

MINUTES
THE REGULAR TOWN COUNCIL MEETING
WEDNESDAY, NOVEMBER 16th, 2022 AT 6:30 P.M.

CASTLE VALLEY COMMUNITY CENTER – 2 CASTLE VALLEY DRIVE

Due to concerns regarding the potential spread of COVID-19 this meeting was held via Zoom meeting with the anchor site at 2 Castle Valley Drive.

Council Members Present: Mayor Duncan and Council Members: Gibson, Hill, Holland and O'Brien.

Absent: None

Others Present: Ron Drake, Colleen Thompson, Dorje Honer, Robin and Chris Steinman, Bob Lipman, John Groo and, Norman Llewellyn

Clerk: Jocelyn Buck

Regular Town Meeting

M Duncan called the Meeting to Order at 6:30 PM and delivered the Electronic Meeting Determination Buck called role.

Regular Town Meeting

1. Open Public Comment

CM Hill gave honorable mention to Ryan Anderson for his front-page photo and article in National Education Magazine recognizing his work on education and protection for the planet. Thompson mentioned in relation to COVID Building protocol the Moab Hospital has posted masking is optional.

2. Approval of Minutes: Regular Town Council Meeting October 19, 2022

CM Gibson motioned to approve the minutes from the Regular Town Council Meeting October 19, 2022, CM Hill seconded motion passed with CM O'Brien abstaining.

3. Executive Reports:

*Water Agent and Water Committee Report - John Groo/ CM O'Brien

Groo reported the monitoring well bid from Desert H2O had come in at more than the Town had expected or could probably afford. He has since received more information from the UGS about monitoring well specifications. He would like to meet with Danny Pricket (Desert H2O) for further discussion. There are some differences on sand packing design that could potentially change the costs. He asked the Council to leave Item 14 tabled until December's Meeting. Groo clarified for CM Holland that monitoring wells are designed differently from regular water pumping wells. Discussion continued on various drilling tools and techniques. Groo received an email from Marc Stilson referencing a technical person Jim Reece with the State that could give us guidance and study design specs for a recognized appropriation policy. M Duncan read segments of Stilson's email "I think the answer we will get is if UGS or USGS is willing to pick up where Ken Kolm left off and fill in some gaps with additional research it would go a long way towards the information we need to evaluate appropriations policy. I think the peer review should come first to provide guidance on additional work needed such as an isotope study. This will shed light additional light on the properties of the underground aquifer. I would also suggest the review we provide would be included with the peer review". M Duncan added this is what Stilson had said in a previous meeting. CM O'Brien added that when USU hydrogeologist Dr. Tom Lachmar presented his per review on the state of the Spanish Valley aquifer he listed what would be his recommended steps to close that aquifer; Stilson had responded why they had not just asked the DWRi which ironically is what Castle Valley has already been asking. Town officials will be attending Lachmar's presentation on January 18th in Moab. CM O'Brien added he heard from Arnie Hulquist E. Coli levels in Castle Creek had increased and that it is probably not a good idea to swim in the Quakey Pond. Hulquist will be testing the monitoring wells for E. coli.

*Road Department Report- Dorje Honer is still working on options for the oil containment systems and oil recycling. Reports provided.

*Planning & Land Use Commission- Colleen Thompson. PLUC Meeting draft minutes circulated to Council members separately. The PLUC has started discussion on the General Plan survey.

*Community Renewable Energy Act-CM Gibson reported that the proposed low-income plans and plan design have been sent to the C-REP Board. The Town has had the opportunity to comment so we will adopt what the C-REP Board agrees to. The entire Plan will go to the Public Service Commission in December. The Town will be working with Moab and Grand County for outreach. M Duncan thanked CM Gibson for all her work with C-REP.

*Fire District-Chief Drake reported he is getting mixed messages on the Burn window. The State will open permitting for the burn window November 15th til the end of November.

4. Correspondence: None

5. Administrative Matters & Procedures: M Duncan and the Council asked the PLUC to investigate the National Flood Insurance program pros, cons and requirements. In the past the guidelines were very restrictive and would require extensive flood mapping. No Town letters this month. SITLA Lease update-Bryan Torgerson will be joining the December Meeting. Email project update Thompson is still collecting email passwords in preparation to do the switch over to the new provider. Buck attended the Community Development Block Grant Program Workshop and reported there is a lot to learn to apply for that grant. First step towards applying for a grant for a low water crossing at Placer Creek is to get an RFP out that information is needed in order to apply for the grant application deadline at end of January. Buck is still working with the CDBG people to find out if that project would even be a grant qualifying project. Our project also needs to be added to the CIB project list to be considered. Also, there might be a more streamlined grant application process as keeping the road open is an emergency/ public safety situation. Buck announced the Jenny Haraden our wonderful librarian is retiring. The Council thanked Haraden for her wonderful contribution to our Community.

NEW BUSINESS

6. Discussion and Possible Action re: County COVID level at Medium Town Building closing protocol. Lengthy discussion resulted in the decision to change the trigger point for closing the Town Building to the public from moderate to high risk per the CDC website. Council deferred to the Town and Library staff in making this decision.

7. Discussion and Possible Action re: Town Council Meeting Dates for 2023.

CM Hill motioned to approve the Town Council Meeting Dates for 2023; CM O'Brien seconded motion passed unanimously.

8. Discussion and Possible Action re: Request for proposal bids for the Vault Toilet.

Only one bid was received it was from Missoula Concrete for \$25K. CM Hill explained that we have been applying for Recreational Special Service District grants for the last 4 years and currently have received \$20 K allocated towards this project. We will apply for the other \$5k with the 2023 Recreational grant. Delivery would not be until spring of 2024 so there will be time to raise the other \$5k. The Town road crew will be required to coordinate with delivery to dig and bury the vault. Approval at this time includes payment of the 50 % deposit \$12,500.00 and the signed contract.

