

MINUTES  
PUBLIC HEARING ON THE GENERAL PLAN AND  
REGULAR MEETING OF THE CASTLE VALLEY TOWN COUNCIL  
WEDNESDAY, AUGUST 15, 2007 AT 6:30 P.M.  
CASTLE VALLEY COMMUNITY CENTER  
#2 CASTLE VALLEY DRIVE

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

Others Present: Darr Hatch, John Buchanan, Scott Brackett, John Andrews, Jamie Andrews, Mark Webster, Jeff Anderson, Jeff Whitney, Erik Secrist, Karen Nelson, Tom Kolar, Marie Hawkins, Dave Rhoads, Jim Lamison, Ron Drake, Aaron Davies, Mary O'Brien, O.B. O'Brien, Joan Sangree, Greg Halliday, Susan Halliday, Mary Beth Fitzburgh, Leta Vaughn, Sheri Simmons.

Public Hearing – General Plan:

Call to Order: 6:34 P.M.

Damian Bollermann read letters from Pam Hackley and Bob Lippman (neither of whom was present) at their request.

Bob Lippman's letter expressed his concern that Version 4 still had a "glaring omission" with regard to water rights, and offered language he believed would rectify the problem.

He suggested amending No. 6 as follows:

6. The Town shall diligently maintain its historic, proven and adjudicated water rights for the benefit of property owners within the Town holding valid and proven Town of Castle Valley Water Use Agreements, and will diligently seek to hold additional water rights as historically defined and quantified, in its own name to be potentially available for use by new residents or the Town itself.

In the same section, paragraph 2, he suggested that the phrase "if deemed necessary" be deleted.

Pam Hackley's letter thanked the Planning and Land Use Commission and the Town Council for all of their work. She especially appreciated the inclusion of the section on fire protection. She supported Version 4 of the Plan, and encouraged the members of the Town Council to adopt the Plan during the Regular Meeting.

Jeff Whitney stated that he had some concerns with regard to rezoning from agriculture. Also, he had some questions about the water rights filings. Damian replied these filings were made.

Marie Hawkins was concerned about the portion of the Plan that deals with the Sole Source Aquifer and Mary Beth Fitzburgh questioned if we really need to commit to a water study in the Plan.

Mary O'Brien suggested that decisions on water be based on a risk assessment process and an alternative assessment process.

Joan Sangree expressed concern about environmentally limiting the number of livestock as, in her opinion, roaming dogs are a bigger problem than livestock. She suggested changing the word "livestock" to "animals".

Mary O'Brien asked if #9 under Environmental Concerns referred to both domesticated and native wildlife.

Public Hearing Adjournment: 6:56 P.M.

Call to Order of Regular Meeting: 6:56 P.M.

1. Open Public Comment.

None.

Approval of Minutes:

2. July 18, 2007 Town Council Regular Meeting Minutes. Jim motioned to approve the Minutes as presented. Ranna seconded the Motion. Damian, Jim, Ranna and Valli voted to approve the Motion, Alice abstained. The Motion passed with four in favor, one abstained.
3. July 26, 2007 Town Council Special Meeting Minutes. Valli motioned to approve the Minutes as presented. Ranna seconded the Motion. Damian, Ranna and Valli voted to approve the Motion, Alice and Jim abstained. The Motion passed with three in favor, two abstained.
4. July 31, 2007 Town Council Special Meeting Minutes. Jim motioned to approve the Minutes as presented. Valli seconded the Motion. Damian, Jim, Ranna and Valli voted to approve the Motion, Alice abstained. The Motion passed with four in favor, one abstained.

5. Reports:

- . Roads Department (Dave Rhoads)

Dave announced that he has tried to clear the roads as quickly as possible after the storm, and has spent a significant amount of time with the Fire Department assessing drainage problems.

He plans to pick up the water truck soon, and is keeping a log of his hours.

Ranna questioned the condition of the emergency access road on Shafer Lane. Dave replied that the condition of the road is acceptable when the surface is dry, but a mess when wet. It is a definite priority to fix.

Jim Lamison, 90 Bailey Lane, expressed concern about getting his new Park Model home onto his lot, since the work done on Bailey Lane after the storm may make this impossible. He also offered to help drive equipment.

- . Roads Committee (Karen Nelson)

Joan Sangree is now the Chair of the Roads Committee.

The Roads Committee has sent out letters to the appropriate property owners regarding road easements which would allow the Town to work on their property. Karen mentioned that we might want to get a Keogh survey for the trouble spots.

- . Planning and Land Use Commission (Karen Nelson)

Karen requested a Powers and Duties Handbook and a key to the Town Building. Denise is to follow up on these things.

Karen also mentioned that PLUC had an open Public Hearing on the revisions to Ordinance 85-3.

- . Water (Damian Bollermann)

Damian mentioned that the Division of Water Rights will have the Proposed Determination Book to us early next year.

- . Watershed (Alice Drogin)

Alice mentioned that the aquifer is our sole source of water and protecting it is of primary concern. There will be a presentation by the Utah Department of Environmental Quality, Division of Water Quality, Ground Water Protection Section tomorrow night, August 16, 2007, at 7:00 P.M. regarding the Town's petition for the Castle Valley aquifer classification/reclassification.

The Water Advisory Committee has not yet met, but is scheduled to do so next week.

