

MINUTES
PUBLIC HEARING ON PROPOSED RESOLUTIONS REVISING THE FISCAL YEAR
2009 BUDGET AND ADOPTING THE FISCAL YEAR 2010 BUDGET,
FOLLOWED BY THE REGULAR MEETING OF THE TOWN COUNCIL,
TOWN OF CASTLE VALLEY
WEDNESDAY, JUNE 17, 2009 AT 6:30 P.M.
CASTLE VALLEY COMMUNITY CENTER
2 CASTLE VALLEY DRIVE

Town Council Present: Damian Bollermann, Jim Lindheim, Ranna Bieschke, Valli Smouse, Aaron Davies.

Others Present: Jay Smith, Kitty Calhoun, Ron Drake, Joan Sangree, Greg Halliday, Faylene Roth, Jack Campbell, Janina Schmidt, Mary Beth Fitzburgh, Tom Noce, Dave Erley, Jim Tharp.

Public Hearing:

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

Dave Erley asked if the County is going to put a top coat of oil on Castle Valley Drive, and is the Town putting aside adequate funds to pay for the next chipsealing.

Jim answered that the Town will use the additional C Road funds to build a fund for the next chipsealing. Damian commented that the C Road money will need to be supplemented for the next rechipping.

Damian said that the County will not be putting any more oil on the road.

Jim motioned to adjourn the Public Hearing. Ranna seconded the Motion. Damian, Jim, Ranna, Valli and Aaron all approved the Motion. The Motion passed unanimously.

Adjournment: 6:38 P.M.

Regular Meeting:

1. Call to Order: 6:39 P.M.
2. Open Public Comment.

Tom Noce said that there has been flooding on his property from Pace Lane.

Greg said that he is aware of the situation and is working on plans to solve the problem.

Jay Smith said there has been flooding on his driveway from Bailey Lane.

Greg said that he is aware of the situation and is working on plans to solve the problem.

Approval of Minutes:

3. Approval of Minutes: May 20, 2009 Special MBA Meeting.

Jim motioned to approve the Minutes as presented. Valli seconded the Motion. Damian, Jim, Ranna and Valli all approved the Motion. Aaron abstained. The Motion passed with four in favor, one abstained.

4. Approval of Minutes: May 20, 2009 Regular Meeting of the Town Council, Town of Castle Valley.

Ranna motioned to approve the Minutes as amended. Valli seconded the Motion. Damian, Jim, Ranna and Valli all approved the Motion. Aaron abstained. The Motion passed with four in favor, one abstained.

5. Reports:

- . Roads (Greg Halliday and the Roads Committee)

Greg presented a written report and answered questions on it.
Jim mentioned that Greg needs to recall that there will be UDOT paperwork to be completed before January, 2010 for the C Roads funds.

Joan commented on the plans for Shafer Lane and mentioned that Greg and the Roads Committee had decided to hold off on these until it is determined if the NRCS project would take care of this as part of the NRCS project.

- . PLUC (Mary Beth Fitzburgh)

Mary Beth presented a written report and answered questions on it.

New Business:

6. Discussion and Possible Action re: Approval of Property Tax Rate.

Jim motioned to approve Resolution 2009 – 1, Resolution of Property Tax Rate for FY2010. Ranna seconded the Motion. Damian, Jim, Ranna, Valli and Aaron all approved the Motion. The Motion passed unanimously.

7. Discussion and Possible Action re: Approval of Revised 2009 Budget.

Ranna motioned to approve Resolution 2009 – 2, A Resolution Adopting the Fiscal Year 2009 Revised Budget. Aaron seconded the Motion. Damian, Jim, Ranna, Valli and Aaron all approved the Motion. The Motion passed unanimously.

8. Discussion and Possible Action re: Approval of Proposed 2010 Budget.

Ranna motioned to approve Resolution 2009 – 3, A Resolution Adopting the 2010 Fiscal Year Budget. Aaron seconded the Motion. Damian, Jim, Ranna, Valli and Aaron all approved the Motion. The Motion passed unanimously.

9. Discussion and Possible Action re: Temporary Access Dwelling Permit for Lot 177.

Jim motioned to approve, with the stipulation that a Grand Junction doctor could be used until a Moab doctor becomes available. Valli seconded the Motion. Damian, Jim, Ranna, Valli and Aaron all approved the Motion. The Motion passed unanimously.

10. Discussion and Possible Action re: Setting Poll Manager and Election Judge Compensation for Possible Primary and Municipal Elections.

