



BOARD OF COMMISSIONERS MEETING

Electronic Meeting
December 15, 2020 at 11:00 AM

MINUTES

The public will be able to view the meeting on San Juan County's Facebook live and Youtube channel

CALL TO ORDER

ROLL CALL

INVOCATION

PUBLIC COMMENT

Public comments for the Public Comment Period and Public Hearing will be accepted through the following Zoom link <https://us02web.zoom.us/j/82277017156> or by phone at +16699006833,,82277017156# US (San Jose). There will be a three minute time limit for each person wishing to comment. If you exceed that three minute time limit the meeting controller will mute your line.

(Time Stamp 2:30)

RL Wilcox - RL thanked the commission and staff for their efforts in extending the public comment period in regards to the Lisbon Valley Mining Company's application to start the in-situ mining process. He also requested that the commission send a letter to the Utah Division of Water Quality opposing any process that would inject harmful chemicals into a water source as well as creating a countywide ordinance that would prohibit such activity.

Julie Stevenson – Julie thanked the county for listening to the citizens' concerns regarding Lisbon Valley Mining Company's mining proposal. Julie stated that any in-situ mining would harm all life in San Juan County and ruin the land.

Mary McGann - Mary, Grand County Councilwoman, encouraged the commission to deny or postpone the application for Rally on the Rocks

Kevin Walker - Kevin, Grand County Councilman elect, requested that the commission not approve the permit submitted by Rally on the Rocks. He stated that he looked forward to working with San Juan County.

David Roccaforte – David, a landowner in Lower Lisbon Valley, explained that economic benefits of in-situ mining have been overstated. He spoke about the economic effects in other areas where in-situ mining is taking place.

Lanse - Lanse, representing Rally on the Rocks, explained what Rally on the Rocks does to educate guests when recreating in the area. He also talked about his desire to move the Rally on the Rocks event to San Juan County and to support and help San Juan County.

CONSENT AGENDA (Routine Matters) Mack McDonald, San Juan County Administrator

The Consent Agenda is a means of expediting the consideration of routine matters. If a Commissioner requests that items be removed from the consent agenda, those items are placed at the beginning of the regular agenda as a new business action item. Other than requests to remove items, a motion to approve the items on the consent agenda is not debatable.

(Time Stamp 21:13)

Mack reviewed with the commission the consent agenda for approval.

A motion to approve the consent agenda was made by Commissioner Adams and seconded by Commission Vice-Chair Grayeyes.

Voting Yea: Commission Chairman Maryboy, Commission Vice-Chair Grayeyes, Commissioner Adams

1. November 17, 2020 and December 1, 2020 Commission Meeting Minutes
2. Check Registers for December 2nd through December 8, 2020
3. 2021 Predator Control Management Contract with the State of Utah Department of Agriculture and Food
4. Policy Statement establishing a Disadvantaged Business Enterprise (DBE) Program in accordance with regulations of the U.S. Department of Transportation (DOT), 49 CFR Part 26 for the Cal Black Memorial Airport (U96) projects.

RECOGNITIONS, PRESENTATIONS, AND INFORMATIONAL ITEMS

5. Presentation from Energy Fuels, a major business and employer of San Juan County. Mark Chalmers, President and CEO of Energy Fuels

(Time Stamp 28:20)

Marc Chalmers reviewed with the commission the type of work Energy Fuels is doing and creating new jobs within the county. Marc explained that Energy Fuels is in the process of Commercial Rare Earth Production and explained that over the next months the White Mesa Mill would produce about 10% of the Rare Earths required for the United States. Marc said that Rare Earths are used in electric vehicles, wind generators, cellphones, etc. He also discussed the cleanup of abandoned uranium mines. He also explained that Energy Fuels supports a reevaluation of the Bears Ears National Monument. Marc also spoke about using clean, environmentally safe activities, ???

A motion to accept the report was made by Commission Vice-Chair Grayeyes, Seconded by Commissioner Adams.
Voting Yea: Commission Chairman Maryboy, Commission Vice-Chair Grayeyes, Commissioner Adams

BUSINESS/ACTION

6. Public Hearing to solicit public comments, written or oral on adjustments to the 2020 General Fund and related budgets and Consideration and Adoption of those adjustments. John David Nielson, Clerk Auditor

(Time Stamp 57:05)

John David reviewed the final budget adjustments for the 2020 General Fund Budget and related funds.

