

MINUTES
REGULAR MEETING OF THE TOWN COUNCIL,
TOWN OF CASTLE VALLEY
WEDNESDAY, MARCH 17, 2010 – 6:30 P.M.
CASTLE VALLEY COMMUNITY CENTER
2 CASTLE VALLEY DRIVE

Town Council Members Present: David Erley, Aaron Davies, Valli Smouse, Tory Hill, Brooke Williams.

Others Present: Mary O'Brien, Joan Sangree, Greg Halliday, Leta Vaughn, Mary Beth Fitzburgh, Ron Drake, Faylene Roth, Jeff Johnston, Leslie Craig, Larry Craig.

1. Call to Order: 6:32 P.M.
2. Open Public Comment.

Joan said that she did a teleconference using Frontier's internet service for her business and the desktop picture was so bad she could not use it.

Approval of Minutes:

3. Approval of Minutes: February 17, 2010 Regular Town Council Meeting.

Aaron motioned to approve the Minutes as presented. Valli seconded the Motion. Dave, Aaron, Valli, Tory and Brooke all approved the Motion. The Motion passed unanimously.

4. Reports:

. Roads (Greg Halliday and the Roads Committee)

Greg said that the radiator on the loader broke down and the part is costing \$1,100. It should be repaired within the next few days.

Greg also mentioned that both gravel pits on the Loop Road are still frozen, so we are currently unable to get gravel from those locations.

Joan commented that we are in good shape on the budget.

In a joint effort to improve the surface around the mailboxes; Mary and Jim Germain will donate the cost Mark Simmons' time and equipment and the Town will donate gravel and equipment time.

. PLUC (Mary Beth Fitzburgh)

Mary Beth said that she and Faylene have discussed revisiting the building size portion of Ordinance 85-3 as it has been difficult to administer, time consuming and easy to make a mistake. They are also concerned about the issue of the sequencing of building structures.

The PLUC intends to have a public hearing on amendments to 85-3 at their next meeting.

. Treasurer's Report (Tory Hill)

Tory said that the overall budget is in positive territory. She also said that we are receiving more B & C Roads money since taking over Castle Valley Drive, and should have an extra \$10,000 per year that can be dedicated toward Castle Valley Drive.

Dave suggested that we open a separate capital account for the resurfacing of Castle Valley Drive.

Tory recommended that we give Larson & Rosenberger a 30-day notice and let them do our first quarter taxes. After that we will do the bills in-house.

New Business:

5. Discussion and Possible Action re: Collective Photo-showing (digital) of "The Nature of Castle Valley" in the Town Building (Mary O'Brien).

Mary O'Brien suggested having scheduled events wherein individuals with pictures of various things in Castle Valley (i.e., weather, plants, animals, etc.) could present a "show and tell". Mary asked if one of the Town Council members might be interested in working on this with her. Brooke Williams volunteered to do this.

Aaron suggested that events like this should not be sponsored by the Town government, but encouraged Mary to move forward on her own. She said that she would not do this unless the Town sponsored it.

Brooke proposed a Motion that he work with Mary to make a proposal that demonstrates the value to the Town of this project and bring it to the Town Council next month. There was no second on the Motion. No action was taken.

6. Discussion and Possible Action re: Enforcement of Violations of the Town of Castle Valley Ordinances.

The Grand County Building Inspector recommended that the Town formulate a policy for dealing with building violations in Castle Valley. The Town does not

currently have a formal procedure to deal with violations of County Building requirements.

Mary Beth mentioned that our Ordinance 85-3 has to match whatever form we use.

Valli motioned to table this until the next meeting. Brooke Seconded the Motion. Dave, Aaron, Valli, Tory and Brooke all approved the Motion. The Motion passed unanimously.

7. Discussion and Possible Action re: Appointment to the Board of Adjustments.

Dave recommended that the Town Council appoint Jeff Johnston to the Board of Adjustments. He also commented that both of the current members of the Board of Adjustments are very enthusiastic about Jeff's nomination.

