

**MINUTES OF COMBINED COMMISSION WORKING AND REGULAR SESSION
MEETING HELD APRIL 15, 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 put a culvert in Altonah on the Cemetery Road. They have one sander down and the roads are too muddy for graders, so they are cleaning the shop.

Director Murphy also reported that the Landfill is going well. They will put more fences up with barbed wire on the south side of the Landfill in a few weeks. Commissioner Wood stated that the Landfill website needs to be updated with the summer hours of April through October.

Discussion Of A Tax Deferral

Treasurer Colene Nelson joined the meeting at 9:23 A.M... Raelyn Thomas joined via telephone at 9:23 A.M...

Mrs. Thomas stated that she and her husband have experienced financial difficulties due to her husband being diagnosed with cancer a few years ago and are now trying to get caught up. She requested a little more time to get caught up on her taxes and is willing to put down two thousand dollars (\$2,000). Commissioner Peatross stated that if they make the down payment, the payments would be four hundred dollars (\$400) for six (6) months. This would make you current on your taxes. Mrs. Thomas stated that this payment plan will work for her and she will send in the down payment this week.

Attorney Department Update

Attorney Stephen Foote joined the meeting at 9:53 A.M...

Attorney Foote stated that Debbie Foote wants twenty (20) hours with partial benefits. She may not take the benefits this year, but if her husband retires she will take the benefits next year. He won't have enough in his budget for this to happen. Michelle Lewis wants to go to fulltime. Commissioner Peatross stated that they have spoken to Attorney Doherty about hiring her some help for the civil issues in our county. Attorney Foote stated that the civil issues are extensive and he has ideas to help Attorney Doherty. Option 1: Hire a paralegal and a brand new attorney, the total cost would be seventy three thousand (\$73,000) a year and an attorney would be seventy eight thousand (\$78,000) with benefits. A paralegal would be experienced in searching and can do everything other than go to court. They do all of the leg work.

-Option 2: An experienced attorney for ninety seven thousand dollars (\$97,000) with insurance and benefits and a receptionist for forty four thousand dollars (\$44,000).

Option 3: A receptionist and a brand new attorney for one hundred twenty two thousand (\$122,000).

-Option 4: A paralegal and Attorney Grant Charles working at the Administration Building two days a week, if we give up Daggett County one hundred five thousand (\$105,000) a year.

Attorney Foote also stated that attorney Doherty does need a raise to train people under her. We need to look at the long run. There will be training no matter who we hire.

Attorney Doherty stated that hiring a paralegal is a prudent step. Commissioner Peatross stated that we definitely need a long term plan and suggested discussing this further in a closed session.

Attorney Foote also stated that there are twenty six (26) trials scheduled in District Court and a few in Justice Court. Deputy County Attorney Anthony Wilcox is working one sixth of the cases in District Court to give him experience. He is also working on Justice and Juvenile Court cases.

Consideration Of Resolution No. 13-07, 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

Commissioners Of Duchesne County To Annex Into The Upper Country Water Improvement District Said Properties

Upper Country Water Office Manager Ilene Jensen joined the meeting at 10:21 A.M...

Mrs. Jensen stated that there is a piece of property in Altonah that has been requested to have annexed into our district. We have all of the required documents, but the parcel number has not been assigned yet, and requested moving forward. The public hearing will be held on May 20, 2013; she will take care of the advertising. *Commissioner Peatross motioned to adopt Resolution No. 13-07. Commissioner Wood seconded the motion. All commissioners voted aye and the motion passes.*

Consideration Of A Memorandum Of Understanding With The United States Department Of The Interior Bureau Of Land Management

This agenda item will be forwarded to next week.

Consideration Of A Training Reimbursement Agreement

Attorney Doherty requested that this be taken off of the agenda until further notice.

Consideration Of A Confidentiality Agreement

Attorney Doherty requested that this be taken off of the agenda until further notice.

Tax Adjustments – Assessor

Chief Deputy Clerk JoAnn Evans joined the meeting at 9:45 A.M...

The commission reviewed the attached tax deferrals presented by the Clerk/Auditor's Office. Commissioner Peatross motioned to approve the tax deferral as recommended by the Assessor's Office. Commissioner Wood seconded the motion. All commissioners voted aye and the motion passed.

Consideration Of Payment Vouchers

The commission reviewed vouchers # 124631 through 124681 dated April 15, 2013, in the amount of eighty three thousand nine hundred forty two dollars and forty eight cents (\$83,942.48) as presented by the 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 LC Welding & Construction, Inc.

Deputy Clerk Evans stated that this is a general oilfield service. *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 Magna Energy Services LLC

Deputy Clerk Evans stated that this is also an oilfield service. *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 Strad Oilfield Services, Inc.

Deputy Clerk Evans stated that this is a oil and gas equipment rental and services business. *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 Minutes For Combined Commission Meeting Held April 01, 2013

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

Consideration Of Minutes For Special Commission Meeting Held April 05, 2013

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

Consideration Of Minutes For Combined Commission Meeting Held April 08, 2013

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

Consideration Of Minutes For Special Commission Meeting Held April 09, 2013

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

Closed Meeting –

Commissioner Peatross moved to go into and out of closed session for the purpose of discussing personnel issues at 10:30 A.M. Commissioner Wood seconded the motion. All commissioners voted aye and the motion passed.

Entered Combined Commission Meeting at 12:54 P.M...

Consideration To Take Action Discussed Under Closed Meeting

No action was necessary.

Closed Meeting –

Commissioner Wood moved to go into and out of closed session for the purpose of discussing pending or reasonably imminent litigation at 12:54 A.M. Commissioner Peatross seconded the motion. All commissioners voted aye and the motion passed.

Entered Combined Commission Meeting at 3:08 P.M...

Consideration To Take Action Discussed Under Closed Meeting

No action was necessary.

Commission Calendaring

Adjourn

Chairman Winterton adjourned the meeting at 3:41 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 _____