

MINUTES  
REGULAR TOWN COUNCIL MEETING  
WEDNESDAY, FEBRUARY 15 2012 – 6:30 P.M.  
CASTLE VALLEY COMMUNITY CENTER  
2 CASTLE VALLEY DRIVE

Town Council Members Present: Mayor Erley, Council Members Henry, Hill, Williams, and Drogin.

Others Present: Ron Drake, Greg Halliday, Mark Roth, Faylene Roth, Leta Vaughn, Marybeth Fitzburg, Jeff Johnston, Bruce Keeler, Bruce Millis, Jil Kulander

Recorder: Jil Kulander

1. Call to Order: 6:31pm
2. Open Public Comment

Jil Kulander informed those present that the DayStar Academy would be offering a free screening of the movie Forks Over Knives for the community on Thursday, the 16<sup>th</sup> at 6pm.

She also reminded the Council that the Town Offices will be closed February 27<sup>th</sup> through March 1<sup>st</sup>.

Bruce Millis introduced himself to the Council and spoke of his interest to serve the community. Ron Drake spoke about the emergency response training, and that *Chris Hulbert*, the commander of CERT team in Moab is interested in offering a presentation and/or training for the town staff and general public in Castle Valley.

Council Member Hill let us know that Paul and Lindsay Lessig have kicked off the donation drive for the planned Town flagpole with a \$100.00 donation.

Mark Roth brought up the idea of creating a community composting site here on the town lot.

3. Approval of Minutes

\* Approval of Minutes: December 14, 2011 Regular Town Council Meeting  
Council Member Hill motioned to approve the December 14, 2011 Regular Town Council Meeting Minutes as presented. Council Member Henry seconded the Motion. The Motion was approved with three aye votes. Council Members Williams and Drogin abstained as they were not present at the December meeting.

- \* Approval of Minutes: January 18, 2011 Regular Town Council Meeting

Council Member Williams moved to approve the January 18, 2011 Regular Town Council Meeting Minutes as presented. Council Member Drogin seconded the Motion. The Motion was approved with four aye votes. Council Member Hill abstained, as she was not present at the January meeting.

#### 4. Executive Reports

- \* Roads

Roads Manager Halliday presented the Roads Report.

- \* Planning and Land Use Commission

PLUC Chair Fitzburg presented the PLUC Report. She let the Council know that the draft of the new Master Plan Survey is almost complete and is available to anyone who is interested. There will be a joint meeting with the Town Council on March 7<sup>th</sup>, 2012 to look over survey questions.

- \* Energy Information Officer report on Community Solar Power

Energy Information Officer Keeler came to present information on the Grand County Solar Cooperative, a solar power project that he has been working on for the community. The Cooperative will offer bulk rate purchasing power for solar equipment. They are looking for more households and businesses who are interested in joining the Cooperative. The Cooperative will perform assessments for members and then connect them with qualified installation contractors. The savings from the Cooperative purchasing and the State and Federal rebates available will add up to considerable savings for anyone wanting to install solar power on their property.

#### New Business

- 5. Discussion and Possible Action re: Appointment of a new Planning & Land Use Committee Member.

Local resident Tom Noce has applied for the position. Mayor Erley recommended the appointment of applicant Tom Noce.

Council Member Williams motioned that Tom Noce be appointed to the Planning & Land Use Committee. Council Member Drogin seconded the Motion.

Discussion was opened. If appointed Mr. Noce will be filling a position that ends in June 2012. While another resident expressed interest in the position, PLUC Chair noted that there is a one-year residency requirement, which the possible applicant has not yet fulfilled.

The Motion to appoint Mr. Noce to the Planning & Land Use Committee pending confirmation of the one year residency requirement is met was approved unanimously.

6. Discussion and Possible Action re: Appointment of a new Road Committee member.

Having accepted and reviewed his application, Mayor Erley recommended that Jeff Johnston be appointed to the Roads Committee.

Council Member Hill motioned to appoint Jeff Johnston to the Roads Committee. Council Member Williams seconded the Motion. The Motion was approved unanimously.

7. Discussion and Possible Action re: Consideration for amendment of Ordinance 2009-2 regarding Castle Valley's Driveway Culvert Policy.

After a point-by-point discussion of the matter, Mayor Erley suggested we have Town Attorney Kinghorn review the ordinance.

Council Member Drogin moved that this item be Tabled. Council Member Williams seconded the Motion. The Motion was approved unanimously.

8. Discussion and Possible Action re: Town Council letter of support for the Utah Department Of Transportation's River Road Project.

Mayor Erley reported on his meeting with Grand County and Horrock's Engineering. The County now has the funds to begin construction on the bicycle path from Highway 191 to the current bicycle path at Goose Island and then on to Negro Bill Canyon where the Porcupine Rim Trail descends to Highway 128. They are currently working on a plan for the potential road closures of Highway 128, taking into consideration the impacts and the needs of commuters from Castle Valley and the river corridor.

