

IRON COUNTY COMMISSION MEETING
January 10, 2000

Minutes of the Iron County Commission meeting convened at 9:00 a.m. January 10, 2000 in Commission Chambers at the Iron County Courthouse, Parowan, Utah.

Officers in attendance included:

Lois L. Bulloch	Commission Chairman
Dennis E. Stowell	Commissioner
Gene E. Roundy	Commissioner
Scott M. Burns	County Attorney
David I. Yardley	County Clerk

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PLEDGE OF ALLEGIANCE :

Those assembled were led in the pledge of allegiance by Scott Burns.

APPROVAL OF MINUTES - December 27, 1999 :

Minutes of the Iron County Commission meeting held December 27, 1999 were approved as amended on a motion by Gene Roundy. Second was by Dennis Stowell. Voting: Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

ELECTED OFFICIALS REPORTS :

Gene Roundy reported that he had met with the committee which is working on the design of the shooting range. The design subcommittee is chaired by Steve Platt. The Committee is looking for funding sources to help with development of the range. It is estimated that it will cost \$35,000.

Gene also reported that he had been contacted by Jennifer Taylor asking if the County

sponsored an adopt-a-highway program. This program would identify groups or individuals that adopt a section of highway to keep it clean. Dennis Stowell made a motion to implement the adopt-a-highway program for County roads modeled after the State program. Second was by Gene Roundy. Voting: Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

Dennis Stowell discussed the double taxation argument made by cities regarding municipal services. At a meeting Dennis attended at UAC it was reported that Iron County had not implemented a separate municipal service fund as required. Dennis Lowder explained to the Commission that a fund was established and had been operating as required.

Scott Burns explained to the Commission his participation as the prosecutor in the Tony Alexander Hamilton case in Beaver County. Mr. Hamilton has sued all of the Beaver County officials including the County Attorney which has created a conflict of interest question and Scott was requested to act as the prosecuting attorney.

Lois Bulloch read a thought for the day. Lois then thanked the Iron County Sheriff's Office and other law enforcement personnel for the professional way the New Year's Eve was handled. Because of the anticipated problems associated with computers changing to the year 2000 (Y2K) there was concern that some systems may fail. In Iron County there were no problems reported.

Lois also reported that the livestock owners concerned with preserving livestock trails had appeared at the Planning Commission meeting to make a presentation. The group will work with the planning commission in making recommended changes to the General Plan. They would also like to be involved in planning decisions on subdivisions that affect existing livestock trails.

BID OPENING - JAIL SPACE REMODEL _____ :

Bids were opened for remodeling space in the County side of the Correction Facility into dormitory bed space. One bid was received from Ed Collins for a cost plus bid of \$55,000. Scott Burns advised the Commission that they could not accept a cost plus bid which is not allowed by State law. Mr. Collins was asked to resubmit his bid as a firm bid with plans and specifications of the work that is to be performed.

TAX MATTER - CARL LAMA _____ :

Carl Lama came before the Commission to request that late fees on his taxes be waived because he did not receive a tax notice until after November 30. He explained that the notice had been sent to a post office box that did not belong to him. In reviewing the recorded deed, the notice was sent to the address listed. Gene Roundy made a motion to deny an adjustment because the notice was correct according to filed documents. Second was by Dennis Stowell. Voting: Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

ZONING APPEAL RESPONSE - HOUSEHOLD PET NUMBERS :

Chad Nay came before the Commission to respond to an appeal of action taken by the Planning Commission in which the Planning Commission voted not to take action to change Section 1124 of the Iron County Land Management Code. Chad explained that the limits set in

the current ordinance were also written into the 1981 Land Management Code and that the purpose of the limit of numbers was to protect the health, peace and safety of residential neighborhoods. Also the proposal that was presented to the Planning Commission incorporated animal control language that would be better addressed under a different statute.

Scott Burns stated that from an enforcement and prosecution standpoint, the ordinance as now written allows action to be taken when a nuisance occurs without requiring neighbors to testify against neighbors. He also stated that when complaints are filed, in many cases pet owners have retaliated against those that have complained about the problem. Scott recommended that the Commission leave the ordinance as currently written.

Sheriff Benson also recommended that from the Sheriff's Department, they would also like to have the ordinance remain as currently written.

Carlene Kerr made a statement that she thought it would be in the best interest of pet owners to be allowed to have as many animals as they feel they can adequately care for and that if numbers remain as written in the current ordinance then ranchers need to follow the same requirements with their livestock working dogs.

Upon the completion of public comments, Dennis Stowell made a motion to deny the appeal. Second was by Gene Roundy. Voting: Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

BLM LAND TRADE - ERVIN LARSEN :

Ervin Larsen, representing the Bureau of Land Management, came before the Commission to explain a proposal to exchange land on Kanarra mountain for land of equal value in the Iron Springs area. Gerald Carter owns approximately 900 acres adjacent to BLM land above Kanarraville that he would like to trade. The property exchange would affect the permit of York Jones. Mr. Jones has indicated that he is opposed to the trade.

Dennis Stowell made a motion that the Commission support the trade provided that the traded land be fenced to prevent conflicts with livestock straying onto private ground; that reseedling be considered to prevent the loss of AUM's for the permittee; and that water rights of the permittee be protected. Second was by Gene Roundy. Voting: Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

PHIL SCHMIDT :

Phil Schmidt came before the Commission to discuss future zoning and development in the Summit area under the current General Plan. The Commission explained that any development would need to go through the Planning and Zoning Commission who would then forward a recommendation to the County Commission. At this time, however the Commission could make no promises regarding any future development.

PERSONNEL - EXECUTIVE SESSION :

Dennis Stowell made a motion to convene in an executive session to discuss personnel matters. Second was by Gene Roundy. Voting: Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

After reconvening in an open session, Dennis Stowell made a motion pursuant to discussions in the executive session to approve the transfer of Iron County Sheriff's Deputies contracted to the School District to regular Deputy status with the Sheriff's Department. The transfer involves V. Scott Nelson and Edward Dare. The transferred employees would have a probationary and training period. Second was by Gene Roundy. Voting: Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, No.

Dennis Stowell made a motion to approve the hiring of Trudy Rainey as the Building Inspector and Planning Secretary at a Grade 7 Step 3 because of her prior work experience. Second was by Gene Roundy. Voting: Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

Dennis Stowell made a motion to approve a one step increase for Jamie Webb because when he was hired, his prior experience was not taken into account. Jamie would have been eligible for an accelerated step increase under the last wage study. Second was by Gene Roundy. Voting: Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

Gene Roundy made a motion to require all County Department Supervisors and personnel that perform employee evaluations to attend a mandatory training regarding performance evaluation procedure. Second was by Dennis Stowell. Voting: Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

PLAT APPROVAL - HARMONY MOUNTAIN RANCHES :

Alfred Puchner came before the Commission for approval of phase 1 and phase 2 of Harmony Mountain Ranches Subdivision. Phase 1 contains 14 twenty-acre lots and phase 2 contains 10 twenty-acre lots. Mr. Puchner also requested approval of placing a row of trees along each side of the 66-foot right of way leading to the subdivision. This would require the installation of a drip irrigation system to water the trees which will be maintained by the homeowners association. Fences on both sides of the right of way will need to be moved and replaced by the developer.

Mr. Puchner requested that an entrance to the subdivision be approved consisting of a pole gate arch which would be at least 16 feet high and a minimum of 50 feet wide. Within the Subdivision, there would be an area with a median in the road which would contain low growing shrubs.

The Planning Commission has recommended approval of the plats for phase 1 and 2 of Harmony Mountain Ranches. Gene Roundy made a motion to approve the plats as presented for phase 1 and 2 and to authorize the Commission Chair to sign the plat. He also motioned to approve the trees, entry and the median planting as requested. Second was by Dennis Stowell. Voting: Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

LANDFILL - TRACK DOZER BIDS :

Alan Wade appeared before the Commission to open bids for a track dozer to be used at the Landfill. Mr. Wade explained that the extra 11,000 pounds of weight of the track dozer above the current compacting equipment would be useful in compacting garbage in the landfill.

Two bids were received, one from Wheeler Machinery for a D-8 Cat \$382,850. A bid was also received from Komatsu for \$373,833. Mr. Wade explained that there was a local dealer for Wheeler Machinery and that in discussions with other Komatsu owners, there has been a history of problems in getting parts and service in the local area. For this reason he recommended that the bid of Wheeler Machinery be approved.

Gene Roundy made a motion to approve the purchase of the D-8 Cat from Wheeler Machinery. Second was by Dennis Stowell. Voting: Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

SEWER COMMITTEE REPORT _____ :


Steve Platt came before the Commission to report on the first meeting of the Sewer Committee. As the first item of business, a mission statement was drafted with a recommendation that the Commission approve the statement which reads as follows:

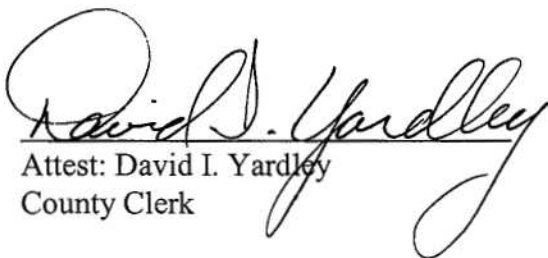
“Evaluate and recommend the best actions today to protect and preserve underground water quality and promote compatible land uses for the future through appropriate wastewater infrastructure development.”

Dennis Stowell made a motion to ratify the mission statement as presented. Second was by Gene Roundy. Voting: Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

APPROVAL OF WARRANTS & ADJOURN _____ :

After the bills were reviewed and approved or rejected, the meeting was adjourned at 2:30 p.m. on a motion by Gene Roundy. Second was by Dennis Stowell. Voting Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.


Signed: Lois L. Bulloch, Chairman


Attest: David I. Yardley
County Clerk

IRON COUNTY COMMISSION MEETING
January 24, 2000

Minutes of the Iron County Commission meeting convened at 9:00 a.m. January 24, 2000
in Commission Chambers at the Iron County Courthouse, Parowan, Utah.

Officers in attendance included:

Lois L. Bulloch	Commission Chairman
Dennis E. Stowell	Commissioner
Gene E. Roundy	Commissioner
Scott M. Burns	County Attorney
David I. Yardley	County Clerk

Also Present:

Dennis A. Lowder	County Auditor
Dennis W. Ayers	County Assessor
Dixie B. Matheson	County Recorder
Merna H. Mitchell	County Treasurer
David W. Benson	County Sheriff
Steve Platt	County Engineer
Chad Nay	Zoning Administrator
Doug Wilson	Data Processing Coordinator

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PLEDGE OF ALLEGIANCE :

Those assembled were led in the pledge of allegiance by Dennis Lowder.

APPROVAL OF MINUTES - January 10, 2000 :

Minutes of the Iron County Commission meeting held January 10, 2000 were approved as amended on a motion by Gene Roundy. Second was by Dennis Stowell. Voting: Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

ELECTED OFFICIALS REPORTS :

Dennis Ayers reported on bills of a concern to the Assessor's that they are tracking in the Legislature. These include new growth changes and flat fees on motor vehicle changes. He mentioned that the Commissioners may wish to watch the jail reimbursement bills.

Dennis Lowder presented the Commissioners with the finalized budget for their information. The Auditor's office is working to get the 1999 budget year closed so that the 2000 budget can be opened. Dennis explained that this is a concern every year because it makes January payments late due to the overlap of the two budget years.

Doug Wilson reported that Y2K seemed to go off with no major interruptions in computer service. There have been minor problems but all have been corrected. Doug also reported that he would like to see the word processing and spreadsheet programs standardized in the departments. He suggested Microsoft Word as the word processor and Excel as the spreadsheet. Individualized training would be conducted by Doug.

David Benson reported on an accident with a four wheeler in which a member of the search and rescue squad was injured. Search and rescue was called out to locate an 11 year old boy who became lost near the sewer treatment plant in Cedar Valley. The member was riding the 4 wheeler when it went out of control and rolled. The search and rescue member sustained injuries to his head and legs.

Sheriff Benson also reported that the department would be ordering new uniforms in the near future which will be substantial difference in appearance.

David Yardley reported that preparations for the first Western Presidential Primary Election were scheduled for Friday, March 10. States involved include Utah, Colorado and Arizona. Iron County will be combining precincts similar to the municipal elections last year. The Clerk's office is in the process of recruiting judges for the Presidential Primary.

Dennis Stowell reported that the only CDBG grant approved in Iron County during the 2000 FY was a grant to Iron County Care and Share in the amount of \$150,000. Application for the a grant to construct an ambulance garage in Parowan was not approved.

Gene Roundy reported that he had attended a meeting of the LEPC committee. He requested that Dennis Lowder act as the Auditor if an emergency occurs where the LEPC is

called on to respond. Scott Burns was also asked to be the Attorney in charge if an emergency occurs.

LETTER OF RESIGNATION - DIXIE MATHESON :

Dixie Matheson submitted her letter of resignation effective April 15. She explained that there were personal reasons for her resignation and she thanked the Commissioners for their support while she has been in office. The Commission thanked Dixie for her years of service to Iron County and wished her well in her retirement. They also authorized the County Clerk to notify the Republican party of the resignation and request that they submit three names for consideration as a replacement. The other County Officials also expressed their support and wished Dixie well in her retirement.

PRISON REMODEL PROJECT BID - XL BUILDERS :

Ed Collins, representing XL Builders came before the Commission to clarify the bid he had submitted regarding the remodeling of space at the jail into a dormitory housing unit. The construction including all fixtures are to be detention grade material. The work is to be completed within sixty days. Total bid price is \$62,775. This was the only bid submitted after advertising and personal requests for bids from local contractors. Gene Roundy made a motion to approve the bid and to authorize Lois Bulloch to sign the contract upon review by the County Attorney. Second was by Dennis Stowell. Voting: Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

PERSONNEL :

Claire Dalton presented a request to change the County Personnel Policy to allow for payroll periods to be adjusted to accommodate Direct Deposit of payroll funds. Gene Roundy made a motion to approve the change of the personnel policy as presented for one time only. The matter is to be placed on the next agenda for further action. Second was by Dennis Stowell. Voting: Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

PERSONNEL - EXECUTIVE SESSION :

Gene Roundy made a motion to convene in executive session to discuss personnel matters. Second was by Dennis Stowell. Voting: Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

After reconvening in open session, Dennis Stowell made a motion to approve a two step increase in pay for Aaron Cheney to reflect years of service as a corrections officer in Nevada not credited upon his hiring as an Iron County employee. Second was by Gene Roundy. Voting: Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

Dennis Stowell made a motion to approve the hiring of Cheyenne Harris as a full time secretary at the County Attorney's office. Second was by Gene Roundy. Voting: Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

RED ROCK CENTER FOR INDEPENDENCE FUNDING REQUEST :

Kim Lister representing Red Rock Center for Independence came before the Commission with a request to fund mileage for services they provide to qualified citizens in Iron County. She

explained that she receives funding for their services through federal grants, however, it does not pay for mileage. She further explained that adjacent counties provide some funding for the services within their county.

The Commission explained that this is a budget request and that the budget for 2000 has been adopted without provision for funding this type of service. She was asked to submit her funding request during the budget process for next year.

TAX MATTER - DAVID CHAMBERS :

David Chambers came before the Commission to request a waiver of interest and penalty on property he owns in Iron County. He explained that he owns 40 parcels in a subdivision in the Beryl area. Taxes on the total lots came to just over \$200.00. Financial problems prevented him from paying his taxes by the deadline so penalties were attached. Penalties are set at a minimum of \$10.00 per lot which totaled \$400.00 nearly twice as much as the tax.

The Commission explained that because this was not a County error and because it did not meet state guidelines to waive penalty, they could not adjust the penalty amount.

TOURISM & CONVENTION BUREAU - ANNUAL REPORT :

LaRee Garfield came before the Commission to give her annual report on activities of the Tourism and Convention bureau. Transient room tax revenue increased by \$26,000 in 1999. The Color Country Board has been dissolved and the four counties, Iron, Beaver, Washington and Garfield are participating in advertising the travel opportunities of the area. Ads were placed in several magazines including SUNSET which have created many calls for information.

Scott Burns was requested to draft an interlocal agreement between the four participating counties to jointly participate in promoting southwest Utah. This agreement is intended to replace the Color Country organization.

TRAVEL ADVISORY BOARD APPOINTMENTS :

LaRee Garfield reported that two members of the travel advisory board have terms that have expired. LaRee requested that Dianne Bixman representing Parowan motel owners and Lance Bassett representing Parowan Main Street Program. Dennis Stowell made a motion to approve the requested appointments. Second was by Gene Roundy. Voting: Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

PRAIRIE DOG DISCUSSION - TERESA BONZO :

Teresa Bonzo came before the Commission to report on Prairie Dog permanent take applications received and approved. To date there have been 24 applications for permanent take dogs. The property owners will be required to pay the mitigation fee where required before construction can begin. Gene Roundy made a motion to approve the proposed 24 permanent take dogs applied for to date during the 2000 year. Second was by Dennis Stowell. Voting Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye. There will be 31 more permanent take permits available for other projects during this year.

PLANNER/ENGINEER SECRETARY POSITION :

John Williams and Reid Erickson came before the Commission to discuss the shared

secretarial position at the Planner's and County Engineer's office. John Williams said that the five county AOG was prepared to pay 75% of the salary and benefits for an employee. The County will pay the remaining 25%. Five County will be the lead agency and will manage the payroll and benefits for the secretary. Salary is to be based as near as possible to the Iron County pay rates for comparable positions. Gene Roundy made a motion to approve the hiring of the secretary as soon as possible. Second was by Dennis Stowell. Voting Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

LETTER OF SUPPORT - RED CANYON VISITOR CENTER :

On a motion by Dennis Stowell, the Commission approved a letter of support to the Dixie National Forest for their grant application to construct a permanent visitor center at Red Canyon in Garfield County. Second by Gene Roundy. Voting: Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

INTERLOCAL AGREEMENT - PAROWAN CLASS IV LANDFILL :

A proposed interlocal agreement between Parowan City and Iron County was reviewed with Parowan City mayor, Glen Halterman, Iron County Commission and Alan Wade, landfill supervisor. The draft agreement did not contain an accurate legal description of the site. This will need to be corrected in the final document. Other areas of concern were the length of the agreement which was modified to fifteen years contingent on Iron County obtaining appropriate state permits. The access road maintenance was also discussed. Iron County was concerned with improving the road to benefit adjacent property owners. The City also agreed to take over maintenance of the access road if the adjacent property is annexed into the Parowan City limits. The County agreed to have the landfill open a minimum of forty hours per week excluding holidays.

Gene Roundy made a motion to approve the agreement as amended with approval of the Parowan City Council. Second was by Dennis Stowell. Voting Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

LETTER OF SUPPORT - PAROWAN T-21 GRANT APPLICATION :

Dennis Stowell made a motion to support a T-21 grant application being submitted by Parowan City to provide a walking trail system connecting Parowan historic sites. Second was by Gene Roundy. Voting: Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

ROAD DISCUSSION - CEDAR HIGHLANDS :

The Commission reviewed a request from Cedar Highland homeowners to close the Greens Lake road to all but local travel during the winter months. The County Attorney advised that this is not in the public interest and may be illegal where the road is designated as a county road and has been open to the public. As an alternative the Commission approved an alternative request of the homeowners to construct a sign stating that the "the road is not maintained in winter" on a motion by Dennis Stowell. Second was by Gene Roundy. Voting Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

SUU CONVENTION CENTER/TOWN SQUARE BOARD APPOINTMENT :

Lois Bulloch was appointed as the County representative to the SUU/ Town Square Board on a motion by Dennis Stowell. Second was by Gene Roundy. Voting: Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

SOUTHWEST MENTAL HEALTH :

Gene Roundy reported that the annual independent audit of Southwest Center was completed and reported at the December, 1999 meeting of the Center's Authority Board by a representative of the firm of Hafen, Buckner, Everett and Graff. No significant exceptions or problems were identified in the report. Commissioner Roundy passed out copies of the report to Commissioners. Any concerns or questions that arise should be discussed with Commissioner Roundy.

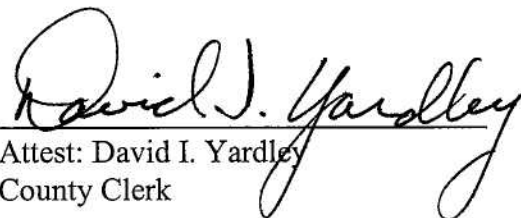
FINANCIAL CONSULTING CONTRACT APPROVAL :

A contract for financial consulting services between Iron County and Lewis Young Robertson & Burningham, Inc. for service rendered in the Midvalley Estates SID financing was reviewed and approved on a motion by Gene Roundy. Second was by Dennis Stowell. Voting Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

APPROVAL OF WARRANTS & ADJOURN :

After the bills were reviewed and approved or rejected, the meeting was adjourned at 3:00 p.m. on a motion by Gene Roundy. Second was by Dennis Stowell. Voting Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.


Signed: Lois L. Bulloch, Chairman


Attest: David I. Yardley
County Clerk

IRON COUNTY COMMISSION MEETING
February 14, 2000

Minutes of the Iron County Commission meeting convened at 9:00 a.m. February 14, 2000 in Commission Chambers at the Iron County Courthouse, Parowan, Utah.

Officers in attendance included:

Lois L. Bulloch	Commission Chairman
Dennis E. Stowell	Commissioner
Gene E. Roundy	Commissioner
Scott M. Burns	County Attorney
David I. Yardley	County Clerk

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PLEDGE OF ALLEGIANCE :

Those assembled were led in the pledge of allegiance by Dennis Stowell.

APPROVAL OF MINUTES - January 24, 2000 :

Minutes of the Iron County Commission meeting held January 24, 2000 were approved as amended on a motion by Dennis Stowell. Second was by Gene Roundy. Voting: Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

ELECTED OFFICIALS REPORTS :

Gene Roundy discussed a well agreement with the Iron County School District to acquire a small piece of land surrounding the well located near the community center in Beryl. The parcel would be sufficient to allow repair equipment access to the well in case of problems. Iron County already owns water rights in the well. Gene Roundy made a motion to approve the agreement and to authorize the Chair to sign the agreement. Second was by Dennis Stowell. Voting: Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

The Commission discussed their trip to Washington D.C. in regard to the Spaceport

proposal in Beaver County. The talks were very productive and it appears that this site is one of the top proposed sites in the U.S. The next step is to provide a fly over safety report which is estimated to cost \$30,000 to complete. The Spaceport group is also requesting funding from the Legislature to further to help with the application and approval process for this industry to locate in Utah.

Dennis Stowell discussed a proposed fire suppression agreement that was presented by the Utah State Forestry, Fire, and Lands department. At the time it was presented, the commission did not take action and since the commission has changed, David Yardley was requested to contact Ron Larsen to come and make a presentation on this program.

Scott Burns reported that his office was working on a coordinated personnel policy for the jail to eliminate conflicts of interpretation. His office is also working a proposal to bill insurance companies for extrication procedure in automobile accidents for non-county residents.

Lois Bulloch reported that an invitation has been received to participate in Utah Girls State to be held at SUU on June 7, 2000. Elected officials will discuss with participants their office and answer questions about government service.

Lois also reported that a meeting of the Republican Party Central Committee has been scheduled for Tuesday, February 15 to review candidates and make recommendations for a replacement for the office of Recorder/Surveyor. The meeting is to be held in the Sharwan Smith center.

PAYMENT IN LIEU OF TAXES - DIVISION OF WILDLIFE RESOURCES :

Nile Sorensen, representing the Division of Wildlife Resources presented a check to the Commission for payment in lieu of taxes on property owned by the State DWR and used as wildlife habitat. The payment for 1999 was \$2,510.24.

ADOPT A HIGHWAY PROGRAM :

A proposal to approve an adopt a highway program for County roads to be modeled after the Utah Department of Transportation was approved on a motion by Gene Roundy. Second was by Dennis Stowell. Voting: Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

SOLID WASTE & LANDFILL FEES :

Alan Wade, landfill supervisor, came before the Commission to discuss the problem of travel trailers being parked on vacant land within the County. Many of these trailers are placed on lots without any permits and the occupants use existing trash collection and landfill service without any payment being received by the County. Alan suggested that the Iron County Special Service District # 3 place a fee or tax on all parcels of property within the County to make sure that no one escaped paying for garbage service. Scott Burns questioned the feasibility of a County wide fee for collection when municipalities are also collecting fees for that same service. He also suggested that part of the problem may be with tourists using garbage cans placed along major roads.

The matter was taken under advisement and alternatives will be explored. It was also suggested that further study needs to be done to determine the extent of the problem.

PERSONNEL - EXECUTIVE SESSION :

Dennis Stowell made a motion to convene in executive session to discuss personnel items. Second was by Gene Roundy. Voting: Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

After reconvening in open session the following action was taken:

A motion was made by Gene Roundy to authorize a lateral transfer of vacation time to be earned by Scott Nelson to reflect his years of service in the School District. Scott is to be paid for all earned vacation prior to January 1, 2000. Second was by Dennis Stowell. Voting: Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

A motion to approve extended sick leave for surgery for Brent Whittikend was made by Gene Roundy. Second was by Dennis Stowell. Voting: Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

Dennis Stowell made a motion to approve the hiring of Cheyenne Harris as a secretary at the County Attorney's Office. Second was by Gene Roundy. Voting: Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

PERSONNEL POLICY AMENDMENTS :

A motion was made by Dennis Stowell to adopt amendments to the personnel policy as follows.

(G) Pay Day

Employees are paid semi-monthly. The payroll shall be calculated and distributed based upon the requirements of the direct-deposit program. Employees choosing direct deposit will have their wages deposited into the bank account of their choice on the fifteenth and the last day of the month. If this day occurs on a weekend, the funds shall be available in the account on the Friday preceding. All checks will be distributed after three o'clock p.m. on the fifteenth and the last day of the month. If this day occurs on a weekend, the funds shall be distributed on the Friday preceding.

Section 3 Paragraph B. (Evaluations)

Upon receiving the employee's evaluation, the Iron County Auditor's Office shall file the evaluation in the employee's personal file for future reference. One six (6) month extension of an employee's "probationary status" may be granted upon approval of the department head and the Iron County Commission. If the supervisor either denies the step or postpones it to allow the employee to bring his/her performance up to a satisfactory level the evaluation form signed by both supervisor and employee shall be forwarded to the Auditor's Office stating the period agreed upon in the case of a postponement and the problems with the employee's performance.

Section 3 Paragraph C. (Salary Advancement)

This Paragraph is deleted which explains and authorizes two (2) step increases. All subsequent paragraphs are renumbered to reflect this change.

Second was by Gene Roundy. Voting Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

PATRICK MURPHY - SOLID WASTE BILLING APPEAL :

Patrick Murphy and Dorothy Murphy came before the Commission to protest their bill for landfill and solid waste pickup service provided to their residence in Cedar Valley. They explained that this was a second home and that it was not used on a regular basis. They requested that they be exempted from paying for services they seldom if ever use.

The Commission explained that every habitable residence in the County is assessed a landfill charge of \$3.00 per month. Also where service is provided, a fee for collection is also assessed. As service is provided, there is not a provision to exempt a residence because they choose not to use the service. Their appeal was denied.

THREE PEAKS USE REQUEST - FLOREN OWENS :

Mr. Floren Owens requested the use and reservation of the Three Peaks Recreation area for the weekend of September 23, 2000. This will be the site of the 26th anniversary of the Wasatch Trials Association on the rocks at three peaks. Gene Roundy made a motion to approve the reservation of the three peaks area on September 23 as requested. Second was by Dennis Stowell. Voting Lois L. Bulloch, Aye; Dennis Stowell, Aye: Gene Roundy, Aye.

STATE TAX COMMISSION :

Lee Brenan, Ron Towe and Perry Nielsen representing the State Tax Commission informed the Commission that they were conducting an audit of the property tax system in each of the Counties. They are comparing our procedure with the procedure outlined in the Standards of Practice and Procedure. The purpose of the audit is to insure compliance and to amend the Standards manual where needed to make it more efficient. A report will be submitted to the County at a future date.

CIVIL AIR PATROL LETTER :

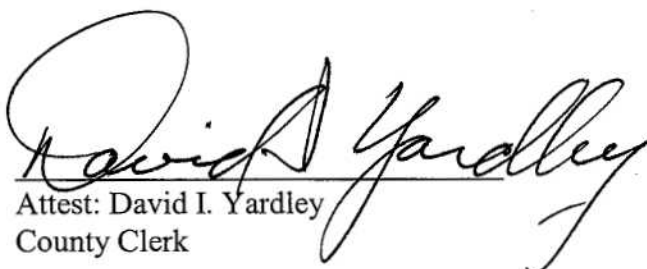
A former member of the Civil Air Patrol unit in Cedar City wrote a letter to the Commission requesting that the County intervene and replace the existing Commander. He explained that the commander is abusive and has caused such a disruption that it is impossible to function properly. He also requested that county funding be withheld until the commander is replaced.

The Commission determined that this is out of their jurisdiction and recommended that the Clerk write a letter to the State CAP with these concerns.

APPROVAL OF WARRANTS & ADJOURN :

After the bills were reviewed and approved or rejected, the meeting was adjourned at p.m. on a motion by Gene Roundy. Second was by Dennis Stowell. Voting Lois L. Bulloch, Aye; Dennis Stowell, Aye: Gene Roundy, Aye.


Signed: Lois L. Bulloch, Chairman


Attest: David I. Yardley
County Clerk

**IRON COUNTY COMMISSION MEETING
February 28, 2000**

Minutes of the Iron County Commission meeting convened at 9:00 a.m. February 28, 2000 in Commission Chambers at the Iron County Courthouse, Parowan, Utah.

Officers in attendance included:

Lois L. Bulloch	Commission Chairman
Dennis E. Stowell	Commissioner
Gene E. Roundy	Commissioner
Scott M. Burns	County Attorney
David I. Yardley	County Clerk

Also Present:

Dennis A. Lowder	County Auditor
Dennis W. Ayers	County Assessor
Dixie B. Matheson	County Recorder
Merna H. Mitchell	County Treasurer
David W. Benson	Sheriff

SYNOPSIS :

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PLEDGE OF ALLEGIANCE :

Those assembled were led in the pledge of allegiance by Dennis Lowder.

APPROVAL OF MINUTES - February 14, 2000 :

Minutes of the Iron County Commission meeting held February 14, 2000 were approved as amended on a motion by Gene Roundy. Second was by Dennis Stowell. Voting: Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

ELECTED OFFICIALS REPORTS :

Sheriff Benson reported on a program called Police Corps which will have trained officers to choose from in selecting new deputies. The people are college graduates, have passed POST training and have an additional four weeks of specialized training. The applicants would still be required to conform to the Merit Service selection process. Sheriff Benson felt this would be an advantage to law enforcement agencies to have this pool of trained officers to select from.

Merna Mitchell reported that Nicole Rosenberg has resigned as a Deputy Treasurer. Merna requested an in house transfer of Beniti Orton at a grade 7 Step 9 effective March 15, 2000. Dennis Stowell made a motion to approve the transfer and promotion. Second was by Gene Roundy. Voting Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

Dennis Ayers reported that Les Gale has passed the third section of his certification as an appraiser. He also has obtained the required Board of Realtors license. Les will be attending another certification class in Salt Lake during March 13 to 17.

Dennis Stowell reported that the Legislature has approved a bill in which the State of Utah will assume partial ownership of RS-2477 roads and on a state wide basis will attempt to litigate and settle RS-2477 issues. At the present time, the BLM does not fully recognize rights of way and for Counties to litigate to determine ownership would be cost prohibitive. 2.6 million dollars has been allocated for this project.

Lois Bulloch reported that the Town Hall Board has approved a job description for the Town Hall Manager. Room has been made available in the Sharwan Smith Center for office space for the manager until the project is completed. Dennis Stowell made a motion to approve the use of a portion of the Sharwan Smith Center as requested. Second was by Gene Roundy. Voting Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

Lois also requested that the Daily News run a story on the restrictions on household pets in residential areas of the County. Donna Brown, Daily News reporter suggested that it may be better for a county official to write a guest editorial for publication. Scott Burns said that he would draft an article for the paper.

RECORDER/SURVEYOR APPOINTMENT :

The Republican Party submitted three names for consideration to be appointed to the office of Recorder/Surveyor to fill the unexpired term of Dixie Matheson. The appointment will be until the first Monday in January, 2001. The names submitted included: Patsy Cutler, Steve Platt and Deborah B. Johnson. After reviewing the comments by the candidates and the requirements of the office, Dennis Stowell made a motion to appoint Patsy Cutler as the Iron County Recorder/Surveyor effective on the retirement date of Dixie Matheson. Second was by Gene Roundy. Voting Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

STATE LANDS AND FORESTRY - LEGACY FOREST :

Ann Price, Dell Dairyimple, Kevin Wells and Ron Larsen representing State Lands and Forestry came before the Commission to explain the Legacy Forest Program. The Legacy Forest program is set up to assist private land owners in managing their land. The program allows owners to establish perpetual conservation easements to keep the land in uses as they would like. At the present time, they are working on an owner in the Panguitch Lake area on a tract of 930 acres. The program is voluntary, flexible and permanent.

STATE LANDS AND FORESTRY - FIRE IMPACT FUND :

Dell Dairyimple explained the fire suppression impact fund that counties are participating in. At the current time 17 counties participate. The fund was established two years ago and in order to participate, Iron County would be required to pay the assessment for those two years. Iron County's assessment would be \$150,000.

The fund was established to help pay for wild land fires in the County. Funding could also be used to fund projects such as fire breaks around remote subdivisions. Since this project has not been budgeted, the matter was tabled for further discussion with the Auditor.

PERSONNEL - EXECUTIVE SESSION :

Gene Roundy made a motion to convene in executive session to discuss personnel items. Second was by Dennis Stowell. Voting Lois L. Bulloch, Aye; Dennis Stowell, Aye: Gene Roundy, Aye.

After reconvening in open session the following action was taken:

Gene Roundy made a motion to approve an additional two step increase to Grade 7 Step 5 for Mary Watson to adjust for prior experience that was not credited when she was hired. Also her request was submitted during mid year and was tabled until her review date. Second was by Dennis Stowell. Voting Lois L. Bulloch, Aye; Dennis Stowell, Aye: Gene Roundy, Aye.

Gene Roundy made a motion to deny the request for years of service credit for Neal Lewis when he transferred from a custodian to a landfill worker. Second was by Dennis Stowell. Voting Lois L. Bulloch, Aye; Dennis Stowell, Aye: Gene Roundy, Aye.

Gene Roundy made a motion to approve extended sick leave for Robert Madrid to recuperate from back surgery. Second was by Dennis Stowell. Voting Lois L. Bulloch, Aye; Dennis Stowell, Aye: Gene Roundy, Aye.

Gene Roundy made a motion to authorize the landfill supervisor to hire from the existing roster or to re advertise for the position of landfill worker to fill a position at the Parowan dump site. Second was by Dennis Stowell. Voting Lois L. Bulloch, Aye; Dennis Stowell, Aye: Gene Roundy, Aye.

AFFORDABLE HOUSING PLAN :

A draft affordable housing plan was reviewed by the Commission. Because there was not sufficient information to complete the plan, it was referred to Reid Erickson and Heidi Miller to complete the studies. They will return and present the completed draft for approval at a later date.

BID OPENING - CRUSHED GRAVEL - PAROWAN :

Bids were opened for crushing gravel in the Iron County pit located on 300 East in Parowan. Bid results are as follows:

Henrie's Earth Moving, Inc.	\$3.46 / YD	\$51,900
Ashdown's	\$8.95 / YD	\$134,250
Mel Clark	\$4.09 / YD	\$61,350
Progressive	\$3.89 / YD	\$58,350
Sunroc	\$4.75 / YD	\$71,250

Dennis Stowell made a motion to accept the bids and refer them to the Engineer for review. If all is in order, the low bid of Henrie's Earth Moving Inc. is approved and signatures authorized. Second was by Gene Roundy. Voting Lois L. Bulloch, Aye; Dennis Stowell, Aye: Gene Roundy, Aye.

BID OPENING - GRAVEL CHIPS - CEDAR CITY :

Bids were opened for providing gravel chips for use in chip sealing on County Roads. Chips are to be available in Cedar City. Bids were received as follows:

Western Rock	\$8.00 / Ton	\$52,000
Sunroc	\$8.50 / Ton	\$55,250
Ashdown's	\$9.90 / Ton	\$64,350

Dennis Stowell made a motion to accept the bids and refer them to the Engineer for review. If all is in order, the low bid of Western Rock, Cedar City is approved and signatures authorized. Second was by Gene Roundy. Voting Lois L. Bulloch, Aye; Dennis Stowell, Aye: Gene Roundy, Aye.

INTERLOCAL AGREEMENT - PAROWAN LANDFILL :

An interlocal agreement between Iron County and Parowan City for the operation of the landfill at Parowan was approved as amended and Lois Bulloch was authorized to sign in behalf of Iron County on a motion by Gene Roundy. Second by Dennis Stowell. Voting Lois L. Bulloch, Aye; Dennis Stowell, Aye: Gene Roundy, Aye.

INTERLOCAL AGREEMENT - SUPAC :

A memorandum of cooperation for the Southwest Utah Intergovernmental Planning Process (SUPAC) was approved and Dennis Stowell, the Iron County representative of SUPAC was authorized to sign the agreement on a motion by Dennis Stowell. Second was by Gene Roundy. Voting Lois L. Bulloch, Aye; Dennis Stowell, Aye: Gene Roundy, Aye.

EXECUTIVE SESSION - PERSONNEL :

Gene Roundy made a motion to convene in executive session to discuss a personnel matter. Second was by Dennis Stowell. Voting Lois L. Bulloch, Aye; Dennis Stowell, Aye: Gene Roundy, Aye.

After reconvening in open session the Commission reported that no action had been taken on a report regarding policies and procedures in a County Department.

PERSONNEL - DATA PROCESSING :

The Commission interviewed Scott Maxwell for the position of Data Processing Coordinator to replace Doug Wilson. Scott has been working as the GIS specialist and has been involved in the department for over a year.

Dennis Stowell made a motion to promote Scott Maxwell to System Administrator at a Grade 16 Step 5 effective February 21, 2000. Second was by Gene Roundy. Voting Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

DRIFTWOOD LANE REALIGNMENT :

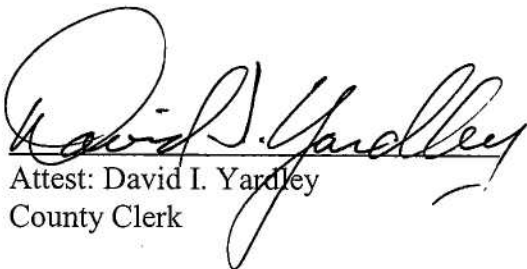
The Commission discussed a proposed realignment of Driftwood Lane. Enoch City has proposed that Driftwood be improved and chip sealed from Enoch City boundary to Midvalley Road. As the roads do not line up, a curve needs to be installed. The adjacent property owners are in favor of the realignment and have signed a letter of consent. The Commission took the matter under advisement for an opinion from the County Attorney on the procedure to vacate the existing road.

APPROVAL OF WARRANTS & ADJOURN :

After the bills were reviewed and approved or rejected, the meeting was adjourned at 5:15 p.m. on a motion by Gene Roundy. Second was by Dennis Stowell. Voting Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.



Signed: Lois L. Bulloch, Chairman




Attest: David I. Yardley
County Clerk

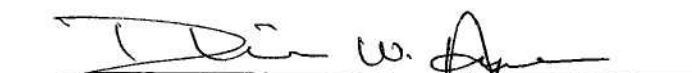
REPORT OF CANVASS
2000 WESTERN PRESIDENTIAL PRIMARY


Under the date of March 16, 2000, the Elected Officials of Iron County, acting as a Board of County Canvassers, either in person or by delegate, made an examination of the Election Returns as submitted by the Election Judges of the various voting districts and as tabulated by the County Clerks Office, covering the Primary Elections held March 10, 2000. This canvass was held in the County Clerks Office in the Iron County Courthouse with David I. Yardley, County Clerk, Dennis W. Ayers, County Assessor and Dennis A. Lowder, County Auditor present.

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

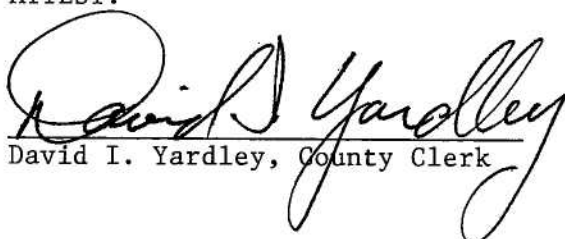
Furthermore, that an abstract of the results covering candidates, and propositions, etc., of greater than local concern, be submitted to the Lieutenant Governor for use in making the State Canvass.


Lois L. Bulloch, Chairman


Dennis W. Ayers, Assessor


Dennis A. Lowder, Auditor


ATTEST:


David I. Yardley, County Clerk

STATE OF UTAH)
COUNTY OF IRON)

I, David I. Yardley, County Clerk of Iron County, do hereby certify that the foregoing is a true and correct abstract of the statement of vote of this county at the **Presidential Primary Election** held in Iron County on March 10, 2000 as made out and entered upon the record of the Board of County Canvassers, so far as the same relates to the offices and propositions named.

