

GRAND COUNTY COUNCIL MEETING
January 3, 2006

Grand county Council met in regular session on the above date. Present were Councilmen Jerry McNeely, Chairman presiding, Judy Carmichael, Nate Knight, Rex Tanner, Joette Langianese and Jim Lewis with Clerk Fran Townsend and Administrator Nancy Woodside. Graham was absent.

Councilman McNeely called meeting to order.

ELECTION OF OFFICERS: Motion: Councilman Knight moved to retain Jerry as Chairman of Council - motion died for lack of second. Tanner moved to elect Councilman Langianese as Chairman seconded by Lewis. Carmichael, Langianese, Tanner and Lewis voted aye, Knight and McNeely voted no. Motion carried 4-2. Vice Chairman – Tanner moved to elect Councilman Carmichael as Vice Chairman Lewis seconded. Lewis, Carmichael, Knight, Tanner and Langianese voted aye, McNeely voted no. Motion carried 5-1.

Councilman Langianese introduced Nancy Woodside, new County Administrator. Meeting will be held tomorrow morning to introduce Nancy to elected officials and department heads.

ELECTED OFFICIALS AND DEPARTMENT HEAD REPORTS: Ken Davey Economic Development Office director advised the Council DOT is soliciting proposals for essential Air Service contracts. He is asking the Council write a letter to support continuance of this service.

Emergency Management Director Corky Brewer advised the Lower Valley and Fire Protection District from Fruita, Colorado provides emergency services to mile marker 214 on Interstate 70. To date, they have not charged for these services but feel operating costs on their part necessitate entering into a contract. They have proposed billing up to \$7,000. Corky will have a prepared contract for consideration by the Council at their next meeting. Councilman Tanner feels that \$7000 is not unreasonable amount to pay for the services provided by Lower Valley Fire Dist.

January 19th of this month is LEPC training. LEPC program Helicopters will be in along with military for the hazardous material team training. January 18th is scenario and 19th is training. LEPC training will be at the Grand Center.

A. 2006 PUBLIC DEFENDER CONTRACT: Motion: Carmichael moved to approve seconded by McNeely. Lewis pointed out an error in the amount. Hattie will make the correction. Carmichael amended her motion to approve the contract as corrected seconded by McNeely. Motion carried 6-0.

OTHER ADMINISTRATIVE ITEMS: Councilman Langianese discussed the issue of having a public hearing by Radiation Control Board. Request was made

by citizen Sarah Fields. Council sent a letter making this request. The Radiation Control Board responded they feel there is no need to have a public hearing in Grand County. This issue is not their jurisdiction, rather it is under UDOT since it is a transportation issue.

Division of Radiation Control Board meeting will be held Friday, January 6th. Councilman Langianese thought it might be a good idea to schedule a retreat so Council could meet with Nancy to establish priorities, etc. January 16th might be a good day. They will meet at the Grand Center – at one o'clock. Carmichael moved to recess.

Meeting reconvened at 7:00 p.m. Pledge of Allegiance was led by Day Pyatt.

APPROVAL OF PAYMENT OF BILLS: Motion: Carmichael moved to approve bills in the amount of \$430,650.70 seconded by knight. Roll Call Vote: Carmichael – aye, Knight – aye, Tanner – aye, Langianese – aye, McNeely – aye and Lewis – aye. Motion carried 6-0.

CHECK NOS. 42755-42891	\$326,358.74
PAYROLL	\$104,291.96

APPROVAL OF MINUTES: Motion: McNeely moved to approve minutes of December 20, 2005 meeting seconded by Lewis. Tanner abstained rest voted aye. Motion carried 6-0.

C. UPDATE FROM STATE INSTITUTIONAL TRUST ADMINISTRATION REGARDING LAND EXCHANGE BETWEEN SITLA AND GRAND COUNTY. This agenda item was cancelled.

D. PUBLIC HEARING REGARDING AN ORDINANCE ON A PROPOSED ZONE CHANGE FROM RR, RURAL RESIDENTIAL AND HC, HIGHWAY COMMERCIAL TO GB, GENERAL BUSINESS. Councilman Langianese wanted to suspend rules and consider approval of what is presented in this hearing immediately following the hearing. Zoning Administrator Mary Hofhine read into the record the following: The Grand county Land Use code as amended to date, Grand county Master plan as amended to date, public hearing notice and Memo to county council. Property is located at 1471 Millcreek Dr – Kara Dohrenwend is property owner. Planning Commission recommends favorable. No public comments.

