

**FINAL MINUTES**  
**REGULAR MEETING OF THE TOWN COUNCIL**  
**TOWN OF CASTLE VALLEY**  
**JUNE 20, 2007 AT 6:30 P.M.**  
**CASTLE VALLEY COMMUNITY CENTER**  
**#2 CASTLE VALLEY DRIVE**

**Call to Order: 6:32 P.M.**

**Town Council Members Present:** Damian Bollermann, Jim Lindheim, Alice Drogin, Valli Smouse. **Absent:** Ranna Bieschke.

**Others Present:** Greg Halliday, Ron Drake, Elaine Pinkowski, Jim Webster, Jayne Dillon, Kaaron Jorgen, Douglas Cannon, Aaron Davies, Ryan Anderson, David Rhoads, LaRetta Rhoads, Marie Hawkins, Joan Sangree.

**1. Open Public Comment:**

**Leeway Election:** Jim Webster, Grand County Board of Education, spoke with regard to the Voted Leeway Election being held on June 26, 2007.

A Voted Leeway Election is a state-supported program in which a property tax levy is authorized to cover a portion of the costs within the general fund of the state-supported minimum school program in a district. This levy is added to other sources of revenue already coming to the school district annually, and would be “new money”. Funds received from a voted leeway are ongoing (i.e., recurring) each year. These funds may be used only for maintenance and operations of the school district, and may not be used for capital expenditures (i.e., money can be used for staff, teaching and support materials in classrooms and offices, but cannot be used for construction, rebuilding of current or the building of new schools and grounds – capital outlay funds and school bonds provide revenue for that).

A Voted Leeway is different than a Board Leeway. A Voted Leeway is presented from the start to the public to vote for or against. A Board Leeway is approved by the School Board; it goes to the public for a vote only if challenged by referendum.

Jim Webster said that this election has nothing to do with school vouchers or school bonding. School bonds provide funds for construction projects. A leeway provides funding for maintenance and operations of schools, but not construction.

If the Leeway Tax passes, the school board is not “bound by law” to spend the money in any specific way, and the “new money” can be used for any maintenance or operational purpose. However, based on the current needs

determined by the school board, administration, GEA/GCEA and school district staff, the money would most probably be used for additional teachers in Science and Math, Special Education and English Language Learning, an increase in pay for classified employees (teachers' aides, cooks, bus drivers, mechanics, etc.), substitute teachers and additional funding and staffing.

**Free Well Testing:** Aaron Davies presented a form for free well testing from the UDAF. He said that if we get 25 or more individuals to participate, we will qualify for the free testing. He also said that the results go only to the property owner, and not to any government agency. Alice said she would follow up to get more details.

**2. Approval of Minutes: May 11, 2007 Special Administrative Meeting.**

Jim moved to approve the Minutes as amended. Valli seconded the Motion. Jim, Valli, and Damian approved the Motion. Alice abstained. The Motion passed with three in favor, one abstained.

**3. Approval of Minutes: May 16, 2007 Special Meeting of Castle Valley Municipal Building Authority.**

Jim moved to tell the Municipal Building Authority that the Minutes are good. Valli seconded the Motion. Jim, Valli, Damian, and Alice approved the Motion. The Motion passed unanimously.

**4. Approval of Minutes: May 16, 2007 Regular Meeting of the Town Council.**

Jim moved to approve the Minutes as amended by Jim and Ranna. Valli seconded the Motion. Jim, Valli, Damian and Alice approved the Motion. The Motion passed unanimously.

**5. Approval of Minutes: June 4, 2007 Special Joint Meeting of the Castle Valley Town Council and the Castle Valley Planning and Land Use Commission on Complaint Resolution Training.**

Valli motioned to approve the Minutes as presented. Alice seconded the Motion. Damian, Jim, Valli and Alice approved the Motion. The Motion passed unanimously.

**6. Approval of Minutes: June 5, 2007 Special Meeting of the Town Council, Including a Public Hearing on the Proposed 2008 Town Budget.**

Jim moved to approve the Minutes as presented. Vallia seconded the Motion. Jim, Valli, and Damian approved the Minutes as presented. Alice abstained. The Motion passed with three in favor, one abstained.

**7. Reports:**

**Planning Commission**

Marie Hawkins said that the Planning and Land Use Commission approved the Conditional Use Application for Dave Rhoads.

Marie also mentioned that the Commission would like to have a Joint Workshop with the Town Council on the General Plan. A date of Thursday, June 28, 2007, at 3:00 P.M. was agreed upon.

**Water Department**

Damian Bollermann mentioned that Gerry Kinghorn gave him solid feedback about Theresa Wilhelmson being fine with the Town's filing with the court regarding the unused portion of water rights. That does not mean, however, that the Department won't challenge the filing.

**Watershed Protection**

Alice said that Grand County is putting together their watershed protection plan. She has nothing new to report, but we should probably send a formal letter saying we would like to be kept abreast of things relating to Castle Valley.