Dated: March 16, 2000


David I. Yardley
Iron County Clerk

(Seal)



UMULATIVE
9:04am Mar 21 2000

Iron County
Utah Presidential Primary
March 10, 2000

Iron County		
Precincts Counted	19	100.00%
Registered Voters	16,210	100.00%
Ballots Cast	2,221	13.70%
For Republican President		
Gary Bauer	10	0.51%
George W. Bush	1,271	64.88%
Steve Forbes	23	1.17%
Alan Keyes	406	20.72%
John McCain	249	12.71%
For Democratic President		
Bill Bradley	57	26.15%
Al Gore	161	73.85%
For Independent-American President		
Earl F. Dodge	7	22.58%
Howard Phillips	24	77.42%

Iron County		
Precincts Counted	19	100.00%
Registered Voters	16,210	100.00%
Ballots Cast	2,221	13.70%

Precinct	Reg	Blts	%Trn
PAG	291	78	26.80
PAR	1579	282	17.86
ENO	1671	281	16.82
CC1	837	101	12.07
CC2	1130	147	13.01
CC3	980	122	12.45
CC4	2020	179	8.86
CC5	1027	93	9.06
CC6	1110	121	10.90
CC7	703	85	12.09
CC8	1118	123	11.00
CC9	1132	133	11.75
CC10	1618	230	14.22
BH	156	30	19.23
SUM	125	43	34.40
KAN	229	48	20.96
NC	150	62	41.33
BER	284	39	13.73
MOD	41	15	36.59
AVTR	9	9	100.00
EMER	0	0	0.00

For Republican President			
A.	Gary Bauer	10	0.51%
B.	George W. Bush	1,271	64.88%
C.	Steve Forbes	23	1.17%

Precinct	A.	%A.	B.	%B.	C.	%C.
PAG	0	0.00	49	72.06	1	1.47
PAR	3	1.19	157	62.06	0	0.00
ENO	1	0.40	159	63.86	2	0.80
CC1	0	0.00	53	57.61	1	1.09
CC2	1	0.81	76	61.29	1	0.81
CC3	1	0.98	65	63.73	3	2.94
CC4	2	1.21	106	64.24	2	1.21
CC5	0	0.00	65	75.58	2	2.33
CC6	0	0.00	67	61.47	1	0.92
CC7	0	0.00	55	75.34	1	1.37
CC8	0	0.00	83	73.45	0	0.00
CC9	0	0.00	70	62.50	0	0.00
CC10	1	0.48	137	66.18	2	0.97
BH	0	0.00	13	56.52	0	0.00
SUM	0	0.00	28	66.67	3	7.14
KAN	0	0.00	22	62.86	1	2.86
NC	0	0.00	43	71.67	3	5.00
BER	0	0.00	19	61.29	0	0.00
MOD	1	12.50	1	12.50	0	0.00
AVTR	0	0.00	3	42.86	0	0.00
EMER	0	0.00	0	0.00	0	0.00

A.	Alan Keyes	406	20.72%
B.	John McCain	249	12.71%

Precinct	A.	%A.	B.	%B.
PAG	10	14.71	8	11.76
PAR	53	20.95	40	15.81
ENO	63	25.30	24	9.64
CC1	26	28.26	12	13.04
CC2	21	16.94	25	20.16
CC3	24	23.53	9	8.82
CC4	40	24.24	15	9.09
CC5	15	17.44	4	4.65
CC6	16	14.68	25	22.94
CC7	12	16.44	5	6.85
CC8	17	15.04	13	11.50
CC9	27	24.11	15	13.39
CC10	43	20.77	24	11.59
BH	5	21.74	5	21.74
SUM	7	16.67	4	9.52
KAN	3	8.57	9	25.71
NC	10	16.67	4	6.67
BER	7	22.58	5	16.13
MOD	6	75.00	0	0.00
AVTR	1	14.29	3	42.86
EMER	0	0.00	0	0.00

For Democratic President

A.	Bill Bradley	57	26.15%
B.	Al Gore	161	73.85%

Precinct	A.	%A.	B.	%B.
PAG	4	40.00	6	60.00
PAR	2	8.33	22	91.67
ENO	7	31.82	15	68.18
CC1	1	14.29	6	85.71
CC2	3	18.75	13	81.25
CC3	4	25.00	12	75.00
CC4	3	30.00	7	70.00
CC5	1	33.33	2	66.67
CC6	6	54.55	5	45.45
CC7	5	50.00	5	50.00
CC8	1	11.11	8	88.89
CC9	5	23.81	16	76.19
CC10	6	28.57	15	71.43
BH	2	28.57	5	71.43
SUM	1	100.00	0	0.00
KAN	1	7.69	12	92.31
NC	0	0.00	2	100.00
BER	0	0.00	6	100.00
MOD	5	71.43	2	28.57
AVTR	0	0.00	2	100.00
EMER	0	0.00	0	0.00

For Independent-American President

A.	Earl F. Dodge	7	22.58%
B.	Howard Phillips	24	77.42%

Precinct	A.	%A.	B.	%B.
PAG	0	0.00	0	0.00
PAR	0	0.00	5	100.00
ENO	2	28.57	5	71.43
CC1	1	50.00	1	50.00
CC2	2	50.00	2	50.00
CC3	2	66.67	1	33.33
CC4	0	0.00	3	100.00
CC5	0	0.00	2	100.00
CC6	0	0.00	0	0.00
CC7	0	0.00	0	0.00
CC8	0	0.00	1	100.00
CC9	0	0.00	0	0.00
CC10	0	0.00	2	100.00
BH	0	0.00	0	0.00
SUM	0	0.00	0	0.00
KAN	0	0.00	0	0.00
NC	0	0.00	0	0.00
BER	0	0.00	2	100.00
MOD	0	0.00	0	0.00
AVTR	0	0.00	0	0.00
EMER	0	0.00	0	0.00

IRON COUNTY COMMISSION MEETING
March 13, 2000

Minutes of the Iron County Commission meeting convened at 9:00 a.m. March 13, 2000 in Commission Chambers at the Iron County Courthouse, Parowan, Utah.

Officers in attendance included:

Lois L. Bulloch	Commission Chairman
Dennis E. Stowell	Commissioner
Gene E. Roundy	Commissioner
Scott M. Burns	County Attorney
David I. Yardley	County Clerk

SYNOPSIS :

APPROVAL OF WARRANTS & ADJOURN	3
BID OPENING - CRUSHED GRAVEL - CEDAR CITY	3
CEDAR TRAP CLUB LEASE AGREEMENT	2
CONSULTANT INTERVIEWS	3
ELECTED OFFICIALS REPORTS	1
Dennis Stowell	1
Gene Roundy	1
Scott Burns	1
FUNDING REQUEST - CLAYTON FREHNER	2
PERSONNEL - EXECUTIVE SESSION	2
Chad Nay	2
Debbie Johnson	2
Erik Jorgensen	3
Ken Davis	2
Lorraine Olsen	2
Shanna Benson	2
PLEDGE OF ALLEGIANCE	1
PUBLIC SAFETY DISPATCH CENTER	2

PLEDGE OF ALLEGIANCE :

Those assembled were led in the pledge of allegiance by David Yardley.

ELECTED OFFICIALS REPORTS :

Gene Roundy reported that plans were moving forward on the improvements at the shooting range. He reported that Alan Wade has asked if it would be permissible to use the new landfill caterpillar to clear the area for the range. He was concerned with using landfill equipment for this project. The Commission was not opposed to using county equipment since this is a county project.

Dennis Stowell discussed the proposed youth in custody home in Parowan valley. The ordinance the County agreed to adopt has not been passed at this time. The Commission asked that this matter be placed on the next agenda for action.

Scott Burns reported that he had arranged a meeting with Cedar City regarding weed control within Cedar City boundaries. The meeting is scheduled for 1:30 p.m. today in Cedar

City. He asked that he and Commissioner Stowell be excused to attend this meeting.

PUBLIC SAFETY DISPATCH CENTER :

Linda Petty and Ron Johnson met with the Commission to discuss a proposed addition to the ambulance garage project. The proposal would provide the additional space needed for the Highway Patrol and the Dispatch Center. Linda reported that in meetings with Doug Fullmer, DFCM and Carol Groustra, Public Safety Dispatch that funding was not provided in this legislative session to make a move possible for the Highway Patrol. Also, the dispatch center does not have lease money in their budget. This would make moving to a new center impossible unless the County is willing to pick up the additional cost for the dispatch center rent. The matter was tabled to gather more information on funding sources and the rent problem.

CEDAR TRAP CLUB LEASE AGREEMENT :

Jack Matheson, representing the Cedar Trap Club came before the Commission to discuss the continued operation of the trap range. There was a lease for one year in 1987 that was never renewed, however the County has not objected to the current use. After reviewing the old lease and proposals for improvements, Gene Roundy made a motion to approve a lease to the Cedar Trap Club for operation of the Trap Range for a term of five years. Second was by Dennis Stowell. Voting Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye. Lois Bulloch and Jack Matheson then signed the lease.

FUNDING REQUEST - CLAYTON FREHNER :

Clayton Frehner, representing Southern Utah University, came before the Commission to request Iron County to donate funds for a "Legacy Scholarship." He suggested a perpetual scholarship of \$25,000. The Commission explained that we were just starting the budget year and funding for this type of project was not included. Also the Commission questioned whether it would be legal for the County to donate taxpayer funds for scholarships.

The Commission denied the request at this time and asked Scott Burns to research and give a legal opinion on whether such a gift would be an acceptable use of taxpayer funds.

PERSONNEL - EXECUTIVE SESSION :

Gene Roundy made a motion to convene in executive session to discuss personnel matters. Second was by Dennis Stowell. Voting Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

After reconvening in open session, Dennis Stowell made a motion to appoint Debbie Johnson as Chief Deputy Recorder/Surveyor effective April 15. Also to approve the promotion from part time to full time Deputy Recorder/Surveyor, Shanna Benson effective April 15. Second was by Gene Roundy. Voting Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

Gene Roundy made a motion to approve the appointment of Ken Davis and Lorraine Olsen to the Personnel Advisory Board. Second was by Dennis Stowell. Voting Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

Dennis Stowell made a motion to allow Chad Nay the time needed to be on the

Professional Licensing Board for Building Inspectors. Second was by Gene Roundy. Voting Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

Dennis Stowell made a motion to approve Erik Jorgensen as a full time employee as a GIS specialist. Second was by Gene Roundy. Voting Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

BID OPENING - CRUSHED GRAVEL - CEDAR CITY :

Bids for untreated base course gravel in Cedar City were opened as advertised. Three firms submitted bids with the following results:

Ashdown	\$2.95 per yard
Sunroc	\$3.00 per yard
Western Rock	\$3.50 per yard

Gene Roundy made a motion to take the bids under advisement for verification and if all required documentation is present, to authorize the award of the bid to the low bid. Second was by Lois Bulloch. Voting Lois L. Bulloch, Aye; Gene Roundy, Aye; Dennis Stowell was not present and did not vote.

CONSULTANT INTERVIEWS :

The Commission conducted interviews of three firms for selection of the environmental consultant on the SR-56 to Kanarraville exit road project. The three firms are on the Utah Department of Transportation approved list of consultants.

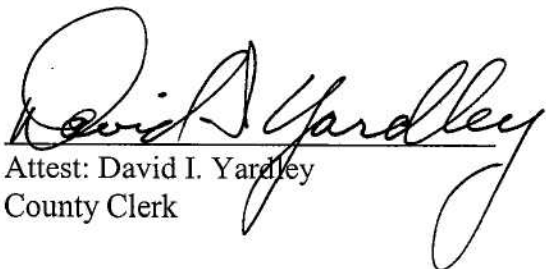
Companies interviewed included: The Sear Brown Group; Bio-West, Inc. and CH2M Hill. After listening to their presentation and reviewing their qualifications, the Commission selected CH2M Hill as the consultant on a motion by Gene Roundy. Second was by Lois Bulloch. Voting Lois L. Bulloch, Aye; Gene Roundy, Aye; Dennis Stowell was not present and did not vote.

APPROVAL OF WARRANTS & ADJOURN :

After the bills were reviewed and approved or rejected, the meeting was adjourned at 3:00 p.m. on a motion by Gene Roundy. Second was by Dennis Stowell. Voting Lois L. Bulloch, Aye; Gene Roundy, Aye; Dennis Stowell was not present and did not vote.



Signed: Lois L. Bulloch, Chairman



Attest: David I. Yardley
County Clerk

IRON COUNTY COMMISSION MEETING

March 28, 2000

Minutes of the Iron County Commission meeting convened at 9:00 a.m. March 28, 2000
in Commission Chambers at the Iron County Courthouse, Parowan, Utah.

Officers in attendance included:

Lois L. Bulloch	Commission Chairman
Dennis E. Stowell	Commissioner
Gene E. Roundy	Commissioner
David Doxey	Asst. County Attorney
David I. Yardley	County Clerk

Also Present:

Dennis A. Lowder	County Auditor
Dennis W. Ayers	County Assessor
Dixie B. Matheson	County Recorder
Merna H. Mitchell	County Treasurer
David W. Benson	County Sheriff
Scott Maxwell	Data Processing

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PLEDGE OF ALLEGIANCE :

Those assembled were led in the pledge of allegiance by Merna Mitchell.

APPROVAL OF MINUTES - FEBRUARY 28, 2000 :

Minutes of the Iron County Commission meeting held February 28, 2000 were approved as amended on a motion by Dennis Stowell. Second was by Lois Bulloch. Voting: Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, not present and did not vote.

APPROVAL OF MINUTES - MARCH 13, 2000 :

Minutes of the Iron County Commission meeting held March 13, 2000 were approved as amended on a motion by Dennis Stowell. Second was by Lois Bulloch. Voting: Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, not present and did not vote.

ELECTED OFFICIALS REPORTS :

Gene Roundy reported that work was proceeding on the development of the shooting range. The area is being surveyed and the work crew from the jail will be installing the fence around the facility.

Dennis Stowell reported that he has been in contact with Circle 4 Farms regarding the improvement of a bout three miles of road into Iron County. This would be in conjunction with and an extension of the road improvement project from Beaver County to the Blue Knoll farms.

Lois Bulloch reported that the Planning Commission is working on the draft of the Subdivision ordinance amendment. The subdivision ordinance will be discussed at the Planning Commission on April 13. She encouraged all of the Commissioners to review the draft and make recommended amendments. This meeting is scheduled during the UAC spring conference so the elected officials will not be able to attend.

Sheriff Benson reported that the State has just completed their annual Jail inspection. The Iron County/Utah State Correction Facility passed as the top rated jail in the State. David Yardley was asked to draft a letter to the Iron County/Utah State Correction Facility in behalf of the Commission complimenting them on this accomplishment.

Merna Mitchell reported that she was finalizing the 1999 collection report to the State Tax Commission. Iron County collected \$17,166,000 in taxes in 1999. Iron County's portion of the tax is approximately \$2,300,000.

Dixie Matheson reported that she attended the NACRC convention in Washington DC. The conference focused on electronic commerce and standardizing forms throughout the country. Also the process of attaching digital signatures and the need for notarization was also discussed.

Dennis Lowder reported that he had met with Ron Larsen and Dell Dairyimple to discuss funding of the fire suppression program for wild fires. He explained that to participate Iron County would be required to pay an additional \$140,000 total for two years past assessments.

Dennis Ayers reported that State Tax Appeals of valuation would be held on March 29 in Parowan. Dennis also reported that the 2000 tax assessment was being prepared and should be finished on schedule.

Chad Nay presented a draft copy of the proposed subdivision ordinance that is being

reviewed by the Planning Commission. He encouraged the Commissioners to review the ordinance and to recommend any changes they feel necessary.

SUU FUNDING OPINION :

The Commission reviewed an opinion issued by the Iron County Attorney regarding the funding of a donation of \$25,000 annually for SUU. The opinion dated March 17, 2000 reads as follows:

“Pursuant to your request of March 13, 2000, regarding the above referenced issue, please be advised that it is my opinion that **Iron County cannot lawfully transfer said sums to SUU.** My opinion (in a “nutshell”) is based upon the Utah Supreme Court case entitled *Salt Lake County Commission, et al. v. Salt Lake County Attorney Douglas R. Short, et al.* 375 Utah Adv. Rep. 7 (1999) wherein the Utah Supreme Court held that “public property/money is held in trust for the public and may not be disposed of other than “in good faith and for adequate consideration.” Further, the Court stated that adequate consideration means that the local government must show that there is a clear “present benefit that reflects . . . fair market value” for whatever is given by the local government. Finally, and most relevant, the Court stated that “for any disposition of public money or property to pass legal muster, **it must be shown that the public entity has received fair market value in exchange, and, in a transaction, each year’s exchange must meet that standard independent of every other year.**” The standard, therefore, is present benefit that reflects fair market value for what was given.”

“With the foregoing in mind, and pursuant to my interpretation of the law and precedent setting case set forth above, the Iron County Commission ought not appropriate funds to Southern Utah University as the same would be charitable, or pursuant to good will, and not an exchange wherein Iron County received fair market value for said transaction.”

TAX EXEMPTIONS - CHARITABLE - RELIGIOUS :

Claire Dalton and Christene Keene presented the charitable, and religious organizations that have applied for tax exemption as allowed by law. Claire reviewed each new application with the Commission. Gene Roundy made a motion to approve the tax exemptions as presented with the exception of Intermountain Health Care which is subject to approval of the County Attorney. Second was by Dennis Stowell. Voting Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

YOUTH HOME ORDINANCE :

A proposed youth home ordinance which would amend the Land Management Code was referred to the Planning Commission for their review and recommendation.

PROPERTY REQUEST - DAVID ADAMS :

David Adams came before the Iron County Commission to request a release or sale of a county owned parcel sixty six feet wide located in the Southeast 1/4 of Section 22, Township 36 South, Range 11 West, SLB&M. Mr. Adams presented a preliminary development plat for the area that would require a portion of this property to be transferred to private ownership.

The County Commission was not opposed to the sale of the property and they explained

to Mr. Adams they were willing to work with him. The Commission requested an opinion from the County Attorney on the procedure to follow in the sale or vacating of this parcel.

PUBLIC HEARING - AGRICULTURAL PROTECTION AREA :

A public hearing was opened on a motion by Gene Roundy to receive comments on a proposed Agricultural Protection Area. Second by Dennis Stowell. Voting Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

David Yardley explained that Wood Farms Inc. has applied for an Agricultural Protection Area for their farming operation in the Parowan Valley. The Agricultural Board has recommended approval of the application. The Planning Commission has reviewed the application. A response has not been received by the County Clerk. Lois Bulloch reported that it was the recommendation of the Planning Commission that the application be approved. No comments were made in opposition to the proposed APA.

Dennis Stowell made a motion to approve the Agricultural Protection Area for Wood Farms Inc. and to file the appropriate notice in the Iron County Recorder's Office and with the Utah State Department of Agriculture. Second was by Gene Roundy. Voting Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

BERYL COMMUNITY CENTER :

The management of the Beryl Community Center was discussed. Access to the building and accounting of funds received for rent were discussed. It was also noted that the locks have been changed on the doors, however, keys have not been made available to the County.

Dennis Stowell will contact Tammy Boshardt and discuss these concerns. David Yardley will contact Tammy and provide her with use agreements for the use of the building. David will also coordinate the purchase of cleaning supplies for the building.

CONSULTING CONTRACT - UDOT :

A contract between Iron County and UDOT for preliminary design and environmental work on a road right of way from the Kanarraville exit to SR 56 was discussed. After review, Dennis Stowell made a motion to approve the contract without releasing the contract amounts due to on going negotiations with contractors. Second was by Gene Roundy. Voting Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

WEED SUPERVISOR :

John R. Williams and Chad Reid came before the Commission to request an increase in the hourly rate paid to the Weed Supervisor. They stated that the rate Washington County pays the weed supervisor is \$16.50 per hour. The Weed Board recommended that Mr. Williams be paid the same rate. Commissioner Roundy pointed out that none of the employees in Iron County are paid comparable to Washington County and he requested a comparison on the Iron County employee compensation plan. Claire Dalton later reported that the same formula used to establish County pay rates would place Mr. Williams at \$13.84 per hour.

Gene Roundy made a motion to authorize paying the Weed Supervisor \$14.00 per hour provided the department did not exceed it's budget. Second was by Dennis Stowell. Voting Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

MISS IRON COUNTY _____ :

Amber Hall, Miss Iron County 1999, and Alice Heidenricht, pageant coordinator, came before the Commission to request funding for the application fees and the tribute page in the Miss Utah Pageant program. Miss Iron County is as participant in the Miss Utah Pageant and in the past, the County has sponsored the page. Dennis Stowell made a motion to support Amber as Iron County's representative in the Miss Utah Pageant and to pay for the tribute page. Funds are included in the 2000 fair budget. Second was by Gene Roundy. Voting Lois L. Bulloch, Aye; Dennis Stowell, Aye: Gene Roundy, Aye.

PERSONNEL - EXECUTIVE SESSION _____ :

Gene Roundy made a motion to convene in executive session. Second was by Dennis Stowell. Voting Lois L. Bulloch, Aye; Dennis Stowell, Aye: Gene Roundy, Aye.

After reconvening in open session, Gene Roundy made a motion to approve hiring Cindy Bulloch as a Deputy Auditor at Grade 7 Step 3 effective April 1 and to approve hiring a part time person for Board of Equalization in the Auditor's office with that position to become a full time position October 1, 2000. Second was by Dennis Stowell. Voting Lois L. Bulloch, Aye; Dennis Stowell, Aye: Gene Roundy, Aye.

Gene Roundy made a motion to approve an increase in the budget for reimbursement to USU for salary increases for secretaries at the Extension Service. Second was by Dennis Stowell. Voting Lois L. Bulloch, Aye; Dennis Stowell, Aye: Gene Roundy, Aye.

PRAIRIE DOG DISCUSSION _____ :

Teresa Bonzo and Keith Day came before the Commission to discuss applications for prairie dog take. On a motion by Dennis Stowell, the Commission approved the take on a lot in the Enoch area by Joe Burgess of 1/2 prairie dog and the non permanent take of four animals at Canyon View High School. Second was by Gene Roundy. Voting Lois L. Bulloch, Aye; Dennis Stowell, Aye: Gene Roundy, Aye.

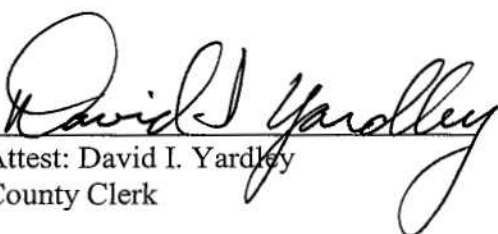
The Commission also approved the hiring of two people for summer employment as biologists as required under the HCP. Joel Diamond will return for a second year and a new employee is to be approved at a meeting to be held on April 3.

The Commission reviewed and made recommendations for amendments to flow charts which explain the permitting process. The charts will again be reviewed at the meeting with the Prairie Dog committee on April 3.

APPROVAL OF WARRANTS & ADJOURN _____ :

After the bills were reviewed and approved or rejected, the meeting was adjourned at p.m, on a motion by Dennis Stowell. Second was by Lois Bulloch. Voting Lois L. Bulloch, Aye; Dennis Stowell, Aye: Gene Roundy, not present.


Signed: Lois L. Bulloch, Chairman


Attest: David I. Yardley
County Clerk

IRON COUNTY COMMISSION MEETING
April 10, 2000

Minutes of the Iron County Commission meeting convened at 9:00 a.m. April 10, 2000 in Commission Chambers at the Iron County Courthouse, Parowan, Utah.

Officers in attendance included:

Lois L. Bulloch	Commission Chairman
Dennis E. Stowell	Commissioner
Gene E. Roundy	Commissioner
Scott M. Burns	County Attorney
David I. Yardley	County Clerk

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PLEDGE OF ALLEGIANCE :

Those assembled were led in the pledge of allegiance by Gene Roundy.

APPROVAL OF MINUTES - March 28, 2000 :

Minutes of the Iron County Commission meeting held March 28, 2000 were approved as amended on a motion by Gene Roundy. Second was by Dennis Stowell. Voting: Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

ELECTED OFFICIALS REPORTS :

Dennis Stowell discussed the Beryl Community Center. David Yardley reported that keys to the building have been submitted to the County Clerk's office. Also funds are being turned in to the Auditor's office for rent of the building. Tammy Bosshardt has also picked up cleaning supplies and is coordinating the use of the building through the County Clerk.

Dennis also discussed the problem with fire departments billing without accounting for the fires or the hours spent in fighting fires. In order to get a handle on costs, the Commission

may request that billing be done on an hourly basis at a set rate. This will be discussed further in negotiations with the Fire Departments.

Gene Roundy reported that he had been contacted by Stan Shakespeare to discuss the adopt-a-highway program. Mr. Shakespeare coordinates the Boy Scouts of America in the Cedar City area and they are proposing to rotate the cleanup of the Iron Springs road between scout troops. Gene was concerned with county liability in case of an accident. Scott Burns indicated that he could see no problem with the scouts participating in the program.

Gene also reported that the prison remodel is going well. All of the concrete floor removal for new conduit has been completed and no major problems were encountered. Gene also reported that a contract between Iron County and the State for the operation of the Correction Facility needs to be re-drafted. It should include language that the director will continue as a State employee for up to four years. Upon a change in the current director or at the completion of four years, the director will become a County employee. Scott Burns was requested to have an agreement for approval by the May 24 meeting.

Gene also reported that work was being done to design the shooting range to handle a 1,000 yard range, along with the shorter ranges. This may require an extension of the existing boundaries.

Scott Burns reported that he has attended a school for prosecuting attorneys in South Carolina. The training was very beneficial and was funded through a scholarship.

Lois Bulloch reported that R.L. Gardner was working on the Three Peaks area to get some concrete pads poured and some picnic tables for the area. He is coordinating the work with the BLM.

TAX ABATEMENT APPROVAL & SIGNATURES _____ :

Claire Dalton presented a final copy of the approved tax abatements for charitable and religious purposes for signature. Gene Roundy made a motion to approve the final list and to affirm the action taken on March 28, 2000 to not approve the tax exempt status for Intermountain Health Care for the year 2000 for IHC's failure to provide the required information which explains their qualifications for exemption. Scott Burns is authorized to draft a letter to IHC explaining why their tax exempt status was not approved and authorize signatures on the tax exempt list. Second was by Dennis Stowell. Voting Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

APPROVAL OF SALE OF 66 FOOT STRIP OF LAND _____ :

Sale of a 66 foot wide piece of land owned by Iron County was approved to David Adams, Adams Construction Inc. The property will be incorporated into a proposed subdivision plat within Cedar City boundaries. The sale will not limit access to any adjoining property and is not part of an existing road or subdivision.

Gene Roundy made the motion to approve the sale at fair market value for 1.02 acres at \$16,881.00. The County Clerk was authorized to issue a deed upon payment of the purchase price. Second was by Dennis Stowell. Voting Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

SUBDIVISION QUESTIONS - TAXING OF COMMON AREAS :

Dixie Matheson and Dennis Ayers discussed with the Commission a question that has been raised concerning some common area lots in existing subdivisions. Ownership shows in the name of the original developer and an interest was not transferred to the homeowners association.

The matter was referred to the County Attorney for his opinion on who should be taxed for the un-deeded parcels.

ZONE CHANGE - HAZEL RICE :

Hazel Rice, through Robert Platt, requested a zone change from A-20 to R-2 on the following described parcel:

The Northeast 1/4 of Sectional Lot 2, of Section 4, Township 35 South, Range 11 West, Salt Lake Base and Meridian.

The Planning and Zoning Commission have recommended approval of the proposed change and there has been no opposition from surrounding property owners. Gene Roundy made a motion to approve the zone change as requested. Second was by Dennis Stowell. Voting Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

SESQUICENTENNIAL CELEBRATION :

Todd Prince came before the Commission to discuss plans for the celebration of the Iron County Sesquicentennial Celebration at the Iron Mission State Park in 2001. Plans include grade school poster contests, special tours of historical sites in Iron County, art and photo exhibits, a wagon train re-enactment from Parowan to Cedar City and a special lecture series. Mr. Prince was referred to Commissioner Bulloch to co-ordinate activities.

PLANNING PROJECTS - REED ERICKSON :

Reed Erickson, Iron County Planner came before the Commission to outline some priorities on County planning projects. The priorities are as follows: 1. Land and Water Conservation fund grant project. 2. Affordable housing study. 3. County road access and permitting process. 4. General plan update. 5. Existing non-conforming lot development potential and impacts, alternatives and options.

Reed also outlined some of the projects he is working on in the municipalities in Iron County. Water and sewer projects have been given a priority in planing for future development in and around the cities.

UTAH SUMMER GAMES :

Brian Dangerfield and Steve Ahlgreen came before the Commission to explain plans for the up coming summer games. Plans are to add an extra weekend and include some extreme sports including skateboarding, motocross, inline skating, BMX racing, arm wrestling and 3 on 3 basketball. Since they will be separated from the rest of the games, it will not interfere with other official summer game activities. Mr. Dangerfield indicated that this could increase the summer games experience to out of state participants for these events.

Mr. Dangerfield and Mr. Ahlgreen were referred to the Transient Room Tax Board for their request for help in funding these activities.

PERSONNEL - PRAIRIE DOG BIOLOGISTS :

Claire Dalton presented the names of Joel Diamond and Anjanette Porter for approval as Prairie Dog Biologists for the 2000 season. Gene Roundy made a motion to approve the employment of Joel Diamond and Anjanette Porter as full time temporary employees. Second was by Dennis Stowell. Voting Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

PERSONNEL - EXECUTIVE SESSION :

Dennis Stowell made a motion to convene in executive session. Second was by Gene Roundy. Voting Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

After reconvening in open session the Commission reported that the building inspector's office would be advertising for a zoning officer to replace a building inspector. The personnel department was authorized to start advertising the position in accordance with County policy.

PAROWAN GAP - SAFETY PLAN :

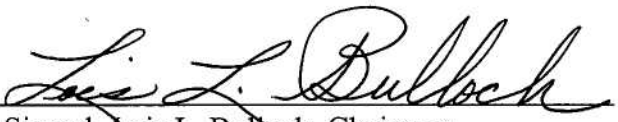
Steve Platt came before the Commission to discuss the safety plan for the Parowan Gap as presented to the Bureau of Land Management (BLM). The plan would include a walkway on both sides of the road and the installation of additional guard rail and cement barriers. Work in clearing of loose debris will be monitored by BLM archeologists. Steve was authorized to re-submit the plan with suggested changes for final approval.

MIDVALLEY ESTATES - ROAD QUESTION :

Steve Platt explained a problem with a road right of way in Midvalley Estates Subdivision Block 3 Unit 2 in which the road right of way is now 99 feet wide instead of the normal 66 feet. The problem arose when the street was improved and the road was straightened. Gene Roundy made a motion to authorize the process of abandoning the extra 33' of right of way along block 3, Unit 2. Second was by Dennis Stowell. Voting Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

APPROVAL OF WARRANTS & ADJOURN :

After the bills were reviewed and approved or rejected, the meeting was adjourned at 4:00 p.m. on a motion by Gene Roundy. Second was by Dennis Stowell. Voting Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.


Signed: Lois L. Bulloch, Chairman


Attest: David I. Yardley
County Clerk

IRON COUNTY COMMISSION MEETING
April 24, 2000

Minutes of the Iron County Commission meeting convened at 9:00 a.m. April 24, 2000 in Commission Chambers at the Iron County Courthouse, Parowan, Utah.

Officers in attendance included:

Lois L. Bulloch	Commission Chairman
Dennis E. Stowell	Commissioner
Gene E. Roundy	Commissioner
Scott M. Burns	County Attorney
David I. Yardley	County Clerk

Also Present:

Dennis A. Lowder	County Auditor
Dennis W. Ayers	County Assessor
Patsy T. Cutler	County Recorder
Merna H. Mitchell	County Treasurer
David W. Benson	County Sheriff
Steve Platt	County Engineer
Chad Nay	Zoning Administrator

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PLEDGE OF ALLEGIANCE :

Those assembled were led in the pledge of allegiance by Sheriff David Benson.

APPROVAL OF MINUTES - April 10, 2000 :

Minutes of the Iron County Commission meeting held April 10, 2000 were approved as amended on a motion by Gene Roundy. Second was by Dennis Stowell. Voting: Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

ELECTED OFFICIALS REPORTS :

The Commission recognized **Patsy Cutler** as the **Recorder/Surveyor** and noted that she was sworn into office on April 17, 2000 by Iron County Clerk, David Yardley.

David Benson reported that his department would be implementing a new work schedule starting May 1. The intent is to increase coverage in critical areas and to reduce overtime. Sheriff Benson also reported that the uniform change has now been completed and has been very well accepted by the community.

Dennis Lowder reported that revenue in the county was up slightly from Justice Courts and the Ambulance department. At the current collection rate on the ambulance, it should be able to operate in the black within two years. Dennis also presented the Commissioners with a budget report showing expenditures through the first quarter of 2000.

Dennis Ayers reported the 2000 tax assessment roll is progressing on schedule. The Assessor's office is proceeding with placing a value on Valley View Medical Center. VVMC personnel have been contacted and asked to cooperate in the appraisal process.

Patsy Cutler reported that as the Recorder, she would like the authority to proceed on a case by case basis on areas within subdivisions that were recorded as common areas but were not deeded to the property owner's association. The Commission gave their approval to proceed as requested.

Merna Mitchell reported that her office has been working on two computer programs to determine why the report totals do not match. Merna also reported that advertising of the Auditor's Tax Sale is progressing. At this time there are still several homes on the delinquent list and there are more parcels delinquent than were on the 1999 sale. The sale is scheduled for May 25 in the foyer of the Courthouse.

Scott Burns reported on the Tony Alexander Hamilton case which he prosecuted for Beaver County. The Beaver County Attorney had a conflict of interest because he has been named in several civil cases filed by Mr. Hamilton. Mr. Hamilton was tried in Richfield and was found guilty on all charges.

Gene Roundy reported that the remodel of space at the jail from a recreation room to a dormitory block is progressing well. Design and developing the shooting range is progressing.

Lois Bulloch reported on plans being developed for the Iron County Sesquicentennial celebration. Lois suggested that as a Sesquicentennial project each elected official research and document the history of office holders back to the time of statehood.

Lois also reported that the Cedar City Lions Club has offered to construct pavilions at

Three Peaks and also to give a cash donation for the concrete pads. They will also help where they can with other projects in developing the park.

PERSONNEL - EXECUTIVE SESSION _____ :

Dennis Stowell made a motion to convene in executive session to discuss personnel items. Second was by Gene Roundy. Voting: Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

After reconvening in open session, Gene Roundy made a motion to approve a payment to the state retirement fund of \$8,563.45 for **Wayne Peterson** conditioned upon Mr. Peterson paying his share of the contribution. Second was by Dennis Stowell. Voting: Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye. This is to give appropriate credit for time employed but not counted on his retirement.

Dennis Stowell made a motion to approve extended sick leave for **Ron Bess** for 2000. Second was by Gene Roundy. Voting: Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

Gene Roundy made a motion to authorize measles shots, and a TB test for Sheriff's Deputies, EMT's and other County employees at risk of contacting these diseases. Hepatitis shots are also approved for Landfill personnel. Second was by Dennis Stowell. Voting: Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

SOUTHWEST PUBLIC HEALTH _____ :

Gary Edwards came before the Commission to report on results of testing being done in the Milford area in response to concerns with Circle 4 Farms. There are five studies being conducted. 1. A health history study. 2. A study of current health problems. 3. A best management practice study for waste water. 4. An air quality study. 5. Veterinary practices study.

Scott Hacking reported that he is working with the State Department of Environmental Quality on water permits for Circle 4 Farms. As part of the permitting process, public hearings must be conducted. Since the permit affects farms located in Iron County, the Commission requested that one of the public hearings be scheduled in Cedar City.

AVITAR CORP. REQUEST - CHRIS HATCH _____ :

Chris Hatch, representing Avitar Corporation came before the Commission to request permission to audit utility billing accounts of Iron County. Their service would look at areas where overcharges can occur and correct those errors. In return, they are to be paid 50% of the money recovered on a one time basis. Any future savings accrue only to the County. Dennis Stowell made a motion to approve Avitar's request and authorize the Commission Chair to sign the agreement. Second was by Gene Roundy. Voting: Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

CEDAR CITY FIRE DEPARTMENT BUDGET REQUEST _____ :

Clint Nielson, Cedar City Fire Chief, presented the proposed budget for FY 2000/2001 for the Cedar City Fire Department. Their budget included some upgraded extrication

equipment. The Commission requested that the Fire Department keep records of extrications and fires they respond to which involve non county residents. This will allow for billing the insurance companies for costs involved with these responses.

Dennis Stowell made a motion to tentatively approve the proposed budget for FY 2000/2001. Second was by Gene Roundy. Voting: Lois L. Bulloch, Aye; Dennis Stowell, Aye: Gene Roundy, Aye.

RECORDER COMPUTER UPGRADE REQUEST :

Patsy Cutler came before the Commission to request approval of computer upgrades in the mapping area of the Recorder's office. She explained that with proposed personnel moves and by not hiring a part time person at the present time that there should be enough in the budget to cover the upgrades.

Dennis Stowell made a motion to approve the upgrades of computers in the Recorder's office as requested. Second was by Gene Roundy. Voting: Lois L. Bulloch, Aye; Dennis Stowell, Aye: Gene Roundy, Aye.

ANNEXATION REQUEST - PAROWAN CITY :

An annexation petition filed with Parowan City involving property north of the Parowan Airport and south of I-15 has been advertised as required by Parowan City. The appropriate time to file protests has expired with no letters of opposition being received. The Commission reviewed the proposed annexation upon which Dennis Stowell made a motion not to oppose the proposed annexation. Second was by Gene Roundy. Voting: Lois L. Bulloch, Aye; Dennis Stowell, Aye: Gene Roundy, Aye.

BOARD APPOINTMENTS - COUNCIL ON AGING :

The Council on Aging (COA) have requested that the terms of three board members be extended for an additional term. The three include:

Wilmer Anderson	Term to expire	2003
Maree Prince	Term to expire	2003
Wilma Petty	Term to expire	2003

Gene Roundy made a motion to approve the appointments to the COA Board as requested. Second was by Dennis Stowell. Voting: Lois L. Bulloch, Aye; Dennis Stowell, Aye: Gene Roundy, Aye.

RETIREMENT RATES 2000 :

Claire Dalton presented the retirement rates effective July 1, 2000 for the State Retirement System. Proposed rates are set at 11.32% for non-contributory, Public Division and 12.31% for contributory, Public Division employees (including employee contribution). Rates for the Public Safety Division is 17.40%.

Dennis Stowell made a motion to approve the proposed contribution rates as presented. Second was by Gene Roundy. Voting: Lois L. Bulloch, Aye; Dennis Stowell, Aye: Gene Roundy, Aye.

PRAIRIE DOG DISCUSSION - TERESA BONZO :

Teresa Bonzo met with the Commission to discuss proposed prairie dog takes within development in the Cedar City area. Also non permanent take areas were discussed. It was determined that the priority for moving non-permanent take dogs this year would be the baseball and softball parks, the Cedar City cemetery, and the Young and Yanez property in Enoch. Ms. Bonzo will keep the Commission informed of take requests as they are received and processed.

RESOLUTION 2000-1 TV TRANSLATOR INTERLOCAL AGREEMENT :

The following resolution was introduced in writing, read in full and pursuant to motion duly made by Commissioner Roundy and seconded by Commissioner Stowell adopted by the following vote: Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

RESOLUTION NO. 2000-1

RESOLUTION OF THE GOVERNING BODY OF IRON COUNTY, UTAH ("COUNTY") APPROVING THE RURAL COMMUNICATIONS SYSTEM INTERLOCAL COOPERATIVE AGREEMENT; AUTHORIZING THE EXECUTION AND DELIVERY OF SAID INTERLOCAL COOPERATIVE AGREEMENT; APPOINTING ONE REPRESENTATIVE TO THE UAC INTERLOCAL AGENCY, UTAH APPROVING THE OBLIGATION OF THE COUNTY, SUBJECT TO ANNUAL APPROPRIATION, TO PAY TO UIA THE COUNTY'S PROPORTIONATE SHARE OF THE COSTS OF EQUIPMENT DESCRIBED HEREIN; AND RELATED MATTERS.

WHEREAS, pursuant to the provisions of the Interlocal Co-operation Act, Title 11, Chapter 13, Utah Code Annotated 1953, as amended (the "Interlocal Cooperation Act"), public agencies, as defined in the Interlocal Cooperation Act ("Public Agencies"), are authorized to enter into contracts and agreements with one another in order to make the most efficient use of their powers by enabling them to cooperate with each other on a basis of mutual advantage and to provide the benefit of economies of scale for the overall promotion of the general welfare of the State of Utah; and

WHEREAS, the Interlocal Cooperation Act provides that any power that may be exercised by any Public Agency may be exercised and enjoyed jointly with other Public Agencies pursuant to an agreement duly approved by resolution of the governing body of each of such Public Agencies; and

WHEREAS, various counties (the "Counties") have each expressed commitment to provide broadcast television service to citizens of rural areas located within their respective borders; and

WHEREAS, recent federal mandates require the displacement of rural television transmissions from existing translators located throughout the State of Utah; and

WHEREAS, the respective Boards of County Commissioners of such Counties have determined that the creation of a separate legal entity to provide for the acquisition and installation of new television translator equipment for television translator sites located throughout the State of Utah (the "Equipment") is necessary to continue to provide broadcast television service to residents in rural areas located in the State of Utah and will enhance cultural opportunities for such residents of the Counties; and

WHEREAS, in order to improve local health and the general welfare by providing broadcast television service to residents of rural areas located within Iron County, the County desires to enter into an interlocal cooperative agreement with the other Counties to provide for the creation of the UAC Interlocal Agency, Utah ("UIA") and the issuance of bonds for the

financing or acquisition of said Equipment and related improvements; and

WHEREAS, the County now desires to appoint its representative to the Governing Body of UIA as provided in the Rural Communications System Interlocal Cooperative Agreement (the "Interlocal Agreement"); and

WHEREAS, the County desires to facilitate the financing of the Equipment by UIA by obligating itself, subject to annual appropriation to pay to UIA, if necessary, the County's proportionate share of the costs of the Equipment;

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

Section 1. All actions not inconsistent with the provisions of this resolution heretofore taken by the County are hereby ratified, approved and confirmed.

Section 2. The Interlocal Agreement, in the form presented to this meeting and attached hereto as Exhibit "A", is hereby approved, and the appropriate officers of the County are hereby authorized and directed to execute and deliver the Interlocal Agreement in the form presented to this meeting, their execution constituting conclusive evidence of the County's approval thereof.

Section 3. Gene E. Roundy is hereby appointed to serve as representative of the County to the Governing Body of UIA to serve for the following initial term:

<u>Name</u>	<u>Term Expiration</u>
Gene E. Roundy	January 1, 2002

pursuant to the Interlocal Agreement.

Section 4. 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 5. 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 6. In consideration for its proportionate undivided interest in the Equipment as well as other valuable consideration benefitting the County as a result of its participation in the Interlocal Agreement, and to the extent permitted by law, the County agrees to assist UIA, if necessary, in financing the costs of the Equipment, and shall take such action as may be necessary or desirable to assure that the final budget submitted to the Board of Commissioners of the County for its consideration contains an appropriation request of money to provide assistance to UIA in an amount of not more than the County's proportionate share of the cost of the Equipment based on the percentages set forth in Exhibit "B". Nothing contained in this resolution shall obligate the Board of Commissioners to appropriate or pay any amounts hereunder and nothing contained herein shall be construed to create a general obligation or other pecuniary liability of the County. The obligation of UIA with respect to the financing of the Equipment shall not be a debt of the County pursuant to any constitutional or statutory debt limitations and no judgment requiring a payment of money may be entered against the County by reason of a failure to appropriate any amount hereunder.

Section 7. Immediately after its adoption, this resolution shall be signed by the

appropriate officers 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 24th day of April, 2000.

By: /s/ Lois L. Bulloch
Title: Commission Chairman

(S E A L)

ATTEST:

By: /s/ David I. Yardley

Its: County Clerk

RESOLUTION 2000-2 WOOD RANCH DEVELOPMENT GRANT :

The following resolution was introduced in writing, read in full and pursuant to motion duly made by Commissioner Roundy and seconded by Commissioner Stowell adopted by the following vote: Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

RESOLUTION NO. 2000 - 2

A RESOLUTION AUTHORIZING THE APPLICATION OF A LAND AND WATER CONSERVATION FUND GRANT REQUEST FOR RESTROOMS AT THE WOODS RANCH RECREATION FACILITY, AND RELATED MATTERS.

WHEREAS, Iron County, Utah, a political subdivision of the State of Utah, is authorized to submit grant applications and to enter into contracts to acquire personal property and provide certain services in the public interest and desires to acquire certain personal property necessary for it to perform essential governmental functions; and

WHEREAS, in order to do so, it proposes to apply for grant funding from the Land and Water Conservation Fund through the Utah Division of Parks and Recreation to provide restrooms at the Woods Ranch Recreation Facility; and

WHEREAS, by so doing, recognizes the obligation to pledge financial resources for its 50 % match of the project costs and to bear the cost of operation and maintenance of the completed project; and

WHEREAS, the Governing Body deems it in the best interest of this political subdivision and its inhabitants to submit this grant request;

NOW, THEREFORE, be it and it is hereby resolved as follows:

Section 1. The provisions of all documents and maps which constitute the Application are approved for submittal to the Utah Division of Parks and Recreation for Land and Water Conservation Funds in the amount of \$ 60,000.00, with such minor changes as may be approved by the authorized officers executing them, the execution thereof being conclusive evidence of such approval. The Chairman is authorized and directed to sign the application and affix the seal of this political subdivision thereto, and the officers and employees of this political subdivision are authorized and directed to take all actions reasonably required to carry out the transactions contemplated by the Application.

Section 2. This Resolution shall be effective immediately upon its adoption.

THEREUPON, the foregoing resolution was adopted by the following vote:

Aye: Lois L. Bulloch
Dennis E. Stowell
Gene E. Roundy

Nay: None

IN WITNESS WHEREOF, the undersigned have subscribed their official signatures and impressed the County's official seal this 24th day of April, 2000.