Aaron voiced a concern with the recommendation due to the wording in Ordinance 2006-3, Section 4, which specifically states that one member of the Board of Adjustments must have expertise in land use law.

Dave asked Mary Beth to work on changing this wording, and she indicated this should not be a problem.

Jeff agreed to leave his letter of interest active until the wording can be changed.

Valli motioned to table the matter until the May meeting. Aaron seconded the Motion. Dave, Aaron, Valli, Tory and Brooke all approved the Motion. The Motion passed unanimously.

8. Discussion and Possible Action re: Frontier Internet Inadequacies.

Aaron met with Frontier's General Manager of Utah. He learned that Frontier has accidentally oversubscribed the internet service in Castle Valley by 20 customers (there is a waiting list of 15 people). The over subscription has lead to an overall slower internet speed. They have plans in the near future to install equipment that should stop the decline of DSL speed. In order for Frontier to make an overall improvement, that will provide a speed equal to that of internet in Moab, the cost will be at least \$200,000.

Aaron has been talking with a local wireless internet provider (Royce's) about getting this service in Castle Valley. At this point, the estimate for installing the necessary equipment is around \$60,000

There are potential grant/loan possibilities through the USDA – Broadbandusa program. The deadlines are coming very soon.

Brooke motioned to proceed with investigating the grant/loan. Tory seconded the Motion. Dave, Aaron, Tory and Brooke all approved the Motion. Valli voted nay. The Motion carried with four ayes and one nay.

9. Discussion and Possible Action re: Heavy Vehicles on Castle Valley Drive During the Thaw Season.

The Roads Committee has worked on this as an awareness item for the public. They would like heavy trucks to drive in the middle of the road, instead of the edge, when there is no traffic. Dave will call construction related companies to ask them to make deliveries in the morning during the thawing periods.

10. Discussion and Possible Action re: Town's Water User Agreement.

Dave mentioned that Ron Mengel has been hired as our Water Agent. Dave and Ron had a very productive two-hour meeting this morning with Marc Stilson and Rick Wilde from the Water Rights Division. On Tuesday, April 20, 2010 the Division of Water Rights is holding a public hearing at the Castle Valley Community Center, 2 Castle Valley Drive, about closing the aquifer to private water rights within the Town of Castle Valley.

Ron submitted an amended Water User's Agreement for Lot 16 with his recommendation that this be approved by the Town Council. Valli motioned to approve the Agreement as amended. Brooke seconded the Motion. Dave, Aaron, Valli, Tory and Brooke all approved the Motion. The Motion passed unanimously.

11. Discussion and Possible Action re: Alternative Energy Grant.

Dave informed the Council that all indications are that the grant will be approved. Dave said that there is a possibility that the system could be operational by the June/July, 2010 timeframe and that it will offset 90% to 100% of our electrical usage on the Town building

Old Business:

12. Discussion and Possible Action re: Policy on Sick/Personal Time.

This discussion originally came about because the Town Clerk exceeded her sick leave allotment in 2009 by about approximately 8 hours.

Tory motioned to forgive the additional sick time from 2009. Valli seconded the Motion. Dave, Aaron, Valli, Tory and Brooke all approved the Motion. The Motion passed unanimously.

It was decided that, should employees get ahead of the sick time allotment they would have the applicable hours deducted from their pay.

13. Payment of Bills.

At this point in the meeting Dave thanked Ron Drake and the Fire Department for letting Honnen Equipment work on our equipment in the fire station.

Valli motioned to approve the bills as presented. Tory seconded the Motion. Dave, Aaron, Valli, Tory and Brooke all approved the Motion. The Motion passed unanimously.

14. Closed Meeting (if needed).

None needed.

Brooke motioned to adjourn the meeting. Tory seconded the Motion. Dave, Aaron, Valli, Tory and Brooke all approved the Motion. The Motion passed unanimously.

Adjournment: 8:51 P.M.

APPROVED:

ATTESTED:

David D. Erley, Mayor

Denise Lucas, Town Clerk