

**MINUTES FOR REGULAR COMMISSION MEETING HELD OCTOBER 01, 2012
BEGINNING AT 1:00 P.M. IN THE COMMISSION BOARD ROOM IN DUCHESNE,
UTAH**

Present

Commission Chairman Kirk J. Wood; Commissioner Ronald Winterton, Deputy County Attorney Marea Doherty, Deputy Clerk Auditor Connie Sweat, Uintah Basin Standard Reporter Steve Puro, and Commission Assistant BobbiJo Casper taking minutes of the meeting.

Absent

Commissioner Kent R. Peatross.

Opening Comments

Attorney Doherty offered the prayer. There were no other comments.

Pledge Of Allegiance

Any wishing to participate.

Public Comment

None.

Consideration Of Payment Vouchers

The commission reviewed vouchers #122772 through #122990 dated September 25, 2012, in the amount of two hundred eighty-nine thousand six hundred fourteen dollars and eighty-two cents (\$289,614.82) as presented by Deputy Clerk Sweat. The commission also reviewed vouchers #122991 through #123004 dated October 1, 2012, in the amount of one hundred forty-two thousand five hundred twenty dollars and twenty five cents (\$142,520.25) as presented by Deputy Clerk Sweat. *Commissioner Winterton motioned to approve the vouchers as presented by the Clerk Auditor's Office. Chairman Wood seconded the motion. Both commissioners voted aye and the motion passed.*

Tax Deferrals – Assessor

The commission reviewed the attached tax deferrals presented by Deputy Clerk Sweat. *Commissioner Winterton motioned to approve the tax deferrals as recommended by the Assessor's Office. Chairman Wood seconded the motion. Both commissioners voted aye and the motion passed.*

Consideration Of A Business License Application For KNM Trucking

Deputy Clerk Sweat stated that this is a trucking business that hauls crude oil and has two trucks that are leased to Reinhardt Trucking. *Commissioner Winterton motioned to approve the business license application as presented by Deputy Clerk Sweat. Chairman Wood seconded the motion. Both commissioners voted aye and the motion passed.*

Consideration Of A Business License Application For Simplified Marketing Global, Inc.

Deputy Clerk Sweat stated that this is an internet marketing business in Tabiona. *Commissioner Winterton motioned to approve the business license application as presented by Deputy Clerk Sweat. Chairman Wood seconded the motion. Both commissioners voted aye and the motion passed.*

Consideration Of Resolution No. 12-12, A Resolution Declaring That The Public Health, Convenience, And Necessity, Require The Annexation Of Certain Properties To The Upper Country Water Improvement District And Declaring The Intent Of The Board Of County Commissioners Of Duchesne County To Annex Into The Upper Country Water Improvement District Said Properties

Ilene Jensen with Upper Country Water joined the meeting at 1:14 P.M..

Mrs. Jensen stated that this is a property that was initially withdrawn. It's located in the Bluebell area, and ownership has since changed and is requesting that this property be annexed into the Upper Country Water Improvement District, so they can have culinary water. They are currently in district 92, and this is the intent to annex and she will put an advertisement in the Uintah Basin standard for three consecutive weeks if the commission approves the intent today, then a public hearing will be held on October 29,

2012 at 1:30 p.m. for the commission to consider the annexation. Attorney Doherty asked if the original owners withdrew from the district. Mrs. Jensen stated that when the district was created in 1990 they allowed people to withdraw if they didn't want to be a part of our district. This property is within the internal boundaries of our district. *Commissioner Winterton motioned to adopt Resolution No. 12-12 approving the intent to annex as presented. Chairman Wood seconded the motion. Both commissioners voted aye and the motion passed.*

Consideration Of Assurances To The NRCS Relating To Real Property Acquisition For Rock Quarry And Debris Removal

Commissioner Winterton stated that the county acquired property to quarry rock. Attorney Doherty stated that she has reviewed the agreements and has a few questions that she would like to discuss with Ryan Jolley who is the engineer with Jones & DeMille for this project. There is a list of property owners who are along the immediate route and she has questions about it and wants clarification. She will complete the attorney's opinion after she speaks to Mr. Jolley. Commissioner Winterton stated that this is on the agenda to make the public aware that we have made arrangements to get into the river and will be crossing private property to do the flood mitigation work starting in Hanna working towards Myton. *Commissioner Winterton motioned to approve and execute the agreements after Attorney Doherty's final review and discussion with Mr. Jolley. Chairman Wood seconded the motion. Both commissioners voted aye and the motion passed.*

