

**MINUTES OF COMMISSION COMBINED WORKING SESSION AND REGULAR SESSION MEETING HELD NOVEMBER 28, 2011, BEGINNING AT 9:00 A.M. IN CONFERENCE ROOM #1, IN DUCHESNE, UTAH**

***Present***

Commission Chairman Kirk J. Wood; Commissioner Ronald Winterton, Commissioner Kent R. Peatross, Public Works Director Glen Murphy, and Commission Assistant BobbiJo Casper taking minutes of the meeting.

***Public Works/Landfill Department Update***

*Deputy County Attorney Jonathan Stearmer joined the meeting at 9:10 A.M...*

Director Murphy reported that last week, the Road Department hauled cold mix for the Altamont and Roosevelt yards to prepare for the winter. Tomorrow, the Road Department will be working in Upper Red Creek and will put drains across the road and will need gravel to resurface as we go along with the track hoe. The county has drain rock, but would like to get road base from Mike Young's pit in Fruitland. Commissioner Peatross stated that he feels that would be worth it since the pit is close to the project site. Director Murphy stated that he will contact Mike Young today. He also stated that he met with Jeff Crozier with Berry Petroleum and Division of Wildlife Resources (DWR) in Lake Canyon who wants to widen the road around the lake. It's on DWR land and he told them that he is fine with the road being widened. Nielson Construction will do the work and put cement barriers around the lake to prevent rocks falling; they want to begin the work within the next few weeks.

Director Murphy reported at the Landfill, they have a tentative meeting scheduled for December 1, 2011 at Daniels Summit Lodge.

***Discussion Of A Road Issue***

*Property Owners Karl & Vickie Potter joined the meeting at 9:13 A.M...*

Mr. Potter stated that he owns property on Sam's Wash Road in Cedar Mountain by mile marker seventy one (71) and was told that they couldn't get any road maintenance because the road is private. He is a disabled veteran and is just asking for some help and some fill; he is willing to plow the road. He lives in a subdivision called Something Subdivision and is the only full time residence. Chairman Wood stated that we don't maintain subdivision roads because it's private and it would need to be brought up to county standards in order for the county to take it over and maintain it. Commissioner Peatross suggested that they go to the Planning and Zoning Department to look at the plot map, it will state if it's a private subdivision or not. We are currently updating our county "B" road map and we don't have the funds to maintain all subdivision roads, but everyone in the subdivision could decide to bring the road up to county standards for the county to take it over and maintain.

***Discussion Of A Property Taxes***

*Property Owner Shar Benson joined the meeting at 9:43 A.M... Deputy Assessor Traci Herrera joined the meeting at 9:50 A.M...*

Mrs. Benson stated that her taxes went up over four hundred dollars (\$400.00) from last year, but didn't notice the increase until recently. Deputy Herrera stated that this property in along highway 40 frontage in Roosevelt and was reappraised this year and took the rate of commercial property in an industrial area. This property was taxed as farm ground before and now there is a fence all around this property and now has power; the value is forty five thousand dollars (\$45,000.00). The best she could do, is take a look at it for next year. Commissioner Peatross stated that Board of Equalization (BOE) was months ago and Mrs. Benson did receive her tax notices and BOE had an appraiser there, but the process has passed. We have to draw a line in the sand somewhere and it's the property owner's responsibility to review their taxes and come to BOE. Mrs. Benson stated that it's out of line to raise her taxes this much, she can see raising it a little due to the fence and power. Deputy Herrera stated that there is more commercial use in this area, so we had to take a look at this and it changed used from farm to commercial which changed the value. You don't get any kind of a break on commercial property, but you can appeal next year. Mrs. Benson stated that she didn't realize that she had been paying for a farm rate and now understands why there was

such an increase.

*Edwin Bird joined the meeting at 10:09 A.M...*

Mr. Bird stated that he owes back taxes and Assessor Greg Garff came over and looked at his property a few months ago and took him off of greenbelt. Deputy Herrera stated that this property doesn't qualify for greenbelt and had to attach the rollback with the property. Mr. Bird stated that he applied for abatement, but didn't qualify. Deputy Herrera stated that he can make payments to the Treasurer's Office, but he will be charged penalty fees.

***Tax Adjustments– Assessor***

*Deputy Clerk Auditor Connie Sweat joined the meeting at 9:25 A.M...*

*Commissioner Peatross motioned to approve the tax adjustments as recommended by the Assessor's Office. Commissioner Winterton seconded the motion. All commissioners voted aye and the motion passed.*

***Tax Adjustments– Clerk/Auditor***

*Commissioner Winterton motioned to approve the tax adjustments as recommended by the Clerk Auditor's Office. Commissioner Peatross seconded the motion. All commissioners voted aye and the motion passed.*

***Consideration Of A Business License Application For C&J Contract Pumping & Wellsite Supervision Inc.***

Deputy Clerk Sweat stated that this business is out of Roosevelt and will be supervising well sites. *Commissioner Winterton motioned to approve the business license application as presented. Commissioner Peatross seconded the motion. All commissioners voted aye and the motion passed.*

***Consideration Of A Business License Application For EXLP Leasing & Operating LLC***

Deputy Clerk Sweat stated that this business will be doing natural gas compressor services, one part leases and the other operates; they don't have a location in the county, but they are doing business. *Commissioner Peatross motioned to approve the business license application as presented. Commissioner Winterton seconded the motion. All commissioners voted aye and the motion passed.*

***Consideration Of A Business License Application For Shane Kendall***

Deputy Clerk Sweat stated that this business is doing demolition work on trailers through the Planning and Zoning Department's Trailer Removal Program on Dude Young's property. *Commissioner Peatross motioned to approve the business license application as presented. Commissioner Winterton seconded the motion. All commissioners voted aye and the motion passed.*

***Consideration Of Ordinance No. 11-291, An Ordinance Amending The County's Disposition Policy For Oil And Gas Leases***

Attorney Stearmer stated that he wasn't able to send the draft ordinance out to the industry due to the short week. He will get it sent out today.

***Consideration Of Minutes For Combined Commission Meeting Held November 21, 2011***

*Commissioner Peatross motioned to approve the minutes as corrected. Commissioner Winterton seconded the motion. All commissioners voted aye and the motion passed.*

***Executive Session - Personnel And/Or Litigation***

*No discussion was necessary per Attorney Stearmer.*

***Commission Calendaring***

***Adjourn***

*Chairman Wood adjourned the meeting at 10:21 A.M...*

*Read and approved this 05<sup>th</sup> day of December 2011.*

---

*Kirk J. Wood*  
*Commission Chairman*

---

*Diane Freston*  
*Clerk/Auditor*

*Minutes of meeting prepared by BobbiJo Casper* \_\_\_\_\_