

MINUTES

REGULAR TOWN COUNCIL MEETING

WEDNESDAY, APRIL 18, 2012 – 6:30 P.M.

CASTLE VALLEY COMMUNITY CENTER

2 CASTLE VALLEY DRIVE

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

Town Council Members Absent: Council Member Williams

Others Present: Ron Drake, Greg Halliday, Leta Vaughn, Marybeth Fitzburg, Bruce Millis, Laura Cameron, Jazmine Duncan, Roger Knell, and Jed Morley

Recorder: Jil Kulander

1. Call to Order 6:31p.m.
2. Open Public Comment - None
3. Approval of Minutes

* Special Meeting of the Town Council March 7, 2012

Council Member Hill motioned to approve the March 7, 2012 Special Meeting of the Town Council Minutes as presented. Council Member Drogin seconded the Motion. The Motion was approved unanimously.

* Regular Town Council Meeting March 21, 2012 -

Council Member Hill amended Item 2, Open Public Comment, paragraph 4 with the words, "*in past discussions with Dr. Tim Graham*" and that "there appear to be *at least* three types of grasshoppers" to be added in reference to Dr. Graham's comments. A typo in Item 12 was also amended to state, "animal control".

Council Member Hill motioned to approve with changes to the March 21, 2012 Regular Town Council Meeting Minutes. Council Member Drogin seconded the Motion. The Motion was approved unanimously.

*Closed Session Council Meeting March 21, 2012.

Council Member Drogin motioned to approve the March 7, 2012 Closed Session Meeting of the Town Council Minutes as presented. Council Member Hill seconded the Motion. The Motion was approved unanimously.

4. Executive Reports

* Roads

Mayor Erley presented the Roads Report.

Jeff Johnston will be the new Chairperson of the Roads Committee as of the May

2012 meeting.

Mayor Erley informed the Town Council that the Committee is looking toward long and short-term goals for Castle Valley Drive maintenance.

The Committee is also looking at requesting that the annual Spring clean up becomes a line item on the 2012-2013 budget.

* PLUC

Committee Chair Fitzburgh presented the PLUC Report.

There was some discussion on septic tanks in the valley; how to inform residents on the best methods of care as well as how the town might encourage older septic system maintenance.

* Treasurers Report

Treasurer Hill presented the Treasurer' Quarterly Report.

5. Correspondence

* Letter of resignation from Town Council Member Henry.

New Business

Council Member Hill motioned to suspend Order of New Business, moving Item 8 up to first order of New Business. Council Member Drogin seconded. The Motion passed unanimously.

Discussion and Possible Action re: PLUC recommendation on an application to increase, expand or alter a non-complying building and a non-conforming use by the LDS Project Maintenance Office (American Fork, UT) to add a steeple with either a maximum height of 47'6.55" (Option 1) or a maximum height of 41'2" (Option 5) to the existing church building on Lot 8 in order to place the existing, but damaged 48' high steeple that currently sits adjacent to the church building.

This Item was moved forward to attend to visiting Architect firm Knell Architects, PC from Salt Lake City.

Resident Ron Drake reported that approximately 40 local LDS church members so far have signed a letter of approval to the recommend the addition. He has also discussed the matter with adjacent property owners who have shown support with no opposing comments.

Further discussion affirmed that the older lightning rod will be removed once the new steeple is installed. After a question arose about future needs, Mr. Knell informed the Council that it is not likely that the steeple should need to be any bigger in the future.

Both PLUC approved proposals came in under the 48' current pole. The Mayor

expressed appreciation to the LDS Church and to the architects for recognizing and addressing resident concerns.

Council Member Hill motioned to approve Option One with a maximum height of 47'6.5" for the new steeple at the LDS church. Council Member Drogin seconded the Motion.

Mayor Erley thanked all involved in the presentation.

The Motion passed unanimously.

7. Discussions and Possible Action re: Letter to the BLM on "Moab Master Leasing Plan".

The Council was presented with a letter by Water Agent Mengel to the BLM that Mayor Erley adapted to be presented to the BLM from the Town Council.

Of primary concern are rock fall hazards and watershed protection.

The Mayor expressed appreciation that the BLM Master Plan revision provides for continuing protection for the Castle Valley watershed.