IRON COUNTY

Chairman: /s/ Lois L. Bulloch
Lois L. Bulloch
Iron County Commission

(SEAL)

ATTEST: /s/ David I. Yardley
David I. Yardley, County Clerk

RESOLUTION 2000-3 THREE PEAKS DEVELOPMENT GRANT :

The following resolution was introduced in writing, read in full and pursuant to motion duly made by Commissioner Roundy and seconded by Commissioner Stowell adopted by the following vote: Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

RESOLUTION NO. 2000 - 3

A RESOLUTION AUTHORIZING THE APPLICATION OF AN OFF-HIGHWAY VEHICLE FISCAL ASSISTANCE PROGRAM GRANT REQUEST FOR RESTROOMS AND PARKING AT THE THREE PEAKS RECREATION FACILITY, AND RELATED MATTERS.

WHEREAS, Iron County, Utah, a political subdivision of the State of Utah, is authorized to submit grant applications and to enter into contracts to acquire personal property and provide certain services in the public interest and desires to acquire certain personal property necessary for it to perform essential governmental functions; and

WHEREAS, in order to do so, it proposes to apply for grant funding from the Off-Highway Vehicle Matching Grant Program through the Utah Division of Parks and Recreation to provide restrooms and parking access at the Three Peaks Recreation Facility; and

WHEREAS, by so doing, recognizes the obligation to pledge financial resources for its 50 % match of the project costs and to bear the cost of operation and maintenance of the completed project; and

WHEREAS, the Governing Body deems it in the best interest of this political subdivision and its inhabitants to submit this grant request;

NOW, THEREFORE, be it and it is hereby resolved as follows:

Section 1. The provisions of all documents and maps which constitute the Application are approved for submittal to the Utah Division of Parks and Recreation for Off-

Highway Vehicle Fiscal Assistance Program Funds in the amount of \$ 30,000.00, with such minor changes as may be approved by the authorized officers executing them, the execution thereof being conclusive evidence of such approval. The Chairman is authorized and directed to sign the application and affix the seal of this political subdivision thereto, and the officers and employees of this political subdivision are authorized and directed to take all actions reasonably required to carry out the transactions contemplated by the Application.

Section 2. This Resolution shall be effective immediately upon its adoption.

THEREUPON, the foregoing resolution was adopted by the following vote:

Aye: Lois L. Bulloch
Dennis E. Stowell
Gene E. Roundy

Nay: None

IN WITNESS WHEREOF, the undersigned have subscribed their official signatures and impressed the County's official seal this 24th day of April, 2000.

IRON COUNTY


Chairman: /s/ Lois L. Bulloch
Lois L. Bulloch
Iron County Commission

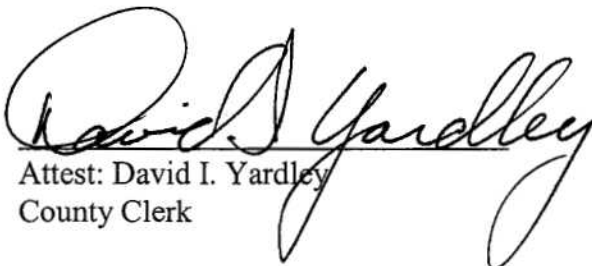
(SEAL)

ATTEST: /s/ David I. Yardley
David I. Yardley, County Clerk

APPROVAL OF WARRANTS & ADJOURN _____ :

After the bills were reviewed and approved or rejected, the meeting was adjourned at p.m. on a motion by Gene Roundy. Second was by Dennis Stowell. Voting Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.


Signed: Lois L. Bulloch, Chairman


Attest: David I. Yardley
County Clerk

**IRON COUNTY COMMISSION MEETING
May 8, 2000**

Minutes of the Iron County Commission meeting convened at 9:00 a.m. May 8, 2000 in Commission Chambers at the Iron County Courthouse, Parowan, Utah.

Officers in attendance included:

Lois L. Bulloch	Commission Chair
Dennis E. Stowell	Commissioner
Gene E. Roundy	Commissioner
Scott M. Burns	County Attorney
David I. Yardley	County Clerk

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PLEDGE OF ALLEGIANCE :

Those assembled were led in the pledge of allegiance by Dennis Stowell.

APPROVAL OF MINUTES - April 24, 2000 :

Minutes of the Iron County Commission meeting held April 24, 2000 were approved as amended on a motion by Gene Roundy. Second was by Dennis Stowell. Voting: Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

ELECTED OFFICIALS REPORTS :

Gene Roundy reported that David Rameriz had contacted him to request Commission approval for a variance to allow shooting his pistol in his back yard located in Fifetown Subdivision. Current County ordinances spell out that guns are not to be discharged within 600

feet of an existing dwelling. The Commission stated that they were not in favor of a variance in that area due to the number of dwellings in the immediate area.

Gene also reported that the remodel project at the jail is progressing. However, there is still going to be a shortage of bed space and that a major addition needs to be considered. Gene estimated that the current project should be completed within thirty days.

Dennis Stowell reported that Ron Wilson, Dixie National Forest representative had contacted him to let him know about a press release which will outline the roadless area plan will be released on May 9. Also, a ban on snowmobiles on certain national parks and monuments was announced. Cedar Breaks was one area listed where snowmobiles will be banned.

Dennis reported that a grant of \$128,000 has been obtained to help with the purchase of the Alan Dalley farm in Parowan Valley. The farm is being purchased as permanent prairie dog habitat. Effects of the expansion of the prairie dogs onto surrounding property owners was also discussed.

Lois Bulloch reported that the County received a donation from Gerald R. Sherratt of \$1,000 to go toward improvements at the Three Peaks area. David Yardley wrote a thank you letter to Mr. Sherratt thanking him for the donation.

Lois also reported that options are being looked at for rest rooms at the Three Peaks area and Wood's Ranch. One option being considered is a pre- cast concrete rest room that is vandalism resistant and is not hard to install. Cost is similar to build in place systems.

Lois reported that at the Planning Commission meeting a Conditional Use Permit request from Chuck Harris for a gravel pit in Parowan Valley had been tabled for more information. They also recommended that the application for an agricultural protection area in the Maxwell Farms area be denied due to current zoning.

PERSONNEL ADVISORY COMMITTEE RECOMMENDATION :

The County Personnel Advisory Committee came before the Commission with a recommendation that the current vacation policy be changed to a "use it or lose it" policy. The proposal would increase the number of hours that could be paid out when someone retires but would reduce the number of hours that can be carried. A complete copy of the proposal was authorized to be distributed to employees for their comments before the County adopts the policy.

The Advisory Committee also presented a proposal to be paid for some accrued sick leave upon retirement. This proposal was taken under advisement by the Commission.

IRON COUNTY/UTAH STATE CORRECTION FACILITY PERSONNEL POLICY:

A proposed personnel policy for the Iron County/Utah State Correction Facility was called for discussion. It was noted that the proposed policy has not been reviewed by the facility management board or the merit service commission. The matter was tabled and copies were to be forwarded to the two board for their review and comments. The matter is to be placed on the June 12 agenda for further consideration.

PERSONNEL - EXECUTIVE SESSION :

Gene Roundy made a motion to convene in an executive session to discuss personnel items. Second was by Dennis Stowell. Voting Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

After reconvening in an open session, the Commission announced that a matter concerning two part time positions at the Iron County/Utah State Correction Facility had been discussed. It was determined that due to the diversity of the job descriptions that it is not feasible to combine the positions into one full time position.

FRANK NICHOLS - LANDFILL PROPERTY EXCHANGE :

Frank Nichols came before the Commission to discuss a proposed land exchange at the Iron County Landfill. Mr. Nichols owns some property in the landfill pit currently being used and also some property which the County needs to acquire for security at the landfill. Mr. Nichols proposed to exchange acre for acre land that would be adjacent to Iron Springs Road. The Commission felt that the trade needed to be value for value as the frontage on Iron Springs Road would be more valuable than property located in the pit and adjacent to the landfill site.

The matter was referred to Commissioner Roundy, Steve Platt and Alan Wade to come back with a proposal for a land exchange.

PRAIRIE DOGS - WHITE WAVE :

Teresa Bonzo along with representatives from White Wave, a soy product company came before the Commission to request a permanent take permit for prairie dogs located in the Cedar City Industrial Park. The proposed site is located on four acres adjacent to the existing dairy processing plant. The site counts have been conducted as required in the HCP and 26 prairie dogs were counted. Approval of this permit would bring the total permanent take for 2000 to 52 prairie dogs leaving only 8 additional permanent take dogs available for the remainder of the year.

The Commission questioned White Wave representatives about construction plans for the site and were assured that they were ready to proceed as soon as the necessary clearances were obtained. Dennis Stowell made a motion to authorize White Wave to obtain the 26 permanent take dogs provided the mitigation fees were paid and construction was started as soon as possible. Second was by Gene Roundy. Voting Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

CEDAR CITY ARENA PROJECT :

Delynn Barton, Rusty Aiken, Rick Holman and Wray Macy came before the Commission to discuss progress on the new arena complex in the Cross Hollow area in Cedar City. They explained that ground has been broken on the project and the first phase which will include an outdoor arena and a metal stock barn is being constructed. This should be completed by this fall in time to host the Southwest Livestock Show and the High School rodeo. The second phase will include an indoor arena, offices and additional exhibit and meeting space. Construction on this phase will proceed as soon as possible.

The group explained that it is proposed to establish a building authority which will be governed by a volunteer board. It is proposed that two members of the volunteer board will be appointed by Cedar City and two will be appointed by Iron County. They also requested that Iron County fund \$20,000 annually for at least two years to help defray start up costs for operation of the facility. It is proposed that after that time it will become self funding from rents received from events. They also requested help in site preparation and providing gravel for parking areas.

The Commission explained that there were not funds available at this time for this project which have not been committed through the budget process. The only funds which could possibly be diverted would come from the Cedar City RDA project if it does not proceed. Lois Bulloch also requested that the group meet with the other cities in the County to explain their project and request their support.

BOE REQUEST - VALLEY VIEW MEDICAL CENTER :

Gene Roundy made a motion to convene as a Board of Equalization to consider the tax exempt status of Valley View Medical Center. Second was by Dennis Stowell. Voting Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

Craig Smedley, Reed Sargent, and Richard Skinner came before the Commission to request that the tax exempt status of Valley View Medical Center be reinstated. Their tax exempt status was revoked on April 10, 2000 when the Commission approved the Charitable, Educational and Religious exemptions except for IHC. IHC failed to respond to a request for information sent in July 1999 by the Iron County Attorney.

Mr. Skinner explained that the request was submitted after April 10 and that any failure to respond was an over site rather than a deliberate attempt to withhold information. He further explained their charity plan and said that it was in compliance with federal guidelines. Charity care contributions include fees billed under medicare but not paid. He also explained that care would not be denied due to lack of ability to pay.

Scott Burns indicated concerns with care provided to indigents that the County was billed for and also for the response of the hospital to the needs of the community for equipment at the hospital. He stated that it appeared that patients were being referred to the IHC facility in Washington County and then were placed behind Washington County patients. He also indicated that it was reported that the proposed new hospital was transferring many current services such as food preparation and laundry services to Washington County. Scott requested that additional information be provided by IHC which would justify their tax exempt status.

After review, Dennis Stowell made a motion to reinstate the tax exempt status for IHC, Valley View Medical Center for 2000 conditioned upon IHC providing requested information in a timely manner for a determination of the 2001 tax status. Requested information is to be submitted no later than February 15, 2001. Second was by Gene Roundy. Voting Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

ROAD REALIGNMENT - DRIFTWOOD LANE :

After reviewing state laws and County policy regarding the vacating of a road outside of a

subdivision, Scott Burns reported that a road could be vacated by a vote of the Commission. In the case of Driftwood Lane, the existing road will be vacated and a realigned road will replace it. It will not affect access to adjacent properties and all adjacent property owners have agreed to the realignment. Gene Roundy made a motion to vacate and realign Driftwood Lane as proposed. Second was by Dennis Stowell. Voting Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

SESQUICENTENNIAL ARTIST DESIGNATION :

Lois Bulloch reported that Spike Ress has been commissioned to do a painting of the Old Rock Church in Parowan and Eric Dowdell has been commissioned to do a painting of the historic downtown Cedar City as part of the Sesquicentennial celebration for Iron County. She also reported that the painting by Mr. Rees is proposed to be sold to Iron County for \$2,200. The painting by Mr. Dowdell is being negotiated for sale.

Dennis Stowell made a motion to designate Spike Ress and Eric Dowdell as official artists of the Iron County Sesquicentennial Celebration and to close to any other artist an official designation and to authorize Iron County to purchase the painting by Spike Rees. Second was by Gene Roundy. Voting Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

LANDFILL CATERPILLAR TRACTOR PURCHASE :

Proposals to finance the purchase of a Caterpillar Tractor for use at the Iron County Landfill were reviewed. Three financing agencies submitted proposals. First Security Leasing proposed to finance the purchase price of \$382,815 at a rate of 5.8% interest for three years. Zions Bank rate was 6.2% and Caterpillar Finance was 6.5%.


Gene Roundy made a motion to approve and accept the proposal of First Security Leasing. Second was by Dennis Stowell. Voting Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

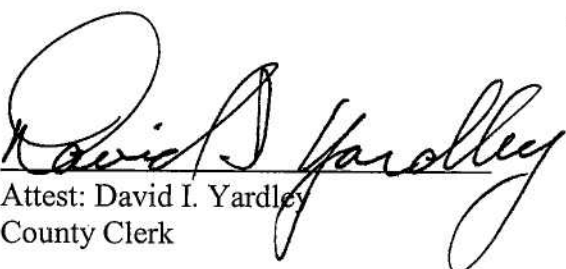
WATER CONSERVANCY BOARD APPOINTMENTS :

The terms of two members of the Central Iron County Water Conservancy Board expire in May. The Water Conservancy Board has recommended that Justin Wayment and Tom Williams be reappointed for another four-year term. Dennis Stowell made a motion to reappoint Justin Wayment and Tom Williams to an additional four year term as requested. Second was by Gene Roundy. Voting Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

APPROVAL OF WARRANTS & ADJOURN :

After the bills were reviewed and approved or rejected, the meeting was adjourned at 5:00 p.m. on a motion by Gene Roundy. Second was by Dennis Stowell. Voting Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.


Signed: Lois L. Bulloch, Chair


Attest: David I. Yardley
County Clerk

IRON COUNTY COMMISSION MEETING
May 22, 2000

Minutes of the Iron County Commission meeting convened at 9:00 a.m. May 22, 2000 in Commission Chambers at the Iron County Courthouse, Parowan, Utah.

Officers in attendance included:

Lois L. Bulloch	Commission Chair
Dennis E. Stowell	Commissioner
Gene E. Roundy	Commissioner
Scott M. Burns	County Attorney
David I. Yardley	County Clerk

Also Present:

Dennis A. Lowder	County Auditor
Dennis W. Ayers	County Assessor
Patsy T. Cutler	County Recorder
Merna H. Mitchell	County Treasurer
David W. Benson	County Sheriff
Steve Platt	County Engineer
Chad Nay	Zoning Administrator

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PLEDGE OF ALLEGIANCE :

Those assembled were led in the pledge of allegiance by Patsy Cutler.

APPROVAL OF MINUTES - May 8, 2000 :

Minutes of the Iron County Commission meeting held May 8, 2000 were approved as amended on a motion by Gene Roundy. Second was by Dennis Stowell. Voting: Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

ELECTED OFFICIALS REPORTS :

Dennis Lowder presented a report of department budgets for review. He explained that some budgets were running high due to expenditures early in the year. The animal control budget is high because we are now being billed for cats that are brought to the animal shelter. Dennis also reported that with the purchase of a truck by the Beryl Fire Department that their operating budget could be exceeded.

Patsy Cutler reported that she attended the personnel workshop sponsored by the Insurance Mutual. She said that the training was very well presented and the training was very useful.

Merna Mitchell reported that the annual tax sale was scheduled for May 25 at 10:00 a.m. in the foyer of the Courthouse. There are still some properties with building on that have not been redeemed. Owners have until the time of the sale to come in and redeem their property.

Merna also reported that there is some money in a signing account that needs to be used. Currently there is \$13,482. Funds have been expended for signing and this could be used to reimburse the general fund for these expenditures.

Dennis Ayers reported that today is the deadline for submitting the 2000 tax roll to the Auditor. The Assessors office is working on a few finishing touches on the report and that it would be finished on time.

Sheriff Benson reported that Deputy Steve Cantonwine was injured in an off duty accident and would require surgery on his knee. The Sheriff's office is in the process of hiring two new deputies. Currently the applicants are being screened by the Merit Service Commission.

The Sheriff's Department has received complaints about the use of jet skis on Newcastle Reservoir. Kawasaki has offered to make a jet ski available on loan to the Sheriff's Department to help with enforcement activity on the reservoir.

Scott Burns reported that he has requested funding from the municipalities to help with the costs of providing victims services. While this is a county position, the majority of the service provided is within the City limits.

Gene Roundy reported that he has scheduled a meeting with Frank Nichols, Alan Wade and Steve Platt to discuss the exchange of land at the landfill. Negotiations are continuing and after reviewing options, a proposal to resolve the issue will be presented for approval.

Lois Bulloch reported that a correction was made regarding action which was reported at

the Planning Commission. A conditional use permit for a gravel pit in Parowan valley was mistakenly reported as denied when in fact it was tabled to allow more time for information to be gathered.

There was a concern with the procedure for applying for an agricultural protection area. The planning commission feels that not enough information has been submitted in the past to make an informed decision. David Yardley was asked to work with Reed Erickson and Chad Nay to generate a new application form.

Dennis Stowell reported that he attended the National Association of Counties Western Regional conference in Boise, Idaho. Wilderness and road issues were discussed with methods in which other states are addressing these problems presented.

David Yardley reported that the Clerk's office is processing petitions that have been filed. At the present time there are three active petitions, English as the Official Language, Property Protection Act amendment, and the Safe to Learn Safe to Worship. Each signature needs to be checked and a report sent to the Lt. Governor's office for verification.

RESIGNATION FROM REDEVELOPMENT BOARD _____ :

Roy Urie submitted a letter of resignation from the Cedar City Redevelopment Board. Mr. Urie has been served as the County Representative while he was a Commissioner and then continued on at the request of the County Commission. The Commission expressed their thanks to Mr. Urie for his service and requested that the County Clerk write a letter thanking him for his service.

PRAIRIE DOG REPORT - TERESA BONZO _____ :

Teresa Bonzo met with the Commission to discuss Prairie Dog take permits that have been issued. She reported that concerns express by White Wave have been resolved and they are preparing to proceed with construction. The count for permanent take permits now stands at 52 from a possible 59 for the year. There are other projects that have applied for permits that exceed the available permits for the year which cannot be approved until more permits are available.

PARAGONAH FIRE DEPARTMENT 2001 BUDGET REQUEST :

Royce Barton, representing the Paragonah Fire Department, came before the Commission to report on their tentative budget. Their proposed budget will be the same as their 2000 budget. The Commission discussed the need to have documentation of runs the department makes and the possibility of billing insurance companies for vehicle accident extrications and fires.

Dennis Stowell made a motion to tentatively approve their proposed budget as presented. Second was by Gene Roundy. Voting Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

ZONE CHANGE - DAVID PAYNE _____ :

A public hearing was opened to receive comments on a proposed zone change submitted by David Payne. The property is located along Westview Drive and is described as follows:

Beginning at the Southwest corner of the Northwest 1/4 of the Northwest 1/4 of Section 17, Township 36 South, Range 11 West, Salt Lake Base & Meridian; thence North

89°50'16" East along the 1/16 line 916.14 feet; thence North 43°09'26" East 424.17 feet to the true point of beginning; thence North 43°09'26" East 165.03 feet; thence South 45°50'00" East 135.07 feet; thence South 60°33'17" West 171.99 feet; thence north 45°50'00" West 263.64 feet to the true point of beginning. Containing 1.096 acres m/l.

The proposed change is from R-2 to C. The Planning Commission has recommended approval of the change. There were no comments either for or against the proposed change.

The hearing was closed and Gene Roundy made a motion to approve the proposed zone change from R-2 to C. Second was by Dennis Stowell. Voting Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

TAX MATTER - RETTA TAYLOR :

Retta Taylor came before the Commission to request an extension of time to pay taxes on her home. Mrs. Taylor explained that the property had been involved in legal action and her attorney had advised that they not pay the taxes. Mrs. Taylor was given an extension in 1998 and made some payments. She did not bring her taxes completely current and the property is again on the tax sale.

After discussing the matter, Dennis Stowell made a motion to authorize the County Attorney to draft an agreement for Mrs. Taylor's signature whereby she would agree to pay \$852.00 today and would bring the remainder of the taxes current by September 30, 2000. Second was by Gene Roundy. Voting Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

VARIANCE REQUEST - DAVID RAMIREZ :

David Ramirez appeared before the Commission to request a variance from the County Ordinance which prohibits firing a gun within 600 feet of an occupied dwelling. Mr. Ramirez explained that he had constructed a back stop and that there were not dwellings within 600 feet down range. Scott Burns gave the Commission an opinion that they could not issue a variance for this ordinance.

Gene Roundy made a motion to deny the variance request as advised by the Attorney. Second was by Dennis Stowell. Voting Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

AGREEMENT - PUBLIC SAFETY DISPATCH SERVICE :

An agreement between Iron County and State of Utah, Public Safety was presented for dispatch services for law enforcement, ambulance and fire on an annual basis. Cost for 2000/2001 would be \$59,000. Gene Roundy made a motion to approve the agreement and authorize the Commission Chair to sign in behalf of Iron County. Second was by Dennis Stowell. Voting Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

GREENS LAKE ROAD RIGHT OF WAY :

Robert Platt came before the Commission to request that Iron County dedicate a small portion of the Greens Lake Road within Cedar City boundaries as a public road. Iron County acquired a 66 foot strip of land from the Leigh family in 1951. As Cedar City has developed, the

Greens Lake Road as now established crosses the 66 foot strip.

Dennis Stowell made a motion to approve the dedication of that portion of the 66 foot strip of land within the established roadway as a public road and to authorize Lois Bulloch to sign a dedication plat in behalf of Iron County. Second was by Gene Roundy. Voting Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

VETERANS EXEMPTION :

Gene Roundy made a motion to convene as a Board of Equalization to consider a veterans exemption. Second was by Dennis Stowell. Voting Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

Claire Dalton and Christene Keene came before the Commission to present veterans exemption request. Claire explained that Dorothy Dalton Fitzgerald had requested that she be granted a widows exemption for her first husband, Donald Richard Fitzgerald who was 100% disabled. An opinion was requested from the State Tax Commission which opinion stated that upon her re-marriage to Sherman Dalton, the first exemption permanently terminated and she became eligible for the exemption authorized for her most recent marriage (30%). Upon the death of the second spouse, she cannot reverse a previously terminated exemption. If she is to marry again, the right to a veteran's exemption for the second spouse would also be permanently terminated. Gene Roundy made a motion to approve the exemption for Dorothy Dalton Fitzgerald for her most recent marriage in compliance with the State Tax Commission opinion. Second was by Dennis Stowell. Voting Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

PERSONNEL - EXECUTIVE SESSION :

Dennis Stowell made a motion to convene in executive session to discuss personnel matters. Second was by Gene Roundy. Voting Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

After reconvening in open session, Gene Roundy made a motion to replace Edward Hahne as a member of the Planning Commission effective immediately and to authorize David Yardley to draft a letter informing him of this decision. Second was by Dennis Stowell. Voting Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

The Commission also authorized the use of the employment roster to replace a landfill worker since the roster is less than one year old.

BID OPENING - ASPHALT FOR CHIP SEALING :

Bids were opened for the purchase of asphalt material for chip sealing during the 2000 season. Two firms submitted bids as follows:

Crown Asphalt	MC-3000	\$245,73	CRS-2LM	\$203.33
Koch Performance		\$249.18		\$206.00

Gene Roundy made a motion to accept the bid of Crown Asphalt to provide the necessary asphalt for chip sealing projects this summer. Second was by Dennis Stowell. Voting Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

EXECUTIVE SESSION - IMMINENT LEGAL ACTION :

Gene Roundy made a motion to convene in executive session to discuss pending or imminent legal action. Second was by Dennis Stowell. Voting Lois L. Bulloch, Aye; Dennis Stowell, Aye: Gene Roundy, Aye.

After reconvening in open session, the Commission announced that they had discussed items in which legal action had been threatened. At this time no action was needed or taken by the Commission.

FOREST SERVICE ROADS :

Ron Wilson, David Ervin and Joe Black met with the Commission to request support of a Forest Service plan to request a portion of the Federal Fuel Tax to upgrade and maintain forest service roads. They explained that Service wide, they were requesting 427 million annually. Of this amount approximately 40 to 50 million would be allocated to this region. They are proposing that they work with local and state governments to establish needs and to prioritize projects. At this time a standard for improvement has not been established, however it is felt that roads would be of sufficient quality and width to handle traffic flow and increased use.

TAX MATTER - MEL LAMPH :

Merna Mitchell presented a tax matter in which Mel Lamph had requested that interest and penalty be waived on two delinquent tax notices. Mr. Lamph contends that since he owns many parcels of property, he did not realize that two notices were missing and therefore did not have taxes paid. Mr. Lamph had requested an address change for three parcels and only one was changed.


Merna suggested that penalties could be waived but the interest should remain as the taxes are still delinquent. Dennis Stowell made a motion to accept the recommendation of the Treasurer and waive the penalty on the two parcels in question. Waiver of the interest is denied. Second was by Gene Roundy. Voting Lois L. Bulloch, Aye; Dennis Stowell, Aye: Gene Roundy, Aye.

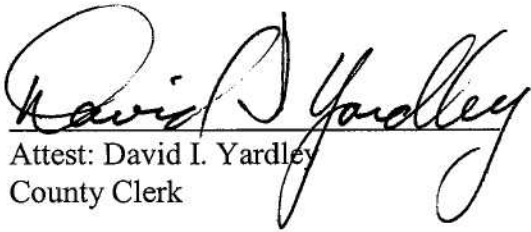
INTERLOCAL AGREEMENT - COLOR COUNTRY :

An interlocal agreement to participate in the Color Country group was presented. The group will replace the Color County Tourism Board that was disbanded. The new agreement outlines that local tourism personnel will be utilized and work will be coordinated to promote tourism in Iron, Beaver, Washington and Garfield counties. Kane county has opted not to participate at this time. Dennis Stowell made a motion to approve the interlocal agreement and to authorize Lois Bulloch to sign the agreement in behalf of Iron County. Second was by Gene Roundy. Voting Lois L. Bulloch, Aye; Dennis Stowell, Aye: Gene Roundy, Aye.

APPROVAL OF WARRANTS & ADJOURN :

After the bills were reviewed and approved or rejected, the meeting was adjourned at p.m. on a motion by Gene Roundy. Second was by Dennis Stowell. Voting Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.


Signed: Lois L. Bulloch, Chair


Attest: David I. Yardley
County Clerk

IRON COUNTY COMMISSION MEETING
June 12, 2000

Minutes of the Iron County Commission meeting convened at 9:00 a.m. June 12, 2000 in Commission Chambers at the Iron County Courthouse, Parowan, Utah.

Officers in attendance included:

Lois L. Bulloch	Commission Chairman
Dennis E. Stowell	Commissioner
Gene E. Roundy	Commissioner
Scott M. Burns	County Attorney
David I. Yardley	County Clerk

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PLEDGE OF ALLEGIANCE :

Those assembled were led in the pledge of allegiance by David Yardley.

APPROVAL OF MINUTES - May 22, 2000 :

Minutes of the Iron County Commission meeting held May 22, 2000 were approved as amended on a motion by Dennis Stowell. Second was by Gene Roundy. Voting: Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

AMENDMENT OF MINUTES - April 10, 2000 :

It came to the attention of the Iron County Commission that a discussion of tax exempt status for IHC was not reflected in the approved April 10, 2000 Commission Meeting Minutes. Following a lengthy discussion of what occurred in the April 10, 2000 meeting, the language of the minutes was amended from "denying tax exempt status to Valley View for 2000" to "not approving tax exempt status to Valley View for 2000" on a motion by Dennis Stowell, seconded by Gene Roundy. Voting: Lois Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

ELECTED OFFICIALS REPORTS :

Gene Roundy reported that the room tax fund was being audited by the State Tax Commission. This is a random audit that is conducted to determine if the funds collected are being used in accordance with state code.

Dennis Stowell reported that the Forest Service is scheduled to hold a public hearing on June 27 at the Hunter Conference Center to explain the proposed roadless areas in the Dixie National Forest and to receive public comments about the proposal.

Dennis also reported that a sesquicentennial celebration is being planned for Parowan with a wagon trek from Paragonah to Parowan in coordination with Parowan's birthday and the founding of Iron County. Activities should be coordinated with the activities being planned by Steve Heath for the County wide celebration.

Lois Bulloch reported that a public hearing is scheduled for June 14 at the School Board Offices regarding a waste water permit for Circle Four Farms. The hearing is sponsored by the Department of Environmental Quality and will be held from 6:00 p.m. to 10:00 p.m.

The Planning and Zoning Board approved a Conditional Use Permit to Russell Albrecht for a guest ranch located in the Hamblin Valley area near the Beaver County line. The ranch will be a working ranch where guests will participate in the operation of the ranch.

COMPUTER TRUST UPDATE :

Progressive Solutions Inc. has stopped providing maintenance and service on their contract for the Courthouse software system used in the Recorder's, Assessor's, Auditor's and Treasurer's offices. At the present time they have not declared bankruptcy however this action has been rumored. They are currently seeking to sell their business to another software company, however the new company would not continue to support the current programs.

Former employees and programmers of PSI are attempting to form a new company that would continue the support for this program. At this time, the Computer Trust has voted to continue with the software program because there is not another program on the market that will replace it. The trust owns the software codes and there is enough people willing to maintain the current program that it should not cause any problems until a solution is found.

THREE PEAKS USE :

After a successful four wheeler event at the Three Peaks area, some problems were noted. In the future, events need more coordination between local officials and event organizers. It was estimated that thousands of people attended the event and there was not an effort to coordinate with the Sheriff's department or emergency services prior to the event. The Commission will ask Tom Barkume to meet with them to plan for future events.

MIDVALLEY ESTATES UNIT II PLAT AMENDMENT :

A public hearing was opened on a motion by Gene Roundy to receive comments about a proposed amendment to lot lines of Block 3 lots 5, 6, 7 and 8, Midvalley Estates Subdivision, Unit II. Second was by Dennis Stowell. Voting: Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

David Yardley reported that one letter of protest was received from George Kaczmar stating that he was opposed to the amendment because he gave up a 33' easement on the opposite side of the street which allowed the street to be straightened. He stated that he did not feel he was adequately compensated for his donation.

Steve Platt informed the Commission that Mr. Kaczmar was given credit for his right of way by being provided fencing along the new property line and by giving a credit for the cost of the improvement that fronts his property.

After all comments both for and against were heard and discussed, Gene Roundy made a motion to close the hearing and approve the plat as amended and also to authorize the appropriate signatures on the plat and to file the amended plat in the office of the County Recorder. Second was by Dennis Stowell. Voting: Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

ORDINANCE 166 - AMENDING MIDVALLEY ESTATES SUBDIVISION UNIT II:

Ordinance 166 was then introduced which approves the action taken in amending the plat of Midvalley Estates Subdivision Unit II and Dennis Stowell made a motion to approve the ordinance as presented and to authorize publication as required by Utah Code. Second was by Gene Roundy.

**IRON COUNTY
ORDINANCE 166**

**AN ORDINANCE OF IRON COUNTY AMENDING THE ORIGINAL PLAT
OF MIDVALLEY ESTATES SUBDIVISION, UNIT 2 FILED JANUARY 18, 1972.**

WHEREAS, this matter came before the Board of County Commissioners of Iron County, Utah upon Commission action to amend Lots 5, 6, 7 and 8 Block 3 of Midvalley Estates Subdivision, Unit 2 Official Plat which was filed on January 18, 1972 as entry number 161754 of the Official Records of the Iron County Recorder; and

WHEREAS, the Board of County Commissioners of Iron County, Utah is authorized by Utah Code Annotated 1953 as amended § 17-27-810 to vacate, alter, or amend a plat, any portion of a plat, or any street or lot; and

WHEREAS, the Board of County Commissioners of Iron County, Utah, upon notice and hearing, having duly considered the application and determined there is good cause proposed for the amendment and that neither the public nor any person will be materially injured by the amendment of Lots 5, 6, 7 and 8 Block 3 of Midvalley Estates Subdivision, Unit 2; now therefore:

The Board of Commissioners of the County of Iron, State of Utah ordains as follows:

1. Lots 5, 6, 7 and 8 Block 3 of the original plat of Midvalley Estates Subdivision, Unit 2 filed on January 18, 1972 as entry number 161754 of the Official Records of the Iron County Recorder is hereby amended, as shown on the amended plat

approved and recorded of even date; and

This Ordinance shall take effect 15 days after its passage and publication in the manner provided by §17-53-208, Utah Code Annotated 1953, as amended and all provisions shall be severable so that if any section, clause, or term is held unconstitutional or contrary to law the void character shall not effect any of the remaining portion of this ordinance.

Approved, passed and adopted this 12th day of June, 2000 by the Board of Iron County Commissioners in regular session assembled, in and at their regular place of meeting.

/s/ Lois L. Bulloch
Lois L. Bulloch
Chair, Board of Iron County Commissioners

Attest:

/s/ David I. Yardley
David I. Yardley
Iron County Clerk

VOTING:	AYE	NAY
Lois L. Bulloch	<u> X </u>	_____
Gene E. Roundy	<u> X </u>	_____
Dennis E. Stowell	<u> X </u>	_____

PUBLIC HEARING - LAND MANAGEMENT CODE AMENDMENT :

Gene Roundy made a motion to open a public hearing to approve an amendment to the land management code allowing development agreements for multi phase developments. Second was by Dennis Stowell. Voting Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

Chad Nay reported that the proposed amendment allowing development agreements was approved by the Planning Commission and forwarded with a recommendation that the Commission approve the amendment. Alfred Puchner commented that the proposed amendment could help avoid lawsuits in the future if one Commission agrees to a development and then a future Commission decides to change the original agreement. It also provides that the developer agreed upon the development plans, and insure the plans will be completed as approved.

After all public comments both in favor and in opposition were received, Gene Roundy made a motion to close the public hearing and to adopt Ordinance 165 as recommended by the Planning Commission. Second was by Dennis Stowell. Voting: Lois Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

ORDINANCE 165 - DEVELOPMENT AGREEMENT REQUIREMENTS :

IRON COUNTY, UTAH

ORDINANCE 165

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS, IRON COUNTY, UTAH, PROVIDING FOR DEVELOPMENT AGREEMENTS. PROVIDING GENERAL REQUIREMENTS. PROVIDING CRITERIA FOR

ENTERING INTO DEVELOPMENT AGREEMENTS. PROVIDING FOR MONITORING AND ENFORCEMENT. PROVIDING THAT DEVELOPMENT AGREEMENTS BE RECORDED. PROVIDING AN EFFECTIVE DATE.

WHEREAS, the Board of County Commissioners has determined it necessary to identify procedures, requirements and other items for entering into Development Agreements; and

WHEREAS, the Planning Commission has provided a recommendation to the Board of County Commissioners, following a public hearing, prior to the Board of County Commissioners considering procedures and requirements for Development Agreements; and

WHEREAS, the Board of County Commissioners have now conducted a public hearing, as required by the laws of the State of Utah, to consider the Planning Commission's recommendation, and receive comment and input on the desirability of providing requirements and procedures for Iron County entering into Development Agreements.

NOW THEREFORE BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF IRON COUNTY AS FOLLOWS:

SECTION 1. That the procedures and requirements for Development Agreements, as attached hereto be incorporated into the Iron County Zoning Ordinance, and such requirements be identified within a new Chapter 13 of the Iron County Zoning Ordinance.

SECTION 2. This Ordinance shall take effect upon its passage by a majority vote of the Iron County Board of County Commissioners and following notice and publication as required by law.

APPROVED, ADOPTED, and PASSED this 12th day of June, 2000 by the Iron County Board of County Commissioners.

IRON COUNTY BOARD OF COMMISSIONERS:

/s/ Lois L. Bulloch

Lois L. Bulloch, Chair

Iron County Commission

ATTEST:

/s/ David I. Yardley

David I. Yardley

Iron County Clerk

Voting:	Aye	Nay	Abstain
Lois L. Bulloch	<u> X </u>	<u> </u>	<u> </u>
Gene E. Roundy	<u> X </u>	<u> </u>	<u> </u>
Dennis E. Stowell	<u> X </u>	<u> </u>	<u> </u>

CHAPTER 13
IRON COUNTY ZONING ORDINANCE
DEVELOPMENT AGREEMENTS

SECTION 1.0 Intent.

It is the purpose and intent of this Chapter to provide a land use control option and to allow for the adoption of Development Agreements between the County and one (1) or more property owners to more fully achieve the goals and policies of the Iron County General Plan.

SECTION 2.0 General Requirements.

At the full discretion of the Board of County Commissioners, the County may, but under no circumstances is it required, to enter into a Development Agreement with an applicant for development approval. The Development Agreement shall constitute a binding contract between the County and the applicant and shall contain those terms and conditions agreed to by the County and the applicant. The Board of County Commissioners, or the Board of County Commissioners designee(s) are authorized to negotiate Development Agreements on behalf of the County.

SECTION 3.0 Adoption of a Development Agreement by Board of County Commissioners Required.

All Development Agreements found to be required to advance the policies of the County, and negotiated and drafted by the Board of County Commissioners, or the Board of County Commissioners designee(s), shall be reviewed and recommended by the Planning Commission, and reviewed and approved by the Board of County Commissioners before taking effect. The procedures for consideration of a Development Agreement shall be identical to those required for an amendment to the Iron County General Plan, as required by §17-27 *et. seq.* Utah Code Annotated, 1953, as amended, including the conduct of required public hearings. Any amendment to an adopted Development Agreement shall be considered and approved by the Board of County Commissioners by following the procedures and requirements for the adoption of the Development Agreement in the first instance. The Iron County Board of County

Commissioners shall consider and authorize all Development Agreements, or amendments thereto by Ordinance.

SECTION 4.0 Criteria for Entering into a Development Agreement.

The Board of County Commissioners, following the receipt of a Planning Commission recommendation, may authorize and approve a Development Agreement upon the following findings;

1. The Development Agreement has been reviewed and considered by the County in accordance with the requirements of this Chapter.
2. The area proposed to be covered by the Development Agreement is of sufficient size to facilitate and allow the proposed development.
3. The proposed Development Agreement advances policies, implements goals, or achieves other desired results not generally available under the other implementation strategies of the County.
4. The proposed development to which the Development Agreement pertains is in conformity with the Iron County General Plan, Zoning Ordinance, public improvement requirements, construction standards and all other applicable requirements.
5. The proposed development contains outstanding features which advance the goals and policies of the Iron County General Plan.
6. The development proposed under the terms of the Development Agreement provides amenities and features which add to the quality of the area in which the development is proposed, or the property owner agrees to contribute facilities and improvements which exceed the requirements of the County and which advance the provision of desired facilities and improvements within the County.

A Development Agreement approved pursuant to this Chapter and the development authorized therein shall be found by the Board of County Commissioners to be consistent with the Iron County General Plan. An approved Development Agreement may contain, but shall not be limited to the following, as applicable;

- a. A legal description of the lands subject to the Agreement.

- b. The names of all persons and parties having a legal or equitable ownership interest in the lands under the Agreement.
- c. The duration of the Development Agreement.
- d. The uses permitted, including the approval procedures and development requirements and regulations, including lot sizes, maximum densities, building heights, setback, landscaping and parking requirements, and other requirements as required by the Planning Commission or Board of County Commissioners.
- e. A description of the public facilities, amenities and services to be provided, and the date for their provision, and any requirements to ensure the provision of such facilities, amenities and services.
- f. A description of any reservations and dedications, conditions or restrictions necessary to find that the proposed development is consistent with the Iron County General Plan.
- g. A statement indicating the required monitoring of the Agreement and the actions available to the parties thereto to ensure compliance with the terms of the Agreement.
- h. A statement that the rights and obligations of the Development Agreement shall be binding upon all successors in interest to the parties to the Development Agreement.

SECTION 5.0 Monitoring and Enforcement.

The Board of County Commissioners, or the Board of County Commissioners designee(s), shall review all terms and conditions of a Development Agreement at least annually to determine that all requirements of the Development Agreement are being complied with. In the event the Board of County Commissioners, or the Board of County Commissioners designee(s), finds, on the basis of evidence presented, that there has been a failure to comply with the terms of a Development Agreement, the Development Agreement may be enforced under the terms of the Agreement, or as allowed by Federal and State law, or revoked or modified by the Board of County Commissioners upon giving written notice to the parties thereto and providing a public hearing, complying with the notice requirements for an amendment to the Iron County General Plan and Iron County Zoning Ordinance.

SECTION 6.0 Amendment to a Development Agreement.

A Development Agreement may be amended from time-to-time by the mutual consent of the parties thereto. Any amendment to an adopted Development Agreement shall be considered and approved by the Board of County Commissioners by following the procedures and requirements for the adoption of the Development Agreement in the first instance. The Board of County Commissioners shall consider and authorize all Development Agreements, or amendments thereto by Ordinance.

SECTION 7.0 Assignment of a Development Agreement.

A Development Agreement shall provide requirements for the assignment of a Development Agreement. Such requirements shall identify that all proposed assignments of a Development Agreements, including any of its provisions, terms or conditions, shall be subject to review by the Board of County Commissioners. A Development Agreement shall provide that the rights of the County, provided by a Development Agreement shall not be assigned.

SECTION 8.0 Recording.

No later than twenty one (21) days after the adoption by the the Board of County Commissioners and execution of a Development Agreement, or amendments thereto, the County Clerk shall record an original copy of the Development Agreement with the Iron County Recorder. The recorded document shall be considered the original and official Development Agreement. The County Clerk shall provide copies of the recorded Agreement to all parties thereto and maintain a copy in the official records of the County. The applicant for a Development Agreement shall bear any expenses incurred in the recordation of a Development Agreement.

SECTION 9.0 Third Party Rights.

Except as expressly provided, a Development Agreement shall create no rights enforceable by any individual or party, who is not a party to the Development Agreement.

DEVELOPMENT AGREEMENT - HARMONY MOUNTAIN RANCHES :

A development agreement between Iron County and Alfred Puchner representing HMR Development Company, a Utah Limited Liability Company, whose address is 15 Wanderwood Way, Sandy, Utah, 84092 was presented for approval. Commissioner Stowell expressed concern that the Iron County Road Department would be able to complete chip sealing and improvements in six months and recommended that the agreement be changed to “completion within 3 years.

Upon review Section 8 (C) was amended from within 6 months to within 18 months for road improvements. Thereupon Gene Roundy made a motion to approve the agreement as amended and to authorize the Chair to sign in behalf of Iron County. Second was by Dennis Stowell. Voting Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

IHC PRESENTATION :

Craig Smedley, along with members of the Board of Directors and employees of Valley View Medical Center came before the Commission to express support for the construction of a new hospital in Cedar City. After listening to their comments, the Commission expressed their support of the facility also. Apparently the Hospital Board was under the misunderstanding that the County did not support the new hospital. The Commission explained they thought this was a long over-due project. Their concern was with moving services such as the laundry, central supply, food preparation and office billing procedures to Dixie Regional Medical Center in St. George. The Commission further explained that they would like to see the new facility contain enough additional space to accommodate the population growth in Iron County and to provide service which would not necessitate Iron County residents having to travel to St. George for hospital services.

The tax exemption audit procedure was also discussed. The Commission explained that it was premature at this time to discuss this matter and referred the procedure issues to the County Attorney and IHC legal staff.

PERSONNEL - ATTORNEY AGREEMENT :

Scott Burns reported that a Deputy County Attorney is contemplating quitting his position due to the salary he receives. Scott would like to retain the Deputy as he is an excellent attorney. In discussions with Cedar City, a proposal has been made that a new Deputy position be created and shared through an interlocal agreement. This would allow for an increase in salary for the existing Deputy and would also retain a trained employee. The proposed agreement would be for 18 months.