She is meeting with Geoff Freethey tomorrow to work on the Castle Valley Watershed Protection Plan.

Plateau Restoration secured a Grant for \$50,000 for Castle Valley Watershed Protection. Damian will meet with them to determine the best way to proceed.

**Roads Department**

Patrick Fugal, Road Supervisor, resigned as of two days ago.

The Road Committee has met twice since the last Town Council Meeting. They have put together a priority list of things to get done as soon as possible.

They have also compiled a list of permissions to be obtained before going onto private property.

The Town purchased the water truck from the City of Green River.

Karen and Damian discussed the best way to mark easements. The possibility of white markers or temporary stakes arose, with the suggestion of then sending surveyors out to get the legal description.

With regard to hiring a new Road Supervisor, Jim suggested that we need to decide what we are paying for the position prior to advertising.

**8. Discussion and Possible Action re: Adjustment of Mileage Rate for Town Travel.**

After much discussion, Jim moved to lower the rate from 31 cents per mile to 25 cents per mile. Valli seconded the Motion. Jim, Valli, Damian and Alice approved the Motion. The Motion passed unanimously.

**9. Discussion and Possible Action re: Helping Property Owners with Clean-Up.**

Damian spoke with Gerry Kinghorn regarding this issue, and Gerry advised that the only way the Town can take action on private property is where it is part of a settlement agreement.

Damian suggested that in order for the Town to put a dumpster out on the road for a lot clean-up, the lot must have a complaint against it.

It was agreed that there needs to be a specific proposal before the Town can get serious about this.

The suggestion was made by Marie Hawkins that, if there is a second Town Clean-Up Day, the POA pay for it.

Aaron Davies mentioned that the daily rental fee for a dumpster is \$244 per day.

**10. Discussion and Possible Action re: Opening of Bids for the Basketball Court, and Acceptance or Rejection of Same.**

No bids were received.

**10.5 Discussion and Possible Action re: Conditional Use Permit Application for David Rhoads, Lot 430.**

After much discussion, during which concerns about the watershed (i.e., protection from possible pollutants), advertising, etc. arose, Valli motioned to approve issuing the Conditional Use Permit to David Rhoads with the understanding he cannot do public advertising and with all the other conditions on his Application in place. Jim seconded the Motion. Damian, Jim, Valli, and Alice approved the Motion. The Motion passed unanimously.

**Old Business:**

**11. Discussion and Possible Action re: Revised Budget for 2007.**

Jim reviewed the revised 2007 Budget. He stated that tax revenues were higher than expected.

Also, training and road expenses were higher than anticipated.

Jim indicated that we had a large surplus in the 2007 Operating Budget (i.e., \$14,688). He recommended moving \$10,000 to the Capital Fund and the rest into the General Fund.

Alice motioned to approve the 2007 Capital Budget. Valli seconded the Motion. Damian, Jim, Valli and Alice all approved the Motion. The Motion passed unanimously.

Valli moved to approve the Revised Operating Budget for 2007 as presented. Alice seconded the Motion. Damian, Jim, Valli and Alice all approved the Motion. The Motion passed unanimously.

**12. Discussion and Possible Action re: Proposed Budget for 2008.**

Jim motioned to approve the 2008 Operating Budget and Capital Budget as presented. Alice seconded the Motion. Jim, Valli, Alice and Damian all approved the Motion to approve the 2008 Proposed Budgets as presented. The Motion passed unanimously.

**13. Discussion and Possible Action re: Interlocal Agreement on Castle Valley Drive.**

Jim mentioned that the County Roads Department is fixing the guard rail, and we need to adjust this on Jim's memo to them.

Jim reviewed the contents of his Memo to the County Roads Department. He will redraft this, and then send it to them.

**14. Discussion of the Contents of the Town Website.**

After much discussion, it was decided to take comments, prepare the next draft, and put this back on the Agenda when Ranna returns.

The question arose as to whether or not there should be a digital recording of meetings on the website.

Valli motioned to table this item until the next Meeting. Jim seconded the Motion. Damian, Jim, Valli and Alice approved the Motion to table the discussion. The Motion passed unanimously.

**15. Communications to the Town.**

None.

**16. Financial Report from the Treasurer.**

Jim said that the Town is in good financial shape, but we are facing some large expenditures, especially on the roads, in the next year or two.

**17. Payment of Bills.**

Valli moved to pay the bills as presented. Alice seconded the Motion. Jim, Damian, Valli and Alice all approved the Motion to pay the bills as presented. The Motion passed unanimously.

**Damian, Jim, Valli, and Alice all moved to adjourn.**

**Adjournment: 9:12 P.M.**

**Approved:**

\_\_\_\_\_  
**Damian Bollermann, Mayor**

\_\_\_\_\_  
**July 19, 2007**

**Attested:**

\_\_\_\_\_  
**Denise Lucas, Town Clerk**

\_\_\_\_\_  
**July 19, 2007**