gene Roundy made the motion to accept the four applications. Second by Jim Robinson with Dee Cowan voting in favor.

COMMISSION REPORTS : Side 5 150

TOURISM : Jim Robinson discussed the makeup of the tourism advisory board and some changes he felt were needed. Also he discussed Iron County members on

the Color County Board for advertising. He suggested that board members be appointed for a specific term and that these appointments be made by the Commissioners. The matter was referred back to the Travel Advisory Board for recommendations.

HURRICANE SENIOR CITIZEN CENTER: Dee Cowan reported that an invitation had been received to attend the dedication and Open House of the Hurricane Senior Citizen Center. Gene Roundy was to attend this Open House representing Iron County on May 24, 1988.

FLOOD CONTROL: Gene Roundy discussed a meeting with people in the Beryl area concerning the acquisition of the Hecla Mine Canal. He reported that at the present time, citizens feel that we should not take the Canal, the dikes that are already in place will be sufficient for flood control.

After bills were reviewed and approved, the meeting was then ajourned.

APPROVED: Dee Cowan

ATTEST: David J. Yardley