Gene Roundy made a motion to approve the concept of the interlocal agreement as presented and to authorize the County Attorney to draft an agreement for signatures which would include a designation of which entity would actually be the employer paying a salary and benefits. . Second was by Dennis Stowell. Voting Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

PERSONNEL - LANDFILL :

Alan Wade came before the Commission to request approval of hiring Frank Lyle as a landfill worker and to approve credit for his experience with Silver State Disposal in Nevada. This would allow Mr. Lyle to be hired at Grade 12 Step 4. Gene Roundy made a motion to approve the hiring of Mr. Lyle as presented. Second was by Dennis Stowell. Voting Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

LANDFILL - STATISTICAL ANALYSIS :

Alan Wade also discussed statistical analysis services at the Landfill. Under the purchasing policy this service must be put out for bids or proposals. Alan also requested the continued use of ACZ Laboratories to conduct water sampling tests. He explained that they are the only lab available to test for amounts of hazardous materials as required by our landfill permit. Other labs are not able to test to the accuracy required.

Gene Roundy made a motion to approve sending requests for proposals for statistical analysis for a three year period and to authorize the continued use of ACZ Labs if Alan can justify their use under Iron County personnel policy. Second was by Dennis Stowell. Voting Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

UTAH STATE UNIVERSITY EXTENSION SERVICE AGREEMENT :

An agreement for extension educational services which is provided by Utah State University for a period from January 1, 2000 to December 31, 2000 was approved on a motion by Dennis Stowell. Second was by Gene Roundy. Voting Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

RS2477 DOCUMENTATION GRANT - 2000 :

A grant approval for participation in state funding through AGRC to document RS2477 road right of way claims was approved on a motion by Dennis Stowell. Second by Gene Roundy. Voting Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

RS2477 ROAD QUIET TITLE LITIGATION :

A state wide action to define RS2477 road rights of way involving counties and the State of Utah was discussed. In meetings with other Counties, the majority have indicated agreement. Gene Roundy made a motion to authorize Iron County to participate and to appoint Steve Platt as the County liaison in this action. Also to designate the Commission, County Engineer, County Attorney and Clerk as positions to be notified of any actions. Second was by Dennis Stowell. Voting Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

PERSONNEL MATTERS - EXECUTIVE SESSION :

A motion to convene in executive session to discuss personnel items was made by Gene Roundy. Second was by Dennis Stowell. Voting Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

After reconvening in open session, Dennis Stowell made a motion to approve the hiring of Glen Miller as a zoning officer at Grade 9 Step 3. Second was by Gene Roundy. Voting Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

Gene Roundy made a motion to approve the hiring of Ricardo Ramus and Monte Fielding as Corrections Officers at Grade 10 Step 1. Second was by Dennis Stowell. Voting Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

Gene Roundy made a motion to approve the extension of the probationary period for Les Gale as an Appraiser for three months to allow time to participate in Board of Equalization.

Second was by Dennis Stowell. Voting Lois L. Bulloch, Aye; Dennis Stowell, Aye: Gene Roundy, Aye.

CERTIFICATION OF ANNUAL TAX SALE :

Dennis Lowder came before the Commission to report on the results of the Annual tax sale. He explained that one parcel, number 7 on the sale order with property owner Previa Inc. was actually the common area as designated on the plat of Meadowbrook PUD located in Cedar City. Apparently the developer did not properly deed the property to the homeowners as required in the CC&R's and therefore the homeowners in Meadowbrook PUD did not receive notice of the tax sale. The parcel was purchased at the tax sale by Robert Drascovitch and Daniel Semick for \$950.00

Scott Burns gave his opinion that the Commission could withdraw the parcel from sale citing Utah Code Sections 59-2-1351.1(5); 59-2-1350(2); and 59-2-1321. After reviewing all of the options, Gene Roundy made a motion to certify the annual tax sale except for parcel # 7 and to authorize the return of the purchase price of \$950.00 to Robert Drascovitch and Daniel Semick. Second was by Dennis Stowell. Voting Lois L. Bulloch, Aye; Dennis Stowell, Aye: Gene Roundy, Aye.


LAND TRADE - EXECUTIVE SESSION :

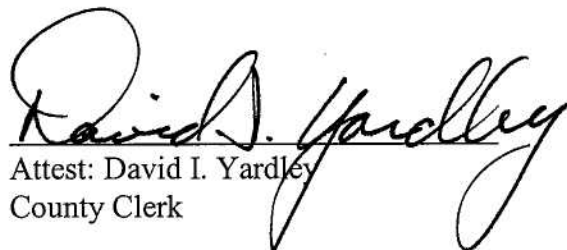
Gene Roundy made a motion to convene in executive session to discuss a land trade proposal. Second was by Dennis Stowell. Voting Lois L. Bulloch, Aye; Dennis Stowell, Aye: Gene Roundy, Aye.

After reconvening in open session, the Commission reported that the County pursue a proposal to trade land surrounding and adjacent to the landfill with Frank Nichols on a value for value deal with no future consideration involved.

APPROVAL OF WARRANTS & ADJOURN :

After the bills were reviewed and approved or rejected, the meeting was adjourned at 4:00 p.m. on a motion by Gene Roundy. Second was by Dennis Stowell. Voting Lois L. Bulloch, Aye; Dennis Stowell, Aye: Gene Roundy, Aye.


Signed, Lois L. Bulloch, Chairman


Attest: David I. Yardley
County Clerk

IRON COUNTY COMMISSION MEETING

June 26, 2000

Minutes of the Iron County Commission meeting convened at 9:00 a.m. June 26, 2000 in Commission Chambers at the Iron County Courthouse, Parowan, Utah.

Officers in attendance included:

Lois L. Bulloch	Commission Chairman
Dennis E. Stowell	Commissioner
Gene E. Roundy	Commissioner
Scott M. Burns	County Attorney
Karen LeFevre	Deputy County Clerk

Also Present:

Dennis A. Lowder	County Auditor
Dennis W. Ayers	County Assessor
Patsy T. Cutler	County Recorder
Merna H. Mitchell	County Treasurer
David W. Benson	County Sheriff
Steve Platt	County Engineer
Chad Nay	Zoning Administrator

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PLEDGE OF ALLEGIANCE :

Those assembled were led in the pledge of allegiance by Dennis Ayers.

APPROVAL OF MINUTES - June 12, 2000 :

Minutes of the Iron County Commission meeting held June 12, 2000, were approved as amended on a motion by Dennis Stowell. Second was by Gene Roundy. Voting: Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

ELECTED OFFICIAL REPORTS :

Sheriff Benson reported that they lost one 1998 car due to tire failure which resulted in a wrecked vehicle. Injuries sustained by the officers were minor. He is asking for restitution from a youth offender who stole the car which led to the pursuit.

The rooster of candidates approved by the Merit Service Commission is nearing completion. The Sheriff stated he is excited with the quality of people that applied. The Sheriff would like to see the Merit Service Ordinance changed so that candidates with POST certification are able to receive more than a five point credit on the overall score. He will make that recommendation to the County Attorney and the Merit Service Commission.

The Sheriff also reported on the storm damage in Cedar City from a thundershower. Heaviest hit was the Cove area. He praised the Search and Rescue for beating him to the scene to help. Many volunteers turned out to sandbag and help property owners that were flooding. The Commissioners also thanked the volunteers and Search and Rescue.

Scott Maxwell recommended that the Elected Officials begin to look at other programs including NGO to provide the software necessary for the Treasurers and Assessors office since PMSI is experiencing difficulty. NGO has offered to come and give a demonstration of their software without charge to the County. Scott will schedule a meeting at a convenient time when the Assessors, Treasurer, Auditor and Recorder can participate.

Scott also reported that he would like to charge \$150.00 per CD to provide a complete list of tax information for a previous year. He will consult with the elected officials on the cost.

Merna Mitchell reported that as a member of the Board of Directors for UAC, she would try to keep the Commission up to date on items that are of interest. She reported on the rural TV situation. A program is progressing in which Translators will be changed to reflect changes mandated by the Federal Communications Commission sale of broadcast bands used by Television. Gene Roundy reported that UAC is coordinating efforts to help rural Counties purchase and install new equipment for the TV translator system.

Dennis Ayers reported on the Assessor's workshop held at Bear Lake. Subsidized housing will have a BOE on July 25, 2000. The Assessor's are reviewing the Charitable exemptions standards to see if they need to be reworded and clarified in state codes.

Patsy Cutler reported that the Recorder's office has just received the State Assessed

parcels Book. She has one person full time checking and making changes to the information submitted to her office. The review of State Assessed parcels should be completed by the deadline.

Dennis Lowder spoke briefly on the public hearing for the 2000 budget that will be held later in the day. He suggested that the Commissioners be thinking about doing away with the Judgement levy for 2000. His opinion is that it costs more to administer the levy than is realized in revenue.

David Yardley Karen LeFevre reported for David Yardley that the primary election is to be held June 27 and the canvass is scheduled for July 3, 2000 at noon. She requested that at least two Commissioners attend the canvass. Commissioners Stowell and Roundy said they would attend the canvass.

Gene Roundy complimented the Iron County employees for being courteous and kind as he went to several offices to obtain information.

A question has been raised as to how fines and bail amounts for traffic tickets are set. The Commission wanted to determine if there is a way to increase the fines and bail schedule in Iron County. They also questioned whether our fines were comparable to other jurisdictions. This is an item to discuss with other counties at the Commissioners workshop.

Dennis Stowell had a letter from UAC explaining that financial help is available to the County to help with funding personnel to map and document existing roads within the County.

Lois Bulloch reported on the Cerro Copper groundbreaking and her visit with the Cerro company officials. She was impressed with the business and feels that Cerro will be a great benefit to our area.

Lois also requested that if any of the officials are aware of an individual or a company that is outstanding in their operation and contribution to rural Utah, that they submit the names to her for possible consideration for statewide recognition.

Lois repeated her sesquicentennial challenge to the elected officials to complete their list of previous office holders for their position by the end of this year.

Lois asked that Tom Barkhume be invited to a Commission Meeting to discuss the use of the Three Peaks area as a four wheeler event site. Also to invite Art Tait to a meeting to discuss issues regarding the Three Peaks area.

LORA TOM - PAIUTE BAND SUBDIVISION :

Lora Tom and Travis Parashonts of the Cedar band of the Utah Paiute Tribe and Philip Leslie of Leslie and Associates, came before the Commission to request that roads within a new tribal subdivision located south of Rainbow Ranchos Subdivision be maintained by the County. They expect that three homes will be built in the 16 lot subdivision within six months. Although County policy requires a 50% occupancy, and a 66 foot road right-of-way with a road built to County standards before maintenance will be approved, in this case an interlocal agreement waiving these requirements can be drafted because the Tribe is a government entity under Federal control. The present plan is to install paved roads within a 60 foot right-of-way.

The Commissioners asked that three questions be researched before an agreement was approved. 1. Can the Tribe deed Iron County the right-of-way for each road? 2. Can the roads be added to our maintenance system and will the County receive Class B road funding?. 3. Is the tribe willing to enter into an interlocal agreement for road maintenance? The matter was tabled until answers to these questions could be answered.

JAIL REIMBURSEMENT CONTRACT :

Sheriff Benson presented a new jail reimbursement contract for signing. The wording is the same as in previous contracts except for the per diem rate which will go from \$37.00 per day to \$43.07 per day for state prisoners housed in the County side of the Iron County/Utah State Correctional Facility. Sheriff Benson made a comment that the bailiff and court Security contracts were increased \$.50 per hour with the increase to pay for radios for use by the bailiff in the courtroom. Dennis Stowell made a motion to authorize Lois Bulloch to sign both the jail reimbursement contract and the bailiff and court Security contract. Second was by Gene Roundy. Voting: Lois Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

EXIT 59 SKATE PARK FUNDING REQUEST :

Ed Weaver, representing the Exit 59 skate park came before the Commission to request that County make a donation of \$4,000 to help with phase II. The Commission reported that requests for funding need to be budgeted. At this time funds are not available. They reported that they would ask the Auditor to include this item in the budget requests this fall for 2001. Mr Weaver reviewed the park status and said that at all times, the park is a busy place and he felt that this is instrumental in keeping youth out of trouble.

MEADOWBROOK COMMON AREAS :

Debbie Forsyth and five other residents of Meadowbrook Subdivision appeared before the Commission to request that as soon as their Homeowners Association is established, that the County deed the common area in Meadowbrook PUD Subdivision to the homeowners association. The common area sold at the annual tax sale because it was in the developers name and he failed to pay the taxes. A motion to deed the common area to the Homeowners Association upon documentation of the establishment of the Homeowners Association was made by Dennis Stowell. Second by Gene Roundy. Voting: Lois Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

PUBLIC HEARING - 2000 BUDGET AMENDMENT :

On a motion by Dennis Stowell, seconded by Gene Roundy, with all in favor, a public hearing on the 2000 budget was opened.

Dennis Lowder, Auditor, explained that an adjustment of the 2000 budget needs to be made to meet the requirements to adopt the certified tax rate. He also recommended removing the Judgement Levy. There were no other public comments made. A motion to adjust the 2000 budget and to eliminate the judgment levy was made by Gene Roundy. Second was by Dennis Stowell. Voting: Lois Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

RESOLUTION 2000-6 BUDGET AMENDMENT :

RESOLUTION 2000-6

A RESOLUTION OF THE IRON COUNTY COMMISSION APPROVING AN AMENDMENT TO THE 2000 IRON COUNTY BUDGET

WHEREAS, Iron County is experiencing growth in new construction and home building; and

WHEREAS, said new growth generates additional tax revenue that was not included in tax revenue calculations; and

WHEREAS, this new growth revenue affects the Certified Tax Rate; now therefore

BE IT RESOLVED that the 2000 budget of Iron County is hereby amended to increase the following funds by the amount indicated:

	2000 Approved Budget	Proposed Amendment	Increase
General Fund	1,655,680	1,674,158	18,478
Multi County A & C	(Not yet calculated)		
County A&C	235,635	237,807	2,172
Sub Total	1,891,315	1,920,850	29,535
Library	92,945	93,764	819
Public Health	99,490	100,558	1,068
Property Tax Total	2,083,750	2,115,172	31,422

BY ORDER OF the Board of Iron County Commissioners this 26th day of June, 2000.

/s/ Lois L. Bulloch
Signed: Lois L. Bulloch, Chair

Attest: /s/ David I. Yardley
David I. Yardley, Clerk

Voting:

Lois L. Bulloch	Aye
Dennis E. Stowell	Aye
Gene E. Roundy	Aye

ECONOMIC DEVELOPMENT AGREEMENT - SMEAD PAPER :

Clark Krause, Iron County Economic Development Coordinator, came before the Commission for approval and signing of an economic development incentive agreement with Smead Paper Company. The Commission questioned why it had taken so long to present the agreement for approval and signatures since Smead has been operating for more than two years.

There has been a change in personnel in the Economic Development Office and apparently it was assumed by the present staff that it had been approved. Upon researching this agreement, it was found that it was never formally adopted. Mr. Krause assured the Commission that all future agreements would be prompt and timely. Dennis Stowell made a motion to approve the agreement and authorize the Chair to sign the agreement between Smead Paper Corporation and Iron County. Gene Roundy seconded the motion. Voting: Lois Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

EMPLOYEE VACATION POLICY :

The Employee Advisory Committee, consisting of Chuck Mitchell, Neil Lewis, Christene Keene, Lorain Olsen, Susan Rollins and Claire Dalton came before the Commission with their report on the proposed employee vacation policy. The new policy will allow an employee to accumulate 320 hrs of vacation, an increase from the current policy of 160 hrs. Gene Roundy made a motion to amend the current vacation policy to conform with the proposed amendment as submitted by the Employee Advisory Committee contingent upon approval of the County Attorney. Dennis Stowell seconded the motion. Voting: Lois Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

Claire Dalton also reported that effective July 1, 2000 a change in the Prescription benefit for covered individuals using diabetic supplies will be allowed to use their card at the time of purchase and not required to be submitted for reimbursement.

EXECUTIVE SESSION - PERSONNEL :

Dennis Stowell made a motion to convene in executive session. Second was by Gene Roundy. Voting: Lois Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

After reconvening in open session, Gene Roundy made a motion to allow extended sick leave for Michael Gibb to recuperate from a broken collar bone. Dennis Stowell seconded the motion. Voting: Lois Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

AGRICULTURAL PROTECTION AREA PUBLIC HEARING :

On a motion by Gene Roundy, a final public hearing for comments on a proposed agricultural protection area for Maxwell Mini-Farms Subdivision was opened. Dennis Stowell seconded the motion. Voting: Lois Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

The Planning and Zoning Commission recommended that agricultural protection for this area be returned to the applicants for more information on the agricultural uses and because all of the property is zoned R-5 which is now a residential zone.

The Agricultural Protection Board submitted a recommendation for approval of the agricultural protection area.

Eleven owners appeared with Brent Johnson acting as spokesman. The owners argued that since agriculture was a permitted use in this zone and that every owner within the subdivision has requested to be included and designated as an agricultural protection zone so that the total acreage exceeds 195 acres. The property is located in an area that could eventually be developed as a commercial zone. The current owners are desirous to keep their rural lifestyle

and to prevent problems when commercial development occurs in the area.

After a lengthy discussion and comments from Chad Nay, zoning officer, and the fact that other R-5 acreage has been accepted as an agricultural protection area. Dennis Stowell motioned that due to the large amount of acreage and the fact that all of the current owners requested agricultural protection area designation, that the Commission approve the Agricultural Protection Area as requested. Second was by Gene Roundy. Voting: Lois Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

FOREST SERVICE ROADLESS AREAS :

Steve Platt, County Engineer, Reed Erickson, County Planner, and Jim Matson, a consultant from Vermillion Services, came before the Commission to discuss the proposed Forest Service policy on roadless areas. Jim Matson explained that the policy is attempting to remove roads from designated areas that the National office determines as "roadless." He advised the Commission to work on the roads that they feel are necessary to maintain. By "brightening", or just doing a little "grading", the road would no longer fall under roadless category. Steve Platt read a statement and comments that he had prepared for the Forest Service meeting to be held Tuesday, June 27, 2000 in the Hunter Conference Center and asked the Commission if they thought it would represent the County's official stand. Dennis Stowell made a motion to accept the statement as written and authorize Steve Platt to present it at the hearing represent the County's official position. The statement is attached as exhibit "A". All Commissioners will attend the hearing by 8:00 p.m. Second was by Gene Roundy. Voting: Lois Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

RESOLUTION 2000-5 RS 2477 QUIET TITLE LITIGATION :

A proposed Resolution was presented for approval authorizing Iron County to participate in a state wide RS 2477 litigation against the Bureau of Land Management to define what roads will be approved as County and State Rights-of-Way. Dennis Stowell made a motion to approve the Resolution as presented and authorize the Chair to sign the Resolution. Second was by Gene Roundy. Voting: Lois Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

The also asked that the County Clerk draft a letter to the Attorney Generals Office with a request that the following people be covered by the umbrella of confidentiality to receive communications regarding the progress of the litigation. The designated personnel are Iron County Commissioners, Lois Bulloch, Gene Roundy and Dennis Stowell, Iron County Clerk David Yardley, Iron County Attorney Scott Burns, and Iron County Engineer Steve Platt.

RESOLUTION 2000-5

A RESOLUTION APPROVING [RATIFYING] EXECUTION OF THE QUIET TITLE LITIGATION AGREEMENT AND THE PLAN FOR R.S. 2477 RIGHTS

RECITALS

WHEREAS, the Utah State Legislature authorized a plan for a good faith, cooperative effort between the state and participating counties for asserting, defending, or litigating state and local government rights under R.S. 2477 that allows a county to formally agree to participate in the plan by adopting a resolution and provides that the state and a participating county are equal

partners in determining litigation strategy and the expenditure of resources with respect to that county's rights under R.S. 2477; and

WHEREAS, it is in the best interests of Iron County that its R.S. 2477 rights are asserted, defended and litigated, as necessary; and

WHEREAS, Iron County has reviewed the Plan for R.S. 2477 Rights and desires to participate in the plan; and

WHEREAS, Iron County has reviewed and desires to execute the Quiet Title Litigation Agreement.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Iron County hereby agrees to participate in the Plan for R.S. 2477 Rights, attached hereto and incorporated herein by this reference.

Iron County hereby approves [ratifies] the execution of the Quiet Title Litigation Agreement.

Iron County hereby appoints Steven R. Platt to serve as its representative for coordination with counsel on the quiet title litigation.

PASSED and **APPROVED** by the Board of Iron County Commissioners this 26th Day of June, 2000.

IRON COUNTY

/s/ Lois L. Bulloch
Lois L. Bulloch, Chair
Iron County Commission

(Seal)

Attest:

/s/ David I. Yardley
David I. Yardley
County Clerk

The vote of the Board of County Commissioners of Iron County was as follows:

	Aye	Nay
Commissioner Lois L. Bulloch	<u> X </u>	<u> </u>
Commissioner Gene E. Roundy	<u> X </u>	<u> </u>
Commissioner Dennis E. Stowell	<u> X </u>	<u> </u>

RS-2477 INVENTORY :

Steve Platt requested that a two member crew be assigned to spend 3-4 days per week inventorying and documenting RS-2477 roads within Iron County. The process will include mapping roads with a Global Positioning Satellite and taking photographs of the existing roads.

The mapping crew will require a vehicle to access the roads. Steve Platt was asked to check with State Surplus to see if they have available 4 wheel vehicles. Eric Jorgensen and a part-time temporary employee will map major roads which meet the RS-2477 designation. Time permitting, minor roads will be documented. The County has received a grant of \$20,000 to help fund this project.

LANDFILL LAND TRADE DISCUSSION :

Alan Wade, the landfill supervisor came before the commission with Steve Platt, County Engineer, to discuss a land exchange involving the landfill. After a lengthy discussion, Lois Bulloch requested that the matter be tabled to allow test holes to be drilled on the property that the County is attempting to acquire. The current property owner will be contacted for permission to drill the test holes.

GARY EDWARDS - PUBLIC HEALTH :

Mr Edwards was not on the agenda but wanted to make the Commission aware that Circle 4 Farms was talking with farmers about subcontracting some finishing barns. They are interested in 10 barns that would hold 2,000 pigs each. Under this system, the Public Health Department and the Department of Environmental Quality would not have any responsibility over the air, water or ground pollution. The Commission thanked Mr. Edwards and took the matter under advisement.

DELINQUENT AMBULANCE BILLING :

Lois Bulloch brought the matter of uncollected ambulance bills. She has received a report from Cindy Robinson on people who have paid or are making payments and individuals who have ignored collection attempts. Dennis Stowell made a motion that authorized Lois Bulloch and Ron Johnson to review the non collected delinquent accounts to prepare a list to send to a collection agency. Gene Roundy seconded the motion. Voting: Lois Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

PRAIRIE DOGS - DALLEY PROPERTY SALE :

Dennis Stowell discussed the proposed sale of the Alan Dalley farm in Parowan Valley to the Nature Conservancy as a prairie dog habitat conservation property. Many question still remain as to who will fund the purchase, and how will payments and management be administered. The Commission also questioned what provisions will be put in place to protect adjacent property owners including a prairie dog proof fence. The Commission requested clarification on procedures that will be followed prior to the County participating or approving this project. Mr. Ted Owens, US Fish and Wildlife and Teresa Bonzo, Utah State Division of Wildlife Resources will be contacted and ask to respond to management questions.

APPROVAL OF WARRANTS & ADJOURN :

After the bills were reviewed and approved or rejected, the meeting was adjourned at 5:40 p.m. on a motion by Dennis Stowell. Second was by Gene Roundy. Voting: Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.


Signed: Lois L. Bulloch, Chairman

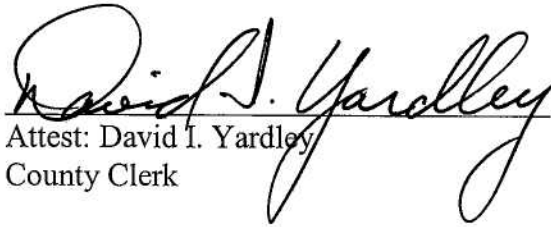

Attest: David I. Yardley
County Clerk

EXHIBIT "A"

NATIONAL FOREST SERVICE
ROADLESS AREA CONSERVATION
STATEMENT FROM IRON COUNTY
PUBLIC HEARING
JUNE 27, 2000 7:00 PM

It is rather ironic that just yesterday the Iron County Commissioners passed the resolution so Iron County now formally becomes a party to the State of Utah and other counties filing suit against the federal government over RS-2477 roads. The State of Utah and the participating counties are equal partners in this effort.

At the present time, Iron County is dealing with a host of Federal issues, including endangered species (prairie dogs), RS2477 roads, wilderness and now roadless area conservation. At times we wonder if the national government really is serving the public on these issues?

Quoting from the Iron County General Plan regarding wilderness designation, "Iron County recognizes the need for wilderness areas within the county lines. A portion of land within the county is designated as wilderness-those areas being Zion National Park, Cedar Breaks National Monument and Ashdown Gorge. **These existing areas satisfy wilderness needs within the county.**"

The wilderness issue is coming down, in many cases, to a roads issue. Is this roadless area conservation just an attempt to make more wilderness?

We don't want more wilderness in Iron County!

Your map I obtained last Thursday showing six (6) roadless areas on the Dixie, immediately east of Cedar City and in Iron County, shows existing roads in a least two (2) of these six (6) areas.

Again, quoting from the Iron County General Plan, "Access and Transportation, Currently within Iron County are many roads, trails, and paths which are used for everything from access to traditional agricultural concerns and livestock movement to timber harvesting to recreation areas. Iron County is committed to maintaining the unrestricted use of those roads, paths, and trails for these and similar activities. These roads, paths, and trails have been identified by the county under the provisions of RS 2477. For more information regarding the preservation of those access ways, please refer to RS 2477 Rights-of-Way page 51, Livestock

Trails Map page 52, and Appendix G, pages 122-129.”

Again quoting from page 29 of the Iron County General Plan

Goal LU8.0 “Maintain and improve the valid existing rights-of-way across public and private lands in accordance with appropriate safety standards and public need.”

Goal LU8.5 **“Iron County shall actively defend** the right to maintain and control all existing paths, roads, and trails, which traverse federal and state lands, as County Rights-of Way under provision of RS 2477.

In any action, quality is the wise choice of the best alternative. It appears to us that a roadless designation takes an alternative off of the table of future decisions. Why take an alternative off of the table? If an area doesn't need a road, simply don't build it. But, don't unnecessarily take the alternative of ever building it off of the table. We can think of a number of reasons why a road may be necessary:.

1. mineral discovery/extraction
 2. fighting fires
 3. timber harvest
 4. control noxious weeds
 5. public safety
 6. water development
 7. hunting and recreation
- and the list goes on.

Can timber be harvested economically in these small areas by helicopter? If it can't be harvested economically, will it just be wasted?

“Waste not, want not!”

In our opinion, it was tragic two weeks ago when Mr. Ron Wilson had to tell the Iron County Commissioners and the mayors from each community in Iron County and others that “Every spruce tree on that mountain is going to die because of the beetle.” Couldn't this have been prevented with appropriate and timely harvesting with roads? Might we see this circumstance again in the future? Will we need roads then?

Generally speaking, we have been able to work productively with local officials i.e., Forest Service, Bureau of Land Management or National Parks. Many times, however, these ideas that come from the upper bureaucratic levels seem and are unreasonable and unproductive.

In summary, we like the present management plan for the Dixie National Forest. It isn't broken and we don't see the need to fix it.

Prior to July 17, 2000 we will be back with additional written comments in reference to our own inventory of roads in these areas.

Thank you,

Iron County Commissioners
Lois L. Bulloch, Chair
Dennis Stowell
Gene Roundy

Statement read by:
Stephen R. Platt, P.E.
Iron County Engineer


REPORT OF CANVASS

2000 PRIMARY ELECTION RETURNS

UNDER THE DATE OF July 3, 2000, the Board of Iron County Commissioners, acting as a Board of County Canvassers, either in person or by delegate, made an examination of the Election Returns as submitted by the Election Judges of the various voting districts and as tabulated by the County Clerks Office, covering the Primary Election held June 27, 2000. This canvass was held in the Commissioners Office in the Commission Room at the Iron County Courthouse, Parowan, Utah, with Commission Chairman Lois L. Bulloch, Commissioner Dennis Stowell present with David I. Yardley, County Clerk and Dennis A. Lowder present.

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

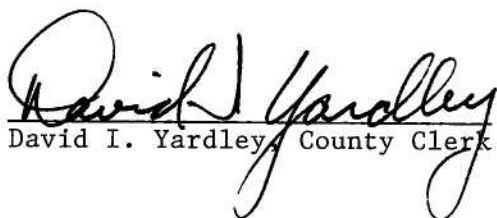
Futhermore, that an abstract of the results covering candidates, and propositions, etc., of greater than local concern, be submitted to the Lieutenant Governor for use in making the State Canvass.


Lois L. Bulloch, Chair


Dennis E. Stowell, Commissioner



ATTEST:


David I. Yardley, County Clerk

PRIMARY ELECTIONS 2000
JUNE 27, 2000

PRECINCT	REGIST. VOTERS	BALLOTS	GOVENOR/LT. GOVENOR		ATTORNEY GENERAL		LOCAL SCHOOL		VERLA JEAN HEDGES
			GLEN P. DAVIS GREG HAWKINS	MICHAEL O. LEAVITT OLENE S. WALKER	FRANK MYLAR	MARK L. SHURTLEFF	#1 STEVE NOLLAN S.GARTH JONES		
BRIAN HEAD	134	7	5	2	2	5	32	199	23
PARAGONAH	303	96	28	64	20	67			
PAROWAN NORTH	967	250	105	136	48	189			
PAOWAN SOUTH	626	142	56	87	38	106			
SUMMIT	127	50	21	27	16	30			
ENOCH 1	824	263	100	159	59	175	32	199	23
ENOCH 2	930	260	85	112	46	120	35	134	28
MIDVALLEY	959	123	54	61	60	44	24	68	25
CEDAR CITY #1	874	124	50	67	41	71			
CEDAR CITY #2	444	96	25	67	30	59			
CEDAR CITY #3	703	149	57	81	49	88			
CEDAR CITY #4	473	190	29	59	29	54			
CEDAR CITY #5	511	105	47	52	45	54			
CEDAR CITY #6	699	106	30	74	23	72	34	49	19
CEDAR CITY #7	530	14	2	3	4	5	2	3	2
CEDAR CITY #8	522	98	29	67	42	49			
CEDAR CITY #9	659	116	20	85	32	75			
CEDAR CITY #10	318	116	15	96	19	81			
CEDAR CITY #11	368	64	13	47	16	39			
CEDAR CITY #12	457	81	16	63	21	54			
CEDAR CITY #13	608	126	27	94	26	89			
CEDAR CITY #14	523	145	30	110	22	110			
CEDAR CITY #15	501	111	26	74	28	69			
CEDAR CITY #16	418	74	29	43	23	39	18	44	10

PRIMARY ELECTIONS JUNE 27, 2000
CONTINUED

PRECINCT	REGIST. VOTERS	BALLOTS	GLEN P. DAVIS GREG HAWKINS	GOVENOR/LT. GOVENOR MICHAEL O. LEAVITT OLENE WALKER	ATTORNEY GENERAL FRANK MYLAR	MARK L. SHURTLEFF	LOCAL SCHOOL #1 STEVE NOLLAN S.GARTH JONES	VERLA JEAN HEDGES
CEDAR CITY #17	555	63	21	36	19	39		
CEDAR CITY #18	601	108	38	69	36	65		
CEDAR CITY #19	598	145	39	102	44	89		
CEDAR CITY #20	564	94	49	35	43	44		
KANARRAVILLE	239	42	14	21	16	24		
NEWCASTLE	153	39	39	28	20	40	11	47 4
BERYL	269	57	27	25	17	34	13	36 5
MODENA	38	14	8	5	6	8	2	4 5

IRON COUNTY COMMISSION MEETING
July 10, 2000

Minutes of the Iron County Commission meeting convened at 9:00 a.m. July 10, 2000 in Commission Chambers at the Iron County Courthouse, Parowan, Utah.

Officers in attendance included:

Lois L. Bulloch	Commission Chairman
Dennis E. Stowell	Commissioner
Gene E. Roundy	Commissioner
David I. Yardley	County Clerk

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Dennis Stowell	1
Gene Roundy	2
Lois Bulloch	2

PLEDGE OF ALLEGIANCE :

Those assembled were led in the pledge of allegiance by Lois Bulloch.

APPROVAL OF MINUTES - June 26, 2000 :

Minutes of the Iron County Commission meeting held June 26, 2000 were approved as amended on a motion by Dennis Stowell Second was by Gene Roundy. Voting: Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

REPORTS :

David Yardley reported that the Primary Election was now completed. Voter turnout was only 21%. This was partly due to having only two state wide races, for Governor/Lt. Governor and Attorney General. There was one local race in School Board Precinct # 1. Results are located in the official canvas report of the election.

Dennis Stowell reported on the SUPAC meeting he attended. Items discussed included off road vehicle use. An advisory committee is being established to provide information regarding ORV use. Dean Bulloch was suggested as the Iron County representative on this committee.

Gene Roundy reported that the jail remodeling project was slowed down waiting for equipment and fixtures. These will be installed as soon as they are available from the manufacturers.

Gene also reported that Mayor Halterman from Parowan City has requested the use of prisoner work crews to help in brush and weed removal at the Parowan Airport in preparation for the air show. The Commission approved the use of the work crew as long as they worked only on airport property or entrance roads.

Lois Bulloch reported that she had attended a hearing on drugs sponsored by Senator Hatch. It was very informative and focused on the problems of illegal drugs in our area. Senator Hatch was presented an award from the Iron Beaver Garfield Drug Task Force for his support of the Task Force efforts in drug control.

PUBLIC HEARING - ORDINANCE 167 - SUBDIVISIONS :

Dennis Stowell made a motion to open a public hearing to receive comments on a draft of a revised Subdivision Ordinance. Second was by Gene Roundy. Voting Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

Bruce Parker presented the draft ordinance and explained differences between the draft and the current ordinance. He also reported that the ordinance has been reviewed by the Planning Commission and the Planning Commission has recommended that the ordinance be adopted. Chad Nay presented a copy of the Planning Commission minutes where they recommended approval. Three parts of the ordinance were presented including definitions, the ordinance language and flow charts to explain the subdivision process.

Dennis Stowell questioned the elimination of the bonding requirements for developers to install improvements such as water systems and streets. Bruce explained that the improvements would be installed after the preliminary plat is approved but prior to final subdivision plat approval. This way before lots could be sold, all of the improvements would be required to be in place. Bruce Parker agreed to add a paragraph outlining bonding requirements and he will provide the wording being added prior to final approval.

There being no further verbal comments, the Commission closed the hearing and authorized the acceptance of written comments for 14 days on a motion by Gene Roundy. Second by Dennis Stowell. Voting Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

1999 INDEPENDENT AUDIT REPORT :

Scott Wilson, representing the firm of Wilson and Company, came before the Commission to present the independent audit report for 1999. The audit noted that the General Fund Balance exceeded the allowable limit however he also noted that this was due to Iron County operating on funds collected in the previous year instead of relying on tax anticipation notes. Scott also complimented the County Auditor, Dennis Lowder, on establishing the "Municipal Service Funds" which are mandated by state law.

Scott explained the GASBY 34 standards requirements which the County will be required

to comply. This is a new federal inventory and accounting standard that public entities will be required to follow.

Gene Roundy made a motion to accept the independent audit report. Second was by Dennis Stowell. Voting Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

BOARD APPOINTMENT - WATER CONSERVANCY DISTRICT :

The Commission appointed Roy P. Urie to the Board of Directors of the Central Iron County Water Conservancy District to fill the unexpired term of Scott Wilson on a motion by Gene Roundy. Second was by Dennis Stowell. Voting Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

The Clerk was asked to write a letter to Mr. Urie informing him of the appointment.

BLM LAND MANAGEMENT PLANNING :

Reed Erickson presented a comment on a draft Land Use Planning Manual and Handbook which strongly subscribes to the mandate and mission of the BLM to preserve open space by managing public lands for multiple uses including outdoor recreation, livestock grazing, and mining and by conserving natural, historical, cultural, and other resources on the public lands. Insuring vehicular access to these lands must be re-established and remain a top priority if multiple use is indeed still the mission of the BLM.

The Comment also recommended local involvement in land use planning and in decisions on BLM decisions that affect local land use concerns and issues.

Dennis Stowell made a motion to adopt the comment as the official statement to the BLM. Second was by Gene Roundy. Voting Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

PRAIRIE DOG ISSUES :

Teresa Bonzo came before the Commission to report on trapping and re-location of non permanent take prairie dogs. Dennis Stowell made a motion that the commission prioritized the take of dogs as follows: 1. Cemeteries. 2. Airports. 3. Individuals with dogs burrowing in their yards. 4. Ball fields. 5. Cedar City golf course. Second was by Gene Roundy. Voting Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

BUILDING DEPARTMENT - VEHICLE REQUEST :

Chad Nay came before the Commission to request authorization to purchase a used Ford Bronco for \$15,900. The purchase is to replace a vehicle that was transferred to the Engineer for use of a crew in mapping and documenting roads on BLM and Forest Service lands. Dennis Stowell made a motion to approve the purchase of the Bronco from Parkway Ford for \$15,900 subject to budget approval by the Auditor. Second was by Gene Roundy. Voting Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

UTAH SUMMER GAMES FUNDING REQUEST :

Steve Ahlgreen representing the Utah Summer Games came before the Commission to request an increase in funding to \$25,000 from the County for the 2001 season. Mr. Ahlgreen

presented figures on the success of the games and the amount of tourist dollars they generate for the County.

The Commission explained that funding of the Summer Games comes from the Transient Room Tax Fund and that any increase in funding should be submitted to the Tourism Board for their approval and recommendation.

ASSESSMENT PROCEDURES :

Dennis Ayers came before the Commission to explain a problem with the definition of erroneous assessments. He explained that the State Tax Commission has issued a clarification that could impact values for prior years in cases where an error was made in figuring improvements or square footage of dwellings. In the past, if the value was not reviewed during Board of Equalization hearings, then in future years no adjustment could be made. This new policy could affect some properties where an error is discovered. No action was required by the Commission at this time.


BOARD APPOINTMENT - PLANNING COMMISSION :

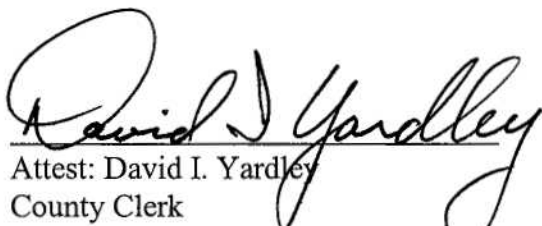
Gene Roundy made a motion to convene in executive session to discuss personnel matters relating to the Planning Commission. Second was by Dennis Stowell. Voting Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

After reconvening in open session, Gene Roundy made a motion to appoint Gary Goodsell to the Planning Commission to fill the unexpired term of Edward Hahne. Second was by Dennis Stowell. Voting Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

APPROVAL OF WARRANTS & ADJOURN :

After the bills were reviewed and approved or rejected, the meeting was adjourned at 12:10 p.m. on a motion by Gene Roundy. Second was by Dennis Stowell. Voting Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.


Signed: Lois L. Bulloch, Chairman


Attest: David I. Yardley
County Clerk

IRON COUNTY COMMISSION MEETING
July 25, 2000

Minutes of the Iron County Commission meeting convened at 9:00 a.m. July 25, 2000 in Commission Chambers at the Iron County Courthouse, Parowan, Utah.

Officers in attendance included:

Lois L. Bulloch	Commission Chairman
Dennis E. Stowell	Commissioner
Scott M. Burns	County Attorney
David I. Yardley	County Clerk

Also Present:

Dennis A. Lowder	County Auditor
Dennis W. Ayers	County Assessor
Merna H. Mitchell	County Treasurer

Absent:

Gene E. Roundy	Commissioner
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SYNOPSIS :

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PLEDGE OF ALLEGIANCE :

Those assembled were led in the pledge of allegiance by Merna Mitchell.

APPROVAL OF MINUTES - July 10, 2000 :

Minutes of the Iron County Commission meeting held July 10, 2000 were approved as amended on a motion by Dennis Stowell. Second was by Lois Bulloch. Voting: Lois L.

Bulloch, Aye; Dennis Stowell, Aye:

ELECTED OFFICIALS REPORTS :

Merna Mitchell reported that UAC was offering basic computer training for members that would like to attend. Classes will be conducted at the Association offices in Salt Lake City. The classes will cover basic use such as word processing and spread sheets.

Merna reported that a settlement agreement has been reached with Union Pacific RR for 1995 through 1998 tax years. Final impacts to counties is not known at this time, however it will result in refunds to UPRR.

Dennis Lowder reported that the Auditor's office is preparing to print disclosure notices. There are still some software problems because of a new mailer format. Once the problems are corrected, printing should be faster because the notices will only be printed on one side. Tax rates for the County are down slightly. The School District rate is higher and Brian Head rate is higher. The other municipalities are all either the same or lower.

The use of hearing officers to hear Board of Equalization (BOE) appeals was discussed along with BOE hearing dates. The Commission decided to use a hearing officer on a trial basis this year along with setting BOE dates of August 28 and September 11. Other times may be scheduled as needed.

Scott Burns reported that Mary-Kathleen Wolsey has submitted her letter of resignation to accept employment in Summit County. Joseph Jackson, Fifth Judicial District Juvenile Judge will be retiring on Jan 1, 2001.

Dennis Stowell reported that the County and Parowan City will conduct a week long celebration between January 8 and 17, 2001 at the Heritage Park in Parowan to commemorate the one hundred fiftieth anniversary of the pioneers establishing the settlement of the County of the Little Salt Lake which was later changed to Iron County and Parowan City.

Lois Bulloch discussed a contract with airlines for tickets. She said that Southern Utah University participates and the cost for a round trip is about \$135.00 to Salt Lake.

Lois reported on a spaceport meeting she attended. Planning for the spaceport has been placed on hold at this time until progress is made by Lockheed Martin in the development of the space craft they are designing. The group is looking to focus efforts in development of hydrogen and other natural gases near the Roosevelt Hot Springs area of Beaver County.

JAIL CONTRACT NEGOTIATIONS :

Dennis Stowell made a motion to convene in executive session to discuss pending contract negotiations with State Corrections. Second was by Lois Bulloch. Voting: Lois L. Bulloch, Aye; Dennis Stowell, Aye.

After reconvening in open session, the Commission reported that negotiations were continuing and Scott Burns was requested to submit amendments to James Beetle for State Dept of Corrections review and approval. Upon completion of negotiations, the matter will be placed on the agenda for approval.

PERSONNEL :

Claire Dalton came before the Commission to discuss several personnel matters. First, a request has been made to grant additional vacation hours to several deputies that were in service

prior to 1998. Their contention is that former sheriff Ira Schoppmann improperly withheld crediting vacation hours for the first two years of service. The Commission took no action on the request at this time to gather additional information.

Claire discussed uniform allowance for Corrections Officers and Sheriff's Deputies that are hired in mid year. She suggested that a full year uniform allowance be given with the understanding that if the officer did not stay for the full year they would be required to reimburse the County for the unearned portion of the allowance. The Sheriff and the Jail Supervisor are to submit a budget change request to the Commission for approval.

Claire discussed the County military leave policy. Our policy is seriously outdated and needs to be revised. Areas that need to be addressed include long and short term absence, tracking of days utilized, pre-notification and approval of supervisors and commission and pay status during military leave.

PERSONNEL - DEPUTY AUDITOR :

A motion was made by Dennis Stowell to approve the hiring of Dianne Tripp as a part time Deputy Auditor effective immediately through October 1, 2000. At that time she is approved for full time employment. Second was by Lois Bulloch. Voting: Lois L. Bulloch, Aye; Dennis Stowell, Aye.

