

MINUTES
THE REGULAR TOWN COUNCIL MEETING

WEDNESDAY, APRIL 20th, 2022 AT 6:30 P.M.

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

Absent: None

Others Present: Ron Drake, Colleen Thompson, John Groo, Laurie Simonson, Ryan Anderson, John Groo, Scott Barnhart, Peggy 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

Regular Town Meeting

1. Open Public Comment: None

2. Approval of Minutes: Regular Town Council Meeting March 16, 2022.

CM O'Brien motioned to approve the Minutes from March 16, 2022 with minor corrections. CM Hill seconded, motion passed unanimously.

3. Executive Reports:

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

Groo reported tomorrow the CV Water Advisory Committee, M Duncan, Arnie Hultquist and representatives from the State Division of Water Rights are going to meet and go on a field trip to determine some good gaging sites to measure the flow volume along Castle Creek. Data from these monitors will help to correlate with other data we have collected. CM O'Brien added that at one time the UGS did have monitors in place they have since pulled them. Data from these new monitors will be important to our overall Water Management Plan. Dave Erley had attended the Southern Utah Riparian Partnership (SURP) meeting. The Town has worked with them in the past clearing Russian Olive overgrowth in the Castle Creek green belt. SURP have received some funding and we may work with them on a clearing project down at the end of Rim Shadow creek side, this is still to be determined and of course the Town will not allow them to use any form of herbicide in the project. Groo stated the State is going to insist on having data that separates surface water from groundwater. M Duncan added that Ken Kolm has written a proposal for \$5000 to collect and calculate that separation data. We will wait to hear back from Marc Stilson Division of Water Rights to see if Kolm's proposal will be acceptable to the State before we asked the Council to approve funding for the proposal.

*Roads Committee- M Duncan

M Duncan reported that the Road Committee did meet yesterday and discussed amending this year's budget as well as projections for the FY2022 Budget. CM Holland asked how the equipment costs on the database reports were generated. CM Gibson explained the Road Report Database uses a market value estimate for the hourly use of equipment no the Town's actual costs.

*Planning & Land Use Commission-Colleen Thompson- report provided. Thompson has done administrative updates to three Building Permit Acknowledgment forms. The Hollings on Lot 54 have surrendered their last 2008 Building permit in return for the approval of the covered deck addition. And there is a potential Variance request from owners of Lot 260.1 involving setbacks from the BLM property boundary.

*Community Renewable Energy Act-CM Gibson

CM Gibson presented a PowerPoint with a lot of information. <https://www.utah100communities.org/> It outlined the project timeline, in early 2023 all participating Communities will have to pass an Ordinance permanently approving the plan. Procurement of energy resources will begin in late 2023. All residents will be given notice and will have opportunities to opt out of program. Also every Community will be re-

quired to provide a low income plan for residents.

*Fire District-M Duncan /Chief Drake reported this week's Chipper Day(s) has had 28 people sign up.

*EMS- Ed Weeks – Report provided

* Housing Task Force – M Duncan- Nothing to report

*Treasurer's Report – CM Hill reported Budget looks good, discussion will continue with Item 9.

4. Correspondence: None

5. Administrative Matters & Procedures: Town letters: "BLM Listening session" letter CM Holland and O'Brien will be working on this letter. BLM will be meeting with interested parties for a field trip May 13th at 9 am to look at signage vandalism, camping and off road use up "Y" canyon. Hybrid Meeting update Buck reported the plan is to hopefully get the system up and running for the May meeting. Open Public Meeting Act -CM O'Brien and couple members of the PLUC still need to take training. M Duncan reminded the Council that any group discussion within emails is considered a meeting. All meetings must be transparent for the public so transactional information sharing would be appropriate but not policy discussions. Spring Clean-up is coming up April 23rd Volunteers are still needed. CV Scholarship donation of \$3000 has been received and applications will be accepted until June 1st. Dark Sky update Buck reported that the Team is working on the application review recommendations. CM Gibson asked about two locations in the Valley were there are flashing blue lights on power poles. M Duncan stated that when she asked Emery they said it was something to do with Rocky Mountain Power so we are waiting to hear back from them.

NEW BUSINESS

6. Discussion and Possible Action re: Amendments to Ordinance 2017-1 Water User Agreement.

Groo explained the amendments are changes that have come about since adopting 2017-1 to incorporate some real life situations. He added that setbacks in 85-3 should be amended to be consistent with this Ordinance. After some discussion it was left undecided whether the Council should have a Public Hearing on these Amendments vote approval was postponed to the meeting in May.

CM O'Brien motioned to table item 6, CM Hill seconded, motioned passed unanimously.

7. Discussion and Possible Action re: Janitor job description.

M Duncan explained that with re-opening the Town Building we need to have weekly instead of bi-monthly cleanings. The other change would be compensating with an hourly rate verses a per clean rate.

CM Hill motioned to approve the Janitor job description; CM O'Brien seconded motion passed unanimously.

8. Discussion and Possible Action re: BLM Listening session Letter.

Council had a discussion on the process of unanimously approving letters by email that previously had been discussed in a public meeting. Any further discussion on the topic through emails could be considered a Meeting and should be done in public. Emails in such circumstances should only be a yes/ no approval of the letter w/ no further discussion. It was decided to write the letter after the May 13th BLM field trip.

CM Hill motioned to table item 8; CM O'Brien seconded motion passed unanimously.

9. Discussion and Possible Action re: Amending the 2022 Budget.

M Duncan reported the Road Committee met and their priorities were setting aside capital funds for Castle Valley Drive chip sealing, Castle Creek Culvert as well as equipment replacement (buying a back hoe). Also the budget should allocate \$10,000 annually for road material. Honer was working up the costs for purchases he needs to make before the end of FY2022. M Duncan added that she would like to see capital funds or a capital fund plan allocated to specific projects i.e. Water flume project and/or Water studies. CM Hill agreed maybe we should have a separate Water capital fund. CM O'Brien and Groo agreed there are several potential water projects coming up. CM Hill added that specifically earmarking funds limits flexibility and could lock up funding , were as general capital can be used as needed.

Item Dropped

UNFINISHED BUSINESS

10. Discussion and Possible Action re: 2023 Rocky Mountain Power Franchise Agreement (tabled)
CM Hill motioned to untable Item 10, CM O' Brien seconded motion passed unanimously.

M Duncan wanted Section 11 re: the right to use "growth inhibitors" (herbicides) struck from the Agreement. In response CM Hill wanted to have added that RMP specifically would not use any herbicides in the Town limits. Council also agreed RMP should have to comply with the Town's Dark Sky Ordinance i.e. the situation regarding the flashing blue lights. Simonson also recommended striking waving a jury trial from the Agreement. Simonson will review the new agreement and make recommendations for the next Council meeting.

CM O'Brien motioned to re-table Item 10, CM Hill seconded motion passed unanimously

11. Closed Meeting (If necessary)

12. Payment of the bills.

CM Gibson motioned to pay the bills, CM Holland seconded, motion passed unanimously.

ADJOURNMENT

CM Hill motioned to adjourn, CM O'Brien seconded, motion passed unanimously.

M Duncan adjourned the Meeting at 8:16 PM

Approved:



Jazmine Duncan, Mayor

Attested:



Jocelyn Buck, Town Clerk