Consideration Of Proposed County Policies And Procedures Manual And County Safety Manual

Chairman Wood stated that we discussed this earlier in the Working Meeting. We are not prepared to approve it at this time and suggested that it be postponed until October 15, 2012. *This agenda item was postponed by unanimous consent.*

Consideration Of Minutes For Combined Commission Meeting Held August 27, 2012

Commissioner Winterton motioned to approve the minutes as corrected. Chairman Wood seconded the motion. Both commissioners voted aye and the motion passed.

Consideration Of Minutes For Combined Commission Meeting Held September 17, 2012

Commissioner Winterton motioned to approve the minutes as corrected. Chairman Wood seconded the motion. Both commissioners voted aye and the motion passed.

Consideration Of Minutes For Combined Commission Meeting Held September 24, 2012

Commissioner Winterton motioned to approve the minutes as corrected. Chairman Wood seconded the motion. Both commissioners voted aye and the motion passed.

Public Hearing- 1:30 P.M...

Vern Carter with Simplified Marketing, Alex Keeler with EP Energy, Braden Oaks with EP Energy, Curtis Turner with Turner Petroleum Land Services, & Barbara & Arvil Powell who are property owners in Mt. Emmons joined the meeting at 1:30 P.M...

Consideration Of Requests To Obtain Leases For Oil & Gas Extraction On Certain Properties Owned By Duchesne County. These Properties Are In the following Sections Of:

Township 1 South, Range 3 West, USM Section 31, All Streets In Mt. Emmons Town Site

Chairman Wood opened the bid received and stated that it's from EP Energy E&P Company in the amount of five hundred one dollars and six cents (\$501.06) per net mineral acre for a total of five thousand six hundred dollars (\$5,600).

Mr. Powell had concerns of how this is going to affect his properties in Mt. Emmons, he doesn't want someone coming in and tearing up his fields. Mr. Keeler stated that he feels that horizontal drilling will be best in this area where it's only the streets that are being leased. The lease doesn't allow anyone to access Mr. Powell's property. Commissioner Winterton stated that companies have been very responsive and good to work with on these types of situations.

Township 3 South, Range 5 West, USM Section 25: E/2E/2, W/2NE/4

Chairman Wood opened the bids received and stated that the first bid is from EP Energy E&P Company in the amount of one thousand one dollar (\$1,001) per net mineral acre for a total of one hundred eleven thousand nine hundred ninety two dollars (\$111,992). The other bid is from Turner Petroleum Land Services in the amount of six hundred fifty three dollars (\$653) per net mineral acre for a total of seventy three thousand one hundred thirty six dollars (\$73,136).

Township 3 South, Range 5 West, USM Section 36: E/2NE/4; NE/4SE/4

Chairman Wood opened the bids received and stated that the first bid is from Turner Petroleum Land Services in the amount of five hundred seven dollars (\$507) per net mineral acre for a total of thirty thousand four hundred twenty dollars (\$30,420.00). The other bid is from EP Energy E&P Company in the amount of one thousand one dollars (\$1,001) per net mineral acre for a total of sixty thousand sixty dollars (\$60,060).

-Entered back into Regular Commission Meeting at 1:49 P.M...

Commissioner Winterton motioned to award all three (3) bids to EP Energy E&P Company in the amounts of five thousand six hundred dollars (\$5,600), one hundred eleven thousand nine hundred ninety two dollars (111,992), and sixty thousand sixty dollars (\$60,060). Chairman Wood seconded the motion. Both commissioners voted aye and the motion passed.

Adjournment

Chairman Wood adjourned the meeting at 2:18 P.M.

Read and approved this 15th day of October 2012.

Kirk J. Wood
Commission Chairman

Diane Freston
Clerk/Auditor

Minutes of meeting prepared by BobbiJo Casper _____