

**MINUTES FOR REGULAR COMMISSION MEETING HELD MAY 7, 2007
BEGINNING AT 1:00 P.M. IN THE COMMISSION BOARD ROOM IN DUCHESNE,
UTAH**

Present

Commission Chairman Kent R. Peatross, Commissioner W. Rod Harrison, Commissioner Kirk J. Wood and Commission Assistant Andrea Arnold taking minutes of the meeting.

Opening Comments

Commissioner Peatross gave prayer. There were no other comments.

Pledge of Allegiance

Any wishing to participate.

Consideration Of A Standard Cooperative Agreement For Utah State University Extension Educational Work 2007

The commission reviewed the agreement. *Commissioner Harrison motioned to approve the agreement. Commissioner Wood seconded the motion. All commissioners voted aye and the motion passed.*

Consideration Of An Agreement With The Utah Department Of Transportation (UDOT) For Noxious Weed Control Within UDOT Right Of Ways

The commission reviewed the agreement for noxious weed control from September 2006 to January 2008 at five thousand dollars (\$5,000) per year. *Commissioner Harrison motioned to approve the agreement. Commissioner Wood seconded the motion. All commissioners voted aye and the motion passed.*

Consideration Of The Minutes For Regular Commission Meeting Held April 16, 2007 and April 30, 2007

Commissioner Wood motioned to approve the minutes. Commissioner Harrison seconded the motion. All commissioners voted aye and the motion passed.

...Clerk/Auditor Diane Freston joined the meeting...

Consideration of Payment Vouchers

The commission reviewed vouchers # 101289 through 101350 in the amount of one hundred thirty-five thousand, nine hundred sixty-five dollars and three cents (\$135,965.03). *Commissioner Harrison motioned to approve the vouchers. Commissioner Wood seconded the motion. All commissioners voted aye and the motion passed.*

...Deputy Clerk/Auditor Leann Stewart joined the meeting...

Department Head Timesheets

All were approved.

...Sheriff Deputy David Boren joined the meeting...

Consideration of Tax Adjustments -

Deputy Stewart requested approvals for two (2) late circuit breaker applications for property #00-0032-6230 and #00-0008-5443 and asked if they were approved for prior years abatements. She stated that both properties need a deferral as well. Commissioner Peatross stated he was only comfortable with abating prior years' interest and not the penalties because property owners know they have the responsibility to deal annually with taxes. *Commissioner Wood motioned to grant the tax abatements and payment deferrals. Commissioner Harrison seconded the motion. All commissioners voted aye and the motion passed.*

Consideration Of An Interlocal Cooperative Agreement Providing For Consolidated Dispatch Services In The Uintah Basin

The commission reviewed the agreement. Deputy Boren stated that the agreement has one change from last year and that is Naples City has elected to become a voting member. Commissioner Wood stated that Deputy Attorney Grant Charles has reviewed the agreement and said the weighted vote is based on each entities contribution amount. Commissioner Harrison stated that the contribution amount is based on population. Deputy Boren stated he recommends approval. *Commissioner Harrison motioned to approve the agreement. Commissioner Wood seconded the motion. All commissioners voted aye and the motion passed.*

...*Clifford Conover, Gerald and Marilyn Cooper and Von Johnson joined the meeting...*

1:30 p.m. Public Hearings –

Zoning Map Amendment – Clinton and Donnette Moon

Commissioner Peatross opened the public hearing. The commission reviewed the following statement provided by Community Development Administrator Mike Hyde: The applicants wish to rezone two parcels of land, each just over 8 acres in size, so that businesses may utilize these lands for operations serving the nearby oilfield. Flying J has expressed interest in a trucking terminal and Newfield has expressed interest in the other parcel. The parcels are located north of Newfield's facility at the SW corner of the Pariette Road and 10000 South in Pleasant Valley. The Planning Commission conducted a public hearing to review the request on May 2, 2007 and has recommended approval. There was no testimony in opposition given at the Planning Commission hearing.

Commissioner Peatross called for public comment. Hearing and seeing none, he closed the public hearing.

Consideration Of Ordinance No. 07-256 An Ordinance Amending The Duchesne County Zoning Map, Rezoning Described Property From Agricultural-Residential (AR-5) To Commercial

The commission reviewed the following ordinance pertaining to the public hearing:

(insert ordinance)

Commissioner Wood motioned to approve Ordinance No. 07-256. Commissioner Harrison seconded the motion. All commissioners voted aye.

Zoning Map Amendment – Roger Brockbank and Bob West

Commissioner Peatross opened the public hearing. Commissioner Wood read the attached letter from Mr. Bob West requesting the public hearing be postponed until June 4, 2007. Commissioner Peatross called for public comment.

Mr. Clifford Conover stated that his property adjoins the property in question. He stated that at the Planning Commission's public hearing, Mr. West stated that there was no industrial property for sale in the area. He stated that he took pictures of at least 350 acres of industrial property for sale in the area to provide for the commission. He stated that if this property were changed to industrial zoning it would infringe on the current residential zoning. He stated that at the Planning Commission's hearing, Mr. West's proposal gave adjoining landowners a 300' buffer zone in this is in fact untrue. The commission reviewed the map of the area. Commissioner Peatross commented that the road through the area is not conducive to heavy truck traffic. Mr. Conover requested the property remain residential.

Mr. Gerald Cooper stated that this property is desirable residential property that has been approved for water and sewer. He stated he feels his property would decrease in value if Mr. West's property were rezoned to industrial. He stated that there is plenty of other land available for industry in other parts of the county.

Mr. Von Johnson stated he would like to reiterate the previous comments. He stated there is plenty of other industrial land available for sale in the county. He stated that the road through the property would not be able to handle a lot of traffic. He stated that if the property is cleared, it is really sandy and would cause hazardous drifting problems on the

road. He stated he would like to voice his opposition to the rezone. Commissioner Peatross suggested the commission postpone the hearing until June 4, 2007. Commissioner Wood motioned to postpone the hearing until June 4, 2007. Commissioner Harrison seconded the motion. All commissioners voted aye and the motion passed.

Adjournment

Commissioner Peatross adjourned the meeting at 2:00 p.m.

Read and approved this 14th day of May 2007.

Kent R. Peatross
Commission Chairman

Diane Freston
Clerk/Auditor

*Minutes of meeting taken by Andrea Arnold*_____