

**MINUTES**  
**TOWN COUNCIL REGULAR MEETING**  
**WEDNESDAY, DECEMBER 12, 2012 – 6:30 P.M.**  
CASTLE VALLEY COMMUNITY CENTER  
2 CASTLE VALLEY DRIVE

**Electronic Attendees:** Mayor Erley will be attending the meeting electronically via telephone with 2 Castle Valley Drive as the established anchor site.

**Council Members Present:** Council Members Drogin, Duncan, Hill, Mayor Erley via telephone.

**Council Members Absent:** Council Member Williams

**Others Present:** Ron Drake, Greg Halliday, MaryBeth Fitzburgh, Leta Vaughn, Laura Cameron, Jeff Johnston, Faylene Roth

**CALL TO ORDER**

Council Member Hill called the meeting to order at 6:30pm.

1. Open Public Comment

Faylene Roth commented on how decisions were made by the town council. She brought up the decision the council made on banning all pets at all times from the town lot. She stated she was in full support of no dogs on the Town lot during Public events. Roth recalled a small boy who used to walk his dog to the basketball court and that the dog provided protection for the boy and it seemed a shame to ban such a thing. She wondered if in the future, perhaps decisions that are not urgent be made with a little more time to allow for all aspects of the issue to be considered before making a final ruling.

Mayor Erley stated that the points Mrs. Roth made were very valid and in this situation the decision seemed cut and dry due to liability issues the town could possibly face.

Council Member Drogin asked who would be enforcing the no dog rule?

The Council discussed putting a “no dog” sign up immediately so the rules were clearly stated by the Town.

2. Approval of Minutes

\* Regular Town Council Meeting November 14, 2012

*Council Member Duncan moved to approve the minutes as presented, Council Member Drogin seconded, the Motion passed.*

*Ayes: Mayor Erley, Council Members Hill and Duncan.*

*Nays: 0*

*Abstained: Council Member Drogin*

3. Executive Reports

\* Road Committee

Council Member Hill asked if the Mac truck from the Fire District is still the best option for the town’s new water truck.

Roads Manager Halliday stated that the truck seemed to be the only option due to cost. He stated that the truck is in good shape but still needs modification. He also reported that the crack and seal equipment had been purchased and all they needed now was the tar.

Council Member Duncan asked what the equipment consisted of?

Roads Manager Halliday stated that there is a melting pot, with a spigot and cart, a unit to fill the cracks with heated tar and a compressor for blowing out the cracks. He stated that the road needs to be cold and dry to be repaired with the tar.

Roads Committee Chair Jeff Johnston commented that the roads department is starting a new program with the new ownership of Castle Valley Drive and there will be costs in the future for this new program with labor and materials.

Council Member Drogin questioned if the Council had budgeted for the care of Castle Valley Drive?

Council Member Hill responded that the equipment had been worked into the budget. She also stated that the bottom third of Castle Valley Drive was tarred last year and that was why more money was not set aside for tarring.

Council Member Duncan asked how often the tarring would need to be done.

Roads Manager Halliday stated that once it is all done it will just be touch up.

Mayor Erley recalled in the past discussing that each winter the road will either be plowed or tarred depending on the weather. So he did not think it would affect the budget too much.

Chair Johnston stated that the Town should be saving about half by having the Road Department do the tar and seal. He also stated that he would like monthly input at the meetings as the Road Committee Chair. He stated that the road will need some major work in the next 3-4 years, and that the road has some major issues that could equate to some very large expenses.

Council Member Drogin asked how frequently all the sections of the road would need to be done?

Council Member Hill thought that it should last about 10 years.

Mayor Erley intervened that the topic was speculative and that there was not enough information to put a number to the years the road will last. He stated he would rather discuss that issue when there was a better picture of what was going on.

Roads Chair Johnston stated there was not a clear plan but he just wanted to bring it up so the Council could be thinking about it.

Council Member Hill replied that the Council had been thinking about it and setting money aside for the road when they could.

Mayor Erley stated he had been thinking about the road since before he was Mayor.

\* PLUC

Council Member Duncan asked how the lots were situated in the valley?

PLUC Chair Fitzburgh stated that the lots are 660' x 330'.

Council Member Hill asked if Jeff Fink will be doing all of the entries for the surveys?

PLUC Chair Fitzburgh stated that he is, and he has completed the data base and the surveys will each be entered individually into the database. Mr. Fink wanted to give back to the community and this seemed to be an appropriate way to do so.

Council Member Duncan asked if Mr. Fink volunteered to help with the survey?

PLUC Chair Fitzburgh replied that he did.

Laura Cameron commented that Mr. Fink entering all of the surveys himself will greatly assist in the consistency of the interpretations of the surveys and that this work is similar to what he did in his professional career.