**A motion to go into Public Hearing was made by Commissioner Adams and seconded by Commission Vice-Chair Grayeyes.
Voting Yea: Commission Chairman Maryboy, Commission Vice-Chair Grayeyes, Commissioner Adams**

No Public Comments were made

**A motion was made by Commissioner Adams to close the public hearing. The motion was seconded by Commission Vice-Chair Grayeyes.
Voting Yea: Commission Chairman Maryboy, Commission Vice-Chair Grayeyes, Commissioner Adams**

A motion was made to accept the 2020 budget adjustments by Commissioner Adams and was seconded by Commission Vice-Chair Grayeyes.
Voting Yea: Commission Chairman Maryboy, Commission Vice-Chair Grayeyes, Commissioner Adams

7. Consideration and Approval of a Resolution Adopting and Approving the 2021 San Juan County General Fund Budget and Related Funds. John David Nielson, Clerk Auditor

(Time Stamp 1:03:37 - 1:24:20 and 2:02:10 – 2:24:30)

John David presented for approval a resolution adopting the 2021 General Fund Budget and Related funds for San Juan County. He explained that the proposed final budget was produced after multiple meetings with Commissioners and department heads to come up with a working budget for the year 2021.

Commissioner Adams expressed concerns that the budgeting process guidelines and state code were not being followed when proposed budgets are submitted for approval.

A motion was made by Commissioner Adams to discuss budget questions. The motion was seconded by Commission Vice-Chair Grayeyes.

Voting Yea: Commission Chairman Maryboy, Commission Vice-Chair Grayeyes, Commissioner Adams

A lengthy discussion regarding bonuses, raises, and budget adjustments and approval of said expenses occurred.

A motion made by Commissioner Adams to approve the 2021 general fund budget and all other fund budgets minus the public health budget subject to an internal audit. The motion was seconded by Commission Vice-Chair Grayeyes.

Voting Yea: Commission Chairman Maryboy, Commission Vice-Chair Grayeyes, Commissioner Adams

8. Entrada Subdivision Amendment 1. Scott Burton, Subdivision Administrator

(Time Stamp 1:24:35)

Scott Burton presented for approval, an amendment to the Entrada Subdivision. Scott explained that four smaller lots were being created out of one larger lot.

A motion was made by Commissioner Adams to accept the amendment and was seconded by Commission Vice-Chair Grayeyes.

Voting Yea: Commission Vice-Chair Grayeyes, Commissioner Adams

Voting Abstaining: Commission Chairman Maryboy

9. Lonesome Left Subdivision Amendment 3. Scott Burton, Subdivision Administrator

(Time Stamp 1:27:50)

Scott presented for approval an amendment to return two small lots off of Tangren Drive and Tangren Circle into quarter acre lots as well as adjusting lines to existing lots.

A motion to approve the amendment was made by Commission Vice - Chair Grayeyes and seconded by Commissioner Adams.

Voting Yea: Commission Chairman Maryboy, Commission Vice-Chair Grayeyes, Commissioner Adams

10. Consideration and Approval of the Temporary Use and Lease of County Property located in Spanish Valley to Rally on the Rocks, LLC for event space. Mack McDonald, Chief Administrative Officer

(Time Stamp 1:29:36)

Mack presented, for approval, a lease agreement for the temporary approval and use of county property to Rally on the Rocks, LLC. Mack explained that the lease is for temporary use with the terms of May 10th – May 18th for the Rally on the Rocks even to be held. He also explained that the lease amount would be for \$2,000. Also included would be a donation to Search &

Rescue and the San Juan School Foundation. Mack also stated that the lease included mitigation efforts to protect the public. Lanse, Rally on the Rocks, talked about the event and expressed interest in using San Juan County and continuing to use the county to hold the event. There was further discussion regarding the specifics of the event.

A motion was made by Commission Vice-Chair Grayeyes to table the lease approval until consultation with the City of Moab and Grand County could occur.

Voting Yea: Commission Chairman Maryboy, Commission Vice-Chair Grayeyes

Voting Nay: Commissioner Adams

11. Consideration of an Amendment to the existing Agreement between the San Juan County Public Health Department and the State of Utah Health Department for Maternal and Child Health FFY 2021 – Kirk Bengé, Director of Public Health

(Time Stamp 2:34:30)

Kirk presented an amended contract in October which was subject to quarterly amendments. Kirk explained that the amended amount increased the contract from \$8,000 to \$14,544. He explained that the funds from the contract would be used to help with early childhood screening.

A motion to approve the amended contract was made by Commission Vice-Chair Grayeyes and second by Commissioner Adams.

