

**MINUTES OF COMBINED COMMISSION WORKING AND REGULAR SESSION
MEETING HELD APRIL 01, 2013 BEGINNING AT 9:00 A.M. IN CONFERENCE
ROOM #1, IN DUCHESNE, UTAH**

Present

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

Public Works/Landfill Department Update

Director Murphy reported that the Road Department has three crews out around the county. They are working on the Strawberry River Road with Nielson Construction and Bill Barrett Corporation. They will add another flagger and pilot traffic through if needed. They will get done what they can and compact it more if they need too. We need to think about cement barriers or guard rails. Guard rails are more expensive, but it's a permanent fix and he will look into funding available.

Uintah Basin Standard Reporter Steve Puro joined the meeting at 9:11 A.M...

Director Murphy also reported that the Tabby Swale Road in Hanna has been destroyed because of logging trucks driving on it during the frost. They will put down rock base and gravel.

Discussion Of Heavy Truck Traffic On CR #92, Old River Road

Wayne Garner & Heather Ivie with EP Energy joined the meeting at 9:15 A.M...

Mr. Garner stated that there is a restriction for commercial truck traffic on the Old River Road and they have two (2) wells proposed in that area. One is near his home and the other is near Art Taylor's home. He has spoken to Director Murphy who expressed concerns about the bridge and heavy truck traffic going down toward the elementary school. We propose coming off of the bench dugway having limited access and hit these two wells. We won't use the bridge and will only use a small section of the road going down behind Gateway. We will put up signage and speak to our contractors. It will be our responsibility to ensure that anyone who works for us uses this route. We won't have water trucks going in and out; we will have a pipeline, so the only traffic will be the trucks hauling oil out once it's drilled.

Commissioner Peatross stated that, long term, we need to have plans for this area, because the road is narrow. Director Murphy stated that the dugway is a county road. Mr. Garner stated that Lee Moon put a water line on the dugway to serve a home on top and didn't put it back the way it was. There are rocks in the bar ditch. This is the proposal from EP Energy and if the commission is in agreement we will start securing right of ways and infrastructure to move forward. We are talking two miles of access on one side and just over one mile on the other end.

Commissioner Peatross stated that he likes the proposal. We know that subsurface has priority rights and proposes that in the meantime, we get a plan together to look at a long term fix with EP Energy. We need to keep the accesses as safe as we can and look at extending the culverts and have minimal impacts to the local traffic as possible. It could be a long term fix. The proposal has been very well thought out to provide access and he appreciates EP Energy's willingness to restrict access. We need a long term solution to make the road safe.

Chairman Winterton stated that we appreciate you coming in and giving us a heads up to plan for this. We need to look at the transportation plan from the Utah Department of Transportation (UDOT) for the rating of the bridge. He also likes the proposal and suggested that they proceed forward.

Discussion Of Electronic Copies Of County Road Records

IS Department Director Kent Ogletree, GIS Director Stoney Monks, Chief Deputy Clerk JoAnn Evans, & Records Analyst Cristina Neilson joined the meeting at 9:49 A.M...

Attorney Doherty stated that, in the past, she has made requests for assistance in acquiring electronic copies of road documents. Matters of County D Roads keep coming in and there was an intern who scanned all of the documents from the Road Department,

but Director Ogletree has been unable to access them in Fortis. Director Monks stated that he still has all of those documents, they were not destroyed. Director Ogletree stated that they will get those documents scanned in. Attorney Doherty stated that her goal is to work with various offices to obtain information when needed. We need a system in place to help her retrieve information for litigation support electronically. Director Ogletree stated that he feels we have a good solution for her. He and Ms. Neilson have been working on this for a while. Two (2) years ago, nine (9) boxes of litigation files were scanned in by the Microfilm office and they haven't been indexed or proofed yet. We need someone who knows how to do this in Fortis. Scanning and indexing documents is a major part of the work. If we outsource it, we would have to provide a lot of training and then the person is gone. Deputy Clerk Evans stated that she is more than happy to help and depending on the time of year, the Clerk/Auditor's Office can help with this.

Information Systems Department Update And Community Outreach

Director Ogletree stated that the commission has made a big investment in the IS Department and he wanted to show them what they have done. We now have a new website for the Duchesne County Fair, Sheriff's Department, and GIS. We want to do something for travel and tourism in the county and were thinking web marketing. He wants to leverage something like short trips and GPS this to put it on a map with points of interest. Attorney Doherty stated that we could use this to build records for road litigation. Chairman Winterton feels that this would be a great idea and people like Chamber Director Irene Hansen could help. People are already doing this and "Geocaching". Director Ogletree stated that if we could get all of the information from people who have already done this, it's less that we would have to do. His IS team is wonderful and works hard.

Consideration Of Personnel Department Requests

Commissioner Peatross requested that this item be discussed in a closed session.