- . Complaint Resolution (Damian Bollermann)

Damian commented that, although the complaints themselves have been few, the Complaint Resolution process seems to be working very well.

New Business:

6. Discussion and Possible Action re: The General Plan.

Bruce Keeler commented that the geo hazard zone might be better handled as an overlay.

The Town Council agreed to incorporate tonight's changes, and hold another Workshop before finalizing approval on the General Plan.

Jeff Whitney commented that we cannot do "everything" to protect the sole source aquifer.

Jim motioned to table the discussion. Valli seconded the Motion. Damian, Jim, Ranna, Valli and Alice all approved the Motion. The Motion passed unanimously.

7. Discussion and Possible Action re: Castle Valley Scholarship.

Prior to the meeting, Round Mountain Vineyards announced that in lieu of their normal Scholarship fund contribution, and due to the fact that there is only one applicant who will most likely receive the entire Scholarship from the other donor, their harvesters had elected to donate their earnings to another worthy cause.

Jamie Andrews was the sole applicant for this year's Scholarship. Jamie has applied to, and been accepted at, the College of Eastern Utah. She presented her school schedule, invoice, and Letter of Interest in a timely manner. She came to the meeting and asked that she be considered for the Scholarship.

Alice motioned to award the entire Castle Valley Scholarship in the amount of \$2,000 to Jamie Andrews. Valli seconded the Motion. Damian, Jim, Ranna, Valli, and Alice all approved the Motion. The Motion passed unanimously.

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

Damian mentioned that he has concerns about this and will be meeting with the Forest Service.

Mary O'Brien indicated she has additional information on this and will send an email to the Town Council regarding this.

9. Discussion and Possible Action re: Changing the Office Hours of the Town Clerk.

After some discussion, it was decided to change the office hours of the Town Clerk to make the Town Office more "user friendly" to the public. The new hours are:

Mornings:

Monday – Thursday 9:00 A.M. – 12:00 P.M.

Afternoons:

Monday & Thursday 1:00 P.M. – 4:00 P.M.

Tuesday & Wednesday By appointment only

10. Discussion and Possible Action re: Total Ban on Open Fires, Other than Barbeques, within the Town of Castle Valley.

After some discussion, it was decided that when the Smoky sign at the entrance to the Valley reads “Fire Danger Extreme”, there will be no open fires allowed within Castle Valley. Greg Halliday is to draft an ordinance to this effect.

11. Discussion of Fire Safety and Construction Sites.

Jim presented a copy of the Ouray County Fire Protection Cistern Specifications. These specifications stipulate that all residential structures that are not connected to an approved central water system must have an underground water storage tank or cistern for fire protection, and that locations and fittings must be approved by the applicable fire district.

It was mentioned that an unfinished house is much more susceptible to fire because it does not have a shell, and Joan Sangree suggested discussing this with the Fire Department.

It was also suggested that people plow under cheat grass, and plant fire resistant grasses.

12. Discussion and Possible Action re: Approval of Purchase of Basketball Equipment.

Ranna had investigated the pricing on equipment for the basketball court. She presented three possible options and asked for approval to purchase two RuffNeck basketball hoops for \$899 each, with Free Shipping.

Jim motioned to approve the purchase of two RuffNeck basketball hoops for \$899 each, with Free Shipping. Alice seconded the Motion. Damian, Jim, Ranna, Valli and Alice all approved the Motion. The Motion passed unanimously.

13. Discussion and Possible Action re: August Barbeque and Farmer’s Market.

Susan Halliday requested, on behalf of Gil Gonzales, that a donation of \$200 be given from the Town to Gil Gonzales to help defray the costs of food for a fund raiser on behalf of Mary Beth Fitzburgh and Leta Vaughn to help with rebuilding their home, and that \$100 be donated toward the August barbeque.

After much discussion, during which the wisdom of the Town becoming involved in what is viewed as a private donation arena (with regard to Mary Beth and Leta) was questioned, no motion was made on either request.

14. Review of Housing Decommissioning Contract.

After discussion, it was decided the Town Council would review this and get back to Karen.

Old Business:

15. Discussion and Possible Action re: Approval of Website Overhaul.

There was some discussion about the search engine for the website and, if we proceeded to authorize additional work on the website now, if a search engine could be added later. Ranna will ask Neal. In the meantime, Damian, Jim, Ranna, Valli and Alice all agreed to authorize Neal to perform additional work on the website for a total amount not to exceed \$1,000.

16. Payment of Bills.

Damian informed Chris at Nation's Towing that we would not be paying the \$220 invoice, since the problem occurred because of their error. He offered to settle for \$125, and Chris accepted. Damian, Jim, Ranna, Valli and Alice all approved the payment of \$125 to Nation's Towing.

Jim Keogh submitted a verbal bill for Mark Webster's work just prior to today's meeting. Damian has approved the amount, subject to receiving the actual detailed invoice and reviewing it with Joan. Damian, Jim, Ranna, Valli and Alice all approved the payment of this invoice, pending review and approval by Damian and Joan.

Ranna motioned that the bills be paid as presented. Jim seconded the Motion. Damian, Jim, Ranna, Valli and Alice all voted in favor of the Motion. The Motion passed unanimously.

17. Executive Session.

None required.

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

Adjournment: 9:22 P.M.

Approved:

Attested:

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Damian Bollermann, Mayor

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Denise Lucas, Town Clerk