F. ORDINANCE ON PROPOSED ZONE CHANGE FROM RR, RURAL RESIDENTIAL AND HC, HIGHWAY COMMERCIAL TO GB, GENERAL BUSINESS: Parcel is located at 1471 Millcreek Drive owned by Kara Dohrenwend. Property consists of approximately 1.2 acres. **Motion: Carmichael moved to approve adoption of the ordinance seconded by Lewis – per recommendations of the P&Z. Motion carried 6-0.**

E. PUBLIC HEARING REGARDING A PROPOSED AMENDMENT TO LAND USE CODE FOR THE PUD, PLANNED UNIT DEVELOPMENT, OPEN SPACE AND COMMON AREA REGULATIONS; AND DEFINITION OF 'DENSITY'.

Zoning Administrator Mary Hoffine read into the record the following: The Grand County Land Use code as amended to date, Grand County Master plan as amended to date, public hearing notice and Memo to county council. Mary Hoffine addressed moratorium concerning bonus density. Areas problems – common area and open space. Current ordinance allows for open space to be undeveloped and stay that way. P&Z wanted to be more flexible to allow uses within the common area and define common area as open space. Rex made reference to percentage of open space – feels it needs to be defined clearly – not referenced in so many sections of the land use code.

Jean Benion would like to see adequate index to the code , i.e. definition of flood plane, etc would be helpful.

Jack Campbell – Exhibit A & B are good. He is concerned with taking out bonus density and definition of “density”. He wants to leave out density clause.

Public Hearing closed.

G. ORDINANCE ON PROPOSED AMENDMENT TO LAND USE CODE FOR THE PUD, OPEN SPACE AND COMMON AREA REGULATIONS; AND DEFINITION OF “DENSITY”

Motion: Carmichael moved to delay decision for two weeks for clarification and also better language in the ordinance, seconded by Lewis. Underlying zoning was done because that is how we do public facilities. Motion carried 6-0.

H. RESOLUTION FOR APPOINTMENTS TO CANYONLANDS HEALTH CARE SERVICE DISTRICT BOARD:

Two terms are expiring. Verleen Striblen and Joey Allred have applied to be on the board. Verleen would be reappointed. Board recommends appointment for them. **Motion: Carmichael moved to adopt the resolution appointing Verleen Striblen and Joey Allred, terms to end 12/31/09 seconded by Lewis. Motion carried 6-0.**

I. RESOLUTION FOR APPOINTMENTS TO THOMPSON SPRINGS SPECIAL SERVICE FIRE DISTRICT:

Motion: Carmichael moved to adopt resolution appointing Audrey Graham, Alberta Taylor and Lee Anne Asay seconded by Knight. Graham will serve until the term of her office ends 12/31/08, Alberta Taylor – term ending 12/31/09 and Lee Anne Asay to fill existing vacancy to expire 12/31/07. All terms will begin 1/1/06. Motion carried 6-0.

J. AIRPORT BOARD APPOINTMENTS:

Board will now consist of five people instead of seven. Councilman Knight would like to remain on the board. Motion: Carmichael moved to appoint Dell Keys and Marcus LaFrance for two years terms Doug Carroll and Bill Groff for four year terms. Lewis seconded. Tanner stated Dell Keyes, Doug Carroll and Bill Groff are pilots. Carmichael, Langanese and Lewis voted aye. Knight, Tanner and McNeely voted no. Motion failed.

Knight – two considerations to keep in mind: reason to recommend LaFrance because of his involvement with construction. Knight agrees with Carroll, Keyes and Groff would be good for the Board. LaFrance is difficult to work with.
Motion: Knight moved to appoint Bill Groff for a two year term expiring 12/31/07 and Dell Keyes for a four year term expiring 12/31/09 seconded by Tanner. Motion carried 6-0.

Motion: Carmichael moved to appoint Marcus LaFrance for two year term ending 12/31/07 seconded by Lewis. Tanner, Carmichael, Tanner and Lewis voted aye, McNeely and Knight voted no. Motion carried 4-2.

Motion: Lewis moved to appoint Knight to serve on the board for his term of office to end 12/31/06 seconded by Carmichael. Motion carried 6-0.

OTHER ADMINISTRATIVE: UAC has advised Federal funds for non urban and local bridge projects are available. We could ask Kimberly Schappert to look into this. Grant is through UDOT, Transportation Enhancement Funds. This would be through another funding cycle.

Atlas Tailings – working with Thompson Special Service District concerning the water line. They may go to CIB for a grant to upsize the water line. Langianese is meeting with Diane Nielson and Bill Sinclair concerning the pile. Local stake holders will meet Tuesday, January 10th at 3:00.

Lewis: Future agenda items: We are ready to do the plan for the 128 bike path Schappert could be here – maybe Kim Manwill also.

Carmichael moved to adjourn seconded by Lewis. Motion carried 6-0.

Joette Langianese, Chairman

Attest: _____
Fran Townsend, Clerk/Auditor