Consideration Of Federal Aid Agreements With The Utah Department Of Transportation For The Bluebell Connector Road Phase II And Tabiona Bridge Replacement

Chairman Winterton stated that this is for the funding of these projects, the Bluebell Connector Road is in the amount of three million nine hundred fifty thousand dollars (\$3,950,000) and the Tabiona bridge is in the amount of two million one hundred forty five thousand dollars (\$2,145,000). Once approved, we will send it to Special Service District #2 for their approval who will then send it to UDOT. *Commissioner Peatross motioned to approve the Federal Aid Agreements with UDOT subject to legal counsel review. Commissioner Wood seconded the motion. All commissioners voted aye and the motion passed.*

Consideration Of A Training Reimbursement Agreement

Attorney Doherty requested that this be forwarded to next week for consideration.

Consideration Of An Easement And Right Of Way Agreement

Director Murphy stated that this proposed agreement is with Newfield Production Company. They are willing to pay ten dollars (\$10.00) a rod for this right of way located in Arcadia. It would provide a road from his pit to Gary Shields. This will be a permanent easement that will give the county better access to their gravel pit. *Commissioner Wood motioned to approve an easement and right of way agreement with Newfield. Commissioner Peatross seconded the motion. All commissioners voted aye and the motion passed.*

Public Comment

Duchesne City Mayor RoJean Rowley joined the meeting at 10:38 A.M...

Mayor Rowley stated that there is an issue with dirt being put down at the fairgrounds. Commissioner Peatross suggested that they meet with Surveyor Jerry Allred later this afternoon at the fairgrounds.

Consideration Of Payment Vouchers

Deputy Clerk Auditor's Connie Sweat joined the meeting at 10:59 A.M...

The commission reviewed vouchers # 124488 through 124526 dated April 01, 2013, in the amount of eighty five thousand eight hundred thirty four dollars and thirty nine

cents (\$85,834.39) as presented by Clerk Auditor's Office. *Commissioner Wood motioned to approve the vouchers as presented 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 High Uinta Hot Shot Inc.

Deputy Clerk Sweat stated that this is a transportation business in Roosevelt that transports equipment to the oilfield. *Commissioner Wood 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 Transfuels LLC DBA BLU

Deputy Clerk Sweat stated that this business is a fueling station in Pleasant Valley and she suggested doing a temporary business license due to the Building Department and Planning and Zoning Department wanting them to do a few more things. The Building Department has approved a temporary occupancy permit. *Commissioner Wood motioned to approve the business license application as presented allowing a temporary permit. Commissioner Peatross seconded the motion. All commissioners voted aye and the motion passed.*

Tax Adjustments – Treasurer

Deputy Treasurer Jamie Park joined the meeting at 11:12 A.M...

The commission reviewed the attached tax deferrals presented by the Treasurer's Office. Deputy Treasurer Park stated that there was an error in the Recorder's Office where a section of this property was deeded off twice and the error was recently discovered through a title search performed by Basin Land Title. Linda Richman Myore has been taxed for the .07 acres and so was her neighbor, but it didn't ever belong to her. Her recommendation is to pay back five (5) years for this piece to Mrs. Richman in the amount of sixty four dollars and forty cents (\$64.40). *Commissioner Wood motioned to approve the tax deferral as recommended by the Treasurer's Office. Commissioner Peatross seconded the motion. All commissioners voted aye and the motion passed.*

Closed Meeting –

Attorney Bruce Baird joined the meeting at 11:17 A.M...

Commissioner Wood moved to go into and out of closed session for the purpose of discussing pending or reasonably imminent litigation at 11:23 P.M. Commissioner Peatross seconded the motion. All commissioners voted aye and the motion passed.

-Entered Combined Commission Meeting at 1:04 P.M...

Consideration To Take Action Discussed Under Closed Meeting

No action was necessary.

Closed Meeting –

Commissioner Peatross moved to go into and out of closed session for the purpose of discussing personnel issues at 1:05 P.M. Commissioner Wood seconded the motion. All commissioners voted aye and the motion passed.

-Entered Combined Commission Meeting at 1:14 P.M...

Consideration To Take Action Discussed Under Closed Meeting

No action was necessary.

Consideration Of Minutes For Working Commission Meeting Held March 25, 2013

Assistant Casper stated that these minutes are not ready for consideration.

Consideration Of Minutes For Regular Commission Meeting Held March 25, 2013

Commissioner Peatross motioned to approve the minutes with the necessary changes. Commissioner Wood seconded the motion. All commissioners voted aye and the motion passed.

Commission Calendaring

Adjourn

Chairman Winterton adjourned the meeting at 1:24 P.M.

Read and approved this 15th day of April 2013.

*Ronald Winterton
Commission Chairman*

*Diane Freston
Clerk/Auditor*

Minutes of meeting prepared by BobbiJo Casper _____