

**MINUTES FOR REGULAR COMMISSION MEETING HELD JANUARY 23, 2012
BEGINNING AT 1:00 P.M. IN THE COMMISSION BOARD ROOM IN DUCHESNE,
UTAH**

Present

Commission Chairman Kirk J. Wood, Commissioner Kent R. Peatross, Commissioner Ronald Winterton, Deputy County Attorney Marea Doherty, Duchesne County Resident Thomas Winterton, and Commission Assistant BobbiJo Casper taking minutes of the meeting.

Opening Comments

Mr. Thomas Winterton said the prayer. There were no other comments.

Pledge Of Allegiance

Any wishing to participate.

Consideration Of Payment Vouchers

Deputy Clerk Auditor Connie Sweat joined the meeting at 1:10 P.M...

The commission reviewed vouchers # 120415 through 120459 dated January 13, 2012, in the amount of seventy six thousand nine hundred twenty dollars and ninety cents (\$76,920.90) as presented by Deputy Clerk Sweat. The commission also reviewed vouchers # 120460 through #120552 dated January 18, 2012, in the amount of two hundred ten thousand one hundred five dollars and ninety three cents (\$210,105.93) as presented by Deputy Clerk Sweat. The commission also reviewed vouchers # 120553 through #120556 dated January 19, 2012, in the amount of one hundred seventeen thousand five hundred thirty four dollars and fifty five cents (\$117,534.55) as presented by Deputy Clerk Sweat. The commission also reviewed vouchers # 120557 through #120577 dated January 23, 2012, in the amount of three hundred sixty eight thousand fifty four dollars and ninety two cents (\$368,054.92) as presented by Deputy Clerk Sweat. *Commissioner Peatross motioned to approve the vouchers as presented by the Clerk Auditor's Office. Commissioner Winterton seconded the motion. All commissioners voted aye and the motion passed.*

Consideration Of A Beer License Application For Moon Lake Resort, Inc.

Deputy Clerk Sweat stated that application has been approved by the Sheriff's Department. *Commissioner Winterton motioned to approve the beer license application as presented. Commissioner Peatross seconded the motion. All commissioners voted aye and the motion passed.*

Consideration Of A Business License Application For Cathedral Energy Services Inc.

Deputy Clerk Sweat stated that this business is out of Denver, Colorado and will be doing flow back and directional services. *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 Haslem Mobile Home Transport Sales And Service

Deputy Clerk Sweat stated that this is a mobile home transport sales and service business. *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 JMC Trucking

Deputy Clerk Sweat stated that this business is leasing a truck to Iowa Tanklines and will park it at their location. *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 JT Sons LLC

Deputy Clerk Sweat stated that this is a pressure washing business in Hanna. *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 M&L Pilot Car Services LLC

Deputy Clerk Sweat stated that this is a pilot car business for oversized loads. *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 Outback Rentals And Landscape Supplies, Inc

Deputy Clerk Sweat stated that this is a equipment rental business. *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 Rising Sun Trucking

Deputy Clerk Sweat stated that this is a trucking business and will park in RNI yards. *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 Triple A Drilling LLC

Deputy Clerk Sweat stated that this is a drilling company out of Grand Junction, Colorado. *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 Board Appointment On The Public Land Use Committee

Commissioner Peatross stated that he recently spoke to Mr. Trent Potter with Farm Bureau, who is the county Farm Bureau Chairman who recommended appointing Meagher “Mar” McConkie representing the Farm Bureau Division. County/Community Planning Administrator Mike Hyde has been in contact with Larry Defa who is willing to serve another term representing the Forestry Division. Commissioner Peatross suggested holding off on the appointment of the Oil & Gas representative until next week. *Commissioner Peatross motioned to reappoint Larry Defa and appoint Meagher “Mar” McConkie to the Public Land Use Committee as recommended. Commissioner Winterton seconded the motion. All commissioners voted aye and the motion passed.*

Consideration Of Standard Cooperative Agreement For Utah State University Extension Education Work – 2012

USU Extension Agent Troy Cooper joined the meeting at 1:29 P.M...