Jim motioned to meet the County pay rates for the Poll Manager and Election Judges. Valli seconded the Motion. Damian, Jim, Ranna, Valli and Aaron all approved the Motion. The Motion passed unanimously.

11. Discussion and Possible Action re: Decommissioning Contract as it Relates to Recommended Changes to Ordinance 85 – 3.

Jim motioned to table this item, and discuss it with Item 16. Valli seconded the Motion. Damian, Jim, Ranna, Valli and Aaron all approved the Motion. The Motion passed unanimously.

See under Item 16. below.

12. Discussion and Possible Action re: Maintenance Worker Assistant.

Damian recommended the creation of a new Town employee position – Maintenance Worker Assistant. This would be to help Greg a few hours a month during the busy seasons of the Roads Department.

The Town Council agreed to have Damian and Denise submit a proposed job description. The salary will be \$12 per hour and the total amount of labor cost for the building can not go higher than the approved budget.

13. Discussion and Possible Action re: Willow Basin WUI Fuels Treatment Project.

Damian said that the Forest Service has proposed to do fuel management in Willow Basin and suggested that we consider signing on to the objections to be submitted

by Utah Environmental Congress. The goal of the submission is to get a meeting with the Forest Service to discuss the best way to reduce fuels with minimal impact to our watershed and other environmental values.

Damian will circulate the draft letter for review.

Old Business:

14. Discussion and Possible Action re: Status of NRCS Project.

Aaron commented that the project is moving along.

15. Discussion and Possible Action re: Water Rights.

Damian mentioned that we want to get the Start Card process going again and to look at doing some amendments to the Water Permit Agreement.

Jim recommended using the last draft from Gerry Kinghorn as an Interim Agreement., with the initial allocation being a modified version of the Groo system, with people being able to come back to the Town for more water if they need it. There would be a cover letter saying that this is an Interim Agreement and there will be an updated agreement that they will need to sign later.

In the meantime, the Town Council agreed the need to pursue with some speed: a) defining a clear process for managing water rights; and b) revising the Water Permit Agreement accordingly. Jim agreed to prepare draft materials to move this forward.

Damian will be the temporary Water Rights Administrator.

Jim presented a draft for the website section on water rights and asked the Council to make comments on it during the next week.

Jack suggested that when we write a new Water Permit Agreement it should have a clause that it is for one dwelling only per lot.

16. Discussion and Possible Action re: May 6, 2009 Proposed Amendments to Ordinance 85 – 3.

Ranna expressed concern that the definition of a second dwelling was not airtight. The Town Council concurred.

Jim motioned to approve as now amended and with two new drawings. Ranna seconded the Motion. Damian, Jim, Ranna, Valli and Aaron all approved the Motion. The Motion passed unanimously.

11. Jim motioned to untable Item 11. Ranna seconded the Motion. Damian, Jim, Ranna, Valli and Aaron all approved the Motion. The Motion passed unanimously.

Jim motioned to approve with two specified changes and one typo. Valli seconded the Motion. Damian, Jim, Ranna, Valli and Aaron all approved the Motion. The Motion passed unanimously.

17. Discussion and Possible Action re: Proposed Ordinance Regarding Driveway Culverts.

Jim asked who is responsible if someone is not maintaining their dips and causes problems for other property owners. Joan replied that it is the Town's responsibility to keep the dips maintained, but property owners may not fill in the dips.

Jim motioned to approve Ordinance 2009 – 2, An Ordinance Establishing a Driveway Culvert Policy. Aaron seconded the Motion. Damian, Jim, Ranna, Valli and Aaron all approved the Motion. The Motion passed unanimously.

18. Discussion and Possible Action re: Ordinance Regarding Mayor's Salary.

Ranna motioned to approve Ordinance 2009 – 3, An Ordinance Providing for the Compensation of the Mayor of the Town of Castle Valley, as amended. Aaron seconded the Motion. Jim, Ranna and Aaron all approved the Motion. Valli voted nay. Damian abstained. The Motion passed with three in favor, one nay, one abstained.

19. Payment of Bills.

Ranna motioned to pay the bills as presented. Valli seconded the Motion. Damian, Jim, Ranna, Valli and Aaron all approved the Motion. The Motion passed unanimously.

20. Closed Meeting (if needed).

None needed.

Ranna motioned to adjourn the meeting. Aaron seconded the Motion. Damian, Jim, Ranna, Valli and Aaron all approved the Motion.

Adjournment: 9:23 P.M.

APPROVED:

ATTESTED:

Damian Bollermann, Mayor

Denise Lucas, Town Clerk