CM Hill motioned to approve the Missoula Concrete vault toilet bid for \$25K CM O'Brien seconded motion passed unanimously.

7. Discussion and Possible Action re: Request for proposal on a Low Water Crossings.

M Duncan explained we are still fine turning this RFP in order to make sure it meets with the CDBG specifications. She added that initially she just wanted the RPF to go out to get an idea of what a low water crossing might cost in order to help make future financial decisions. We may have other grant options or use capital funds for the project. CM Hill explained the Capital Road fund is currently at \$230 K, B and C Road Funds are a general fund used to run our Road Department not for capital projects fund unless we set aside money at the end of the budget year for capital expenditures. We also need to keep in mind that Castle Valley Drive will need to be re-chip sealed in a few years and money is set aside every year towards that. M Duncan and CM Hill agreed that the last time the Town raised taxes it was specifically for road maintenance and improvement projects. Buck added that the water crossing project will be complicated because the Town still doesn't have an easement for the road at the lower Placer Creek crossing. Buck has been working with Utah Open Lands for 2 years to try to get this easement situation resolved. She pointed out we are essentially going to apply for a grant for a project that is not in a Town easement or on Town property. CM Holland had clarified the CDBG grant money cannot be used to pay Town road staff to do the work. A General Contractor would have to do any installation. Buck explained that this RFP is for the engineering and a cost analysis of the project. Bidding for the construction of the project would require another RFP. M Duncan added that in the meantime Honer is working to get material on standby in case there are any further flash flood wash outs. LeGrand Johnson does not have large material, so the road crew is collecting material from around the valley.

Item dropped until RFP bids are received in January.

8. Discussion and Possible Action re: Fire District offer for the Town to buy Fire District Truck 31.

M Duncan reported the Fire District has offered the Town the truck for \$5000. Honer explained the truck is a 2003 Ford F350 Diesel Power stroke flat bed, dual rear axle, goose neck hitch and beacon lights. It will need some work but is basically a good truck Duncan added this is a long time coming so that the road crew do not have to use their own vehicles for road inspections, various Town errands etc.

CM Hill motioned to spend \$5000 of Road Capital funds to buy the truck, CM O'Brien seconded motion passed unanimously.

9. Discussion and Possible Action re: Purchase Order for Loader Seals \$1064.36.

CM Hill motioned to approve the purchase order for Loader Seals \$1064.36. CM O'Brien seconded motion passed unanimously.

10. Discussion and Possible Action re: Contributing to the Fire District Generator for the well on Lot 13.

M Duncan explained the pump on the well at Lot 13 does not have back up electricity and several valley residents have put in generators. The Fire District will be getting estimates for a propane generator and propane tank. Honer explained that a generator will be required to have the software to work within the power grid. Council was in agreement to contribute to the Fire District generator purchase once the costs have been researched. The pump is 5hp and would require a 10KW Generator plus the propane tank.

Item dropped.

11. Discussion and Possible Action re: Rocky Mountain Power Franchise Agreement.

M Duncan explained RMP did not approve Councils objection to the language in Section 11 regarding not allowing herbicide use in the Valley. The RMP representative suggested new language "No vegetation inhibitor will be used within Town limits without notifying the Town prior to use" Council agreed to that language. Franchise Agreement sent back to RMP legal for their approval.

CM Hill motioned to table Item 11; CM O'Brien seconded motion passed unanimously.

12. Discussion and Possible Action re: Community Renewable Energy Program Draft Ordinance Version B.

M Duncan pointed out customers with net metering (including the Town Bldg.) won't have to pay the potentially higher renewable energy rates because they are already discounted through net metering. Questions came up that as an Anchor Community can the Town still participate in the program just not as a customer. CM Holland stated he appreciated all the work that has gone into the Program, but he thinks the basic premise of the program is flawed. He believes industrial sized renewable resources are not sustainable. He thinks instead of promoting industrial sized renewable resources we should be promoting conservation methods and local small scale renewable alternatives. CM Gibson agreed but if this program can help cut down on the use of coal and gas it will be better for our future. Discuss continued on the environmental costs of large-scale renewable projects especially those financed by out of state special interests i.e. Facebook. M Duncan also brought up that in the C-REP Ordinance "whereas" language the program supports economic growth which in itself does not promote sustainability.

Item dropped

UNFINISHED BUSINESS

13. Discussion and Possible Action re Monitoring Well RFP bids (remained tabled)

14. Payment of the bills.

CM Gibson motioned to pay the bills, CM Holland seconded, motion passed unanimously allowing for the Rhinehart diesel bill to be paid once received.

ADJOURNMENT

CM Hill motioned to adjourn, CM Gibson seconded, motion passed unanimously.

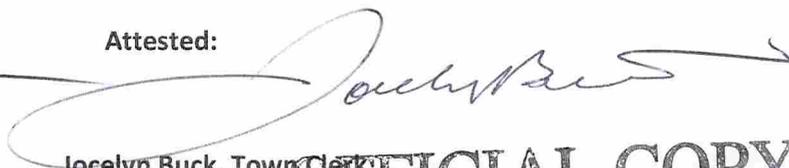
M Duncan adjourned the Meeting at 8:40 PM

Approved:



Jazmine Duncan, Mayor

Attested:



Jocelyn Buck, Town Clerk

OFFICIAL COPY

CV Recorder