Council Member Drogin motioned to approve and to send the letter to the BLM's Moab Field Office, Council Member Hill seconded the Motion.

The letter was then read to the public.

PLUC Chair Fitzburgh explained that there are required setbacks for the watershed and that the Forest Service setback may be even wider.

The Motion passed unanimously.

8. Discussion and Possible Action re: Appointment of Interim Council Member. Council Member Henry's letter of resignation from the Town Council was read. Mayor Erley affirmed that the term for this appointment per state legislature regulation, will last through December 31, 2013.

Mayor Erley thanked Ms. Henry for her service and announced that an appointment to fulfill the term is in process.

9. Discussion and Possible Action re: Granting the Fire District an easement for passage on the existing road access to Lot 369.

An easement on Lot 369 has been granted to the Fire District from property owner, Janet Willoughby for a 4-season emergency access road across her property.

Mayor Erley thanked Mrs. Willoughby, the fire district, Bob Lippman, Lesley Craig and all involved who helped bring this to fruition.

The Town Council expects to offer an easement through the green belt to Lot 369 for road access to connect Castleton Road to the Lot 369 emergency access road. Survey costs will be shared will split between the Town of Castle Valley and the

Fire Department.

Council Member Hill motioned to Table this item, Council Member Drogin seconded. The motion passed unanimously.

10. Discussion and Possible Action re: The Town of Castle Valley construction and maintenance for an emergency 4-season access road across Lot 369 and Lot 194. The Town of Castle Valley will request an easement or a memorandum of understanding with Mrs. Willoughby for the construction and maintenance of the 4-season emergency access road. Treasurer Hill will look into budget for survey and construction expenditures.

Council Member Hill motioned that we do everything possible as a town to support the creation of this 4-season emergency access road and that the town allot \$2500 to start the project. Council Member Drogin seconded. The motion passed unanimously.

11. Discussion and Possible Action re: Reimbursement from Blue Castle Holding's Nuclear Project planning meeting in Green River for emergency planning on March 29, 2012.
After discussion it was agreed that the Town will not invoice Blue Castle Holdings, LLC for this NRAC required meeting.

Old Business

12. 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.
After reviewing the written cost estimate for this project, the Council delayed further action until the new fiscal year.
Treasurer Hill estimated that if we make the switch to electric heat, after 6 years of use, the Town would no longer incur utility costs other than upkeep.
13. Discussion and Possible Action re: Resolution 2012-1 Adoption of Robert's Rules of Order for Town Council Meeting procedure.

Council Member Hill moved to accept Resolution 2012-1 as presented. Council Member Drogin seconded. The motion passed unanimously.

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

Council Member Drogin moved to Un-Table this Item. Council Member Hill seconded. The Motion was approved unanimously.

Council Member Drogin noted that there is an upcoming workshop on this matter. She will inform the Council of the details.

Council Member Drogin moved to Table the Item Council Member Hill seconded. The motion passed unanimously.

15. Discussion and Possible Action re: Consideration for amendment of Ordinance 2009-2 regarding Castle Valley's Driveway Culvert Policy. [Tabled]
16. Discussion and Possible Action re: Town Council letter of support for the Utah Department Of Transportation's River Road Project. [Tabled]

Council Member Drogin moved to remove Item 16 from the Table, Council Member Hill seconded. The motion passed unanimously.

Mayor Erley, Council Members Drogin and Hill and Fire Chief Drake, attended the UDOT meeting where the upcoming projects were detailed. Construction plans will require road closures of Highway 128. Closures will be Sunday through Thursday nights from 11:30pm until 5:30 am. Closures will be posted and emergency access will be maintained. The Town will provide info and signage within the valley.

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

Council Member Drogin motioned to approve payment of bills as presented, Council Member Hill seconded. The motion passed unanimously.

19. Closed Meeting
20. Adjournment

Council Member Hill motioned to adjourn, Council Member Drogin seconded. The motion passed unanimously.

Mayor Erley adjourned the meeting at 8:17pm.

Adjournment: 8:17p.m.

APPROVED:

ATTESTED:

David Erley, Mayor

Jil Kulander, Town Clerk