Council Member Hill requested an update on a previous agenda item concerning the initiation of amendments to 85-3 prohibiting the following for home and premises occupations: motor vehicle, trailer or boat repair shops; auto body and/or fender repair shops;

manufacture, assembly or repair of heavy equipment, major appliances, engines or motors; junk yards; and mortuaries or crematoriums.

PLUC Chair Fitzburgh stated that public hearings will be coming up to continue that process. Council Member Duncan suggested having a public hearing with the Town Council as well for the issue.

#### 4. Correspondence

Council Member Hill read a letter from Michael Peck regarding his interest in the Water Agent Position. He stated his experience in government and business, and also stated his want to serve and help the community.

### **NEW BUSINESS**

#### 5. Discussion and Possible Action re: Approval of spending more than the \$3,800 budgeted to approximately \$5,500 for the crack and seal equipment and materials.

Council Member Hill stated that when the Council budgeted the \$3,800 it was for the road equipment, not the tar. She asked if it was possible to get the tar through Grand County since they get their tar at \$.45 instead of \$.95 cents.

Roads Chair Johnston stated that the machine the town has is a slow heat machine and requires different tar than what the county uses.

Council Member Hill asked if it would still be possible to check with Grand County to possibly order through them.

Roads Chair Johnston stated that the project is already behind and that he would like it if the Council approved the purchase of the first pallet now and he could look into ordering it through Grand County in the future.

Council Member Hill asked where the money should come from in the budget for the material.

Mayor Erley recommended that the money saved from not switching the Town Buildings heat to electric could cover the cost.

*Council Member Drogin moved to approve the spending of \$2,200 needed to get the bulk pricing on the tar, Council Member Duncan seconded, the Motion passed unanimously.*

#### 6. Discussion and Possible Action re: Tree Utah Grant surplus, and possible donation to Tree Utah.

Council Member Hill stated that there was money left over from the Tree Utah grant and the money rewarded could not be sent back. She stated however, Tree Utah does accept donations and suggested donating \$200 towards their program.

*Council Member Duncan motioned to return the \$200 surplus as a donation, Council Member Drogin seconded, the Motion passed unanimously.*

#### 7. Discussion and Possible Action re: Appointment of new Planning & Land Use Commission Member.

*Council Member Drogin moved to appointed Mary Beth Fitzburgh to the term ending June 30<sup>th</sup> 2014, Council Member Duncan seconded, the Motion passed unanimously.*

8. Discussion and Possible Action re: Donating old office electronics.

Council Member Hill stated that the town has an old copier that works and has lots of ink cartridges that go along with it. She suggested donating it to Seekhaven or some other non-profit organization in the area.

Council Member Duncan suggested donating it to Day Star Academy or the Charter School.

Town Clerk Alison Fuller stated that there is also an old fax machine that could be donated as well.

Council Member Hill asked if there was a Motion needed to donate old office items?

Mayor Erley stated he liked the idea of a list of tax exempt organizations to donate to and to see what organization needs what. He also stated that a Motion would be needed.

*Council Member Drogin moved to donate the old office electronics to either tax exempt or non-profit organizations. Council Member Duncan seconded, the Motion passed unanimously.*

9. Discussion and Possible Action re: Approval of CUP and Business License Renewals for 2013.

PLUC Chair Fitzburgh stated that this was the first year that everyone responded, and the town was sure of each permits' status.

Council Member Duncan asked if citizens got their business license through the county how the town ensured that their business met the Towns ordinances.

PLUC Chair Fitzburgh stated that next year they were going to request business licenses to be submitted if they are through somewhere other than the town as well.

The Council discussed Castle Valley based businesses getting approved by the county instead of the town and possibly not complying with town ordinances.

*Council Member Duncan moved to approve the Conditional Use Permit and Business License renewals, Council Member Drogin seconded, the Motion passed unanimously.*

**UNFINISHED BUSINESS**

10. Discussion and Possible Action re: Castle Valley's Emergency Mitigation plan [Tabled]

11. Payment of Bills

Council Member Hill asked Roads Manager Halliday if the gravel was for the road shed.

Roads Manager Halliday answered yes.

*Council Member Duncan moved to pay the bills Council Member Drogin seconded, the Motion passed unanimously.*

12. Closed Meeting

*Council Member Drogin moved to adjourn the meeting, Council Member Duncan seconded, the Motion passed unanimously.*

**ADJOURNMENT**

Council Member Hill adjourned the meeting at 7:19pm.

**Approved:** \_\_\_\_\_  
Dave Erley, Mayor

**Attested:** \_\_\_\_\_  
Alison Fuller, Town Clerk