Attorney Doherty stated that in reviewing this agreement, she noticed that there was an increase in the amount of six thousand dollars (\$6,000.00) from the 2011 contract and asked Mr. Cooper what caused the increase. Mr. Cooper stated that his employee Julia Abbott received a five percent (5%) wage increase. Also, he took the amount of time that she was working for the Ag Inspector and put it into his budget; that is why there is an increase from last year. *Commissioner Peatross motioned to approve the 2012 Standard Cooperative Agreement for Utah State University Extension Education Work. Commissioner Winterton seconded the motion. All commissioners voted aye and the motion passed.*

Consideration Of Public Defense Contract

Attorney Doherty stated that this agreement reflects what was agreed to by the commission and Morrison & Morrison on December 5, 2011 such that Morrison & Morrison is going to take one hundred percent (100%) of the contract. They also agreed to do the work for the month of December 2011. This agreement supersedes their prior agreement and is a three (3) year contract with a built in annual increase of three percent (3%). *Commissioner Winterton motioned to approve the public defender contract with Morrison & Morrison L.C. Commissioner Peatross seconded the motion. All commissioners voted aye and the motion passed.*

Consideration Of Resolution No. 12-02, A Resolution Establishing A New Fee Schedule For Buildings And Construction Within Duchesne County

Commissioner Winterton stated that we spoke to Building Official Karl Mott earlier in the work meeting and this reflects a one percent (1%) increase for building permit fees; this is an increase due to inflation.

RESOLUTION NO. 12-02

**A RESOLUTION ESTABLISHING A NEW FEE SCHEDULE FOR
BUILDINGS AND CONSTRUCTION WITHIN DUCHESNE COUNTY**

WHEREAS, Duchesne County Code Title 7 establishes rules and regulations for buildings and construction with Duchesne County; and

WHEREAS, Duchesne County Code §7-1E-2 authorizes the county to establish permit fees for building and construction; and

WHEREAS, said code also authorizes the fees to be set by resolution; and

WHEREAS, Duchesne County desires to amend said fees commencing January 1, 2012.

NOW, THEREFORE, be it resolved by the Board of County Commissioners for Duchesne County that the valuation table for the Duchesne County building and construction enforcement in Exhibit A attached hereto and hereby incorporated by reference, is adopted.

IT IS FURTHER RESOLVED that the method used to calculate the fees on the individual projects shall be that as set forth in the Building Department Fee Schedule in Exhibit B attached hereto and hereby incorporated by reference.

IT IS FURTHER RESOLVED that an existing fee amounts contrary to this resolution are changed to reflect this new fee schedule, and that this fee schedule shall be effective January 1, 2012.

APPROVED AND ADOPTED by a duly constituted quorum of the Board of County Commissioners of Duchesne County this 23rd day of January, 2012.

ATTEST:

DUCHESNE COUNTY:

Diane Freston
County Clerk/Auditor

Kirk J. Wood
Chairman

Kent R. Peatross
Member

Ron Winterton
Member

Commissioner Winterton motioned to adopt Resolution No. 12-02. Commissioner Peatross seconded the motion. All commissioners voted aye and the motion passed.

Consideration Of A Right-Of-Way For Section 34, Township 3 South, Range 2 West, Uintah Basin And Meridian Duchesne County, Utah

Public Works Director Glen Murphy & Don Winterton joined the meeting at 1:55 P.M...

Commissioner Winterton stated that this is on County Road 34. We are acquiring a right-of-way from property owners Todd Moon and Ken Richens by the kiosk near Hollow Moon Cafe. Chairman Wood stated that the property owners have signed the plot map that was put together by County Surveyor Jerry Allred. The map doesn't look right to him and it doesn't match property lines. Commissioner Peatross stated that according to the aerial map view online, it doesn't match the proposed plat map. We need to have Surveyor Allred make sure that this is correct and that the property lines be on there where they need to be.

Surveyor Allred joined the meeting via telephone at 2:05 P.M...

Surveyor Allred stated that Highway 40 is labeled wrong and he will amend the map. *Commissioner Peatross motioned to approve the right-of-way plot map commonly known as the Pleasant Valley Road, subject to corrections from Surveyor Allred. Commissioner Winterton seconded the motion. All commissioners voted aye and the motion passed.*

Adjournment

Chairman Wood adjourned the meeting at 2:14 P.M.

Read and approved this 30th day of January 2011.

Kirk J. Wood
Commission Chairman

Diane Freston
Clerk/Auditor

*Minutes of meeting prepared by BobbiJo Casper*_____