

MINUTES  
REGULAR TOWN COUNCIL MEETING  
WEDNESDAY, MARCH 21 2012 – 6:30 P.M.  
CASTLE VALLEY COMMUNITY CENTER  
2 CASTLE VALLEY DRIVE

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

Town Council Members Absent: Council Member Henry

Others Present: Greg Halliday, Jeff Johnston, Leta Vaughn Faylene Roth, MaryBeth Fitzburg, Barbara Zavada, Robert & Shane Bartosh, Bruce Millis

Recorder: Jil Kulander

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

Greg Halliday updated the Council on the CERT program. Kris Hurlburt, the Grand County program coordinator for the Community Emergency Response Team (CERT) would like to offer the 24 hour training program here in Castle Valley. The Town Clerk will be collecting names of interested residents.

Barbara Zavada asked about the possibility of having our own ambulance here in the Valley. Mayor Erley discussed the difficulties, largely due to the fact that we are such a small community, funding and adequate qualified personnel are the biggest issues. Discussed some of the issues the Town and Fire Department are working on with Disaster and Emergency Mitigation plans

Barbara Zavada is concerned about the grasshopper problem. She says she has lost 3-4 trees each year, and fears she is liable to lose her water rights. She would like to see the Town dust with something like Nolo Bait for them. She cited that in previous years, the town has sprayed/dusted for tent caterpillars.

Mayor Erley commented that there is no one currently licensed to dust/spray in the area.

Dr. Tim Graham says that there is not an easy treatment to eradicate or even control the grasshoppers. His research has shown that there are three different species of grasshoppers inhabiting the valley. Each type of grasshopper may require different remedies.

Costs could run as high as \$10 to \$20,000.

Tim Higgs, the County Weed Control Supervisor and Mike Johnston at USU both say that if we were to spray the valley, every property owner would have to agree to any aerial spraying. According to the County Extension agent, the problem used to be cyclical, but now appears to be chronic.

Mayor Erley noted that if we were willing to collect specimens, Dr. Graham could identify them. A range of remedies was suggested from village stomping to chickens and turkeys.

3. Approval of Minutes  
\* Approval of Minutes: February 15, 2012 Regular Town Council Meeting Minutes

Council Member Drogin motioned to approve the February 15, 2012 Regular Town Council Meeting Minutes as amended. Council Member Hill seconded the Motion. The Motion was approved unanimously.

4. Executive Reports

\* Roads

Roads Supervisor Halliday presented the Roads report.

Mayor Erley reported that the Town closed on the CIB loan for the Road Shed Garage and that we have signed the contract with Moab Construction. We expect construction to begin in May and are hopeful that it will be completed by the end of summer.

The Town is in the process of receiving the first draw on our loan in order to pay the Bond attorney fees, which came in at just under \$10,000. These costs came in under the budgeted amount of \$15,000.

The Road Committee is up and running again, welcoming aboard new Committee Member Jeff Johnston.

\* PLUC

PLUC Chair reported that the Joint meeting with the Town Council went well and that the minutes are available and reflect accurately what was discussed at the meeting. It was brought up that the survey questions should have a disclaimer to notify residents that it is an opinion poll, not a public mandate.

The PLUC is intending to schedule a Visioning workshop. This is a creative take on a brainstorming session for the community to envision our community in the years to come. The Grand County Council did this same process with good results.

Committee Member Morandi submitted a letter of resignation. The PLUC will post the open position right away.

5. \* Correspondence

Committee Member Morandi submitted a letter of resignation from the PLUC, effective immediately.

New Business

6. Discussion and Possible Action re: Changeover from propane to electric for the Community Center's heating system to take advantage of the surplus electricity generated from the Solar Panels.

Treasure Hill reported that the Town spent \$976.39 on propane in 2011. It is expected that by switching to an electric system we will be able to use our surplus electric credits gained from the solar panels, which means no additional utility costs. Although the Council is awaiting the formal bid, the cost to cover the switch to electric is expected to be recouped within two years.

7. Discussion and Possible Action re: Adoption of Robert's Rules of Order for Town Council Meeting procedure.

Town Clerk Kulander presented an update on 2011 Utah Code 10-3-606 that states that Cities and Towns in Utah must create and adopt a written protocol for meeting procedure. She has proposed adding a Resolution to adopt Robert's Rules of Order.

Council Member Williams motioned to approve the drafting of a resolution to adopt Robert's Rules of Order as the formally accepted procedure for the Town Council. Council Member Hill seconded the Motion. The Motion was approved unanimously.

## Old Business

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

Council Member Hill made a motion to Un-table the item. Council Member Drogin seconded the Motion. The Motion was approved unanimously.

Mayor Erley reported that he spoke with Attorney Kinghorn and the Lieutenant Governor's office. The latter is working with the Grand County Clerk, Diana Carroll on this matter. We will be placing the issue on the November 2012 ballot. [Tabled]

Attorney Kinghorn sees no problems for the Town with this matter, no liability issues.

Council Member Hill made a motion to Table the item. Council Member Williams seconded the Motion. The Motion was approved unanimously.

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

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

Council Member Drogin made a motion to Un-table the item. Council Member Williams seconded the Motion. The Motion was approved unanimously.

There is a meeting slated for April 18th at 1pm in the Grand County Council Chambers with the County Council, UDOT, the Moab and Castle Valley Fire Departments, the sheriff, fire depts., and hospital and school district representatives to discuss the issue of possible road closures and emergency access during construction for the bicycle path project on Highway 128. Mayor Erley will be in attendance.

Council Member Williams made a motion to Table the item. Council Member Hill seconded the Motion. The Motion was approved unanimously.

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

12. Discussions and Possible Action re: Animal Control in Castle Valley. [Tabled]

Council Member Williams made a motion to Un-table the item. Council Member Hill seconded the Motion. The Motion was approved unanimously.

Mayor Erley discussed the issue with Moab City Manager, Donna Metzler.

We have two issues at hand: Animals abandoned in Castle Valley and unsupervised dogs running at large in the community.

In regards to abandoned animals, Mayor Erley forwarded written complaints to the Moab Animal Shelter from Castle Valley residents who have had difficulty delivering abandoned animals to the shelter. The Mayor was assured that County residents may deliver up to two animals to the Moab City shelter at no cost. After that there is a \$25 per animal fee that can be waived under certain circumstances.

Dealing with unsupervised dogs running at large in community will require an agreement with Grand County AnimaC, which will likely require a leash law. Council members are looking forward

to hearing from the community on this issue. This matter will be included in the upcoming Castle Valley Master Plan Survey.

13. Payment of Bills

Two invoices for the Bond Attorneys came in at \$7000 and \$5000, which is under budget. It will be paid with the first draw from the CIB loan.

Council Member Williams moved to pay the bills as presented. Council Member Drogin seconded the motion. The Motion was approved unanimously.

14. Closed Meeting

Mayor Erley announced that there would be a Closed Session here in the Council Chambers to discuss possible pending litigation.

15. Adjournment

Council Member Hill moved to adjourn the Regular Town Council Meeting. Council Member Drogin seconded the motion. The Motion was approved unanimously.

Adjournment: 8:03P.M.

APPROVED:

ATTESTED:

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David Erley, Mayor

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Jil Kulander, Town Clerk