PERSONNEL POLICY CHANGE - ANNUAL LEAVE ACCRUAL :

Claire Dalton presented an amended annual leave accrual policy for approval. The policy was distributed to each County Department and the County Attorney for their review. No negative comments were received and the County Attorney recommended approval.

Dennis Stowell made a motion to approve the annual leave policy as presented. Second was by Lois Bulloch. Voting: Lois L. Bulloch, Aye; Dennis Stowell, Aye.

Annual Leave Section B amended to read as follows:

B. No more than 20 days of annual leave may be taken in any calendar year without the approval of the department head but no more than 40 days of annual leave can be taken in any calendar year. In no instance will annual leave be granted unless it been previously earned. Beginning in 2001, no accrual of over 320 hours will be allowed and up to that number of hours will be paid at retirement or termination. An exception will be made for those employees with an excess of that amount on January 1, 2001. Any employee with over 320 hours will be held to that maximum amount and cannot accrue any additional hours. If on January 1st of any succeeding year any employee who exceeded 320 hours is below their maximum established on January 1, 2001, that number of hours will become their new maximum to carry and they will not be able to accrue over the new maximum. An accurate record shall be kept of all employees and any hours in excess of the maximum assigned or of 320 in the case of employees with less than that amount on January 1, 2001, will be dropped in January of each year. Any employee carrying a maximum accrual over 320 hours from January 1, 2001, will be dealt with on a case-by-case basis at the time of retirement or termination.

NEWCASTLE FIRE DEPARTMENT - PAGER REPLACEMENT :

David Yardley reported that one of the pagers belonging to the Newcastle Fire

Department had been stolen. Replacement cost for a pager would be about \$400.00 which is below the deductible on the insurance. The Commission suggested that Wayne Peterson check with Sheriff Benson and Ron Johnson, Ambulance Director, to see if they had a surplus pager in their department that could be re-programed for the Newcastle Fire Department.

BUREAU OF LAND MANAGEMENT - ART TAIT :

Art Tait, acting regional director of the Bureau of Land Management came before the Commission to discuss the Three Peaks area. The Commission expressed interest in expanding the Three Peaks area from the existing 155 acres. Art Tait responded that the BLM was willing to look at a proposal under a Recreational and Public Purpose lease, however other uses of the area would need to be considered including use by livestock permittees.

The Commission also asked about prohibiting shooting in the Three Peaks area. Mr. Tait explained that in the original lease agreement, Iron County agreed to prohibit shooting within ½ mile of the existing 155 acre park. The BLM would not only support a no shooting zone as agreed but encouraged the County to adopt and enforce the no shooting zone. Mr. Tait also suggested that this could include an area around the archery range located in Cedar Canyon. The Commission agreed to adopt a resolution describing the no shooting zones.

ROADS - CRAIG JOHNSON DAIRY :

Craig Johnson, owner of a dairy located approximately 1 mile from the Kane Springs Road north of Parowan, came before the Commission to request that the road from Kane Springs to their dairy be improved and placed on the County road system so that the school bus could come to the dairy to pick up the students. It would also help in getting the milk trucks and other traffic involved with the dairy in and out. School Board representatives explained to the Commission that in order to justify a school bus stop a minimum of ten students needed to be picked up. The Johnson dairy would not qualify for a pickup.

The County Engineer also explained that it has been the policy of Iron County not to designate dead end county roads that benefit only one business or farm. The County Attorney also expressed concern with the precedent this would set for other businesses and farm in the County. No action was taken on the request at this time.

TOM BARKUME - 4X4 ROCK CRAWLER EVENT :

The Commission invited Tom Barkume in to discuss the rock crawling event staged at the Three Peaks area earlier in the spring. The Commission explained to Mr. Barkume their concern with coordinating services at the event considering the number of people present. Some concerns included law enforcement, crowd control, sanitation facilities, and the establishment of new trails and roads.

Mr. Barkume explained that the event had drawn a larger crowd than they had anticipated. He estimated 2,000 people were present on Friday and 8,000 on Saturday. This was a larger crowd than was expected, however the Sheriff's Search and Rescue personnel were on site to help with crowd control and parking. The rock crawler group had national coverage for the event and it is expected that they will be back next year. In the future more coordination will be done and the group pledged to cooperate fully with County concerns.

BOARD OF EQUALIZATION - SUBSIDIZED HOUSING :

Dennis Stowell made a motion to convene as a Board of Equalization to hear a valuation appeal for subsidized housing in Cedar City. Second was by Lois Bulloch. Voting Lois L. Bulloch, Aye; Dennis Stowell, Aye.

Dennis Ayers explained the properties involved included Kennington Place and Canyon View Apartments in Cedar City. The owners or their representatives have never submitted material supporting their contention that the valuation was too high on the properties. No one appeared representing the property owners.

Dennis Stowell made a motion to leave the value as determined by the Assessor and to reconvene in open session. Second was by Lois Bulloch. Voting Lois L. Bulloch, Aye; Dennis Stowell, Aye.

BUILDING INSPECTION CONCERNS - EXECUTIVE SESSION :

Dennis Stowell made a motion to convene in executive session to discuss contract concerns with Paragonah Town regarding building inspection concerns. Second was by Lois Bulloch. Voting Lois L. Bulloch, Aye; Dennis Stowell, Aye.

The Commission reported after reconvening in open session that procedure for issuing building permits in flood zones was discussed. The matter was taken under advisement to gather more information. The matter was referred to Chad Nay, Connie Robinson, Justin Wayment, and Margery Cipcar to determine if a solution could be found for allowing a basement or storage room to be built in a designated flood zone.

BRIAN HEAD FIRE DEPARTMENT BUDGET REPORT :

Wade Carpenter, representing Brian Head Fire Department came before the Commission to present their proposed budget for 2000/2001. Their proposed budget is slightly lower than last year going from \$60,849 to \$59,540. He explained what the funds were to be used for and requested County support of their attempt to improve their emergency response into surrounding County areas, especially with their search and rescue unit. The Commission explained their concern with the rising County share of fire control. They explained to Mr. Carpenter that they would like to collect information on fire runs for vehicles and the Commission would like a detailed log of all County fire runs. Their budget request was taken under advisement for consideration in the budgeting process.

DIVISION OF WILDLIFE RESOURCES - JIM GUYMON :

Jim Guymon, regional director of the State Division of Wildlife Resources came before the Commission to seek support of a land exchange between the Bureau of Land Management and the State Institutional Trust Lands for Section 1, Township 37 South, Range 13 West, SLB&M located west of Quichipa Lake and bordering the Bumble Bee deer unit. The proposal would include the sale of the section to a wildlife group who would then enter into a conservation easement to maintain the area as critical winter habitat for deer.

Mr. Guymon explained that DWR was not interested in becoming land owners, however it is important to keep this area open to provide winter feed for deer and to provide access to adjacent forest service lands.

Dennis Stowell made a motion to support DWR's efforts to maintain Section 1, Township 37 South, Range 13 West, SLB&M as critical deer habitat and to authorize the County Clerk to draft a letter stating the County's position. Second was by Lois Bulloch. Voting Lois L. Bulloch, Aye; Dennis Stowell, Aye.

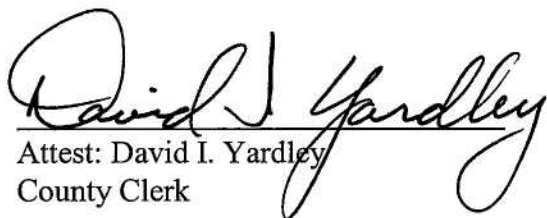
PRAIRIE DOG HABITAT PURCHASE _____ :

The Division of Wildlife Resources is applying for \$44,000 from the Habitat Mitigation Fund to purchase the Alan Dalley farm in Parowan valley as prairie dog habitat. The County would also participate along with the Federal Fish and Wildlife Service. Dennis Stowell made a motion to support the application for funding this purchase and authorize the Commission Chair to sign a letter of support. Second was by Lois Bulloch. Voting Lois L. Bulloch, Aye; Dennis Stowell, Aye.

APPROVAL OF WARRANTS & ADJOURN _____ :

After the bills were reviewed and approved or rejected, the meeting was adjourned at 4:00 p.m. on a motion by Dennis Stowell. Second was by Lois Bulloch. Voting Lois L. Bulloch, Aye; Dennis Stowell, Aye.


Signed: Lois L. Bulloch, Chairman


Attest: David I. Yardley
County Clerk

IRON COUNTY COMMISSION MEETING
August 14, 2000

Minutes of the Iron County Commission meeting convened at 9:00 a.m. August 14, 2000 in Commission Chambers at the Iron County Courthouse, Parowan, Utah.

Officers in attendance included:

Lois L. Bulloch	Commission Chairman
Dennis E. Stowell	Commissioner
Gene E. Roundy	Commissioner
Scott M. Burns	County Attorney
David I. Yardley	County Clerk

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PLEDGE OF ALLEGIANCE :

Those assembled were led in the pledge of allegiance by Sheriff David Benson.

APPROVAL OF MINUTES - July 25, 2000 :

Minutes of the Iron County Commission meeting held July 25, 2000 were approved as amended on a motion by Dennis Stowell. Second was by Gene Roundy. Voting: Lois L.

Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

ELECTED OFFICIALS REPORTS _____ :

Gene Roundy reported that the Southwest Center received the independent audit report in which no major concerns were noted. The proposed budget request for Southwest Center will be increased approximately \$1,700.00 for FY 2000/2001.

Gene reported that he had attended the National Association of Counties convention and his name was submitted to represent Iron County and Utah as a member of the NACo Public Lands Subcommittee. The Commission gave their support of the appointment which will be made by the Utah Association of Counties.

Dennis Stowell reported that in meetings with UDOT the North Cedar Interchange realignment project appears to be about two million over budget. The project will be modified to comply with funding appropriations. Highway 56 is scheduled to be widened to five lanes to the Iron Springs Road. UDOT is also proposing to realign the Y to make two square intersections, one at 5300 West and the proposed CERRO Copper Road and the second would realign the Iron Springs, WECCO road to 5700 West. This will be an area considered for future traffic lights. Iron County's share of the realignment cost would be approximately \$100,000. The alignment should also be considered when looking at a proposed route for a highway from the Kanarrville exit to SR 56.

Dennis also reported that the State/Counties lawsuit to define RS-2477 road rights-of-way have requested a list of at least twenty roads within each County to be used in the case. Steve Platt, Neil Forsyth and the GIS department will work together to gather data and formulate a list for consideration by the Commission.

Scott Burns reported that Mary Wolsey has tendered her resignation as a Deputy County Attorney. She has accepted employment with Summit County and will be leaving the area. The advertising process will begin for a new attorney or an attorney may be selected from the list used to select an attorney to share between the County and Cedar City.

Lois Bulloch reported that Scott Burns has reviewed the interlocal agreement between Iron, Beaver and Millard County to determine if it allows the entities to pursue other projects besides the space port project. The agreement is general enough that other projects may be pursued, however if one county decides not to participate, they may withdraw.

Lois also reported that the group home ordinance is proceeding through the Planning Commission for their approval and recommendation to the County Commission.

ZONE CHANGE - CEDAR RACEWAY - A-20 TO C _____ :

A zone change request by Marlene Evans to zone a parcel of ground south of Cedar City along the old tipple road from A-20 to C was presented by Chad Nay and Reed Erickson. The property is being used as a motocross track.

Gene Roundy made a motion to approve the proposed zone change from A-20 to C on the following described parcels:

Parcel 1:

Beginning at a point which is situated South 89°45'20" West along the section line 1,529.91 feet and North 9°26'06" East 3,009.76 feet from the Southeast corner of Section 32, Township 36 South, Range 11 West, SLB&M; thence South 89°53'27" West 1634.12 feet to the North-South quarter section line of said Section 32; thence North 0°17'11" West along quarter section line 237.05 feet; thence South 89°56'08" East 24.41 feet; thence North 58°44'57" East 66.75 feet; thence North 23°29'29" East 35.71 feet; thence North 4°24'53" East 39.71 feet to the Southerly right of way line of old highway 91; thence along the Southerly right of way line as follows: North 83°52'47" East 196.21 feet; thence North 79°32'32" East 49.21 feet; thence around the arc of a curve to the left with a radius of 1650.00 feet a distance of 379.45 feet (the chord of said curve bears North 62°48'22" East 298.04 feet); thence North 59°14'46" East 266.34 feet; thence South 9°26'06" West 912.46 feet to the point of beginning. Containing 19.96 acres m/l.

Parcel 2:

Beginning at a Point South 89°45'20" West along the section line 1529.91 ft and North 9°26'06" East 1860.26 feet from the Southeast corner of Section 32, Township 36 South, Range 11 West SLB&M; thence South 89°53'27" West 1440.02 feet to the North-South 1/4 section line of said section 32; thence North 0°17'11" West along the section line 584.67 ft; thence North 89°53'27" East 1540.13 feet; thence South 9°26'06" West 592.88 feet to the point of beginning. Containing 20.0 acres m/l.

Second was by Dennis Stowell. Voting: Lois L. Bulloch, Aye; Dennis Stowell, Aye: Gene Roundy, Aye.

DENNIS MOSER AREA HEALTH EDUCATION :

Dennis Moser came before the Commission to request support of a request being submitted to the Legislature for funding of the Area Health Education Center (AHEC). The purpose of the center is to promote health occupation training for rural youth in Utah. The focus is to get young people to follow a career path into health services in rural areas. Utah is facing shortages in all areas of the medical field in rural areas. AHEC will be seeking support from UAC during the upcoming legislature. The commission thanked Mr. Moser for his presentation and will have a representative in the Health and Human Services subcommittee at the annual convention of UAC.

PERSONNEL - APPROVAL OF NEW SHERIFF'S DEPUTIES :

Sheriff Benson presented David Mitchell and Ross Drishinski to the Commission for approval as Deputy Sheriff's. David Mitchell has been working part time for Parowan City and Brian Head. Ross Drishinski has five years experience in Montana. Gene Roundy made a motion to approve the hiring of the two new deputies. Second was by Dennis Stowell. Voting: Lois L. Bulloch, Aye; Dennis Stowell, Aye: Gene Roundy, Aye. David Yardley then swore the new officers in as Sheriff's Deputies.

PERSONNEL - EXTENDED SICK LEAVE :

Sheriff Benson also discussed the need for extended sick leave for Steve Cantonwine because of surgery. Deputy Cantonwine has sufficient sick leave days to cover his absence. Gene Roundy made a motion to approve the extended sick leave as requested. Second was by Dennis Stowell. Voting: Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

Alan Wade appeared to request extended sick leave for Neal Lewis as prescribed by his doctor. Neal requested four weeks leave under the Family Medical Leave Act. Gene Roundy made a motion to approve the leave as requested. Second was by Dennis Stowell. Voting: Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

PERSONNEL MATTERS - EXECUTIVE SESSION :

Gene Roundy made a motion to convene in executive session to discuss personnel matters. Second was by Dennis Stowell. Voting: Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

After reconvening in open session the Commission reported on errors in time accounting for annual leave time for four Sheriff's Deputies under former Sheriff Ira Schoppmann. Gene Roundy made a motion to approve 80 hours of annual leave for Chuck Mitchell, James Green, Rick Evans and Ron Gardner Second was by Dennis Stowell. Voting: Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

CIRCLE 4 FARMS - CONTRACT FARMING OPERATIONS :

Brian Mauldin representing Circle Four Farms came before the Commission to explain contract farms. Circle Four would like to contract with local farmers to operate smaller finishing units. They could use ten units with up to three barns at a location. Each barn would be capable of handling up to 2,100 head. The contract units would be required to obtain waste permits just as the larger units Circle Four now operates.

For economy reasons, the contract farms would need to be located within a 75 mile radius of the Milford feed mill and within the Iron, Beaver, Millard County area. Circle Four has reduced their mortality rate and increased their litter size resulting in a surplus of 1,200 to 2,000 feeder pigs per week.

John Keeler, representing the Utah Farm Bureau voiced his support allowing local farmers that meet the criteria for siting such farms and the opportunity to participate in this type of venture. He explained that modern agriculture requires the efficiency this type of operation generates to compete and be successful in maintaining family farms.

COURTHOUSE COMPUTER SYSTEM :

Scott Maxwell reported that Tiberon had purchased the assets of Progressive Solutions Incorporated (PSI) and they have hired the former employees of PSI. Tiberon is offering a 18 month contract for service of the software developed by PSI at a 30% increase in current costs. Tiberon will not assume or honor any maintenance contract entered by PSI. The Commission stated that they were not willing to enter into a 18 month contract, however if a month to month agreement could be reached, the County will stay at least through the end of this year.

Scott requested permission to travel to other counties not using PSI software to see if there is a better solution to software upgrades and development than those offered by PSI and Tiberon. The Commission approved travel as necessary to evaluate software programs in use by other counties on a motion by Dennis Stowell. Second was by Gene Roundy. Voting: Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

INTERLOCAL AGREEMENT FOR CEDAR CITY/IRON COUNTY ATTORNEY:

Scott Burns presented an interlocal agreement between Iron County and Cedar City for sharing an attorney. Each will share in the cost fifty percent. The attorney will share time on an equal basis. Each entity will have the option of hiring the attorney full time if an opening becomes available. Gene Roundy made a motion to approve the interlocal agreement as presented. Second was by Dennis Stowell. Voting: Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

LANDFILL PROPERTY TRADE DISCUSSION :

Frank Nichols, Steve Platt and Alan Wade came before the Commission to discuss a proposed land exchange. The proposal presented would deed to Frank Nichols 73.9 acres and the County would be deeded 191.4 acres, a difference of 117.5 acres which the County would purchase at \$600 per acre. Buffer zone requirements around the landfill pit were discussed. Because of some concern about the size of the buffer needed, Scott Burns requested time to research the buffer zone issue. The matter was tabled to allow the County Attorney the time requested to research the issue.

EXTENSION SERVICE OFFICE SPACE :

Kathy Riggs and Chad Reid came before the Commission to discuss the need for additional office space for the Extension Service. Kathy explained that the programs they sponsor are expanding and additional people will be working in their offices. The need for additional conference area was also discussed. The Commission tabled action on this item to study the possibility of expanding work space into one of the conference areas of the first floor of the Office Building. Contracts with the State Agencies now occupying the space will need to be reviewed before action can be taken.

RESOLUTION 2000-7 - FIRE STATION - MBA AUTHORIZATION :

A RESOLUTION OF THE COUNTY COMMISSION OF IRON COUNTY, UTAH, AUTHORIZING AND APPROVING THE EXECUTION OF AN ANNUALLY RENEWABLE LEASE AGREEMENT DATED AS OF AUGUST 1, 2000 BY AND BETWEEN SAID COUNTY AND THE MUNICIPAL BUILDING AUTHORITY OF IRON COUNTY, UTAH (THE "AUTHORITY"); AUTHORIZING THE EXECUTION BY SAID COUNTY OF A GROUND LEASE AND AUTHORIZING THE ISSUANCE AND SALE BY SAID AUTHORITY OF ITS LEASE REVENUE BONDS, SERIES 2000, IN THE AGGREGATE PRINCIPAL AMOUNT OF \$150,000; AUTHORIZING THE EXECUTION BY THE AUTHORITY OF A MASTER RESOLUTION, A GROUND LEASE, SECURITY DOCUMENTS, AND OTHER DOCUMENTS REQUIRED IN CONNECTION THEREWITH; AUTHORIZING THE FINANCING OF CONSTRUCTION OF A FIRE STATION AND RELATED IMPROVEMENTS; AUTHORIZING THE TAKING OF ALL OTHER ACTIONS NECESSARY TO THE CONSUMMATION OF THE TRANSACTIONS CONTEMPLATED HEREBY; AND RELATED MATTERS.

WHEREAS, Iron County, Utah (the "County") is a body corporate and politic duly and regularly created, established, organized and existing under and by virtue of the Constitution and laws of the State of Utah; and

WHEREAS, the County has previously authorized and directed the creation of the Municipal Building Authority of Iron County, Utah (the "Authority") pursuant to the provisions of a Resolution adopted on April 12, 1982 (the "Creating Resolution"); and

WHEREAS, pursuant to the direction of the County Commission (the "Commission") contained in the Creating Resolution, the Authority has been duly and regularly created, established and is organized and existing as a nonprofit corporation under and by virtue of the provisions of the Constitution and laws of the State of Utah, including, in particular, the provisions of the Utah Nonprofit Corporation and Co-operative Association Act, Title 16, Chapter 6, Utah Code Annotated 1953, as amended (the "Nonprofit Corporation Act"), and the Utah Municipal Building Authority Act, Title 17A, Chapter 3, Part 9, Utah Code Annotated 1953, as amended (the "Utah Municipal Building Authority Act" and collectively with the Nonprofit Corporation Act, the "Acts"); and

WHEREAS, under the Articles of Incorporation of the Authority (the "Articles") the objects and purposes for which the Authority has been founded and incorporated are to acquire, improve or extend one or more projects and to finance their costs on behalf of the County in accordance with the procedures and subject to the limitations of the Utah Municipal Building Authority Act in order to accomplish the public purpose for which the County exists; and

WHEREAS, the County desires to lease, as lessee, on an annually renewable basis, a building to be used as a fire station, together with related improvements (the "Project") to be used by the County in the performance of its public purposes; and

WHEREAS, the Authority desires to lease the Project, as lessor, on an annually renewable basis, to the County, as lessee; and

WHEREAS, the estimated costs of construction of the Project, including a certificate of the engineer/architect setting forth the estimated useful life of the Project have been submitted to the County; and

WHEREAS, the County has determined that the cost of construction of the Project is not less than the fair market value of the Project; and

WHEREAS, the County authorizes and approves the execution of a Lease Agreement between the County and the Authority, authorizes the issuance and sale by the Authority of its Lease Revenue Bonds, Series 2000 (the "Series 2000 Bonds") the execution of a Master Resolution, the Ground Lease and Security Documents herein described, and other documents required in connection therewith, and authorizes the financing of the Project; and

WHEREAS, the Project will be leased to the County, as lessee, on an annually renewable basis by the Authority, as lessor, pursuant to the terms and provisions of that certain Lease Agreement, to be dated as of August 1, 2000, in substantially the form presented to this meeting and attached hereto as Exhibit "A" (the "Lease Agreement") and herein authorized and approved; and

WHEREAS, the County desires to lease, as lessor, its interest in the real property upon which the Project will be constructed to the Authority, as lessee, pursuant to the terms and provisions of that certain Ground Lease (the "Ground Lease") to be dated as of August 1, 2000, in substantially the form presented to this meeting and attached hereto as Exhibit "B" and herein authorized and approved; and

WHEREAS, the Authority desires to issue its Lease Revenue Bonds, Series 2000 in the total principal amount of \$150,000 pursuant to the provisions of a Master Resolution to be dated as of August 1, 2000 in substantially the form presented to this meeting and attached hereto as

Exhibit "C" (the "Master Resolution") and herein authorized and approved; and

WHEREAS, the Authority proposes to secure its payment obligations under the Series 2000 Bonds by executing a Leasehold Deed of Trust, Assignment of Rents and Security Agreement and financing statements with respect to the Project and an Assignment of Ground Lease in substantially the form presented to this meeting and attached hereto as Exhibit "D" (the "Security Documents") for the benefit of the holders of the Series 2000 Bonds; and

WHEREAS, the Authority adopted a resolution on August 14, 2000 (the "Authorizing Resolution"), which authorized and approved the execution of the Lease Agreement, the issuance and sale by the Authority of its Series 2000 Bonds, the execution of the Master Resolution, the Ground Lease, Security Documents and other documents required in connection therewith, and the financing of the construction of the Project; and

WHEREAS, the Series 2000 Bonds shall be payable solely from the rents, revenues and other income derived by the Authority from the leasing of the Project to the County on an annually renewable basis, and shall not constitute or give rise to an obligation or liability of the County or constitute a charge against its general credit or taxing powers; and

WHEREAS, the County desires to improve and promote the local health and general welfare of the citizens of the County by entering into the Lease Agreement; and

WHEREAS, the Authority has negotiated the purchase of the Series 2000 Bonds with the State of Utah Permanent Community Impact Fund Board (the "Purchaser"); and

WHEREAS, the Purchaser has offered to purchase the Series 2000 Bonds at a purchase price of \$150,000; and

WHEREAS, under the Articles, the Authority may not exercise any of its powers without prior authorization by the governing body of the County and, therefore, it is necessary that the Council authorize certain actions by the Authority in connection with the transactions contemplated by the Lease Agreement, the Ground Lease, the Master Resolution, the Series 2000 Bonds and the Security Documents; and

WHEREAS, the Chair of the County (the "Chair") and other officials of the County have presented the Lease Agreement and the Ground Lease to the Commission for the purpose of obtaining the approval of the Commission of the terms and provisions thereof and for the purpose of confirming the execution thereof as the official act of the Commission; and

WHEREAS, the County authorizes and approves the execution of the Ground Lease and the Lease Agreement between the County and the Authority, the issuance and sale by the Authority of its Series 2000 Bonds, the execution of the Master Resolution, and Security Documents as herein described, and other documents required in connection therewith, and authorizes the financing of the Project.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNTY COMMISSION OF IRON COUNTY, UTAH AS FOLLOWS:

Section 1. All action heretofore taken (not inconsistent with the provisions of this Resolution or the Creating Resolution) by the Commission and by the officers of the County directed toward the creation and establishment of the Authority and the leasing of the Project by the County are hereby ratified, approved and confirmed.

Section 2. The Council hereby approves the estimated costs of construction of the Project and finds and determines, pursuant to the Constitution and laws of the State of Utah, that (i) the cost of construction of the Project is not less than the fair market value of the Project, and (ii) the leasing of the Project under the terms and provisions and for the purposes set forth in the Lease Agreement and the other documents, instruments and conveyances hereinafter approved and authorized, is necessary, convenient and in furtherance of the governmental and proprietary

purposes of the County and is in the best interest of the citizens of the County, and the Council hereby authorizes the financing of the Project by the Authority in accordance with the provisions of the Master Resolution, the leasing of the Project to the County by the Authority in the manner provided in the Lease Agreement, the leasing of the Project Site by the County to the Authority in the manner provided in the Ground Lease, and the delivery of the Security Documents.

Section 3. The Lease Agreement in the form presented to this meeting and attached hereto as Exhibit "A" is in all respects approved, authorized and confirmed and the Chair is authorized to approve the final terms thereof and to execute and deliver the Lease Agreement in the form and with substantially the same content as set forth in Exhibit "A" for and on behalf of the County. The appropriate officials of the Authority are authorized to approve the final terms and to execute the Lease Agreement on behalf of the Authority in the form and with substantially the same content as set forth in Exhibit "A" for and on behalf of the Authority.

Section 4. The Ground Lease in the form presented to this meeting and attached hereto as Exhibit "B" is in all respects approved, authorized and confirmed and the Chair is authorized to approve the final terms thereof and to execute and deliver the Ground Lease in the form and with substantially the same content as set forth in Exhibit "B" for and on behalf of the County. The appropriate officials of the Authority are authorized to approve the final terms and to execute and deliver the Ground Lease on behalf of the Authority in the form and with substantially the same content as set forth in Exhibit "B" for and on behalf of the Authority.

Section 5. The appropriate officials of the Authority are authorized to execute and deliver the Master Resolution and the Security Documents in the forms and with substantially the same content as set forth in Exhibits "C" and "D", respectively, for and on behalf of the Authority.

Section 6. The Authority is authorized to issue the Series 2000 Bonds in the aggregate principal amount of \$150,000 at a purchase price of 100% of its par amount. The Series 2000 Bonds shall be dated as of their delivery date and, except as otherwise provided in the Master Resolution, the Series 2000 Bonds shall bear no interest. The Series 2000 Bonds shall be payable in annual installments on July 1 of each year, commencing July 1, 2001, in accordance with the Master Resolution.

The President and Chair (the "President/Chair") of the Commission (the "Governing Council") of the Authority is hereby authorized, on behalf of the Authority, to award the sale of the Series 2000 Bonds to the Purchaser. The approval of the Authority shall be evidenced by the President/Chair of the Governing Council's execution of the Master Resolution and the Security Documents, the forms of which have been approved herein.

The form, terms and provisions of the Series 2000 Bonds and the provisions for the signatures, authentication, payment, registration, transfer, exchange, redemption and number shall be as set forth in the Master Resolution in the form to be executed by the Authority. The Series 2000 Bonds shall mature prior to the expiration of the estimated useful life of the Project. The President/Chair of the Governing Council of the Authority is hereby authorized to execute the Series 2000 Bonds, and to deliver the Series 2000 Bonds to the Purchaser. The Secretary of the Governing Council of the Authority is authorized to attest to the signature of such President/Chair of the Governing Council and to affix the seal of the Authority to the Series 2000 Bonds and to authenticate the Series 2000 Bonds. The signatures of the President/Chair and of the Secretary of the Governing Council of the Authority may be by facsimile or manual execution.

Section 7. The appropriate officers of the County are authorized to take all action necessary or reasonably required to carry out, give effect to and consummate the transactions contemplated hereby, including, without limitation, the execution and delivery of any closing and other documents required to be delivered in connection with the sale and delivery of the Series 2000 Bonds.

Section 8. Upon their issuance, the Series 2000 Bonds will constitute special limited

obligations of the Authority payable solely from and to the extent of the sources set forth in the Series 2000 Bonds, the Security Documents and the Master Resolution. No provision of this Resolution, the Lease Agreement, the Master Resolution, the Ground Lease, the Series 2000 Bonds or the Security Documents, nor any other instrument, shall be construed as creating a general obligation of the Authority or as creating a general obligation of the County or the State, nor as incurring or creating a charge upon the general credit of the County or the State or against their taxing powers. The County shall have no power to pay out of its funds, revenues, or accounts, or otherwise contribute any part of the cost of financing the acquisition and construction of the Project, or of making any payment in respect of the Series 2000 Bonds, except in connection with the payment of the Base Rentals, Additional Rentals and Purchase Option Price pursuant to the Lease Agreement (as those terms are defined in the Lease Agreement) which may be terminated by the County on any annual renewal date thereof in accordance with the provisions of such Lease Agreement.

Section 9. The Chair is hereby authorized to make any alterations, changes or additions in the Lease Agreement or the Ground Lease herein approved and authorized necessary to correct errors or omissions therein, to remove ambiguities therefrom, or to conform the same to other provisions of such instruments, to the provisions of this Resolution, the Creating Resolution or any resolution adopted by the County, or the provisions of the laws of the State of Utah or the United States.

Section 10. The appropriate officials of the Authority are authorized to make any alterations, changes or additions in the Lease Agreement, the Ground Lease, the Master Resolution and the Security Documents herein authorized and approved which may be necessary to correct errors or omissions therein, to remove ambiguities therefrom, to conform the same to other provisions of said instruments, to the provisions of this Resolution, the Creating Resolution or any resolution adopted by the County or the Authority, or the provisions of the laws of the State of Utah or the United States.

Section 11. If any provisions of this Resolution (including the exhibits attached hereto) should be held invalid, the invalidity of such provisions shall not affect any of the other provisions of this Resolution or the exhibits.

Section 12. The County Clerk is hereby authorized to attest to all signatures and acts of any proper official of the County, and to place the seal of the County on the Lease Agreement and the Ground Lease. The Chair and other proper officials of the County and each of them, are hereby authorized to execute and deliver for and on behalf of the County any and all additional certificates, documents and other papers and to perform all other acts that they may deem necessary or appropriate in order to implement and carry out the matters herein authorized.

Section 13. The Secretary of the Governing Council of the Authority is hereby authorized to attest to all signatures and acts of any proper official of the Authority, and to place the seal of the Authority on the Lease Agreement, the Ground Lease, the Master Resolution, the Security Documents and any other documents authorized, necessary or proper pursuant to this Resolution or any resolution of the Authority. The appropriate officials of the Authority, and each of them, are hereby authorized to execute and deliver for and on behalf of the Authority any or all additional certificates, documents and other papers to perform all other acts they may deem necessary or appropriate in order to implement and carry out the matters authorized in this Resolution and any resolution of the Authority.

Section 14. All bylaws, orders and resolutions of the County or parts thereof inconsistent herewith, including, in particular, the Creating Resolution, are hereby repealed to the extent only of such inconsistency. This repealer shall not be construed as reviving any bylaw, order, resolution or ordinance or part thereof.

Section 15. This Resolution shall become effective immediately upon adoption by the Commission.

PASSED BY THE COUNTY COMMISSION OF IRON COUNTY, UTAH THIS 14TH DAY OF AUGUST, 2000.

/s/ Lois L. Bulloch

Chair

ATTEST:

/s/ David I. Yardley

County Clerk

(S E A L)

A motion to adopt the foregoing resolution was then duly made by Commissioner Gene E. Roundy, duly seconded by Commissioner Dennis Stowell, and was put to a vote and carried, the vote being as follows:

Those Voting Aye:

Lois L. Bulloch

Dennis E. Stowell

Gene E. Roundy

Those Voting Nay:

None

Those Absent:

None

MBA RESOLUTION 2000-3 MUNICIPAL BUILDING AUTHORITY :

A Resolution of The Governing Board of The Municipal Building Authority of Iron County, Utah Authorizing And Approving The Execution by Said Authority of an Annually Renewable Lease Agreement, Dated as of August 1, 2000, by And Between Said Authority And Iron County, Utah (The "County"); Authorizing The Issuance And Sale by Said Authority of Its Lease Revenue Bonds, Series 2000 in The Aggregate Principal Amount of \$150,000; Authorizing The Execution by The Authority of a Master Resolution, a Ground Lease, And The Security Documents And Other Documents Required in Connection Therewith; Authorizing The Acquisition And Construction of a Fire Station And Other Related Improvements; Authorizing The Taking of All Other Actions Necessary to The Consummation of The Transaction Contemplated by This Resolution; And Related Matters was considered in a special meeting of the Municipal Building Authority of Iron County, Utah. Minutes of the special meeting will follow the Commission Minutes.

ASSESSOR/AUDITOR RE: BOE ADMINISTRATIVE QUESTION :

Dennis Ayers and Dennis Lowder came before the Commission to seek approval of a procedure to correct clerical errors as they are discovered instead of holding them for

consideration at the end of Board of Equalization hearings. Dennis Ayers explained that it has been the practice to present the proposed changes all at one time which in turn creates a problem because after the correction, by state code, the property owner is allowed thirty days to protest the valuation. This causes problems with the taxing cycle by pushing the tax season deadlines back. Gene Roundy made a motion to authorize the Auditor and Assessor to correct errors as they are found instead of waiting and presenting them later. Second was by Dennis Stowell. Voting: Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

TEMPORARY ZONING REGULATION FOR A-20 ZONE :

David Doxey, representing the County Attorney's Office and the Planning Commission came before the Commission to present a proposed moratorium on Concentrated Animal Feeding Operations (CAFOs). The Planning Commission has recommended that a moratorium is needed to allow time to study and gain input into an amendment to the Land Management Code for a new zone designated as industrial agriculture. This would allow control over where such CAFOs are located and prevent them from locating near population centers. The proposed moratorium would not affect operations now permitted such as Circle Four Farms and Dutch Cowboy Dairy.

Comments were received from the audience.

Scott Hacking, Southwest Public Health, explained that CAFOs require ground water discharge permits. There is currently no control over zoning or odors. He felt these were concerns that needed to be addressed in locating this type of farm.

Warren Peterson, representing Circle Four Farms, explained that Circle Four was not opposed to control over locations to avoid conflicts with housing. He felt that this control could be obtained without a moratorium by the requirements under conditional use permits.

Randy Peck, a local farmer interested in constructing a contract hog farm, stated that he would suffer financially by not being allowed to proceed with the permitting process on his operation. He explained that his operation would be located far from existing housing and he should be allowed to proceed.

John Keeler, Utah Farm Bureau, requested that the definition of a CAFO be consistent with the definition found in Utah Code. The Farm Bureau opposes a moratorium and felt this would exert additional controls on agriculture while allowing residences to further encroach on agricultural operations.

Paul Holyoak, Planning Commission member, spoke in favor of the moratorium stating that time was needed to draft an ordinance to control CAFO's close to population centers. He stated that by locating these operations near existing populations irreparable harm could be done to ground water supplies.

Commissioner Dennis Stowell expressed his concern with placing a moratorium on agriculture, especially since the recommendation submitted had not been approved by the Planning Commission. He recommended that the proposal be referred back to the Planning Commission so that they could approve the wording to present to the Commission.

Hal Mitchell, local rancher, stated that he felt that the wrong industry was being targeted

for sources of pollution. He said it was his opinion that more problems were created by encroaching industries and residences into historical agriculture areas. He suggested that residences in agricultural zones should be controlled by conditional use permits.

Other people present making comments opposed to a moratorium included Alma Adams, Iron County Farm Bureau; Craig Laub, local farm operator; Darwin Hulet, Planning Commission Member.

Dennis Stowell made a motion to not adopt the temporary regulation but to move forward with amending the zoning ordinance. Also to limit existing CAFOs to existing conditional use requirements. The motion did not receive a second.

Gene Roundy made a motion to place a moratorium on issuing permits to CAFOs to allow time to amend the Zoning Ordinance. He also recommended that agriculture interests be involved in the drafting of a suitable amendment. Second was by Lois Bulloch. Voting: Lois L. Bulloch, Aye; Dennis Stowell, No; Gene Roundy, Aye.

CEDAR CITY ANNEXATION :

A notice of a proposed annexation into Cedar City for property located surrounding the CERRO Copper site was reviewed. The proposed annexation included 602 acres of State and private land. The Commission stated that they were not opposed to the proposed annexation as presented. Public comments will be received as outlined by State Code before final action is taken.

ORDINANCE 167 - SUBDIVISION ORDINANCE :

The following Ordinance was presented and approved on a motion by Dennis Stowell. The motion also included a stipulation that the current Subdivision design standards would remain in place until the proposed revised standards are adopted and subject to wording being added clarifying and requiring performance bonds. Second was by Gene Roundy. Voting: Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

AN ORDINANCE REPEALING THE IRON COUNTY SUBDIVISION ORDINANCE, EXISTING AUGUST 14, 2000 IN ITS ENTIRETY; ADOPTING AN IRON COUNTY SUBDIVISION ORDINANCE, AS REVISED; AND PROVIDING AN EFFECTIVE DATE

WHEREAS, Iron County has adopted a Subdivision Ordinance, which has been amended from time to time; and

WHEREAS, the Iron County Board of County Commissioners and the Iron County Planning Commission have now determined it is in the best interests of Iron County that the Iron County Subdivision Ordinance, existing August 14, 2000 now be repealed in its entirety effective the 29th day of August, 2000; and

WHEREAS, the Iron County Board of County Commissioners and the Iron County Planning Commission have now considered the subject of providing a new Subdivision Ordinance for Iron County, Utah and have formulated, reviewed and considered the proposed Subdivision Ordinance, and have made all necessary revisions as determined necessary; and

WHEREAS, the Iron County Planning Commission has conducted a Public Hearing and has held other meetings to receive comment on the proposed Subdivision Ordinance as required by

§17-27 *et. seq.* Utah Code Annotated; and

WHEREAS, the Iron County Planning Commission, after the full and careful consideration of all public comment has forwarded a recommendation to the Board of County Commissioners for the adoption of a new Subdivision Ordinance for Iron County; and

WHEREAS, the Iron County Board of County Commissioners has conducted a Public Hearing and has held other meetings to receive comment on the proposed Subdivision Ordinance as required by §17-27 *et. seq.* Utah Code Annotated; and

WHEREAS, following the Public Hearing conducted by the Board of County Commissioners and the receipt of all comment and input and after careful consideration the Iron County Board of County Commissioners have determined that it is in the best interests of the public health, safety and welfare of the residents of Iron County that a Revised Subdivision Ordinance now be adopted.

NOW, THEREFORE BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF IRON COUNTY, UTAH AS FOLLOWS:


Section 1: The document known and included within the Iron County Development Code, as the Iron County Subdivision Ordinance, and existing on August 14, 2000, is hereby repealed in its entirety effective on the 29th day of August, 2000.

Section 2: The document attached hereto, and identified as the Iron County Subdivision Ordinance, is hereby adopted.

Section 3: This Ordinance shall become effective, and the Iron County Subdivision, attached hereto shall become effective on the 29th day of August, 2000.

Section 4: This Ordinance shall be published and notice provided .as required upon its adoption by a majority vote of the Iron County Board of County Commissioners.

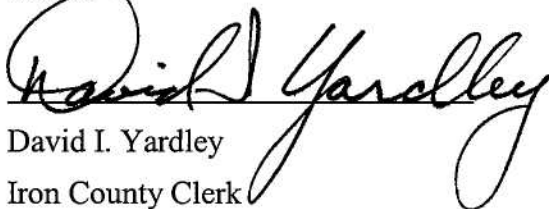
PASSED AND ADOPTED BY THE BOARD OF COUNTY COMMISSIONERS OF IRON COUNTY, UTAH, THIS 14TH DAY OF AUGUST, 2000.



Lois L. Bulloch,

Chair, Board of Iron County Commissioners

Attest:



David I. Yardley
Iron County Clerk

VOTING:	AYE	NAY
Lois L. Bulloch	<u> X </u>	_____
Gene E. Roundy	<u> X </u>	_____
Dennis E. Stowell	<u> X </u>	_____

CLAIM - THOMAS EVES :

A claim submitted by Thomas Eves for compensation for injuries he sustained in an automobile accident was presented by Scott Burns and reviewed by the Commission. The accident occurred on a county road with no county vehicles or personnel involved. The claim was filed outside the statutory limit. Scott Burns recommended that the claim be denied.


Gene Roundy made a motion to deny the claim of Thomas Eves. Second was by Dennis Stowell. Voting: Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye. Scott Burns will send a letter to Mr. Eves' attorney denying the claim for failure to file in a timely manner.

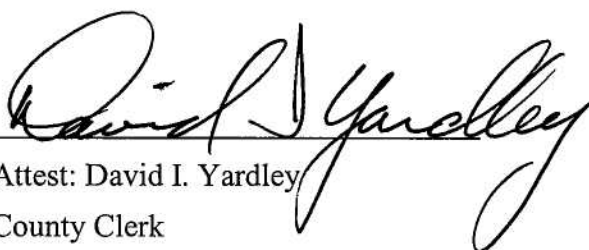
SURPLUS PROPERTY BID - 1999 INTREPID :

David Yardley reported that one bid for \$15,600 was received for the purchase of a 1999 Dodge Intrepid. The vehicle was advertised twice. Dennis Stowell made a motion to approve the bid of Cindy and Brad Robinson for \$15,600. Second was by Gene Roundy. Voting: Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

APPROVAL OF WARRANTS & ADJOURN :

After the bills were reviewed and approved or rejected, the meeting was adjourned at 5:10 p.m. on a motion by Gene Roundy. Second was by Dennis Stowell. Voting Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.


Signed: Lois L. Bulloch, Chairman


Attest: David I. Yardley
County Clerk

IRON COUNTY COMMISSION MEETING
August 28, 2000

Minutes of the Iron County Commission meeting convened at 9:00 a.m. August 28, 2000
in Commission Chambers at the Iron County Courthouse, Parowan, Utah.

Officers in attendance included:

Lois L. Bulloch	Commission Chairman
Dennis E. Stowell	Commissioner
Gene E. Roundy	Commissioner
Paul Bittman	Asst. County Attorney
David I. Yardley	County Clerk

Also Present:

Dennis A. Lowder	County Auditor
Dennis W. Ayers	County Assessor
Patsy T. Cutler	County Recorder
Merna H. Mitchell	County Treasurer
David W. Benson	County Sheriff
Steve Platt	County Engineer
Erik Jorgensen	GIS Specialist

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PLEDGE OF ALLEGIANCE :

Those assembled were led in the pledge of allegiance by Paul Bittman.