Mayor Erley discussed the need for our community to discuss this and work with Grand County and UDOT on this plan. Emergency vehicles will continue to have clearance at all times.

After discussion, Council Member Williams motioned to Table the decision on a town letter of support, Council Member Hill seconded and the vote passed unanimously.

Council Member Hill expressed interest in participating with Grand County and the UDOT meetings.

9. Discussion and Possible Action re: ULGT discounted insurance rates if a Safety Committee is established.

Town Clerk Kulander informed the Council that it is worth consideration to establish a Safety Committee in light of the town's current work on creating an Emergency Plan for the Valley as our Insurer, the Utah League of Cities and Town's will then offer us a discounted rate on all of our policies with them. This will be considered as we move forward.

10. Discussions and Possible Action re: Animal Control in Castle Valley.  
Council Member Henry is looking into what is needed to handle the concerns of residents over the impact of roaming dogs in the Valley and abandoned animals left in the valley.  
A meeting will be set up with Moab City manager Metzler to discuss the issue.

Council Member Henry motioned to Table the issue, Council Member Hill seconded and the vote passed unanimously.

11. Discussion and Possible Action re: EMS in Castle Valley  
Council Member Henry discussed an array of concerns about Emergency Services to Castle Valley and a number of possible solutions were raised. This issue will be studied further.
12. Discussion and Possible Action re: Adoption of Robert's Rules of Order for Town Council Meeting procedure.  
The Council agreed to prepare a Resolution adopting Robert's Rules of Order for Town Council Meeting procedure.
13. Discussion and Possible Action re: Town Council approval of the 2011 Smuin, Rich & Marsing Audit.  
Council Member and Treasurer Hill reported the audit is complete.

Council Member Williams moved to accept and to approve the 2011 Smuin, Rich & Marsing Audit. Council Member Henry seconded the Motion and the Council approved the Motion unanimously.

14. Discussion and Possible Action re: Permanent storage of POA dissolution documents.  
In order for the Grand County Recorder's office to record the POA dissolution documents, it is imperative that there is a long term solution to safely store them.  
Mayor Erley was approached by POA President Jack Campbell and the Grand County Recorder as to whether Castle Valley would be willing and able to

provide a secure, long term storage location. After discussion, the Town's fireproof safe was recommended.

Council Member Hill made a Motion to store the POA dissolution documents in the Town of Castle Valley's fire safe. Council Member Drogin seconded the Motion. The item passed unanimously.

## **Old Business**

15. Discussion and Possible Action re: Resolution Abolishing Corporate Personhood and Money As Speech. [Tabled]

Council Member Williams motioned to un-table the item. Council Member Hill seconded, and the Council approved it unanimously.

A Citizen's Petition was presented to the Town Council in support of Abolishing Corporate Personhood and Money As Speech. After council discussion, the idea of putting this on the ballot was considered the best solution. The Council will look into projected costs of adding a town resolution to the November ballot and will consider presenting a Resolution on the matter.

Council Member Hill made a Motion to proceed with the preparation of a Resolution to place this item on the ballot. Council Member Drogin seconded the Motion. The item passed unanimously.

16. Discussion and Possible Action re: Review of costs & financial implications of these costs for the tarring of Castle Valley Drive by Grand County.

After discussion, Council Member and Treasurer Hill moved to Table this item, Council Member Williams seconded and the item was Tabled unanimously.

17. Discussion and Possible Action re: Review of bids for the Castle Valley Road Shed Project.

The Bid Committee reviewed all bids submitted to the Town Clerk and Town Council. Council Member Henry reported, that the least expensive bid came in at \$164,028.00, but that it failed to include the cost for the qualified architectural/engineer approved drawings, and thus was not a complete bid/cost. Two bids were considerably over our budget, leaving the Committee with two financially competitive bids.

The Committee came to a conclusion to recommend awarding the contract to Moab Construction.

Council Member Williams made a Motion to accept and award Moab Construction the Road Shed Project for \$170,000. Council Member Henry seconded the Motion.

Council Member Hill noted the lack of a time frame for the construction. Council Member Henry stated that the contractor will be working with and must keep to the CIB lawyers' process and timeframe. Thus it will be very clear to the contractor what is expected of them and when.

The agenda item passed unanimously.

18. Payment of Bills.

Council Member and Treasurer Hill motioned to approve the payment of all bills as presented, including the payment for the quarterly tax payments. Council Member Williams seconded. The Motion passed unanimously.

19. Closed Meeting (if needed) – None.

Council Member Williams moved to adjourn at 8:52pm, Council Member Hill seconded. Mayor Erley adjourned the meeting at 8:52pm.

**Adjournment at 8:52pm.**

**APPROVED:**

**ATTESTED:**

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David D. Erley, Mayor

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Jil Kulander, Town Clerk