Voting Yea: Commission Chairman Maryboy, Commission Vice-Chair Grayeyes,
Commissioner Adams

12. Consideration of an Amendment to the existing Agreement between the San Juan County Public Health Department and the State of Utah Health Department of the Disease Response, Evaluation, Analysis and Monitoring 2019 contract, Kirk Bengé, Director of Public Health

(Time Stamp 2:29:56)

Kirk presented for approval an amendment to an existing contract between San Juan Public Health and the State of Utah Health Department. He explained that the original contract amount was for \$4,100 and the amendment is for the same amount. Kirk stated that the contract is for epidemiology and outbreak response and monitor trends and changes of diseases within the community.

A motion to approve the contract was made by Commissioner Adams and seconded by Commission Vice-Chair Grayeyes.

Voting Yea: Commission Chairman Maryboy, Commission Vice-Chair Grayeyes,
Commissioner Adams

13. Approval and Adoption of Ordinance No. 2020-10-A, an Amendment to Ordinance 2020-10 an Ordinance of the Board of San Juan County Commissioners Establishing Rules and Regulations for the Licensing and Operation of Businesses Within San Juan County. Natalie Randall, Director of Economic Development & Visitor Services

(Time Stamp 2:33:20)

Natalie Randall presented for approval an amendment to the Business License Ordinance that was adopted earlier in the year by the Commission. She explained that the original ordinance approved by the commission waived the business license fee as a way to help with the effects of COVID. The proposed amendment would add a business license fee and Natalie explained that an analysis was done to determine an appropriate fee amount.

A motion to approve the amended ordinance was made by Commissioner Adams and seconded by Commission Vice-Chair Grayeyes.

Voting Yea: Commission Chairman Maryboy, Commission Vice-Chair Grayeyes, Commissioner Adams

14. CARES Act Final Distribution prior to December 30, 2020, Mack McDonald, Chief Administrative Officer

(Time Stamp 2:40:36)

Mack presented the final allocation of the Cares Act funds received by the county. Mack explained that \$50,000 of the funds have been unclaimed by parties to whom the commission allocated the funds too. Mack proposed that funds be used to purchase two spine boards and stryker medical lifts for ambulances for the EMS department. Mack also proposed how the remaining funds would be allocated.

Motion made by Commissioner Adams, Seconded by Commission Vice-Chair Grayeyes.

Voting Yea: Commission Chairman Maryboy, Commission Vice-Chair Grayeyes, Commissioner Adams

15. Consideration and Adoption of an Ordinance Adopting the Regularly Scheduled County Meetings for the 2021 Annual Meeting Schedule Pursuant to Section 52-4-202 of the Utah Code. Mack McDonald, Chief Administrative Officer

(Time Stamp 3:03:12)

Mack presented, for approval, an ordinance adopting the 2022 Commission meeting schedule. He explained that there are no changes to the current meeting schedule.

A motion to approve the ordinance was made by Commissioner Adams and seconded by Commission Vice-Chair Grayeyes.

Voting Yea: Commission Chairman Maryboy, Commission Vice-Chair Grayeyes, Commissioner Adams

16. Resolution Setting the Term and Rotation of the Chair and Vice-Chair of the Board of San Juan County Commission for the year of 2021. Mack McDonald, Chief Administrative Officer.

(Time Stamp 3:03:32)

Mack presented for approval, a resolution setting the term and rotation of the Chair and Vice-Chair of the San Juan County Commission.

A motion to appoint Commissioner Grayeyes as the new Commission Chairman was made by Commissioner Adams.

A motion to appoint Commissioner Maryboy as the new Commission Vice-Chair was made by Commissioner Grayeyes.

Voting Yea: Commission Chairman Maryboy, Commission Vice-Chair Grayeyes, Commissioner Adams

COMMISSION REPORTS

Commissioner Grayeyes – Commissioner Grayeyes expressed frustration about the lack of communication by the Navajo Nation.

A motion was made by Commission Vice-Chair Grayeyes to adjourn the meeting. The motion was seconded by Commission Chairman Maryboy.

Voting Yea: Commission Chairman Maryboy, Commission Vice-Chair Grayeyes

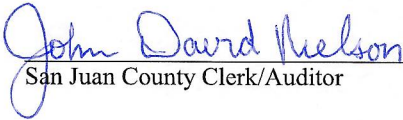
ADJOURNMENT

The Board of San Juan County Commissioners can call a closed meeting at any time during the Regular Session if necessary, for reasons permitted under UCA 52-4-205

All agenda items shall be considered as having potential Commission action components and may be completed by an electronic method **In compliance with the Americans with Disabilities Act, persons needing auxiliary communicative aids and services for this meeting should contact the San Juan County Clerk's Office: 117 South Main, Monticello or telephone 435-587-3223, giving reasonable notice**

APPROVED: 
San Juan County Board of County Commissioners

DATE: 12/15/20

ATTEST: 
San Juan County Clerk/Auditor

DATE: 12/15/20