APPROVAL OF MINUTES - August 14, 2000 :

Minutes of the Iron County Commission meeting held August 14, 2000 were approved as amended on a motion by Dennis Stowell. Second was by Gene Roundy. Voting: Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

ELECTED OFFICIALS REPORTS :

Sheriff Benson reported that a question has arisen regarding the use of sandbags for flooding. Several years ago the State purchased a large number of sandbags and provided them to the counties as they needed them. The State no longer has any bags and therefore we have to purchase new bags. The majority of the bags are used within the municipalities during flooding situations, however the cities have felt that the sandbags should be provided at no cost to them from the County. There is also a question of which budget the new bags are charged to. The Commission will discuss this matter at a meeting with mayors and city leaders. For now the bags should be accounted for through the emergency management budget.

Dennis Lowder reported that Ted Owens, US Fish & Wildlife, has requested the use of \$35,000 in County Prairie Dog Mitigation Funds to purchase the Alan Dalley farm for use as a prairie dog preserve. The Commission scheduled this matter as a discussion item at the next meeting with the Habitat Management Committee on September 21.

Patsy Cutler reported that she had attended the Recorders summer workshop. Items discussed included proposed legislation which would require all judgements to be filed in the Recorders offices. This would significantly increase the work load and since the courts are state agencies, there would not be fees to cover the increased expense. The Recorders are opposed to this increase in work load and associated costs without fee. This will be a topic of discussion at the annual UAC convention in November.

Dennis Ayers reported that at this time 87 appeals have been filed for a BOE review. The Assessors office is reviewing the values for errors. It appears that a majority of these cases can be handled without a personal appearance of the property owners.

Dennis also requested a list of questions to ask charitable organizations to determine if they qualify under state guidelines as tax exempt. The Assessors are looking at such organizations on a state wide basis to make sure all exemptions qualify.

Merna Mitchell reported that at the Treasurers workshop office security was discussed. There has been a trend over the past few years for people to turn violent when they do not get what they ask for. One suggestion was that an emergency buzzer alarm system similar to what the Courts now have could be installed. Another option is to place a glass partition above the Counter to keep customers separated from the office staff. Another option is to have building security with metal detectors placed at entrance doors.

Paul Bittman representing the County Attorney introduced **Scott Garrett** as the new deputy county attorney. At this time he will be splitting his time between Cedar City and Iron County. He will be considered as a full time replacement to fill the vacancy created when Mary Wolsey left to take employment in Summit County. The oath of office was given to Scott Garrett by David Yardley.

Erik Jorgensen reported that the Data Processing department was working through problems with the software programs now managed by Tiberon. Scott Maxwell is scheduling a demonstration with NGO software company as a replacement for the current system.

Erik also reported that the state GIS department has grant funding available to help rural counties complete their parcel layer in their GIS systems. Iron County has done significant work in this area and with the additional funding for help in inputting data this layer can be completed.

David Yardley reported on the increase in workload in the Clerks office with requirement in the voter registration system. Voter registration is up and with new voter outreach programs at the University and through the Utah Grocers Association, it is expected that a large number of voters will register between now and the general election.

Dennis Stowell reported that a float was being built for the Labor Day parade for all of the elected county officials. A pre parade breakfast has been planned in the Commission chambers and all elected officials were invited to attend.

Gene Roundy reported that he had met with a group interested in recycling at the landfill. To start with they would recycle cardboard however other items could be recycled as markets would become viable. This would require a sorting system to be installed. The feasibility of a recycling program will be studied.

Gene also reported that the remodeling project at the jail is nearing completion. There has been a problem getting the doors and other required hardware however, these should be installed within three weeks.

Lois Bulloch reported that she participated in the selection of the Chamber of Commerce director for Cedar City. A new director has been chosen however the name has not been released at this time.

Lois also reported that Charlie Morris from Cedar City was selected as the outstanding Search and Rescue volunteer for the State of Utah. The Commission congratulated Mr. Morris and the Search and Rescue volunteers for the time and effort they spend in these operations.

PRAIRIE DOG UPDATE :

Keith Day, representing the Division of Wildlife Resources, came before the Commission to discuss work done on prairie dogs. He explained areas that trapping has been done and the dogs transplanted. The Commission questioned why no trapping was being done on the Cedar City golf course. Mr. Day explained that it was his understanding that there were greater priorities at the airport, cemeteries and ball fields. He will initiate trapping this week at the golf course.

The Commission also expressed their anger at the ongoing investigation into the

disappearance of prairie dogs at the golf course in 1999. Commissioner Bulloch explained that federal investigators were "harassing" citizens by questioning them for hours about "rumors" they may have heard regarding the disappearance of the dogs. The Commission authorized the County Attorney to draft a letter to the Utah Congressional delegation with copies to the Secretary of Interior, Reid Harris, US Fish and Wildlife and Governor Leavitt expressing County concerns with the tone and harassment of the investigation.

The Commission requested the prairie dog HCP committee meeting scheduled for September 21 be rescheduled to September 22 because of several conflicts. Mr. Day will check with other members of the Committee and see if the meeting can be rescheduled. Time for the meeting would be between 10:00 a.m. and 2:00 p.m.

AMBULANCE - PAST DUE ACCOUNT COLLECTION :

Ron Johnson, Ambulance Supervisor and Cindy Robinson, Deputy County Clerk, came before the Commission to report on collection efforts on past due ambulance bills. Since there has been no response from the individuals after repeated requests, the Commission authorized the bills to be sent to a collection agency for recovery. After reviewing options for collection agencies, the Commission selected Doctors and Merchants Collection Agency on a motion by Dennis Stowell. Second was by Gene Roundy. Voting: Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

The Commission thanked Cindy for the work she has done in attempting to collect these past due accounts.

AMBULANCE REPORT - RON JOHNSON :

Ron Johnson reported that the Paramedic class work had been completed by several EMT'S. The final examination is scheduled for tonight and the State exam is scheduled for September 12. Ron anticipates that when the paramedics are certified that the department will request a budget increase to make the department a full time position. This will provide a higher level of service and quicker response time in emergencies.

ROADS - FIFE TOWN :

Doug Urie and Paul Rowland representing residents in the Fife Town Subdivisions came before the Commission to request that the road leading into the subdivisions from 2300 West be improved and chip sealed. They explained that this was not a request to finish the roads within the subdivision. Due to the increase in homes within the subdivisions and the increased traffic, the dust becomes so bad that it creates a driving hazard. Doug Urie explained that as an adjoining property owner, the required 66 foot right of way can be obtained to improve this road. The matter was referred to Commissioner Stowell, Steve Platt and Neil Forsyth for a determination of what would be required to improve the road.

CHILDREN'S SHELTER - FUNDING REQUEST :

Shandra Powell representing the Children's Shelter came before the Commission to request funding for a new facility. She explained that the building they currently occupied was not adequate and that an expanded facility would be necessary. The current property owner has

offered to sell the current facility, however the quoted price is unacceptable. They have been looking for a new facility but have not been able to locate one that meets their needs.

The Commission explained that funds were not available at this time, however, they would review their request with other budget requests for 2001.

INTERLOCAL AGREEMENT - KOLOB ROAD MAINTENANCE :

An agreement between Iron and Washington County for maintenance of the Kolob Reservoir road was discussed. The road crosses the County lines at least in two places and serves mainly Iron County residents. It is proposed that Washington County improve their portion of the road to County standards after which Iron County would place the road on our maintenance system.

Scott Burns was asked to review the interlocal agreement and give an opinion. The matter is to be placed on the next Commission agenda for approval.

CERRO COPPER - LANDSCAPE ROCK REQUEST :

Cerro Copper has approached the County to request use of rocks for landscaping around their new plant in Cedar City. The rock would be obtained from old mine dumps now owned by Iron County. It would require some crushing and screening which would be done at Cerro expense with the finer material being used by Iron County as either landfill cover or road base. The Commission approved the request for landscape rock on a motion by Gene Roundy. Second by Dennis Stowell. Voting: Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

MIDDLETON ROAD :

A request for the County to obtain a Title V right of way across BLM property to private property owned by Ken Middleton was discussed. The road is located south of Cedar City and is currently used by private property owners in the area. Since this is a potential development area the Commission authorized Steve Platt to proceed with the right-of-way application for a 66 foot right of way across the BLM property on a motion by Gene Roundy. Second was by Dennis Stowell. Voting: Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

PENDING LITIGATION - EXECUTIVE SESSION :

Dennis Stowell made a motion to convene in executive session to discuss pending litigation matters. Second was by Gene Roundy. Voting: Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

After reconvening in open session the Commission reported that matters discussed included prioritization of roads within Iron County to be included in a pending lawsuit to identify RS2477 rights of way. The list of roads will be submitted to the attorneys for their review.

VOLUNTEER CENTER :

Ron Cardon and John Williams came before the Commission to submit a budget request for funding of the Volunteer Center programs. Ron explained that the Center had been funded through one time start up grants that have now expired. Programs affected would include the RSVP program, senior citizens volunteer programs and several youth volunteer programs. The center is requesting \$7,500 for 2001 from Iron County. A request for \$10,000 will be submitted

to Cedar City. The Commission explained that they would consider this request during the budget process and referred the matter to the Auditor.

WOODS RANCH SNOW PLOWING :

The Commission discussed the possibility of purchasing a snow plow for a four wheel drive vehicle to plow snow at Woods Ranch. The current vehicle would not be heavy enough to do the job so another vehicle would need to be purchased. There is a possibility that the vehicle could also be used to clear the parking lots at the Fiddlers building and the Visitor Center. David Yardley was asked to check in to what would be available through state purchasing or state surplus. He was also asked to determine the value of the 2000 model pickup that would be replaced.

RESOLUTION 2000-8 SHOOTING AT THREE PEAKS :

Action on a proposed resolution to limit shooting near the Three Peaks Recreation area was tabled to allow time for the County Attorney's office to provide appropriate wording and to define the areas where shooting will be limited.

RESOLUTION 2000-9 EMERGENCY DROUGHT DECLARATION :

Dennis Stowell explained to the Commission some of the hardships upon local livestock owners by the continued drought conditions and the deteriorating range situation. He also explained that Garfield County has declared a drought emergency and he made a motion to approve the following resolution. Second was by Gene Roundy. Voting: Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

IRON COUNTY, UTAH

RESOLUTION 2000-9

EMERGENCY DECLARATION

OF IRON COUNTY, UTAH

WHEREAS, the Board of Commissioners of Iron County, State of Utah, have discussed the declaration of an emergency status due to the continuing extreme drought conditions that have created an economic concern for the residents of the County; and

WHEREAS, as a result of the extreme drought conditions, agriculture producers in the County have been forced to withdraw their livestock from summer range much earlier than usual, as sufficient feed and water have become unavailable; and

WHEREAS, as a result of the drought, lands historically used for winter ranges have not produced a sufficient amount of feed to sustain normal numbers of livestock throughout the winter; and

WHEREAS, because the winter ranges will not be able to support normal numbers of livestock, agriculture producers will be forced to feed the livestock with hay throughout the winter; and

WHEREAS, declining water conditions, especially at Yankee Meadow, Paragonah, and Newcastle Reservoirs and the Coal Creek and Parowan Canyon Drainage have caused a significant decline in local hay production; and

WHEREAS, as a result of the drought, the financial conditions of most of the agriculture producers in this County will continue to decline; and

WHEREAS, the current conditions of this drought are anticipated to continue to be a threat to agriculture producers; and

WHEREAS, the current drought conditions are not expected to change in the near future.

NOW THEREFORE, BE IT RESOLVED that pursuant to Section 63-5a-6, Utah Code Annotated 1953 as amended, the Board of Commissioners of Iron County, State of Utah, does hereby declare the following:

1. A State of Emergency in Iron County, State of Utah;
2. This declaration constitutes official recognition by the governing body of Iron County, State of Utah, that a disaster situation exists within Iron County, and shall provide a legal basis for requesting and obtaining state or federal government disaster assistance.
3. This declaration activates the response and recovery aspects of any and all applicable local disaster emergency plans and authorizes the furnishing of aid and assistance pursuant thereto.

DATED this 25th day of August, 2000.

IRON COUNTY

/s/ Lois L. Bulloch

Lois L. Bulloch, Commission Chair

/s/ Dennis E. Stowell

Dennis E. Stowell, Commissioner

/s/ Gene E. Roundy

Gene E. Roundy, Commissioner

ATTEST:

/s/ David I. Yardley

David I. Yardley, County Clerk

MEADOWBROOK HOMEOWNERS ASSOCIATION :

David Yardley reported that Debbie Forsyth has done the necessary work in registering the Meadowbrook Homeowners as a corporation. This will allow a legal entity to own the common area in this Planned Unit Development. The common area inadvertently went to tax sale because the developer had not completed this process and he refused to pay the taxes. The Commission did not certify this sale and the property was struck off to the County.

The Homeowners are now requesting a deed to the common area property. Gene Roundy made a motion to authorize a quit claim deed to be prepared transferring the common area to the Meadowbrook Homeowners Association. Second was by Dennis Stowell. Voting: Lois L. Bulloch, Aye; Dennis Stowell, Aye: Gene Roundy, Aye.

NORTH CEDAR FIRE STATION FINANCING :

Bonding documents to finance the construction of the North Cedar Fire Station were presented in preparation for bond closing scheduled for September 6, 2000. The fire station has been completed and this bond will finance the construction through the Community Impact Board bonds at a 2% interest rate.

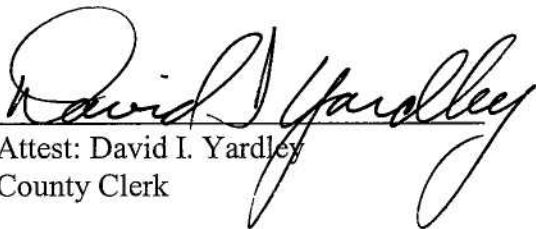
Gene Roundy made a motion to authorize Lois Bulloch to execute the documents as Chair in behalf of Iron County and as the President of the Iron County, Utah Municipal Building Authority. Second was by Dennis Stowell. Voting: Lois L. Bulloch, Aye; Dennis Stowell, Aye: Gene Roundy, Aye.

APPROVAL OF WARRANTS & ADJOURN :

After the bills were reviewed and approved or rejected, the meeting was adjourned at 2:00 p.m. on a motion by Gene Roundy. Second was by Dennis Stowell. Voting Lois L. Bulloch, Aye; Dennis Stowell, Aye: Gene Roundy, Aye.



Signed: Lois L. Bulloch, Chairman



Attest: David I. Yardley
County Clerk

IRON COUNTY COMMISSION MEETING
September 11, 2000

Minutes of the Iron County Commission meeting convened at 9:00 a.m. September 11, 2000 in Commission Chambers at the Iron County Courthouse, Parowan, Utah.

Officers in attendance included:

Lois L. Bulloch	Commission Chairman
Dennis E. Stowell	Commissioner
Gene E. Roundy	Commissioner
Scott M. Burns	County Attorney
David I. Yardley	County Clerk

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PLEDGE OF ALLEGIANCE :

Those assembled were led in the pledge of allegiance by David Yardley.

APPROVAL OF MINUTES - August 28, 2000 :

Minutes of the Iron County Commission meeting held August 28, 2000 were approved as amended on a motion by Gene Roundy. Second was by Dennis Stowell. Voting: Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

ELECTED OFFICIALS REPORTS :

David Yardley reported that the bond closing for the financing of the Cedar City North fire station was completed on the 6th of September. Since the building is completed, the documentation needed to request funding is all that is required to complete this transaction. Funding was secured through the Community Impact Board at a 2 ½ % interest rate. Iron

County, Cedar City and Enoch will participate in the repayment of the Bond. Upon completion of the repayment, the County will return title to the property back to Cedar City.

Dennis Stowell reported that the float sponsored by Iron County was selected as the first place float in the Iron County Fair Parade. A prize of \$400.00 was awarded to the County. The possibility of using the float in other parades was discussed. The float will be used in the SUU homecoming parade on September 30 and then depending on when the trailer is needed, it may be used in some later parades. The Commission thanked those responsible for the design and construction of the float.

Dennis also reported that the Road Department has been contacted and will remove the old rest rooms at Woods Ranch. This work should be completed this fall before they are snowed out. This is in preparation for the construction of new rest room facilities at Woods Ranch.

Gene Roudy reported on plans to construct a new mental health facility in Washington County. The current facilities are not adequate to handle the expanding needs for the population growth in the area.

Gene also reported that the prison work crew were preparing to fence the new rifle range. It has been decided that the property under the existing use agreement will be fenced. If the area is expanded in the future, the fence will be relocated.

Scott Burns reported that Cedar City has been contacted about islands of County property within Cedar City limits. Cedar City was unaware of the problem and have agreed to identify and proceed to annex the islands.

Scott also discussed the need for a buffer zone of up to one quarter of a mile surrounding the landfill. This will require additional clarification on the exact needs for buffers under state and federal guidelines. It is not clear whether a notation on deeds within the buffer stating that it is located next to a landfill will be sufficient to prevent "nuisance" lawsuits in the future.

Lois Bulloch reported that a draft of a proposed amendment to the Land Management Code defining Confined Animal Feeding Operations (CAFO) and a proposed Industrial Agricultural (IA) zone was presented to the Planning Commission. The proposed amendment will be distributed for comments and will go through the public hearing process prior to being submitted to the Commission for approval.

CEDAR CITY LIBRARY :

Steve Decker, Joe Melling, Lori Nickerson and Kip Hansen representing the Cedar City Library Board came before the Commission to present a proposal for study of County wide usage of the library system. They explained that they are currently studying the possibility of constructing a new library and if the County desired, this would be a good time to establish a county library system. In reviewing records, there is not an agreement in place regarding the operation of the current library which is partially funded by County funds. The Cedar City Library Board is committed to replacing the existing facility and would like a study done to determine which entity would best be suited to manage the facility.

The Commission explained that a library tax is assessed through the County with half of

the funds collected going to Cedar City. The remainder of funds are shared between the book mobile and Parowan City Library with about one quarter going to each. Since the funds come from County wide sources, the Commission agreed that an interlocal agreement needs to be drafted and adopted outlining each entities responsibility. Scott Burns was asked to contact the Cedar City Attorney to draft such an agreement. The Commission also agreed to review the Library Tax Rate.

PAROWAN LIBRARY BOARD :

Claire Dalton, representing the Parowan Library Board explained to the Commission the desire of the Parowan Library to remain independent and under the control of Parowan City. She explained that this has worked well in the past and the library is available to all residents of Iron County. By keeping the Libraries separate, it allows local boards to have more input on the type of materials provided to the library patrons.

REFUND OF TAX SALE MONEY :

Claire Dalton came before the Commission to request approval of a refund to John H. Phillipsen of the purchase price of a land locked parcel he purchased at the annual tax sale. Mr. Phillipsen purchased the North 110 feet of Lot 119, Rainbow Meadows Ranchos Subdivision for \$1,650.00. The Commission authorized the refund of the purchase price and struck the sale off to the County on a motion by Gene Roundy. Second was by Dennis Stowell. Voting: Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

WOODS RANCH RESTROOM PROJECT GRANT APPROVAL :

Reed Erickson presented for approval grant papers for the construction of new rest rooms at Woods Ranch. The Commission has previously approved applying for the grant and on a motion by Gene Roundy approved the Grant agreement and authorized the Chair to sign the agreement. Second was by Dennis Stowell. Voting: Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

RESOLUTION 2000-10 - SUBDIVISION DESIGN STANDARDS :

A resolution defining subdivision design standards was presented to clarify some concerns with Ordinance 167 the Subdivision ordinance as adopted on August 14, 2000. Gene Roundy made a motion to adopt Resolution 2000-10. Second was by Dennis Stowell. Voting: Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

**IRON COUNTY, UTAH
RESOLUTION No. 2000-10**

**A RESOLUTION ADOPTING DESIGN AND CONSTRUCTION REQUIREMENTS
FOR THE SUBDIVISION OF LAND; PROVIDING AN EFFECTIVE DATE**

WHEREAS, Iron County has adopted a Subdivision Ordinance, which has been amended from time to time; and

WHEREAS, such Subdivision Ordinance has contained in the past design and construction requirements for the laying out of a subdivision and the standards for all improvements required in the subdivision; and

WHEREAS, the Iron County Board of County Commissioners and the Iron County Planning Commission have now determined it is in the best interests of Iron County that the Iron County Subdivision Ordinance, existing August 14, 2000 now be repealed in its entirety; and

WHEREAS, the Iron County Board of County Commissioners have determined that it is in the best interests of the public health, safety and welfare of the residents of Iron County that a Revised Subdivision Ordinance now be adopted; and

WHEREAS, the Iron County Board of County Commissioners have now adopted a Revised Subdivision Ordinance that became effective on August 29, 2000; and

WHEREAS, for ease of administration and to ensure future design and construction standards for subdivision are responsive to the needs of the County it has been determined it represents good public policy that such standards not be included within the Revised Subdivision Ordinance and

WHEREAS, design and construction standards are required for the efficient subdivision of land and the provision of all required infrastructure and service.

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

Section 1: The document attached hereto, and identified as the Iron County Subdivision Construction and Design Standards now be adopted

Section 2: It is understood that the Iron County Subdivision Construction and Design Standards, attached hereto, and as adopted hereby, may be revised and amended from time to time, as determined necessary, and that a review of these standards now be commenced by the County to ensure their applicability and responsiveness to the needs of the County, recognizing the revisions that have occurred to the Iron County Zoning Ordinance and Iron County Subdivision Ordinance.

Section 3: This Resolution shall become effective on the 25th day of September, 2000.

Section 4: This Resolution shall be published and notice provided as required upon its passage by a majority vote of the Iron County Board of County Commissioners.

PASSED BY THE BOARD OF COUNTY COMMISSIONERS OF IRON COUNTY, UTAH, THIS 11th DAY OF SEPTEMBER, 2000.

/s/ Lois L. Bulloch
Chair, Board of County Commissioners

ATTEST:
/s/ David I. Yardley
County Clerk

Approved as to Form:
/s/ Scott M. Burns
County Attorney

BLM ROAD RIGHTS-OF-WAY :

Art Tait and Elaine Robinson representing the Bureau of Land Management came before the Commission to discuss road rights-of-way widths across BLM land. It was determined that roads that lead to one property such as the Middleton cabin Road south of Cedar City and the Sunhawk property northwest of Modena may be 33 feet wide and will be reviewed and approved

on an individual basis. Roads which will be used as travel corridors will be normally the minimum standard 66 feet. This will allow rights-of-way to be granted without an intense environmental study being done on the smaller roads. These road typically have an existing disturbed area of 33 feet.

The Commission also discussed roads in the Three Peaks area. It was decided that two applications would be made. The first would be to extend and straighten Midvalley Road which will be for a 66 foot right-of-way. The second would also be a 66 foot right-of-way from Three Peaks to Iron Springs to connect Three Peaks to the shooting range. Since most of the environmental work has been done on the first road, it will speed up the permit process and allow the more extensive studies to be done on the Iron Springs portion.

IHC TAX MATTER :

Scott Burns discussed with the Commission a letter he received from IHC officials denying the County's request for records to determine if they comply with tax exempt requirements. IHC has also denied access to an independent auditor to review their records. In discussing the records request, it was suggested that the firm of Wilson & Company be contacted to determine if the County requests were legitimate for an independent audit. It was also requested that a packet which contains correspondence between Iron County and IHC be distributed to Valley View Medical Center Board Members. The matter was referred back to Scott Burns for further action.

PERSONNEL - EXECUTIVE SESSION :

Dennis Stowell made a motion to convene in executive session to discuss personnel matters. Second was by Gene Roundy. Voting: Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

After reconvening in open session, Dennis Stowell made a motion to approve extended sick leave to Claire Dalton as requested. Second was by Gene Roundy. Voting: Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

The Commission also reported that compensation for the Fair Chairman was discussed and will be reviewed during the budget process.

TAX MATTERS - SUU TAX EXEMPTION REQUEST :

A request from Southern Utah University for tax exempt status for two parcels of property they have purchased was discussed and approved on a motion by Gene Roundy. Second was by Dennis Stowell. Voting: Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye. The properties were identified as Serial # B-0608-0000-0000 Account # 0054962 effective June 5, 2000 with an outstanding balance of taxes for 2000 of \$438.22. The second parcel is Serial # B-0602-0000-0000 Account # 00547490 effective June 6, 2000 with an outstanding tax balance of \$2,058.35 for 2000.

PROPERTY OWNER NOTICE - CEDAR CITY AIRPORT PROJECT:

Lois Bulloch discussed with the Commission the proposed airport overlay project Cedar City is considering for adoption. A public hearing is scheduled for September 19 in Cedar City.

Cedar City residents in the flight path will be notified of the hearing by Cedar City, however property owners in the County which will be affected have not been notified. David Yardley was asked to obtain a list of County property owners in the flight path and to notify them of the hearing.

AGRICULTURAL LAND CONSERVATION TRAINING WORKSHOP :

Notice of a training workshop in Agricultural Land Conservation is being held in Provo. Several members of the planning commission have expressed a desire to attend the one day workshop. Gene Roundy made a motion to approve travel expense reimbursement to planning commission members attending the workshop. Second was by Dennis Stowell. Voting: Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

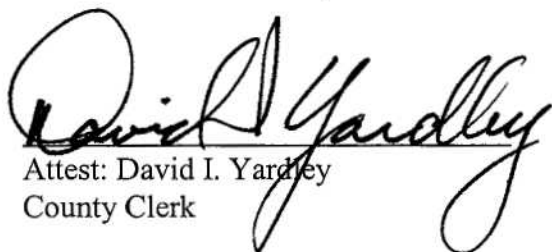
INTERLOCAL AGREEMENT - KOLOB ROAD MAINTENANCE :

A proposed interlocal agreement between Iron County and Washington County for maintenance of the Kolob Reservoir road was presented and discussed. The agreement would provide for Iron County to maintain a portion of the road as it extends through Iron County into Washington County and then back into Iron County. Gene Roundy made a motion to approve the agreement and to authorize the Commission Chair to sign in behalf of Iron County. Second was by Dennis Stowell. Voting: Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

APPROVAL OF WARRANTS & ADJOURN :

After the bills were reviewed and approved or rejected, the meeting was adjourned and convened as a Board of Equalization at 2:00 p.m. on a motion by Gene Roundy. Second was by Dennis Stowell. Voting Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.


Signed: Lois L. Bulloch, Chairman


Attest: David I. Yardley
County Clerk

IRON COUNTY COMMISSION MEETING
September 25, 2000

Minutes of the Iron County Commission meeting convened at 9:00 a.m. September 25, 2000 in Commission Chambers at the Iron County Courthouse, Parowan, Utah.

Officers in attendance included:

Lois L. Bulloch	Commission Chairman
Dennis E. Stowell	Commissioner
Gene E. Roundy	Commissioner
Scott M. Burns	County Attorney
David I. Yardley	County Clerk

Also Present:

Dennis A. Lowder	County Auditor
Dennis W. Ayers	County Assessor
Patsy T. Cutler	County Recorder
Merna H. Mitchell	County Treasurer
David W. Benson	County Sheriff
Steve Platt	County Engineer
Chad Nay	Zoning Administrator

SYNOPSIS :

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PLEDGE OF ALLEGIANCE :

Those assembled were led in the pledge of allegiance by Merna Mitchell.

APPROVAL OF MINUTES - September 11, 2000 :

Minutes of the Iron County Commission meeting held September 11, 2000 were approved as amended on a motion by Dennis Stowell. Second was by Gene Roundy. Voting: Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

ELECTED OFFICIALS REPORTS :

Patsy Cutler reported that there has been a problem detected in the zip code verification system which changed the mailing address on valuation notices that were mailed. Our system still shows they are correct. The problem should be solved prior to mailing the tax notices in October.

Sheriff David Benson reported that his department has established a new position of Corporal with two officers being promoted to this position. The two officers are Deputy John Martineau and Deputy Ronald Gardiner. Sheriff Benson also reported that Deputy Scott Nelson has been recognized as Deputy of the Year for 2000 by the Department.

Dennis Ayers reported that the Assessor's are starting on the 2001 assessment year. He also discussed centrally assessed property problems regarding valuations and results of lawsuits filed by the centrally assessed companies. The problem seems to be that the State is willing to stipulate on lower values rather than enter into a court action. This results in Counties being ordered to refund tax dollars that have been assessed, collected and distributed.

Dennis Lowder reported that the Board of Equalization hearing officer, Dan Johnson, worked out very well. Dennis recommended that this system be adopted and used in the future. Dennis also reported that budget time was approaching and he requested that Departments submit their budget requests by October 6 so that hearings can be scheduled with the Commission.

Dennis Stowell reported that the Iron County Fair float sponsored by the County has been entered in the Southern Utah University homecoming parade on September 30. He invited all elected officials to ride on the float.

Gene Roundy discussed the possibility of constructing a storage building at Woods Ranch for tables and chairs. These could then be rented out for activities at Woods Ranch. As it is now, tables and chairs are not available for activities and with the use the area is receiving, it would provide another level of service to the public.

Gene also reported that at a meeting with the Prairie Dog HCP Committee that a permit was authorized to remove all but ten prairie dogs on the Cedar City golf course. The permit is to be effective immediately.

Lois Bulloch reported that the environmental work on the Midvalley Road improvement project to Three Peaks is scheduled to be completed within six weeks. The BLM is doing the work. Also that PILT payments on BLM lands will increase by \$50,000 this year to \$755,000.

ANNEXATION REQUEST SEC. 22 T36S R11W :

A proposal submitted by Robert Platt to approve the annexation of property located adjacent to Cedar City in the Southeast 1/4 of Section 22, Township36 South, Range 11 West, SLB&M. The proposal also contained a request to purchase a strip of land 66 feet wide which is owned by Iron County.

Gene Roundy made a motion not to oppose the annexation request and to authorize the County to sell the 66 foot strip of land as requested. Second was by Dennis Stowell. Voting Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

APPOINTMENTS - BAIL COMMISSIONERS :

Sheriff Benson presented a list of names for appointment as Deputy Sheriff/Bail Commissioners line officers working in the Iron County/Utah State Correction Facility. The Commission approved the appointment of the personnel as presented and authorized the County Clerk to swear the officers in as they are available on a motion by Gene Roundy. Second by Dennis Stowell. Voting Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

CONTRACT FARMS & RELATED ORDINANCES DISCUSSION :

Steve Pullman, Brian Mauldin, Warren Peterson and Larry Jacobsen representing Circle 4 Farms came before the Commission to discuss the placement of contract farms in Iron County. Steve Pullman acting as spokesperson explained that Circle 4 wanted to be good neighbors and to comply with all requirements of the County. The Commission discussed some concerns including notification of a leaking liner at one lagoon in the Blue Mountain complex. Mr. Mauldin explained that the State DEQ was informed as soon as the failure was noted and that the clean up is progressing which includes draining the lagoon and repairing any damage.

Rich Wilson expressed his concern with the failure of the liner and the possibility of ground water pollution. He said that until ground water studies are completed that no new units should be allowed.

Warren Peterson said that apparently there was not a notification policy to the County in place other than through the State DEQ. He stated that in the future he will be the contact person for any problem and will notify the County Attorney directly.

EXECUTIVE SESSION - PERSONNEL :

Gene Roundy made a motion to convene in executive session to discuss a personnel matters. Second was by Dennis Stowell. Voting Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

After reconvening in open session the following action was taken on a motion by Dennis Stowell. Second by Gene Roundy. Voting Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

Place the Jail Operation Contract between Iron County and the State of Utah on the next Commission agenda for action.

Place the Jail Personnel Policy on the next agenda for review and approval.

Approve the hiring of George Edmonds as a custodian at the Fiddlers Building and the Sheriffs office.

SEWER SERVICE STUDY COMMITTEE REPORT :

Steve Platt and Reed Erickson came before the Commission to present a sewer study of the Cedar valley. They recommended that a Sewer Service District be established to provide service the residential growth areas in the County. Steve explained that in some areas, the ground water recharge was sufficient to continue some growth while areas in the Mid Valley area may already be over built. The Commission recommended that the presentation be made to the County Coordinating Council so that City Officials could be made aware of the problems.

TAX MATTERS - RETTA TAYLOR :

Merna Mitchell came before the Commission to explain some concerns with a tax delinquency. Retta Taylor has been making payments however there is still a delinquency remaining which is mostly interest and penalties. In order to qualify for circuit breaker and other tax relief programs, her taxes must be current as of September 30.

Gene Roundy made a motion to waive the remaining interest and penalty now due on tax serial number B-1103-0075-0000 account 00667760 due to extreme hardship. Second was by Dennis Stowell. Voting Lois L. Bulloch, Aye; Dennis Stowell, Aye: Gene Roundy, Aye.

PRAIRIE DOG TAKE APPROVAL :

Rich Gillette has applied for and qualifies for a permanent take permit for four prairie dogs. The appropriate studies have been done and there are sufficient permanent take numbers available for the year. Gene Roundy made a motion to approve the take of four prairie dogs. Second was by Dennis Stowell. Voting Lois L. Bulloch, Aye; Dennis Stowell, Aye: Gene Roundy, Aye.

PUBLIC COMMENT DAGGETT MINE :

The Forest Service is seeking comments on a mine in Washington County which will be know as the Daggett Mine. In order to operate efficiently, an access road will need to be widened and improved. The County Commission authorized David Yardley to submit a letter stating that Iron County is in favor of the multiple use concept for public lands including mining, livestock, recreation and timber development.

ORDINANCE 168 - RESTAURANT TAX 2001 :

The following ordinance was introduced by David Yardley and approved on a motion by Gene Roundy. Second was by Dennis Stowell.

ORDINANCE NO. 168

**AN ORDINANCE IMPOSING A TOURISM, RECREATION,
CULTURAL, AND CONVENTION TAX AND PROVIDING FOR
COLLECTION THEREOF**

As authorized by the provisions of Utah Code Annotated, Title 59, Chapter 12, Section 601, et seq., the Board of Commissioners of Iron County ordains as follows:

1. **PURPOSE:** This ordinance is enacted to provide a source of revenue specifically for financing, in whole or in part, the development, operation, and maintenance of tourism, recreation, cultural, and convention facilities within Iron County. The provisions of this ordinance shall be interpreted and construed to accomplish such purpose.

2. **DEFINITIONS:** As used in this ordinance:

(1) "Convention Facility" means any publicly owned or operated convention center, sports arena, or other facility used primarily for public or private conventions, conferences, events, and other gatherings.

(2) "Recreational facility" or "tourism facility" means any publicly owned or operated park, campground, marina, golf course, water park, historic park, monument, planetarium, zoo, bicycle trail, or other recreation or tourism-related structure or facility.

(3) "Cultural facility" means an publicly owned or operated museum, theater, art center, music hall, or other similar facility.

(4) "Restaurant" means any facility where food is prepared for immediate service and consumption including, but not limited to, coffee shops, cafeterias, restaurants, luncheonettes, soda fountains, fast food service outlets, and all other similar facilities, but does not include retail establishments whose primary business or function is the sale of fuel and/or food items for off-premise consumption.

3. **IMPOSITION OF TAX AND AMOUNT OF TAX:** There are hereby levied tourism, recreation, cultural, and convention taxes as follows:

One percent (1%) on all restaurant sales of food and beverages made within Iron County or within any city or town located within Iron County.

4. **USE OF REVENUES:** The revenues received from the taxes herein levied shall be used solely for financing, in whole or in part, tourism promotion or the development, operation, and maintenance of tourism, recreation, cultural, and convention facilities, and for no other purpose.

5. **COLLECTION:** Taxes imposed under this ordinance shall be levied and collected at the same time and in the same manner as provided for general sales taxes in Utah Code Annotated, Section 59-12-201, et seq., except that the revenue derived shall not be subject to the distribution provisions of Utah Code Annotated, Section 56-12-205 (2).

6. **LICENSE REQUIRED:** All persons, companies, corporations, or other similar persons or organization required under the terms of this ordinance to collect the taxes imposed herein shall obtain from the State Tax Commission a Tourism, Recreation, Cultural, and Convention Tax License. No additional license is required if said persons, company, group, corporation, or organization has obtained a license pursuant to the provisions of Utah Code Annotated, Section 59-12-106.

7. **PENALTIES:** Any person, company, corporation, or other organization subject to the terms of this act which shall fail to obtain the required license or fail to collect the tax imposed by this ordinance shall be guilty of a class B misdemeanor.

8. **EFFECTIVE DATE:** This ordinance shall become effective upon the 1st day of October, 2000.

APPROVED, ADOPTED, and PASSED by the Iron County Board of Commissioners this 25th day of September, 2000.

IRON COUNTY BOARD OF COMMISSIONERS:

/s/ Lois L. Bulloch
Lois L. Bulloch, Chair
Iron County Commission

ATTEST:

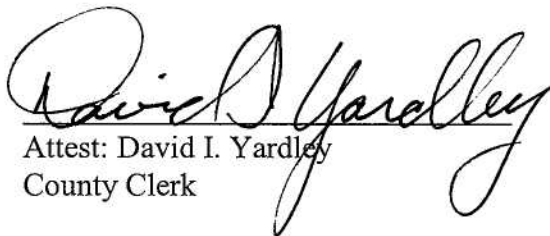
/s/ David I. Yardley
David I. Yardley
Iron County Clerk

Voting:	Aye	Nay	Abstain
Lois L. Bulloch	<u>X</u>	_____	_____
Gene E. Roundy	<u>X</u>	_____	_____
Dennis E. Stowell	<u>X</u>	_____	_____

APPROVAL OF WARRANTS & ADJOURN :

After the bills were reviewed and approved or rejected, the meeting was adjourned at 2:15 p.m. on a motion by Gene Roundy. Second was by Dennis Stowell. Voting Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.


Signed: Lois L. Bulloch, Chairman


Attest: David I. Yardley
County Clerk

IRON COUNTY COMMISSION MEETING
October 10, 2000

Minutes of the Iron County Commission meeting convened at 9:00 a.m. October 10, 2000
in Commission Chambers at the Iron County Courthouse, Parowan, Utah.

Officers in attendance included:

Lois L. Bulloch	Commission Chairman
Dennis E. Stowell	Commissioner
Gene E. Roundy	Commissioner
Scott M. Burns	County Attorney
David I. Yardley	County Clerk

SYNOPSIS :

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PLEDGE OF ALLEGIANCE :

Those assembled were led in the pledge of allegiance by Dennis Stowell.

APPROVAL OF MINUTES - September 25, 2000 :

Minutes of the Iron County Commission meeting held September 25, 2000 were approved as amended on a motion by Dennis Stowell. Second was by Gene Roundy. Voting: Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

ELECTED OFFICIALS REPORTS :

Dennis Stowell reported that the Iron County Sesquicentennial celebration plans are being finalized. Plans include commemoration of the first election and formation of the governing body of the valley of the little salt lake. This would be an appropriate time to unveil plaques for elected officials for each office.

Gene Roundy discussed a study for jail expansion or remodeling. He requested that the County enlist the help of Doug Carriger to study the needs and financing options for the facility. Dennis Stowell made a motion to approve Doug as a consultant for the jail project. Second by Gene Roundy. Voting: Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

Lois Bulloch reported that the Planning Commission has approved a conditional use permit for a communications tower site located on the east side of I-15 near the Enoch water tanks. An arena was also approved in the Hamilton Fort Ranches area.

Scott Burns reported that a second draft of a CAFO ordinance has been drafted and will be discussed at a work meeting with the Planning Commission on October 19. He encouraged the Commissioners to attend the meeting.

Steve Platt reported that Barbara Hjelle the attorney representing the State of Utah and UAC will be in Iron County on October 24 and 25 to tour roads proposed to be included in the RS 2477 lawsuit. He invited the Commissioners to attend and give their input on the importance and history of the roads.

PLAT AMENDMENT - FLYING "L" RANCHES :

Darwin Lamb and Steve Platt came before the Commission to seek approval of a vacating the original plats of Flying "L" Ranches Subdivision, Flying "L" Ranches Subdivision Unit 2 and Rancho Circle Subdivision. Mr. Lamb requested authorization to file amended plats for Flying "L" Ranches Subdivision Amended and Flying "L" Ranches Subdivision Unit 2 Amended. The proposed amendment will vacate Rancho Circle subdivision and will be incorporate the lots into Flying "L" Ranches Amended. The new alignment will also provide a road to an adjoining property owner. The proposed amendments have been before the Planning Commission and they have recommended approval. All affected property owners have been notified as required by State statute.

Dennis Stowell made a motion to vacate the original plats of Flying "L" Ranches Subdivision, Flying "L" Ranches Subdivision Unit 2 and Rancho Circle Subdivision and to approve plats for Flying "L" Ranches Subdivision Amended and Flying "L" Ranches Subdivision Unit 2 Amended. The motion would also authorize the Commission Chair to sign the amended plats when all other signatures are attached. Second was by Gene Roundy. Voting: Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

ORDINANCE 169 VACATING AND AMENDING FLYING "L" RANCHES SUBS :
IRON COUNTY
ORDINANCE 169

AN ORDINANCE OF IRON COUNTY VACATING THE ORIGINAL PLAT OF FLYING "L" RANCHES SUBDIVISION FILED FEBRUARY 28, 1995; FLYING "L" RANCHES SUBDIVISION, UNIT 2 FILED DECEMBER 23, 1997; AND RANCHO CIRCLE SUBDIVISION FILED DECEMBER 23, 1997.

WHEREAS, this matter came before the Board of County Commissioners of Iron County, Utah upon Commission action to vacate Flying "L" Ranches Subdivision filed February 28, 1995; Flying "L" Ranches Subdivision, Unit 2 filed December 23, 1997; and Rancho Circle Subdivision filed December 23, 1997; and authorize the filing of amended Flying "L". Ranches Subdivision, and Flying "L" Ranches Subdivision Unit 2, and,

WHEREAS, the Board of County Commissioners of Iron County, Utah is authorized by Utah Code Annotated 1953 as amended § 17-27-810 to vacate, alter, or amend a plat, any portion of a plat, or any street or lot; and

WHEREAS, the Board of County Commissioners of Iron County, Utah, upon notice and hearing, having duly considered the application and determined there is good cause proposed for the amendment and that neither the public nor any person will be materially injured by the vacating of Flying "L" Ranches Subdivision filed February 28, 1995; Flying "L" Ranches Subdivision, Unit 2 filed December 23, 1997; and Rancho Circle Subdivision filed December 23, 1997 and approving the filing of Amended Flying "L" Ranches Subdivision, and Amended Flying "L" Ranches Subdivision Unit 2; now therefore:

The Board of Commissioners of the County of Iron, State of Utah ordains as follows:

1. Vacate Flying "L" Ranches Subdivision filed February 28, 1995; Flying "L" Ranches Subdivision, Unit 2 filed December 23, 1997; and Rancho Circle Subdivision filed December 23, 1997; and
2. Authorize the filing of Flying "L" Ranches Subdivision Amended, and Flying "L" Ranches Subdivision Unit 2 Amended.

This Ordinance shall take effect upon publication in the manner provided by §17-15-1, Utah Code Annotated 1953, as amended and all provisions shall be severable so that if any section, clause, or term is held unconstitutional or contrary to law the void character shall not effect any of the remaining portion of this ordinance.

Approved, passed and adopted this 10th day of October, 2000 by the Board of Iron County Commissioners in regular session assembled, in and at their regular place of meeting.

/s/ Lois L. Bulloch

Lois L. Bulloch

Chair, Board of Iron County Commissioners

Attest:

/s/ David I. Yardley

David I. Yardley
Iron County Clerk

VOTING:	AYE	NAY
Lois L. Bulloch	<u> X </u>	_____
Gene E. Roundy	<u> X </u>	_____
Dennis E. Stowell	<u> X </u>	_____

WOODS RANCH SNOWPLOW AGREEMENT :

A proposed agreement submitted by the State of Utah for plowing snow in the Woods Ranch parking area was reviewed. Action was tabled to and the matter was referred to Steve Platt and Neil Forsyth for their recommendation and further negotiation with UDOT.

The Commission approved ordering a 2001 heavy duty truck and snow plow for use by Ken Wehr, caretaker of Woods Ranch on a motion by Gene Roundy. Second by Dennis Stowell. Voting: Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

Ken will plow snow at Woods Ranch as needed. He will also be available to plow parking lots at the Fiddler's building and the Visitor Center.

BID FOR SURPLUS PROPERTY - TRUCK AXLES :

A bid of \$200.00 submitted by Wayment Farms for two truck axles located on a vehicle which has been cannibalized for parts was reviewed and approved on a motion by Gene Roundy. Second by Dennis Stowell. Voting: Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

MAPPING GRANT APPROVAL :

A grant of \$7,000 from the State of Utah to Iron County to help fund accurate positioning of section corner monuments and assist in parcel mapping was approved on a motion by Dennis Stowell. Second was by Gene Roundy. Voting: Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

BUDGET HEARING DATES :

Dennis Lowder met with the Commission to discuss tentative budget hearing dates. The Commission approved department interviews on October 23 from 1:30 to 5:00 p.m. and October 30 from 9:00 to 12:00 noon and 1:30 to 5:00 p.m.

CEDAR CITY AIRPORT :

Joe Melling, Rick Holman and Steve Farmer representing Cedar City and Reed Erickson, County Planner, met with the Commission to discuss development in the flight path at the Cedar City airport. Joe Melling explained that the airport was realigned in the 1950's to allow for larger planes to land and depart safely. Under the proposal now being discussed, it would be helpful if

the County would limit housing development in the flight path, especially on the north instrument approach. Cedar City is urging to maintain the current use as agriculture or to approve a re-zoning to industrial if the operation of the airport is to be maintained as a 24 hour operation. If residential development is allowed, the airport could be limited to daylight operation only.

The Commission took no action at this time since it will be referred to the Planning Commission for their review and recommendation.

PERSONNEL MATTERS _____ :

Claire Dalton presented a request for extended sick leave for Tamara Melling for surgery. She has sufficient sick leave and personal leave accrued to accommodate her need. Gene Roundy made a motion to approve the extended sick leave as requested. Second was by Dennis Stowell. Voting Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

PERSONNEL MATTER - EXECUTIVE SESSION _____ :

Dennis Stowell made a motion to convene in executive session to discuss a personnel matter. Second was by Gene Roundy. Voting Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

After reconvening in open session the Commission reported that the person requesting a hearing before the Commission was not present and the Commission approved tabling action to allow a second notice to be sent. A hearing will be scheduled at the next Commission meeting to hear a grievance.

CONFLICT NOTICE DISCUSSION _____ :

Dennis Stowell discussed with the Commission the need to disclose any conflict of interest concerns when voting on items before the Commission. As an example, he cited the possibility of his selling feed to Circle 4 Farms. He has had no financial dealings with Circle 4 to this time but is considering such dealings in the near future.

Dennis also felt that it would be appropriate for any individual serving on appointed boards to make such conflict disclosures. Scott Burns was asked to research this issue and make a recommendation to all departments and boards.

BID OPENING - THREE PEAKS WELL _____ :

Bids were asked for to drill a culinary well at the Three Peaks recreation area. One bid was submitted for a total of \$33,400.00 from Grimshaw Drilling. The Engineer's estimate was \$29,960.00. The Commission took the bid under advisement and to review alternative options. The Commission discussed the possibility of relocating the well site and of acquiring access to existing wells in the area.

PRAIRIE DOG DISCUSSION - TED OWENS USFWS _____ :

Ted Owens, representing the US Fish and Wildlife Service came before the Commission to discuss a revocation of the take permit on the Cedar City golf course. Mr. Owens explained that the position of the USFWS is that due to the continuing investigation of the disappearance of prairie dogs on the golf course in 1999 that it would not be appropriate to issue a take permit at this time.

The Commission expressed their opposition to this unilateral action by the USFWS and the Utah DWR in revoking this permit after it was approved by the Prairie Dog Committee as outlined in the HCP. Gene Roundy made a motion to oppose the action taken by USFWS to withdraw the permit on the golf course. Second was by Dennis Stowell Voting Lois L. Bulloch, Aye; Dennis Stowell, Aye: Gene Roundy, Aye.


Ted Owens agreed to poll the other members of the HCP Prairie Dog Committee and to arrange for a conference call to discuss the matter later in the week. Lois Bulloch, Commission Chair was authorized to represent Iron County in this discussion.

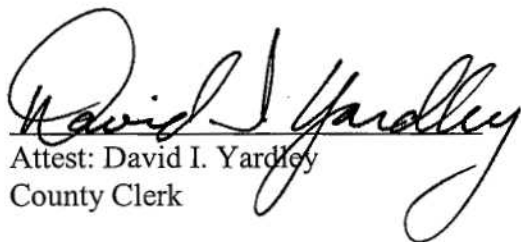
JAIL CONTRACT DISCUSSION :

A proposed contract between Iron County and the State of Utah for operation of the Iron County/Utah State Correction Facility was scheduled for discussion. Representatives from the State were not present so the Commission reviewed the contract and discussed their concerns and recommendations for amendments to the draft. Scott Burns was asked to contact Haze Locke to work on details of the contract to see if an agreement can be reached.

APPROVAL OF WARRANTS & ADJOURN :

After the bills were reviewed and approved or rejected, the meeting was adjourned at 4:00 p.m. on a motion by Gene Roundy. Second was by Dennis Stowell. Voting Lois L. Bulloch, Aye; Dennis Stowell, Aye: Gene Roundy, Aye.


Signed, Lois L. Bulloch, Chairman


Attest: David I. Yardley
County Clerk

**IRON COUNTY COMMISSION MEETING
October 23, 2000**

Minutes of the Iron County Commission meeting convened at 9:00 a.m. October 23, 2000 in Commission Chambers at the Iron County Courthouse, Parowan, Utah.

Officers in attendance included:

Lois L. Bulloch	Commission Chairman
Dennis E. Stowell	Commissioner
Gene E. Roundy	Commissioner
Scott M. Burns	County Attorney
David I. Yardley	County Clerk

Also Present:

Dennis A. Lowder	County Auditor
Dennis W. Ayers	County Assessor
Patsy T. Cutler	County Recorder
Merna H. Mitchell	County Treasurer

SYNOPSIS :

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Dennis Lowder	2
Dennis Stowell	2
Gene Roundy	2
Lois Bulloch	2
Merna Mitchell	1
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PLEDGE OF ALLEGIANCE	1
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SURPLUS PROPERTY BID - RANDY CARTER	4
THREE PEAKS RESERVATION REQUEST - SCOUTS	4
VISITORS CENTER REQUEST FOR SHOWERS	4

PLEDGE OF ALLEGIANCE :

Those assembled were led in the pledge of allegiance by Dennis Ayers.

ELECTED OFFICIALS REPORTS :

Merna Mitchell reported that Retta Taylor had been able to pay her delinquent taxes in time to qualify for circuit breaker tax relief. Merna also reported that the printers had a "short run" on tax notices so there would be marginal room for error in the printing process. If the County runs short, additional mailers may be available from Washington or Millard Counties.

Dennis Ayers reported that the results of a Board of Equalization appeal filed by Steven

Crowther has been reduced to findings of fact, conclusion of law and final judgement for tax years 1997 and 1998. Mr. Crowther still has the right to appeal the decision of the Tax Commission. The Tax Commission ruled that the value was near the original valuation placed on the property by the Assessor's Office.

Dennis Lowder reported that some county employees have been paid for excess overtime. Employees will be allowed to work off the extra time or pay back with vacation time rather than reimburse the County with a check. All of the affected employees have been notified of the problem and the method in which the County will be reimbursed.

Lois Bulloch reported on her attendance at the Valley View IHC Board meeting in which the County stand on their tax exempt status was discussed. She stated that the item was placed on the agenda and then withdrawn. Members of the Board are opposed to the County questioning the tax exempt status of Valley View Medical Center and for questioning the construction and operation of the proposed new facility.

Lois also encouraged each elected official to prepare a plaque with the people who have served in that office since Utah became a state.

Merna Mitchell reported that tax appeals for Union Pacific Rail Road for tax years 1994 through 1999 have been settled. Iron County will receive an additional \$15,000 for the years in question.

Dennis Stowell discussed plans for the sesquicentennial celebration for Iron County. The kickoff celebration will be on November 1, 2000 with a birthday cake and a review of the history of Iron County by Gerald Sherratt. This celebration will be held at the courthouse.

Gene Roundy reported that Doug Carriger has recommended that Jon Bronson representing Zions Bank be appointed as a financial consultant for development of a jail expansion plan. Mr. Carriger is doing a preliminary study of the feasibility of constructing a new jail or expanding the existing facility.

INSURANCE COMMITTEE REPORT & RECOMMENDATION :

Claire Dalton and the Insurance committee came before the Commission to present findings of their work regarding health insurance coverage for County employees for 2001. Blue Cross/Blue Shield Value Care has proposed a 5% increase in administrative costs over 2000 due to the number of claims processed. They also recommend that the County add 12% to 15% to current contributions in the self funded portion of the plan. This will cover the increased costs for doctors and hospitals.

IHC network has also submitted a plan for review which will be studied. All of the figures are not available at this time. The Committee will return to the next Commission meeting with a final recommendation.

PRAIRIE DOG TAKE ISSUES - TERESA BONZO :

Teresa Bonzo came before the Commission to discuss prairie dog issues. She reported that Joe Burgess has requested a permit for 0.49 permanent take dogs. Steve Brown has also submitted a take request.

The Commission discussed the problem with the LDS baseball fields and the reintroduction of prairie dogs on the golf course. The Commission will work on take permits in 2001 for the ball diamonds and will encourage fencing to keep prairie dogs out of the playing area. The golf course will be monitored and the USFWS will be contacted to negotiate the numbers of permanent dogs to leave. It is suggested that the 2000 spring count be used as the permanent number.

Dennis Stowell made a motion to approve the permanent take of 0.49 prairie dogs from the 2000 limit for Joe Burgess. Second was by Gene Roundy. Voting Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

FINAL PLAT APPROVAL - SUNRISE MEADOW RANCHOS UNIT 1 :

Don Heap came before the Commission to present a final plat of Sunrise Meadow Ranchos Unit 1 for approval. The subdivision consists of four lots and has been before the Planning Commission. The Planning Commission has recommended approval of the plat. Dennis Stowell made a motion to approve the final plat of Sunrise Meadow Ranchos Unit 1. Second was by Gene Roundy. Voting Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

PERSONNEL - DENNIS AYERS :

Dennis Ayers came before the Commission to discuss a position upgrade in the Assessor's office. At this time the Assessor does not have a Chief Deputy Assessor. Dennis proposed that this position be added with the requirement that the person filling this slot be a certified appraiser. This change will not result in an increase in personnel. The position would be at a grade 14 or 15 which could be determined later. Gene Roundy made a motion to approve a Chief Deputy position in the Assessor's office. Second was by Dennis Stowell. Voting Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye

PERSONNEL - EXECUTIVE SESSION :

Gene Roundy made a motion to convene in executive session to discuss a personnel matter. Second was by Dennis Stowell. Voting Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

After reconvening in open session, the Commission reported that an appeal of a personnel action at the Correction Facility was discussed. Because the matter had not been before the management board, the Commission took no action on the appeal and referred the matter back to the Facility Management Board for their review and action. The Facility Management Board was asked to expedite action on this matter.

PROPOSED 2001 FAA VALUES - DENNIS AYERS :

Dennis Ayers presented the valuation figures from studies conducted for the State Tax Commission. In Iron County value will increase about \$25.00 per acre on irrigated farm land. Some other classes of land will also be adjusted. Complete valuation breakdown is available from the Assessor's office.

SURPLUS PROPERTY BID - RANDY CARTER :

A bid of \$400.00 for The North 110 Feet of Lot 119, Rainbow Meadows Ranchos Subdivision Unit 1, Serial # C-638-105, Account # 92004 was submitted by Randy Carter. The South portion of the lot is currently owned by Randy Carter and this parcel is land locked with no access. Gene Roundy made a motion to sell the portion of Lot 119 currently in Iron County's name for \$400.00. Second was by Dennis Stowell. Voting Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

ANNEXATION REQUEST - PAROWAN CITY :

A proposed annexation of property between 200 South and old Highway 91 to approximately 1200 West was presented for preliminary approval. This area is within a peninsula created by previous annexations. Dennis Stowell made a motion not to oppose the proposed annexation as presented. Second was by Gene Roundy. Voting Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

VISITORS CENTER REQUEST FOR SHOWERS :

A request to install a shower in the office building at the Visitor Center in Cedar City was discussed. The State offices leasing space would install the shower for the convenience of their employees participating in a fitness program and for field workers. There would be no added expense to the County. Dennis Stowell made a motion to approve the request for the installation of a shower at State expense at the Visitor Center Office building. Second was by Gene Roundy. Voting Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

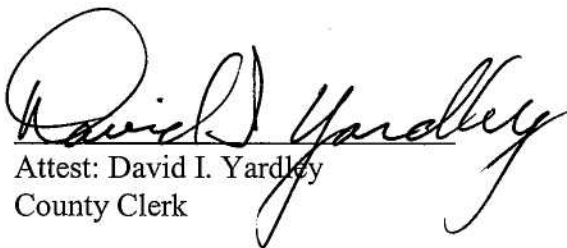
THREE PEAKS RESERVATION REQUEST - SCOUTS :

A request to use the Three Peaks recreation area by the Boy Scouts for an overnight camp out was referred to Ken Wehr who is now coordinating reservations at Three Peaks and Woods Ranch.

APPROVAL OF WARRANTS & ADJOURN :

After the bills were reviewed and approved or rejected, the meeting was adjourned at 1:30 p.m. to conduct budget interviews on a motion by Gene Roundy. Second was by Dennis Stowell. Voting Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.


Signed: Lois L. Bulloch, Chairman


Attest: David I. Yardley
County Clerk

COMMISSIONERS
Dennis E. Stowell
Lois L. Bulloch
Gene E. Roundy
CLERK – David I. Yardley
TREASURER – Merna H. Mitchell
RECORDER – Dixie B. Matheson
ASSESSOR – Dennis W. Ayers
AUDITOR – Dennis A. Lowder
ATTORNEY – Scott M. Burns
SHERIFF – David W. Benson



IRON COUNTY

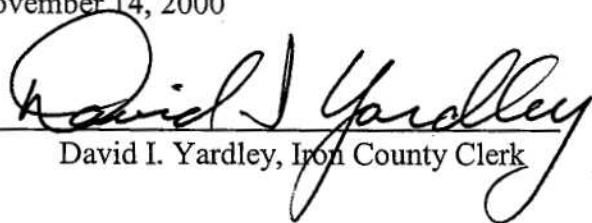
68 South 100 East, Parowan, Utah 84761 • Phone (435) 477-8300 Fax (435) 477-8847

STATE OF UTAH)
) ss.
COUNTY OF IRON)

I, David I. Yardley, County Clerk in and for Iron County, do hereby certify that the foregoing is a full, true, and correct abstract of the statement of vote of this county at the General Election held in this county on November 7, 2000 as made out and entered upon the records of Board of County Canvassers of Iron County, so far as the same relates to the offices referenced above.

Dated: November 14, 2000

Signed: _____



David I. Yardley, Iron County Clerk

(Seal)



Governor and Lieutenant Governor				
[0035]	Michael Leavitt/Olene Walker, REP		8,472	68.44%
[0036]	Bill Orton/Karen Hale, DEM		3,450	27.87%
[0037]	Jeremy Friedbaum/Lee McKenzie IAM		457	3.69%
[0038]	John Mason, (Write-in)		0	0.00%
[0039]	Joseph C. Bell, (Write-in)		0	0.00%
Attorney General				
[0040]	Mark L. Shurtleff, REP		9,521	77.18%
[0041]	Reed M. Richards, DEM		2,452	19.88%
[0042]	W. Andrew McCullough, LIB		363	2.94%
State Treasurer				
[0046]	Edward T. Alter, REP		9,633	85.95%
[0047]	Hugh A. Butler, LIB		894	7.98%
[0048]	Elliot J. Hulet, NAT		681	6.08%
State Senator, District #29				
[0049]	John W. (Bill) Hickman, REP		9,153	77.88%
[0050]	Terence (Terry) W. Moore, DEM		2,599	22.12%
State Representative, District #72				
[0051]	DeMar Bud Bowman, REP		10,195	88.81%
[0052]	Victor R. Schafer, IAM		1,285	11.19%
County Commissioner				
[0053]	Dennis E. Stowell, REP		10,719	100.00%
County Recorder/Surveyor 2 Yr Term				
[0054]	Patsy T. Cutler, REP		10,685	100.00%
Fifth Judicial Court				
James L. Shumate				
[0055]	For Retention in Office		8,560	87.08%
[0056]	Against Retention in Office		1,270	12.92%

Iron County

	Precincts Counted		32	100.00%
[0003]	Registered Voters		18,515	100.00%
[0004]	Ballots Cast		12,760	68.92%
Straight Party Vote				
[0005]	Republican		3,486	83.64%
[0006]	Democratic		566	13.58%
[0007]	Reform		4	0.10%
[0008]	Independent American		94	2.26%
[0009]	Libertarian		16	0.38%
[0010]	Natural Law		2	0.05%
President and Vice-President				
[0011]	George W. Bush/Dick Cheney,	REP	10,106	80.24%
[0012]	Al Gore/Joseph Lieberman,	DEM	1,789	14.21%
[0013]	Pat Buchanan/Ezola Foster,	REF	206	1.64%
[0014]	Howard Phillips/Curt Frazier,	IAM	82	0.65%
[0015]	Harry Browne/Art Olivier,	LIB	58	0.46%
[0016]	John Hagelin/Nat Goldhaber,	NAT	9	0.07%
[0017]	Ralph Nader/Winona LaDuke,	GRE	341	2.71%
[0018]	James Harris/Margaret Trowe,	SOC	2	0.02%
[0019]	Louie G. Youngkeit/Robert Beck		1	0.01%
[0020]	Earnest Lee Easton,	(Write-in)	0	0.00%
[0021]	Keith Lewis Kunzler,	(Write-in)	0	0.00%
[0022]	Forrest C. LaBelle,	(Write-in)	0	0.00%
[0023]	Daniel J. Pearlman,	(Write-in)	0	0.00%
[0024]	Joe Schriener,	(Write-in)	0	0.00%
[0025]	Gloria Dawn Strickland,	(Write-in)	0	0.00%
U.S. Senator				
[0026]	Orrin G. Hatch,	REP	9,806	78.35%
[0027]	Scott N. Howell,	DEM	2,182	17.43%
[0028]	Carlton Edward Bowen,	IAM	380	3.04%
[0029]	Jim Dexter,	LIB	148	1.18%
U.S. Representative, District #1				
[0030]	James V. Hansen,	REP	9,344	76.46%
[0031]	Kathleen McConkie Collinwood,	DEM	2,268	18.56%
[0032]	Hartley D. Anderson,	IAM	386	3.16%
[0033]	Dave Starr Seely,	LIB	121	0.99%
[0034]	Matthew D. Frandsen,	NAT	102	0.83%

Precinct:	[0003]	[0004]	[0005]	[0006]	[0007]	[0008]	[0009]	[0010]	[0011]	[0012]	[0013]
	[0014]	[0015]	[0016]	[0017]	[0018]	[0019]	[0020]	[0021]	[0022]	[0023]	[0024]
	[0025]	[0026]	[0027]	[0028]	[0029]	[0030]	[0031]	[0032]	[0033]	[0034]	[0035]
	[0036]	[0037]	[0038]	[0039]	[0040]	[0041]	[0042]	[0043]	[0045]	[0046]	[0047]
	[0048]	[0049]	[0050]	[0051]	[0052]	[0053]	[0054]	[0055]	[0056]		
BERL	288	175	49	8	0	0	0	0	132	17	14
	1	3	1	6	0	0	0	0	0	0	0
	0	135	17	11	6	139	17	8	3	1	102
	48	19	0	0	129	30	13	123	0	128	25
	6	144	17	139	17	149	152	103	13		
BRIH	132	67	10	1	0	0	0	0	41	21	3
	0	0	0	2	0	0	0	0	0	0	0
	0	42	20	3	1	40	19	3	2	0	37
	26	2	0	0	38	22	6	41	0	43	11
	5	40	23	43	15	54	53	44	11		
CC01	1032	675	187	27	0	3	0	0	534	96	12
	1	2	0	20	0	0	0	0	0	0	0
	0	513	119	20	6	498	115	21	2	4	443
	189	25	0	0	509	134	7	479	0	537	30
	20	477	144	528	66	564	557	476	64		
CC02	470	304	78	19	0	3	0	1	234	52	1
	3	0	0	12	0	0	0	0	0	0	0
	0	232	54	9	3	218	64	4	0	4	203
	85	6	0	0	201	81	12	196	0	214	26
	21	204	68	246	26	247	242	200	40		
CC03	801	511	137	24	0	1	0	0	393	78	11
	0	0	0	18	0	0	0	0	0	0	0
	0	383	103	14	1	363	109	9	2	3	340
	146	11	0	0	386	101	13	351	0	383	31
	29	367	106	414	50	427	422	380	41		
CC04	524	334	96	21	1	1	1	0	265	53	1
	0	2	0	9	0	0	0	0	0	0	0
	0	254	69	4	4	243	72	4	3	2	229
	97	4	0	0	255	68	5	247	0	254	24
	18	227	83	273	31	278	279	248	23		
CC05	584	388	96	27	0	7	0	0	310	57	7
	0	1	1	8	0	0	0	0	0	0	0
	0	301	66	15	2	294	63	11	5	3	243
	129	14	0	0	287	87	8	278	0	290	21
	20	265	94	307	37	321	315	269	39		

CC06	726	521	160	13	0	2	1	0	450	50	5
	4	2	1	5	0	0	0	0	0	0	0
	0	431	64	11	8	414	63	16	5	5	387
	111	11	0	0	428	63	8	392	0	420	34
	16	397	84	432	44	457	455	328	46		
CC07	645	397	108	9	0	5	1	0	324	41	6
	1	2	0	14	1	0	0	0	0	0	0
	0	309	59	17	6	293	67	16	1	6	
	268	98	19	0	0	315	66	7	300	0	304
	36	23	296	76	324	47	345	350	277	52	
CC08	540	295	70	10	0	5	0	0	234	39	5
	2	0	1	10	0	0	0	0	0	0	0
	0	231	44	10	5	208	44	15	4	4	191
	72	12	0	0	205	62	10	208	0	204	19
	24	207	49	233	30	242	241	204	33		
CC09	714	452	117	19	0	8	0	0	365	58	4
	4	0	0	10	0	0	0	0	0	0	0
	0	360	70	8	2	323	82	13	2	2	307
	112	12	0	0	334	90	8	332	0	330	29
	29	330	81	367	42	378	381	309	43		
CC10	368	262	68	5	0	0	1	0	205	42	1
	1	2	0	7	0	0	0	0	0	0	0
	0	217	38	2	3	200	46	3	2	4	191
	65	2	0	0	201	48	6	188	0	216	10
	13	188	57	220	21	232	226	211	20		
CC11	481	268	68	16	0	1	1	0	213	38	2
	1	1	0	10	0	0	0	0	0	0	0
	0	185	57	11	4	179	60	6	3	2	176
	71	8	0	0	189	54	6	192	0	196	17
	13	184	61	197	29	220	219	182	28		
CC12	497	255	45	13	0	2	1	0	189	43	1
	1	0	0	18	0	0	0	0	0	0	0
	0	179	65	3	4	161	70	5	2	4	169
	76	4	0	0	160	70	13	185	0	180	26
	13	153	80	190	31	210	206	176	31		
CC13	694	474	125	17	0	1	1	1	389	53	9
	1	3	1	11	0	0	0	0	0	0	0
	0	383	70	12	1	363	75	10	2	6	348
	95	15	0	0	378	76	7	365	0	372	27
	29	349	92	407	35	411	405	366	33		

ENO2	961	702	188	28	0	10	0	0	559	91	12
	15	2	3	11	0	0	0	0	0	0	0
	0	531	128	29	4	522	117	33	6	5	432
	218	35	0	0	523	134	22	532	0	532	58
	36	515	132	563	84	604	605	446	63		
KANA	255	188	49	21	0	2	0	0	125	50	5
	0	0	0	4	0	0	0	0	0	0	0
	0	130	53	0	1	120	51	6	3	0	104
	75	2	0	0	129	50	2	111	0	118	15
	12	120	53	137	15	140	137	129	15		
MIDV	1089	623	176	41	0	7	1	0	467	92	24
	8	3	1	22	0	0	0	0	0	0	0
	0	460	105	31	14	422	123	35	13	4	365
	190	47	0	0	436	127	41	445	0	425	82
	40	440	132	443	109	508	506	369	72		
MODE	47	34	4	11	0	1	0	0	11	13	2
	2	2	0	4	0	0	0	0	0	0	0
	0	12	15	4	3	12	12	4	5	0	9
	16	7	0	0	13	13	8	15	0	13	7
	2	19	14	16	7	17	18	17	7		
NEWC	180	140	51	1	1	0	1	0	120	2	12
	3	1	0	2	0	0	0	0	0	0	0
	0	111	15	9	3	119	7	9	4	0	91
	36	10	0	0	126	9	3	104	0	121	7
	6	125	8	124	10	127	129	85	10		
PARG	320	230	72	6	0	1	0	0	188	25	2
	5	1	0	1	0	0	0	0	0	0	0
	0	182	32	8	1	179	30	11	0	3	151
	61	6	0	0	186	28	4	163	0	167	14
	28	174	38	182	21	201	207	132	23		
PARN	1021	706	166	31	0	9	2	0	554	104	13
	10	6	0	10	0	0	0	0	0	0	0
	0	533	117	31	8	519	113	28	6	7	458
	190	38	0	0	565	111	12	472	0	508	32
	70	497	136	572	61	608	607	442	80		
PARS	670	451	135	15	0	2	1	0	340	74	9
	1	4	0	12	0	0	0	0	0	0	0
	0	342	74	15	8	325	76	16	7	4	298
	114	20	0	0	347	70	18	290	0	331	32
	33	320	80	356	44	366	376	268	44		

CC14	605	412	112	15	1	2	0	0	351	41	7
	1	0	0	9	0	0	0	0	0	0	0
	0	344	54	4	3	313	71	3	2	4	291
	111	4	0	0	312	82	5	314	0	327	18
	15	292	86	341	24	342	341	321	31		
CC15	530	367	101	19	0	0	2	0	287	60	0
	0	7	0	10	0	0	0	0	0	0	0
	0	285	69	2	6	266	80	2	5	2	249
	104	3	0	0	263	87	9	270	0	281	27
	13	263	78	295	32	296	298	271	33		
CC16	452	303	88	9	0	5	0	0	245	35	5
	4	4	0	9	0	0	0	0	0	0	0
	0	241	39	13	7	226	50	14	5	1	201
	80	21	0	0	229	52	11	229	0	239	21
	16	238	49	254	30	266	261	195	40		
CC17	826	495	127	18	0	4	1	0	398	71	3
	3	1	0	15	1	1	0	0	0	0	0
	0	372	88	16	8	355	91	12	7	6	335
	133	11	0	0	349	114	11	383	0	378	36
	23	346	107	389	57	426	416	340	41		
CC18	702	492	126	12	0	3	1	0	398	65	3
	1	2	0	19	0	0	0	0	0	0	0
	0	393	79	9	4	369	83	9	6	1	337
	125	14	0	0	385	81	12	367	0	391	30
	23	365	96	400	57	418	414	356	53		
CC19	675	508	138	31	0	5	0	0	394	88	4
	1	3	0	16	0	0	0	0	0	0	0
	0	382	109	12	0	366	109	14	2	5	346
	144	11	0	0	358	118	15	368	0	387	23
	23	344	133	396	51	412	410	349	43		
CC20	628	399	130	23	1	0	0	0	322	51	7
	2	1	0	12	0	0	0	0	0	0	0
	0	286	83	20	4	277	78	21	3	3	263
	101	19	0	0	292	79	16	291	0	296	36
	16	283	84	305	53	328	328	257	49		
ENO1	932	624	172	18	0	4	0	0	536	66	8
	2	1	0	5	0	0	0	0	0	0	0
	0	514	80	11	10	500	78	18	3	3	421
	165	27	0	0	489	104	21	487	0	514	42
	17	501	98	543	42	549	552	381	60		

Iron County School District 2

	Precincts Counted 5		100.00%
[0065]	Registered Voters	2,269	100.00%
[0066]	Ballots Cast	2,162	95.28%

Iron County School District 2

[0067]	Alan H. Adams	869	55.39%
[0068]	Nancy M. Dalton	700	44.61%

Precinct	[0065]	[0066]	[0067]	[0068]
BRIH	132	67	21	40
PARG	320	230	106	112
PARN	1021	706	375	283
PARS	670	451	245	170
SUMM	126	89	43	43
AVTR	0	619	79	52

Iron County School District 3

	Precincts Counted 6		100.00%
[0071]	Registered Voters	3,655	100.00%
[0072]	Ballots Cast	3,011	82.38%

Iron County School District 3

[0073]	Jana Dettamanti	1,806	100.00%
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Precinct	[0071]	[0072]	[0073]
CC01	1032	675	474
CC02	470	304	238
CC03	801	511	380
CC04	524	334	245
CC05	584	388	282
KANA	244	180	130
AVTR	0	619	57

SUMM	126	89	29	2	0	0	0	0	0	68	13	4
	0	0	0	2	0	0	0	0	0	0	0	0
	0	66	19	3	0	67	18	2	0	0	0	55
	26	4	0	0	72	14	3	60	0	73	3	
	9	64	19	75	11	80	80	61	13			
AVTR	0	619	208	36	0	0	0	0	465	110	4	
	4	2	0	18	0	0	0	0	0	0	0	
	0	467	108	13	8	451	115	5	6	4	432	
	141	14	0	0	432	127	21	461	0	461	45	
	20	419	141	484	56	496	497	368	76			

Iron County School District 1

	Precincts Counted	9	100.00%
[0059]	Registered Voters	4,971	100.00%
[0060]	Ballots Cast	3,927	79.00%

Iron County School District 1

[0061]	S. Garth Jones	2,013	70.16%
[0062]	Steve Nollan	856	29.84%

Precinct	[0059]	[0060]	[0061]	[0062]
BERL	288	175	93	51
CC06	726	521	309	131
CC07	296	186	119	42
CC16	452	303	186	85
ENO1	932	624	403	148
ENO2	961	702	455	170
MIDV	1089	623	295	140
MODE	47	34	14	8
NEWC	180	140	72	41
AVTR	0	619	67	40

Proposition 1			
[0075]	For	7,419	67.42%
[0076]	Against	3,585	32.58%

Proposition 2			
[0077]	For	7,125	64.21%
[0078]	Against	3,971	35.79%

Initiative A			
[0079]	For	8,825	74.50%
[0080]	Against	3,020	25.50%

Initiative B			
[0081]	For	7,168	61.03%
[0082]	Against	4,578	38.97%

Precinct	[0075]	[0076]	[0077]	[0078]	[0079]	[0080]	[0081]	[0082]
BERL	77	72	83	70	126	31	118	41
BRIH	40	19	36	24	47	18	37	28
CC01	417	153	367	208	437	197	372	243
CC02	172	87	169	101	213	67	151	126
CC03	296	154	281	171	339	133	268	201
CC04	197	94	175	114	222	83	174	126
CC05	222	110	209	130	267	104	205	158
CC06	331	134	330	148	393	107	310	183
CC07	244	109	250	111	304	71	243	133
CC08	168	78	170	84	201	73	166	106
CC09	244	131	244	132	268	131	230	162
CC10	167	69	168	67	173	77	122	127
CC11	161	65	148	87	160	81	141	99
CC12	166	57	158	66	142	100	145	97
CC13	309	106	286	133	298	148	250	194
CC14	265	100	246	122	304	82	197	186
CC15	222	88	209	108	260	78	174	164
CC16	167	105	160	112	232	55	178	110
CC17	309	101	266	141	302	142	287	147
CC18	306	134	284	156	334	134	250	209
CC19	321	127	292	146	367	108	243	227
CC20	229	115	215	128	284	85	257	116
ENO1	387	167	354	197	453	135	368	215
ENO2	427	208	413	230	525	144	413	257
KANA	105	58	97	67	132	43	109	67
MIDV	335	206	324	208	463	118	414	171
MODE	16	13	12	17	24	8	26	5

NEWC	72	52	73	53	108	28	96	40
PARG	125	65	135	55	165	43	136	69
PARN	361	243	370	235	514	143	406	248
PARS	225	131	210	158	300	102	235	160
SUMM	42	36	48	30	60	23	54	28
AVTR	294	198	343	162	408	128	393	135

IRON COUNTY COMMISSION MEETING
November 13, 2000

Minutes of the Iron County Commission meeting convened at 9:00 a.m. November 13, 2000 in Commission Chambers at the Iron County Courthouse, Parowan, Utah.

Officers in attendance included:

Lois L. Bulloch	Commission Chairman
Dennis E. Stowell	Commissioner
Gene E. Roundy	Commissioner
Scott Garrett	Deputy County Attorney
David I. Yardley	County Clerk

SYNOPSIS :

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PLEDGE OF ALLEGIANCE :

Those assembled were led in the pledge of allegiance by Scott Garrett.

APPROVAL OF MINUTES - October 23, 2000 :

Minutes of the Iron County Commission meeting held October 23, 2000 were approved as amended on a motion by Dennis Stowell. Second was by Gene Roundy. Voting: Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

APPROVAL OF MINUTES - October 10, 2000 :

Minutes of the Iron County Commission meeting held October 10, 2000 were approved as amended on a motion by Dennis Stowell. Second was by Gene Roundy. Voting: Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

ELECTED OFFICIALS REPORTS :

Dennis Stowell discussed a letter received from Vaughn McDonald regarding maintenance of roads within the Cedar Highlands Subdivision. Commissioner Stowell will write a letter to Mr. McDonald explaining that roads are sometimes opened in emergencies to get

livestock etc. out but that Right Hand Canyon Road is not built or designed for winter maintenance or travel. Also, Cedar Highlands Subdivision was presented and approved as a summer subdivision and the homeowners association has requested the authority to maintain the roads within the subdivision for year around access. Suggestions on how to improve roads and alternatives for ongoing maintenance will be submitted to the homeowners for their consideration.

Dennis discussed negotiations for a livestock trail adjacent to SR 56 as the highway is widened to four lanes. UDOT Commissioner, Grey Larkin, stated at the highway meeting that he supported the need for an alternate livestock route. As the project proceeds funding will be included to acquire and develop the livestock trail.

Dennis also discussed the ongoing negotiations for access to State lands across a BLM wilderness study area at Spring Creek Canyon. A request for a FLIPMA right of way has been submitted but has not been permitted at this time. Iron County will request that this road be added to the RS-2477 right of way suit being pursued by the Counties and the State of Utah.

Gene Roudy reported that negotiation of a new contract for operation of the Iron County/Utah State Correction Facility has been completed and that Scott Burns is satisfied with the current draft. The matter is on the agenda later in the day for approval.

Lois Bulloch reported that the Planning Commission is working on the third draft of an amendment to the Zoning Ordinance which would outline restrictions on Concentrated Animal Feeding Operations (CAFO's). The current proposal will be presented and comments taken at hearings in Beryl, November 29 and Parowan, November 30.

Lois also asked those assembled to join in a minute of silence in honor of our veterans. As we have just celebrated Veterans Day, it is important that we remember the sacrifice of the men and women that gave their lives to keep the freedoms that we enjoy.

IRONTOWN MEMORANDUM OF UNDERSTANDING _____ :

Steve Platt came before the Commission to discuss a Memorandum of Understanding regarding access and development of the Old Iron Town site as a historic site and possible inclusion as a part of the Iron Mission State Park. The right of way leading into the site needs to be widened and improved to accommodate two way traffic and to allow for year around access. A request to widen the current twelve foot right of way through Dixie National Forest will be submitted to DNF authorizing a sixty six foot right of way to reflect the current disturbed area of the road.

There were several areas of the MOU that needed to be clarified. These included the cost of the project will be a 50/50 split with the Sons of the Utah Pioneers. Fencing will be provided by the County and will be installed by the Prison work crew. Item 4 will be clarified to explain why a 30 foot right of way is acceptable through property exchanged with Thomas's. Also a request from Dixie National Forest and the local property owners to prohibit ATV's on this road for safety concerns was approved.

A motion by Dennis Stowell to approve the MOU as amended was made with Gene

Roundy seconding the motion. Voting Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

PARK DISCOVERY - REQUEST FOR FUNDING _____ :

Nina Barnes and several supporters came before the Commission to request funding of "Park Discovery" a learning park to be built behind the School District office on Royal Hunt Drive in Cedar City. She explained the concept of the park and explained the design process that has been used. The park will be built with volunteer labor. The group requested a one time donation from the County of \$15,000 to buy materials for the construction. Cedar City will assume ownership and maintenance once the project is completed.

The Commission took their request under advisement and will consider it with other budget requests. The Commission will also ask the Attorney to review the request to see if it meets the requirements under the Doug Short v. Salt Lake County ruling.

CORRECTIONAL FACILITY DISCUSSION _____ :

Doug Carriger came before the Commission to discuss preliminary findings on the study he has done on the Iron County/Utah State Correction Facility. He pointed out to the Commission that current cost per bed at the facility is \$44.00. He felt that this cost could be reduced significantly if the County were to run a separate facility without State Prison requirements. He also indicated that design changes could be made to allow for more dormitory type housing which would reduce the need for staffing. Another suggestion he made was to combine the jail with court facilities to reduce transportation costs for prisoners.

No action was needed or taken by the Commission at this time.

IRON COUNTY/UTAH STATE CORRECTION FACILITY CONTRACT APPROVAL:

Scott Garrett presented the proposed contract between Iron County and the State of Utah for operation of the Iron County/Utah State Correction Facility. After lengthy negotiations, Scott Burns has recommended approval of the five year contract.

Dennis Stowell made a motion to approve the contract and to authorize the Commission Chair to sign the agreement in behalf of Iron County. Second was by Gene Roundy. Voting Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

SOLID WASTE CONTAINER FEES _____ :

Alan Wade came before the Commission to request that a container fee be authorized and approved for inclusion on Building Permit fees for new residences within the unincorporated County. He explained that the municipalities were charging this fee and he felt it would help to charge this fee to the people receiving the service.

The matter was referred to the County Attorney's office to draft a resolution outlining the change in fees for solid waste service.

PERSONNEL - EXECUTIVE SESSION _____ :

Dennis Stowell made a motion to convene in executive session to discuss personnel matters. Second was by Gene Roundy. Voting Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

After reconvening in open session, Gene Roundy made a motion to approve a \$200.00 per month increase in salary paid to Ken Wehr for work as park attendant at Woods Ranch and Three Peaks. The motion also included a two step increase for Officer Glen Aldridge to compensate for a withheld step. This will be effective on his anniversary date and will not be retroactive. Second was by Dennis Stowell. Voting Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

CANVASS OF BALLOTS - GENERAL ELECTION :

The Commission convened at 12:00 Noon as the Board of Canvassers to review and approve election results from the November 7, 2000 General Election. Upon review and completion of counting absentee ballots received, Gene Roundy made a motion to certify the results of the election and to authorize signatures on the certification. Second was by Dennis Stowell. Voting Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

WOODS RANCH - SNOW REMOVAL AGREEMENT UDOT :

A proposed agreement for snow removal at Woods Ranch was reviewed and tabled without action. Commissioner Dennis Stowell will discuss the matter with Grey Larkin to see if a more suitable agreement can be reached.

SURPLUS PROPERTY BID - FONOTISATELE :

A request to purchase surplus property was submitted by Mike and Barbara Fonotisatele to replace property sold by Iron County to satisfy a tax lien. Parcels they requested were Serial Number E-1400-60 and E-1373-160. Gene Roundy made a motion to approve their bid of \$1,050. Second was by Dennis Stowell. Voting Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

TAX MATTER - CEDAR CITY TAX EXEMPTION :

Cedar City Corporation has requested tax exemption effective January 19, 2000 on a parcel transferred from State Bank of Southern Utah to Cedar City. Total tax that would be waived would be \$154.70.


Dennis Stowell made a motion to approve the tax exempt status on parcel serial number B-0778-0001 effective on the date the deed was filed, January 19, 2000 and to waive the property tax for 2000. Second was by Gene Roundy. Voting Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

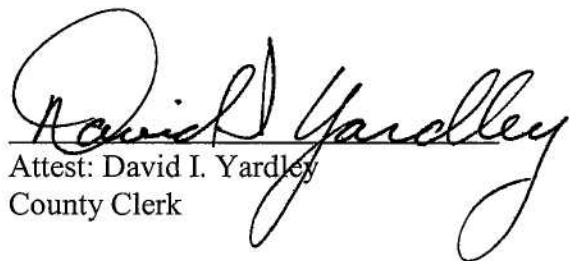
RS-2477 LAWSUIT ROADS DISCUSSION :

The Commission discussed the status of the road located across BLM land in Spring Creek Canyon southeast of Kanarraville. The Commission agreed to request that this road be added to the RS-2477 lawsuit if the attorney's handling the case agree. This road is important because it accesses SITLA lands that would be land locked if access is denied. It has also historically been used by local residents and until recently has been open to the public.

Dennis Stowell made a motion to approve the inclusion in the RS-2477 lawsuit the road in Spring Creek Canyon. Second was by Gene Roundy. Voting Lois L. Bulloch, Aye; Dennis

p.m. on a motion by Gene Roundy. Second was by Dennis Stowell. Voting Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.


Signed: Lois L. Bulloch, Chairman


Attest: David I. Yardley
County Clerk

IRON COUNTY COMMISSION MEETING
November 27, 2000

Minutes of the Iron County Commission meeting convened at 9:00 a.m. November 27, 2000 in Commission Chambers at the Iron County Courthouse, Parowan, Utah.

Officers in attendance included:

Lois L. Bulloch	Commission Chairman
Dennis E. Stowell	Commissioner
Gene E. Roundy	Commissioner
Scott M. Burns	County Attorney
David I. Yardley	County Clerk

Also Present:

Dennis A. Lowder	County Auditor
Dennis W. Ayers	County Assessor
Patsy T. Cutler	County Recorder
Merna H. Mitchell	County Treasurer
David W. Benson	County Sheriff

SYNOPSIS :

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PLEDGE OF ALLEGIANCE :

Those assembled were led in the pledge of allegiance by Patsy Cutler.

APPROVAL OF MINUTES - November 13, 2000 :

Minutes of the Iron County Commission meeting held November 13, 2000 were approved as amended on a motion by Dennis Stowell. Second was by Gene Roundy. Voting: Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

ELECTED OFFICIALS REPORTS :

Dennis Lowder presented the tentative budget to the Commission. He explained that there were some issues with the Council on Aging budget and that Connie Lloyd was to submit additional information.

Dennis reported that an audit of Transient Room Tax Funds was conducted by the State Tax Commission to determine if funds were being used in compliance with State Statute. The report has been published and Iron County is reported to be in compliance.

Sheriff Benson discussed budgeting wages for overtime. Since hours of overtime are not known, the Commission had determined that overtime wages will not be included in the budget but the Sheriff's budget will be amended to include the final adjusted budget for 2001.

Sheriff Benson also reported that his office was in the process of changing duty assignments. This will not have any budget implications but will allow the agency to operate more efficiently.

Merna Mitchell reported that the Treasurer's Office was proceeding with the tax season. Tax payments are being received comparable to years past. Merna read a letter from one irate tax payer who was not happy with her tax amount. She owns a lot in Midvalley estates which has a special improvement area which starts the payment schedule this year.

Merna announced to the Commission that it is her intention to retire as the Treasurer in 2001. At the present time she is planning on leaving near the end of April. She will submit a letter of resignation as the time nears.

Lois Bulloch discussed the possibility of having the Attorney General and an investigator from North Carolina that was involved with litigation against Smithfield Foods come to Iron County to participate in a discussion with representatives from Beaver and Millard Counties. Iron, Beaver and Millard Counties will share in the cost of bringing the officials from North Carolina. The purpose would be to outline reasons for the lawsuit and to discuss problems North Carolina has experienced with large hog operations. Scott Burns was asked to contact Mike Easley, North Carolina Governor Elect, who headed the North Carolina case to send a representative for this seminar.

Gene Roundy presented a letter from Doug Carriger for approval. Mr. Carriger has been performing a study of jail needs in Iron County. As he has contacted different people, they have questioned his authority to act for Iron County. The letter will introduce Mr. Carriger and encourage cooperation in this effort.

Dennis Stowell made a motion to approve the letter and to authorize the Gene Roundy to sign in behalf of Iron County. Second was by Gene Roundy. Voting: Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

Dennis Stowell discussed concerns with the draft of the amendment to the Zoning Ordinance regarding animal feeding operations. He explained that the feedback he was receiving indicated that agricultural operators were concerned that the ordinance goes too far in limiting all livestock operations. Dennis suggested that a specific ordinance could be written regulating hog operations and that as the need arises, amendments can be drafted regarding dairies and poultry operations.

RELOCATION INCENTIVES & UPDATES :

Clark Krause and Angie McArthur came before the Commission to discuss economic development issues and tax incentives paid to new companies.

Mr. Krause reported that O'Sullivan announced that they were closing their operation in Iron County effective January 15, 2001. They cited economic reasons for this announcement. O'Sullivan has received \$600,000 in relocation tax incentives from Iron County, Iron County School District and Cedar City. In return they have paid approximately \$1,600,000 in taxes over the past five years. Mr. Krause is working with O'Sullivan officials to find a buyer for the building and land.

Mr. Krause presented an agreement for signatures outlining incentives for Smead Paper Products. He also has a letter from Workforce Services stating that Smead is meeting its commitment to pay at least 120% of the prevailing wage. Gene Roundy made a motion to approve the Smead agreement. Second was by Dennis Stowell. Voting: Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

INSURANCE COMMITTEE REPORT :

Jerry Robinson, representing the Employees Insurance Committee and Rex Shipp, Insurance Consultant, came before the Commission to discuss the Committee findings on health insurance for County employees. After reviewing all of the submitted proposals, the Committee recommended that the County stay with Blue Cross/Blue Shield Value Care for 2001.

The Committee also recommended that starting in 2002 that the Insurance Consultant be used only on an "as needed" basis. Jerry explained that since the county has been using the Insurance Committee, employees have become accustomed to going directly to the Blue Cross/Blue Shield representative and therefore reducing the need for an extra level of involvement. Rex Shipp agreed stating that he would still be available for difficult cases but felt that it was unnecessary to have an extra middle man.

The Commission thanked the Employees Insurance Committee for the outstanding work they have done. They took the Committee recommendation under advisement as a budget item.

PERSONNEL - AMBULANCE MANAGER DISCUSSION :

Ron Johnson came before the Commission to discuss the appointment as a full time Ambulance Supervisor. Ron was hired in 1992 as the manager and as a part time position. The service has grown to a point where a full time position is warranted. The ambulance service is now moving into the area where paramedics will be operating on the ambulances providing an additional level of service.

Dennis Stowell made a motion to approve the creation of a full time position as ambulance supervisor with a grade of 20 and to approve the promotion of Ron Johnson to the new full time position effective January 1, 2001. Second was by Gene Roundy. Voting: Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

BOARD OF EQUALIZATION - EXEMPTION APPEALS :

Claire Dalton and Christene Keene came before the Commission to present appeals of

Veterans exemptions.

David Justice is a disabled veteran with a 60% disability. He is applying for an exemption on parcel A-0779-0047-00010. Gene Roundy made a motion to grant the veterans exemption for 2000 as requested. Second was by Dennis Stowell. Voting: Lois L. Bulloch, Aye; Dennis Stowell, Aye: Gene Roundy, Aye.

Roger Simper requested a veterans exemption which would result in a reduction of his tax liability on parcel B-0005-0005 by \$632.99. Gene Roundy made a motion to grant the veterans exemption for 2000 as requested. Second was by Dennis Stowell. Voting: Lois L. Bulloch, Aye; Dennis Stowell, Aye: Gene Roundy, Aye.

Paul Holyoak requested an increase in his veteran's exemption due to a redetermination of his disability. The Veterans Administration has notified Mr. Holyoak that his disability has been adjusted from 20% to 50% which would result in a reduction of his tax liability of \$310.00. Gene Roundy made a motion to grant the veterans exemption for 2000 upon approval and recommendation of the State Tax Commission. Second was by Dennis Stowell. Voting: Lois L. Bulloch, Aye; Dennis Stowell, Aye: Gene Roundy, Aye.

Russell Gartrell has a 100% permanent disability. He misinterpreted some information that was that he received and did not file an annual statement for 2000. He is requesting that his exemption be reinstated for the 2000 tax year for \$310.00. Dennis Stowell made a motion to grant the exemption for 2000 upon approval and recommendation of the State Tax Commission. Second was by Gene Roundy. Voting: Lois L. Bulloch, Aye; Dennis Stowell, Aye: Gene Roundy, Aye.

STATE LANDS FIRE INSURANCE FUND :

Ron Larsen representing Utah State Lands and Forestry came before the Commission to discuss insurance options for inclusion in pooled insurance funds. Iron County currently participates in one fund that pays a portion of wildland fires. The premium is based on a seven-year average with the high and low year not figured in the average.

There is a second fund that pays 100% of wildland fire suppression, however to be included in this fund, a penalty of the equivalent of three year's premium must be paid up front. There is a proposal being discussed with the Legislature to remove this up front penalty because the fund is depleted at this time and by opening membership, more counties could be included.

The Commission will continue to participate in the first option and will study whether it is feasible to fund and participate in the second option.

JAIL DISCUSSION :

Gene Roundy discussed the possibility of funding a portion of the video equipment needed by the State to complete their share of a video arraignment capability between the Iron County/Utah State Correction Facility and the Fifth District Court Facility in Cedar City. The Corrections portion of the system is in place. The Court has stated that they do not have sufficient funding to complete the project. The State has requested \$5,000 from the County.

Gene Roundy made a motion to authorize approximately \$5,000 of County funds to

supplement the State portion of the video arraignment equipment. Second was by Dennis Stowell. Voting: Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

TRAVEL REQUESTS _____ :

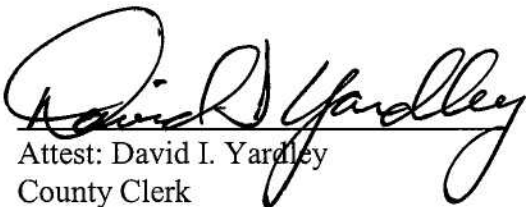
The Commission discussed the possibility of increasing the Commission travel budget to allow attendance at more conferences and workshops. Gene Roundy cited the Legislative Conference sponsored by UAC in Washington, DC, National Association of Counties Convention, Western Interstate Regional Conference and other conferences dealing with public lands issues and the proposed Spaceport. Funding will be included in the budget for 2001 and will be determined in the final budget.

APPROVAL OF WARRANTS & ADJOURN _____ :

After the bills were reviewed and approved or rejected, the meeting was adjourned at 2:30 p.m. on a motion by Gene Roundy. Second was by Dennis Stowell. Voting Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.



Signed: Lois L. Bulloch, Chairman



Attest: David I. Yardley
County Clerk

**IRON COUNTY COMMISSION MEETING
December 11, 2000**

Minutes of the Iron County Commission meeting convened at 9:00 a.m. December 11, 2000 in Commission Chambers at the Iron County Courthouse, Parowan, Utah.

Officers in attendance included:

Lois L. Bulloch	Commission Chair
Gene E. Roundy	Commissioner
Scott M. Burns	County Attorney
David I. Yardley	County Clerk

Absent:

Dennis E. Stowell	Commissioner
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PLEDGE OF ALLEGIANCE :

Those assembled were led in the pledge of allegiance by Gene Roundy.

APPROVAL OF MINUTES - November 23, 2000 :

Minutes of the Iron County Commission meeting held November 23, 2000 were approved as amended on a motion by Gene Roundy. Second was by Lois Bulloch. Voting: Lois L. Bulloch, Aye; Gene Roundy, Aye.

ELECTED OFFICIALS REPORTS :

Gene Roundy reported that he received a letter from Vaughn McDonald thanking the Sheriff for establishing a traffic division to patrol the Interstate. Mr. McDonald said that he drives from Cedar City to St. George to work each day and he has seen a marked decrease in traffic accidents due to the reduced speeds people drive when the patrols are out and visible.

Gene also reported that he attended the Cedar City Planning Commission meetings to request the use of prison work crews which are to be housed at the Jail. As the conditional use permit now reads, state prisoners may not be used outside the facility. Gene reported that the

Cedar City Planning Commission was favorable to an amendment to the conditional use permit provided that the work crews are supervised by Corrections Officers.

Scott Burns reported that it was announced today that Tom Higbee has been selected as the new Juvenile Judge in the Fifth Judicial District. The selection is subject to Legislative approval which is expected in January.

Lois Bulloch reported on progress being made by the Planning Commission in drafting a new zoning ordinance to regulate concentrated animal feeding operations. The Planning Commission amended the third draft and are now working on Draft 4 of the proposed amendment. She encouraged the Commissioners to attend the Planning Commission meetings to give input on their concerns with the draft and to make suggestions for amending the proposed ordinance.

Lois also discussed the Agricultural Protection Area statute and the opinion expressed at the Planning Commission meeting by Assistant County Attorney David Doxey. Mr. Doxey expressed his opinion that the APA designation does not afford agriculture operators as much protection as they think and that any nuisance protection provided by this statute stops at the property line. The County Attorney was asked to research this matter and also request a formal opinion from the State Commissioner of Agriculture as to what protection is actually provided to agricultural operators.

PREDATOR CONTROL CONTRACT APPROVAL :

A contract between Iron County and the State of Utah regarding predator control was presented for approval. During the past two years, funds have been available for this program through matching grants. Under the new contract, the County will be able to maintain the present program at a reduction in County funding.

Gene Roundy made a motion to approve the contract and to authorize the Commission Chair to sign the agreement. Second was by Lois Bulloch. Voting: Lois L. Bulloch, Aye; Gene Roundy, Aye.

COLOR COUNTY 4 WHEELERS RE: THREE PEAKS :

David Burling representing the Color Country 4 Wheelers Association and Ranch Pratt representing the American Rock Crawling Association came before the Commission to discuss the use of the Three Peaks Recreation Area for a rock crawling event on July 13 and 14, 2001. Last year was a huge success, exceeding their expectation and planning. They are planning for more people and vehicles this year.

The Commission requested that plans be coordinated through Ken Wehr, caretaker of Three Peaks and Woods Ranch, and with the BLM to make sure adequate sanitation and other services are available. Parking of spectators was also a problem and a better parking plan must be presented and approved.

The Commission also explained that it would be beneficial if the group donated to the improvements that are being installed. It was suggested that the groups sponsor some picnic sites and help with other improvements. The groups committed that they would provide funding for three or four picnic sites this year.

ANIMAL CONTROL PROPOSAL :

Frank Baratta came before the Commission to request that the County develop an animal control program. He suggested that a tax increase could be implemented to cover the cost of building a facility and to fund a full time animal control officer. He also said that a portion of the cost could come from license fees for dogs.

Sheriff Benson said that he was supportive of the concept because of the large number of calls his office responds to from complaints about animals running loose. This is a large drain on time and manpower and he felt the time could be put to better use.

The Commission explained that they were not willing at this time to pursue a tax increase which could only be assessed to property outside of municipality limits. Options were discussed where the County could participate with Cedar City or Enoch in expanding their existing facilities. The Commission took the request under advisement to allow time to pursue options available for such a program.

TAX MATTER - ERICH BRUCKNER :

Erich Bruckner submitted a request to the Commission to refund taxes paid on a motor home due to an erroneous assessment. The State Tax Commission applied the wrong value to the vehicle by using the wrong model information. Mr. Bruckner requested that excess taxes for 1998, 1999, 2000, and 2001 be calculated and refunded.

The Commission requested Dennis Ayers to research this matter with the State Tax Commission. Gene Roundy made a motion to refund the erroneous tax amount provided that this was the policy that has been followed by the State Tax Commission in similar cases. Total refund would amount to \$117.65 for the years requested. Second was by Lois Bulloch. Voting: Lois L. Bulloch, Aye; Gene Roundy, Aye.

BLM CO-OPERATIVE AGREEMENT FOR THREE PEAKS :

Art Tait presented a draft use agreement for the greater Three Peaks area. He discussed development options for the area which could included user fees. The option of the County purchasing the entire area under a R&PP agreement was also discussed. Concerns with this approach included grazing rights of permit holders and development costs of the area. If the BLM continues ownership with coordinated management of the area by an over site committee, some funding from the BLM could be available.

The matter was taken under advisement for further study and to review the proposed agreement.

BLM REPORT OF PROPOSED ACTIONS :

Art Tait reported on a proposed land trade between Frank Nichols and the BLM for property known as the Hunter Ranch located on the east side of Spring Creek Canyon and BLM property in the Iron Springs area. The proposed exchange would not affect the wilderness designation or further land lock State land holdings in the area.

An easement through Lauritzen property to access the Cottonwood Canyon area east of the Lunt Park area was discussed. The new right of way would be purchased by Craig and

Normand Laub and would replace an existing right of way through the Laub farm. The possibility of using a 50 foot right of way was also discussed. Because this right of way will be minimally maintained, the 50 foot easement was determined to be sufficient at this time.

RESOLUTION 2000-11 DESIGNATING BILL OF RIGHTS DAY :

Scott Holyoak and Richard Batt appeared before the Commission and requested that the County adopt a resolution designating a Bill of Rights day. After reviewing the proposed resolution, the following resolution was adopted on a motion by Gene Roundy. Second was by Lois Bulloch. Voting: Lois L. Bulloch, Aye; Gene Roundy, Aye.

RESOLUTION 2000-11

A RESOLUTION OF THE IRON COUNTY COMMISSION DESIGNATING DECEMBER 15, 2000 AS BILL OF RIGHTS DAY”, ENCOURAGING ALL GOVERNMENT BODIES IN THE COUNTY TO OBSERVE THE DAY IN A MANNER THAT BRINGS TO MIND ITS MEANING AND IMPORTANCE.

WHEREAS, The first 10 amendments to the United States Constitution are referred to as the Bill of Rights, which limit and define the powers of government; and

WHEREAS, Several of the original states refused to ratify the Constitution without an express Bill of Rights; and

WHEREAS, The Bill of Rights recognizes, affirms, and protects fundamental human and civil rights for which persons of all races have struggled for thousands of years; and

WHEREAS, The Bill of Rights secures our freedom to speak, print, read, assemble, pray, petition the government, and keep and bear arms; protects us from unreasonable arrests, searches, excessive bail, double jeopardy, coerced confessions, and cruel and unusual punishment; and secures our rights to due process, jury trials, and counsel, and to present defense witnesses; and

WHEREAS, The Bill of Rights protects our sovereign state from excesses of the federal government; and

WHEREAS, The Bill of Rights is integral to the American way of life, and America's civic holidays, President's Day, Independence Day, Labor Day, Veterans Day, Memorial Day, and Thanksgiving, all remind us of the special contributions and sacrifices made by our forefathers and leaders to preserve, protect, and extend our freedoms; and

WHEREAS, The Bill of Rights energizes our military defense because American servicemen and women swear an oath to preserve and defend the United States Constitution, which includes the Bill of Rights; when American military personnel fight and die for our country, they do so to protect our rights and freedoms under the Bill of Rights; and

WHEREAS, A Bill of Rights Day would declare America's commitment to fundamental human rights to the whole world; and

WHEREAS, A Bill of Rights Day would remind America of the manner in which its history and philosophy have secured the rights for which oppressed people everywhere still yearn; and

WHEREAS, A Bill of Rights Day would be a memorial day honoring the personal sacrifices and deaths of countless millions of people who have struggled for basic human and civil rights over thousands of years; and

WHEREAS, A Bill of Rights Day would remind all members of government that they serve the citizens, not rule them, and that the citizens always hold the right to restrain government; and

WHEREAS, The rights and freedoms guaranteed by the Bill of Rights deserve perennial celebrations and the sacrifices made to protect the Bill of Rights deserve eternal remembrance;

and

WHEREAS, The Bill of Rights of the United States Constitution was ratified on December 15, 1791; now, therefore, be it

RESOLVED by the County Commission of Iron County declaring, That December 15, 2000 be declared Bill of Rights Day in Iron County.

DATED this 11th day of December, 2000.

IRON COUNTY

/s/ Lois L. Bulloch

Lois L. Bulloch, Commission Chair

/s/ Dennis E. Stowell

Dennis E. Stowell, Commissioner

/s/ Gene E. Roundy

Gene E. Roundy, Commissioner

**THE FIRST 10 AMENDMENTS TO THE
CONSTITUTION AS RATIFIED BY THE STATES**

The following text is a transcription of the first 10 amendments to the Constitution in their original form. These amendments were ratified December 15, 1791, and form what is known as the "Bill of Rights."

CONGRESS of the UNITED STATES,

**Begun and held at the City of New-York, on Wednesday, the
Fourth of March, One Thousand Seven Hundred Eighty-nine.**

**The Conventions of a Number of the States having at the Time of their adopting the
Constitution, expressed a Desire, in Order to prevent Misconstruction or Abuse of
its Powers, that further declaratory and restrictive Clauses should be added: And as
extending the Ground of public Confidence in the Government will best insure the
beneficent Ends of its Institution,**

RESOLVED, by the Senate, and House of Representatives, of the United States of America, in Congress assembled, Two Thirds of both Houses concurring, That the following Articles be proposed to the Legislatures of the several States as Amendments to the Constitution of the United States: All, or any of, which Articles, when ratified by Three-Fourths of the said Legislatures, to be valid to all Intents and Purposes as Part of the said Constitution, viz.

ARTICLES in Addition to, and Amendment of, the Constitution of the United States of America, proposed by Congress, and ratified by the Legislatures of the several States, pursuant to the Fifth Article of the original Constitution.

Amendment I

Congress shall make no law respecting an establishment of religion, or prohibiting the free exercise thereof; or abridging the freedom of speech, or of the press; or the right of the people peaceably to assemble, and to petition the Government for a redress of grievances.

Amendment II

A well regulated Militia being necessary to the security of a free State, the right of the people to keep and bear Arms shall not be infringed.

Amendment III

No Soldier shall, in time of peace be quartered in any house, without the consent of the Owner, nor in time of war, but in a manner to be prescribed by law.

Amendment IV

The right of the people to be secure in their persons, houses, papers, and effects, against unreasonable searches and seizures, shall not be violated, and no Warrants shall issue, but upon probable cause, supported by Oath or affirmation, and particularly describing the place to be searched, and the persons or things to be seized.

Amendment V

No person shall be held to answer for a capital, or otherwise infamous crime, unless on a presentment or indictment of a Grand Jury, except in cases arising in the land or naval forces, or in the Militia, when in actual service in time of War or public danger; nor shall any person be subject for the same offence to be twice put in jeopardy of life or limb; nor shall be compelled in any criminal case to be a witness against himself, nor be deprived of life, liberty, or property, without due process of law; nor shall private property be taken for public use, without just compensation.

Amendment VI

In all criminal prosecutions, the accused shall enjoy the right to a speedy and public trial, by an impartial jury of the State and district wherein the crime shall have been committed, which district shall have been previously ascertained by law, and to be informed of the nature and cause of the accusation; to be confronted with the witnesses against him; to have compulsory process for obtaining witnesses in his favor, and to have the Assistance of Counsel for his defence.

Amendment VII

In suits at common law, where the value in controversy shall exceed twenty dollars, the right of trial by jury shall be preserved, and no fact tried by a jury, shall be otherwise reexamined in any Court of the United States, than according to the rules of the common law.

Amendment VIII

Excessive bail shall not be required, nor excessive fines imposed, nor cruel and unusual punishments inflicted.

Amendment IX

The enumeration in the Constitution, of certain rights, shall not be construed to deny or disparage others retained by the people.

Amendment X

The powers not delegated to the United States by the Constitution, nor prohibited by it to the States, are reserved to the States respectively, or to the people.

LANDFILL LAND EXCHANGE :

Steve Platt and Frank Nichols came before the Commission to discuss a proposed land trade for property at the landfill. Negotiations have been on going for some time and an agreement appeared to be reached, but Mr. Nichols requested that a road be developed along his side of the perimeter fence at County expense. The Commission and the County Attorney were opposed to this addition at this time.

Gene Roundy made a motion to approve the trade without the road if Mr. Nichols would agree. Mr. Nichols declined the offer and the matter was tabled to allow for additional negotiations. The matter is to be placed on the agenda for the next Commission meeting for final resolution.

PUBLIC DEFENDER CONTRACT APPROVAL 2001 :

Bids for the Public Defender were reviewed by the Commission and discussed with the County Attorney. William Leigh and Dale Sessions submitted two options. Option one was for a one year contract for indigent defense for felonies and misdemeanors including juveniles and Child Defender agreement for a total of \$96,000. Option two included the same provision for year one with a provision for a cost of living increase for years 2002 and 2003.

Gene Roundy made a motion to accept Option two for a three year contract and to authorize the Chair to sign the agreement. Second was by Lois Bulloch. Voting: Lois L. Bulloch, Aye; Gene Roundy, Aye.

BYU ARCHEOLOGICAL SYNTHESIS PROJECT IN PAROWAN VALLEY :


Joel Janetski & Richard Talbot came before the Commission to request the County to be the sponsoring agency for a transportation enhancement grant. The sponsor would be responsible to control the grant and to disperse funds. There is a 20% match requirement for the grant which may be an "in kind" match.

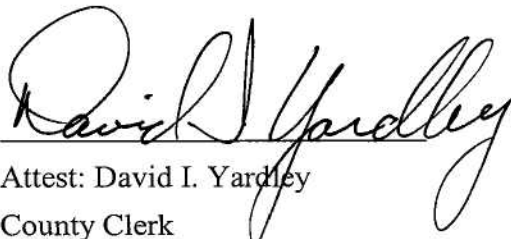
Purpose of the grant would be to gather, classify, and report on pre European residents of the Parowan Valley. Significant collecting work has been done by the Smithsonian Institute, UCLA and SUU, but the work was not classified and a report completed. It is further proposed that an interpretive display be constructed at the roadside park north of Paragonah which explains the completed project. Time for completion of the project would be two approximately two years.

The Commission was supportive of the concept and requested the matter to be placed on the agenda for December 21 for final Commission approval of the project.

APPROVAL OF WARRANTS & ADJOURN _____ :

After the bills were reviewed and approved or rejected, the meeting was adjourned at p.m. on a motion by Gene Roundy. Second was by Lois Bulloch. Voting Lois L. Bulloch, Aye; Gene Roundy, Aye.


Signed: Lois L. Bulloch, Chairman


Attest: David I. Yardley
County Clerk

**IRON COUNTY COMMISSION MEETING
December 21, 2000**

Minutes of the Iron County Commission meeting convened at 9:00 a.m. December 21, 2000 in Commission Chambers at the Iron County Courthouse, Parowan, Utah.

Officers in attendance included:

Lois L. Bulloch	Commission Chair
Dennis E. Stowell	Commissioner
Gene E. Roundy	Commissioner
Scott M. Burns	County Attorney
David I. Yardley	County Clerk

Also Present:

Dennis A. Lowder	County Auditor
Dennis W. Ayers	County Assessor
Patsy T. Cutler	County Recorder
Merna H. Mitchell	County Treasurer
Scott Maxwell	Data Processing

SYNOPSIS :

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PLEDGE OF ALLEGIANCE :

Those assembled were led in the pledge of allegiance by Gene Roundy.

ELECTED OFFICIALS REPORTS :

Dennis Lowder reported that he had been working to finalize the budget for presentation today. He has reviewed several items which were adjusted on the tentative budget and these proposed changes will be presented during the budget hearing.

Merna Mitchell reported that her office has been preparing the delinquent tax notice which has been sent to the newspaper for publication. The notice is scheduled to be published on December 31.

Scott Maxwell discussed problems they were encountering with the Computer system. Many of these should be corrected with changes scheduled for the new budget year. Scott also reported that he would like to see the GIS committee functioning again.

Dennis Ayers reported that the Assessor's office was in the process of printing Personal Property affidavits. These will be mailed to business owners and should be returned by the end of January. Dennis reported that there will be a decrease in personal property tax assessed due to the closing of the O'Sullivan plant in Cedar City. As they finish scheduled tasks, they are moving equipment out of the building so the equipment will not be taxable in 2001.

Scott Burns reported that Steve Crowther is pursuing a lawsuit against the County regarding the assessed valuation placed on his storage units in Cedar City. Mr. Crowther has appealed the valuation to the State Tax Commission which has issued a ruling. Mr. Crowther then asked for another hearing which was denied. The matter is set for trial in March 2001.

Scott also reported that Cheyenne Harris has submitted a letter of resignation effective December 31. She has accepted employment in Washington County as a paralegal. The Attorney's office will start advertising for a replacement as soon as possible.

Lois Bulloch reported that the Spaceport Committee has scheduled a tour with State economic development of Lockheed Martin in Palmdale, CA on January 9 and 10.

Lois reported that the Planning Commission had made several changes in the Agricultural Zoning Ordinance at their last meeting. These should be published and further revision completed at the January 4 meeting. It is expected the finished proposal will be ready for Commission action on February 12.

Gene Roudy reported that the agreement for the installation of equipment was nearing completion which will allow for video arraignment of prisoners. The Commission has approved \$5,000 for the completion of this project. The project should be completed and on line by February.

Dennis Stowell reported that he has been approached by Search and Rescue to request the use of an old shed at the Parowan Road yard to store snow mobiles and ATV's. Search and Rescue would remodel the building and fence the area to allow for access to the shed from the street without entering the road yard. Further information is needed on what remodeling the shed would require.

FINAL BUDGET HEARING 2001 :

Dennis Stowell made a motion to open a public hearing for comments prior to the

adoption of the final budget for Iron County for 2001. Second was by Gene Roundy. Lois L. Bulloch, Aye; Dennis Stowell, Aye: Gene Roundy, Aye.

Dennis Johnson discussed the proposed TV budget for 2001. He has determined that it would take about \$110,000 to put eight channels on the air at Brian Head. Further preliminary planning needs to be done this year before committing funds to this project.

Dennis requested that the Commission consider an annual appropriation of \$45,000 in new equipment budget to help replace old obsolete equipment. At this funding level translators could be replaced about every 14 years. The power line leading to the Beryl site also needs to be replaced. The budget for 2001 was left at \$25,000.

Nyal Boshardt and Sterling Harker requested an additional \$10,000 in the Beryl Fire Department budget to purchase a new truck. The Commission suggested that the truck be purchased through the leasing program being developed by the County. The Beryl Fire Department would reimburse the fund \$3,333 annually for three years from their budget.

Wayne Peterson representing the Newcastle Fire Department requested additional funding to purchase turn out gear and a fill station for air tanks. The Commission agreed to leave funding at \$18,000 and to remove the air tank fill station from the budget. The Commission approved the purchase of the fill station through the lease fund over three years.

Ron Johnson, Ambulance Supervisor reported that the paging system for the ambulance has been struck by lightning. An emergency grant has been applied for and approved, however this will necessitate an increase in the Ambulance budget of \$7,354 as an income and expense.

Chad Reid, Extension Agent, requested a replacement truck for the one he has been driving. It is very unreliable and would cost more in repairs than it is worth. The Sheriff reported that they have a surplus vehicle that needs some repair that may work. The Commission approved the transfer of the Sheriff's truck and authorized repairs on the steering system.

Chad also requested funding a cellular phone purchase for a remote weather station in the Beryl area. This is part of an ongoing study which will eventually help farmers in the Beryl area determine just how much water their crops need each week. The request was for an increase in the budget of \$500 to purchase a phone, antenna and modem.

The Commission suspended comments at 11:00 to hear other agenda items. The hearing reconvened at 3:00 p.m.

Connie Lloyd, Council on Aging, discussed a proposed salary increase for Senior Citizen employees to bring them in line with other County employees. Since the COA is funded through grants administered by the Five County Association of Governments, additional funding for salary would need to be committed by the County. The County committed to an increase of 25% for a salary increase for 2001. The Five County AOG is to be contacted to see if funds can be re-allocated to provide for employee salary increases.

Dennis Stowell discussed predator control funding. He suggested that the bounty on coyotes be set at \$20.00 beginning January 1, 2001 to bring it in line with bounty's being paid in Beaver and Garfield counties. Funding will be approved at \$20,000 of which the State will pay

matching funds. The County will fund \$5,000, Stockmen and ranchers will fund \$5,000 and the State will match with up to \$10,000.]

Dennis also requested that the Road budget be amended to add a bob tail truck for a total of two through the lease fund into the budget. Budget would be increased \$30,000 to be funded over three years through the lease fund.

Merna Mitchell requested an increase in her budget to fund upgrades in the Treasurer software. The requested increase would be \$3,090.

Funding for the Sesquicentennial celebration was increased \$2,900 to cover costs of the wagon train, advertising and for cannoneers to participate in the celebration.

Lois Bulloch requested that funding of \$ 60,000 for restrooms at Three Peaks be rolled over from the 2000 budget. Funds are to come from the Restaurant Tax.

There being no further public comments, the hearing was closed and Gene Roundy made a motion to approve the 2001 budget as amended. Second was by Dennis Stowell. Voting Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

The matter was again opened and Dennis Stowell made a motion to rescind action on a salary increase for Commissioners. After some discussion, Gene Roundy seconded the motion. Voting Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

RESOLUTION 2000-12 ADOPTING FINAL BUDGET FOR 2001 :

RESOLUTION 2000-12

A RESOLUTION OF THE IRON COUNTY COMMISSION ADOPTING AND APPROVING THE 2001 BUDGET.

WHEREAS, Iron County is required by Utah State Law to adopt a budget (UCA 17-36-15) on or before the last day of each fiscal period, the governing body by resolution shall adopt the budget which, subject to further amendment, shall thereafter be in effect for the next fiscal period. A copy of the final budget, and of any subsequent amendment thereof, shall be certified by the budget officer and filed with the state auditor not later than 30 days after its adoption. A copy, similarly certified, shall be filed in the office of the budget officer for inspection by the public during business hours; and

WHEREAS, a tentative budget has been adopted and has been made available for inspection at the office of the County Auditor for at least ten (10) days prior to the public hearing; and

WHEREAS, December 21, 2000 at the hour of 10:00 a.m. in the Iron County Courthouse Commission Chambers has been designated as the time and place of a public hearing where all interested persons shall have an opportunity to be heard for or against the estimates of revenue and expenditures and performance data on any item in any fund; and

WHEREAS, notice of the public hearing has been published at least seven days before the hearing in one newspaper, Daily Spectrum, a newspaper of general circulation within the County; now therefore

BE IT RESOLVED by the Board of Iron County Commissioners that the following budget is hereby adopted:

	<u>2001 Approved Budget</u>
General Fund	\$8,203,450
Municipal Service Fund	\$2,426,782
Other Funds	
Class "B" Road Fund	\$1,568,138
Library Fund	\$ 132,716
Transient Room Tax Fund	\$ 380,000
Public Health Fund	\$ 133,006

Emergency 911 Fund	\$ 140,293
Restaurant Tax Fund	\$ 429,411
Aging Council Fund	\$ 183,654
Federal P.I.L.T. Fund	\$ 755,930
Iron County Fair Fund	\$ 91,406
Internal Service Funds	\$ 413,613
Solid Waste Fund	
Landfill Service	\$851,454
Collection Service	\$189,137
Ambulance Service	\$854,288
Sewer Service Fund	\$ 2,000
Debt Service Funds	
Visitor Center Complex	\$83,680
Highway Patrol Facility	\$36,870
Fairgrounds Building Project	\$38,860
Convention Center Bond	\$125,960
Cross Hollow Hills SID	\$15,239
Mid Valley Estates SID	\$108,596
North Interchange Fire Station	\$15,750

BY ORDER OF the Board of Iron County Commissioners this 21st day of December 2000.

/s/ Lois L. Bulloch
Signed: Lois L. Bulloch, Chair

Attest:

/s/ David I. Yardley
David I. Yardley, County Clerk

Voting:

Lois L. Bulloch	Aye
Dennis E. Stowell	Aye
Gene E. Roundy	Aye

BUDGET AMENDMENT - 2000 BUDGET :

Dennis Stowell made a motion to open a public hearing for comments prior to the amending the final budget of Iron County for the year 2000. Second was by Gene Roundy.

Voting Lois L. Bulloch, Aye; Dennis Stowell, Aye: Gene Roundy, Aye.

Dennis Lowder explained budgets that were over the approved 2000 budget and the reasons for the overages. In most instances, the Commission approved the expenditures prior to their being spent. Other budgets reflect overtime which was not budgeted.

After reviewing the amended budgets, Gene Roundy made a motion to approve the amended 2000 budget as presented. Second was by Dennis Stowell. Voting Lois L. Bulloch, Aye; Dennis Stowell, Aye: Gene Roundy, Aye.

RESOLUTION 2000-13 AMENDING 2000 BUDGET :

RESOLUTION 2000-13

A RESOLUTION OF THE IRON COUNTY COMMISSION AUTHORIZING ADJUSTMENTS IN THE 2000 DEPARTMENT BUDGETS.

WHEREAS, Iron County Departments have requested adjustments to their budgets for

2000 to cover expenses incurred for over time, increases in under budgeted areas, purchases of unbudgeted but approved equipment, and

WHEREAS, adjustments must be made to authorize unexpected or approved expenditures above those appropriated in the original budget, now therefore

BE IT RESOLVED that the 2000 budget of Iron County is hereby amended to increase the following funds by the amount indicated:

	2000 Approved Budget	Proposed Amendment	Increase
GENERAL ACCOUNT:	\$4,834,595	\$5,052,262	\$217,667
Cedar Precinct Court	\$ 177,365	\$ 178,540	\$ 1,175
Law Library	\$ 5,000	\$ 6,700	\$ 1,700
Clerk	\$ 117,190	\$ 140,250	\$ 23,060
Attorney	\$ 457,982	\$ 463,800	\$ 5,818
Assessor	\$ 466,766	\$ 472,050	\$ 5,274
Fiddlers Building	\$ 54,216	\$ 58,650	\$ 4,434
Correction Facility	\$2,614,363	\$2,677,826	\$ 63,463
Animal Control	\$ 22,533	\$ 42,080	\$ 19,547
Emergency Management	\$ 20,000	\$ 24,550	\$ 4,550
Frisco Peak TV	\$ 14,000	\$ 16,000	\$ 2,000
Extension Service	\$ 76,433	\$ 85,775	\$ 9,342
Funds Transfers	\$ 797,487	\$ 866,341	\$ 68,854
Miscellaneous	\$ 11,250	\$ 19,700	\$ 8,450

	2000 Approved Budget	Proposed Amendment	Increase
MUNICIPAL SERVICES FUND	\$1,582,825	\$1,785,870	\$203,045
Planning & Zoning	\$ 50,682	\$ 67,050	\$ 16,368
Sheriff	\$1,342,561	\$1,514,215	\$171,654
Building Inspector	\$ 175,582	\$ 177,455	\$ 1,873
Cooperative Recreation	\$ 14,000	\$ 23,500	\$ 9,500
Miscellaneous	\$ -0-	\$ 3,650	\$ 3,650
OTHER FUNDS	\$1,761,503	\$1,788,179	\$26,676
Class "B" Roads	\$1,635,155	\$1,651,450	\$16,295
Library	\$ 126,348	\$ 135,129	\$ 8,781
Sewer Service	\$ -0-	\$ 1,600	\$ 1,760

BY ORDER OF the Board of Iron County Commissioners this 21st day of December, 2000.

/s/ Lois L. Bulloch

Signed: Lois L. Bulloch, Chair

Attest:

/s/ David I. Yardley

David I. Yardley, County Clerk

Voting:

Lois L. Bulloch	Aye
Dennis E. Stowell	Aye
Gene E. Roundy	Aye

VALLEY VIEW MEDICAL CENTER REPORT :

Representatives from Valley View Medical Center came before the Commission to explain plans for a new hospital in Cedar City. Plans included a floor plan showing the ability to add on as the need arises. The Commission questioned excluding a dialysis center in the plan to aid Iron County residents from traveling to St. George for this service. Valley View stated that there needs to be a minimum of 16 patients to make a dialysis center economically viable. At this time Iron County has 11 patients.

Valley View personnel stated to the Commission that it was their opinion that this meeting was to meet the requirements of the Utah Code which requires that they meet with the Commission to retain their tax exempt status. No action was taken by the Commission at this time as this was not noticed or presented as a Board of Equalization matter.

PERSONNEL - DENNIS AYERS :

Dennis Ayers came before the Commission to request approval to start advertising in house for a Chief Deputy. Dennis also requested approval to advertise for a full time position at the Cedar City office to replace Jeannette Barrett who is retiring on December 31. Since the positions have been approved and are in compliance with the personnel policy, Gene Roundy made a motion to proceed with the advertising of the two positions. Second was by Dennis Stowell. Voting Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

SOUTHWEST LIVESTOCK SHOW REPORT :

DeLynn Barton and Chad Reid came before the Commission to report on the Southwest Livestock Show. DeLynn reported that the show was growing and that in 2000, 305 animals were sold for a total of \$146,949. The show continues to grow and as a new facility is constructed it is anticipated that the show will continue in a positive direction.

DeLynn also explained that the Cedar Livestock Association has donated ten acres of land to the show to build the facility. When the land was exchanged, a roll back tax of \$1,500 was attached. DeLynn requested that this roll back tax be waived as it will be owned by the non-profit Southwest Livestock Show and the former owners donated the land. The Commission explained that the roll back attaches by state law and that there are more entities involved with the decision. They were referred to the School Board and to Cedar City to see if they were willing to waive their portion of the roll back.

Dennis Stowell made a motion to make a donation of the County portion of the roll back as requested leaving other taxing entities the option to donate their share of the tax to the Livestock Show. Second was by Gene Roundy. Voting Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

PUBLIC HEARING - TRANSPORTATION ENHANCEMENT FUNDING :

Dennis Stowell made a motion to open a public hearing to receive comments and to Discuss an Application for Transportation Enhancement Funding for a Synthesis of Parowan Valley Archaeology and the Construction of a Display at the Parowan Valley I-15 Rest Stop to Educate the Public about the Archaeology of the Valley. Second was by Gene Roundy. Voting

Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

The scope and goals of the project were explained which is to gather and classify information which has been collected by several institutions including the Smithsonian Institute, University of California Los Angeles and Southern Utah University. The information will then be written up and a display constructed at the Roadside Park north of Paragonah in I-15. Dennis Stowell requested that a display also be constructed at Parowan and possibly at Paragonah, Summit and Cedar City with similar or additional information.

After all public comments were received, Dennis Stowell made a motion to sponsor and apply for Transportation Enhancement Funding for a Synthesis of Parowan Valley Archaeology and the construction of a display at the Parowan Valley I-15 Rest Stop and at Parowan with the possibility of additional interpretive displays at Paragonah, Summit and Cedar City to Educate the Public about the Archaeology of the valley. The motion also approve appropriate signatures on all grant application forms. Second was by Gene Roundy. Voting Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

BUILDING INSPECTION :

Chad Nay discussed a request from Kanarrville to do building inspection for the Town. Chad reported that he has sufficient staff and with the number of inspections and additional work involved, it would not strain his department. Dennis Stowell made a motion to approve negotiations and to prepare a contract with Kanarrville to provide this service. The matter is then to come before the Commission for approval. Second was by Gene Roundy. Voting Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

PLANNING & ZONING DISCUSSION :

Rich Wilson, Chad Nay and Reed Erickson came before the Commission at the Commission's request to discuss progress on a draft of an amendment to the Land Management Code establishing an Industrial Agriculture Zone. The Commission has requested, in conjunction with Beaver and Millard Counties, representatives from North Carolina to come and discuss their problems and lawsuits involving Smithfield Foods in North Carolina. Commissioner Stowell suggested that it would be appropriate to invite Cary Peterson and other members of the Utah State Department of Agriculture to also be present and have input on the ordinance.

Mr. Wilson, Planning Commission Chair explained to the Commission that at this time, the ordinance was in draft form and was not ready for outside review. He suggested that the Commission stay out of the process until the Planning Commission has finalized their proposal and recommendation to the County Commission. At that time the Commission may solicit any input they desire.

It was determined that the North Carolina delegation and the State Department of Agriculture would not be invited to the next Planning Commission meeting scheduled for January 4. A separate time will be arranged when a tour of Circle 4 facilities could be coordinated with Beaver and Millard Counties.

REQUEST FOR WAIVER OF TAX LATE FEES :

Alfredo Triego came before the Commission to request a waiver of late fees on taxes for 2000. There was an error in his property management office which resulted in taxes not being paid until December 15. Since several properties were involved, it resulted in late fees of \$1,570.92. The Commission explained to Mr. Triego that since there was not a County error, late fees could not legally be waived.

Gene Roundy made a motion to deny a waiver of late fees as requested. Second was by Dennis Stowell. Voting Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

LETTER OF SUPPORT TO BUD BOWMAN FOR OLD IRON TOWN PROJECT :

The Commission approved a letter of support to Representative Demar "Bud" Bowman for his work in gaining state park designation for the Old Iron town historic site. The proposed project would be designated as a part of the existing Iron Mission State Park. Gene Roundy made a motion to approve Iron County support and authorize Lois Bulloch to sign the letter in behalf of Iron County. Second was by Dennis Stowell. Voting Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

BOARD APPOINTMENT - SOUTHWEST PUBLIC HEALTH :

Dennis Stowell made a motion to appoint Gene Roundy as the Iron County representative to the Southwest Public Health Board. Second was by Lois Bulloch. Voting Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Abstained and accepted the appointment.

APPROVAL 2001 COMMISSION MEETING SCHEDULE :

David Yardley presented a proposed schedule of Commission meetings for 2001. After reviewing dates that fall on holidays, Gene Roundy made a motion to approve the 2001 meeting schedule and authorize publication. Second was by Dennis Stowell. Voting Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.

**PUBLIC NOTICE
2001 IRON COUNTY COMMISSION MEETING SCHEDULE**

NOTICE IS HEREBY GIVEN that the regular Iron County Commission meetings have been scheduled on the following dates:

- | | | |
|------------------------|--|------------------|
| January 2 | Swearing in of newly elected officials | |
| January 8 | | January 22 |
| February 12 | | February 26 |
| March 12 | | March 26 |
| April 9 | | April 23 |
| May 14 | | May 29 (TUESDAY) |
| June 11 | | June 25 |
| July 9 | | July 23 |
| August 13 | | August 27 |
| September 10 | | September 24 |
| October 9 (TUESDAY) | | October 22 |
| November 13 (TUESDAY) | | November 26 |
| December 10 | | |
| December 20 (THURSDAY) | (Final Budget Hearing 10:00 A.M.) | |

Meetings will be held in the Iron County Commission Chambers, 68 South 100 East, Parowan, UT beginning at 9:00 A.M.

Persons or groups wishing to address the Commission must make an appointment with the Iron County Clerk by the Thursday preceding the scheduled meeting.

By Order of the Iron County Commission

/s/ David I. Yardley

David I. Yardley

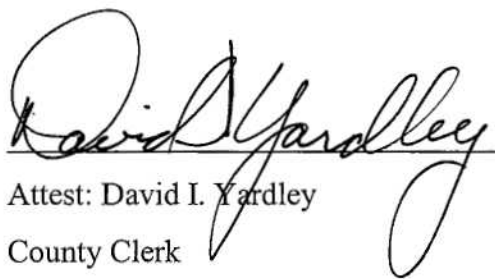
Iron County Clerk

APPROVAL OF WARRANTS & ADJOURN :

After the bills were reviewed and approved or rejected, the meeting was adjourned at 5:20 p.m. on a motion by Gene Roundy. Second was by Dennis Stowell. Voting Lois L. Bulloch, Aye; Dennis Stowell, Aye; Gene Roundy, Aye.



Signed: Lois L. Bulloch, Chairman



Attest: David I. Yardley

County Clerk