Minutes of the regular meeting of the Town Council of the Town of Apple Valley, Washington County, Utah that was held on the 19th day of February, 2015 at the Smithsonian Fire Department Building, 1777 N. Meadowlark Dr. Apple Valley, Utah.

- 1. The meeting was called to order at 6:30 pm.
- 2. The Pledge of Allegiance was led by Mayor Moser.
- 3. Roll Call: Roger Ashmore, Trevor Black, Judith Davis, Kevin Sair, and Mayor Moser were present. Legal Counsel was excused. Engineering was excused. April Ruesch was excused. Chief Louie Ford and Jack Davis were present. Town Clerk, Nathan Bronemann, took minutes.
- 4. Declarations of conflict of interests. None stated.
- 5. Public Comments

Gary Wellin asked who owned the truck for sale by the mailboxes.

Rick Nelson said he owned it.

Gary Wellin

Marty Lisonbee asked how he could shut off his water if he needed to.

Mayor Moser said Price Nelson had fabricated keys and was selling them for \$40 and they could also be purchased from Scholzens for about \$70.

Motion made by Kevin Sair to close public comment. Roger Ashmore seconded the motion. Vote: Roger Ashmore-yes, Trevor Black-yes, Judith Davis-yes, Kevin Sair-yes, and Mayor Moser-yes. The motion passed 5/0.

6. Discussion and action on office expansion

Mayor Moser said to lease a portable building would cost \$20,000-\$23,000 per year plus the cost of running utilities to them which would cost up to \$7,000. He said the cost of building offices in the existing building would cost about \$22,500 including all necessary expenses.

Motion made by Mayor Moser to approve the cost of expanding the office in the building. Roger Ashmore seconded the motion. Vote: Roger Ashmore-yes, Trevor Black-yes, Judith Davis-yes, Kevin Sair-yes, and Mayor Moser-yes. The motion passed 5/0.

7. Discussion and possible action on placing building permit costs on fee schedule and potential refund portions

Mayor Moser said there was an individual who has been issued a building permit and no longer wished to build. He had requested a refund for the portion of the permit fee. He said the town incurred expenses amounting to 25% of the permit that could not be refunded. He said that the building inspector had agreed to refund half of what he had received as he had already spent the time to review the plans, but had not yet done any physical inspections.

Motion made by Mayor Moser to refund half of the 75% of the building permit to the individual. Roger Ashmore seconded the motion. Vote: Roger Ashmore-yes, Trevor Black-yes, Judith Davis-yes, Kevin Sair-yes, and Mayor Moser-yes. The motion passed 5/0.

Mayor Moser asked to add the fee schedule amendment to the next agenda as they were still waiting for Lance Gifford to provide the current formula for calculating the building permit cost.

8. Discussion and action on Resolution 2015-01 appointing a new member to the Community Events Committee

Mayor Moser read the resolution appointing Brittany Fischer to the Community Events Committee.

Motion made by Mayor Moser to approve Resolution 2015-01. Roger Ashmore seconded the motion. Vote: Roger Ashmore-yes, Trevor Black-yes, Judith Davis-yes, Kevin Sair-yes, and Mayor Moser-yes. The motion passed 5/0.

9. Discussion and possible action on Ordinance 2015-01, Granting an electric utility franchise and general utility easement to Rocky Mountain Power

Mayor Moser said the Town's attorney had made changes to the agreement and submitted it to Rocky Mountain Power for review. He continued this item to the next meeting.

10. Reports from Town Council members on assignments

Roger Ashmore said the county was considering adding recycling to the curbside pickup service and make it mandatory. He said it would raise the monthly rate per resident from \$2.65 to \$2.95. He said the "mini-binnies" would also be eliminated. He said they would be holding a public hearing to review the proposal on March 2^{nd} at 5 pm at the County Commission building.

Mayor Moser said he would like to research other trash collection options.

Dale Kingsley reported on the mosquito abatement meeting. He said they discussed a new contract with an attorney and their purchasing policy. He said they purchased a new truck. He said they had researched some new pesticide options.

11. Report and recommendation from the Planning Commission

Jack Davis said the Planning Commission had reviewed changes and recommended approval of the amended Subdivision Ordinance and the Planned Development Ordinance.

Motion made by Mayor Moser to schedule a public hearing to review the proposed changes during the next regular meeting in two weeks. Trevor Black seconded the motion. Vote: Roger Ashmoreyes, Trevor Black-yes, Judith Davis-yes, Kevin Sair-yes, and Mayor Moser-yes. The motion passed 5/0.

12. Report and recommendation from the Big Plains Water and Sewer SSD

Mayor Moser said the contract had been awarded to improve the wells in the Cedar Point area. He said some policy changed had been discussed with regard to fees for larger meter sizes. He said all the main line had been installed and they were waiting for water tests to come back. He said they hoped to finish in March.

13. Report and recommendation from the Community Events Committee

Marie McGowan said she was working on the day camps proposal and that she should have it ready by March 19th.

14. Report from the Fire Department

Louie Ford presented information on the "Spot the Tot" Initiative. He said they now had their 800 MHz radios online. He said he had offered a Deputy Chief position to Jesse Barlow and that he had accepted the position. He thanked Mr. Barlow for all he had done for the department.

- 15. Report and recommendation from the Code Enforcement Officer See attached.
- 16. Report and recommendation from Emergency Management See attached.
- 17. Roads Report and consideration of continuing improvements

Trevor Black said the roads were improving and they would be getting more road base next week.

18. Report from the Youth Town Council

Zach Sair said they were working on a road clean up project.

19. Consent Calendar - Income and Expenses - Town Treasurer

Motion made by Trevor Black to approve the consent calendar. Roger Ashmore seconded the motion. Vote: Roger Ashmore-yes, Trevor Black-yes, Judith Davis-yes, Kevin Sair-yes, and Mayor Moser-yes. The motion passed 5/0.

- 20. Consider approval of minutes:
 - a. February 5, 2015 Regular Meeting Minutes Motion made by Roger Ashmore to approve the February 5, 2015 regular meeting minutes. Trevor Black seconded the motion. Vote: Roger Ashmore-yes, Trevor Black-yes, Judith Davis-yes, Kevin Sair-yes, and Mayor Moser-yes. The motion passed 5/0.
- 21. Announcements

Mayor Moser said the Open and Public Meeting Training would take place at 7:30 pm.

22. Request for a closed session

None requested.

23. Adjournment

Motion made by Kevin Sair to adjourn the meeting. Roger Ashmore seconded the motion. Vote: Roger Ashmore-yes, Trevor Black-yes, Judith Davis-yes, Kevin Sair-yes, and Mayor Moser-yes. The motion passed 5/0.

Meeting adjourned at 7:16 PM.	
Date approved:	
ATTEST:	
Nathan Bronamann	Richard Moser

February 19, 2015 CODE ENFORCER'S REPORT TO TOWN COUNCIL

Since February 5, 2015:

I'm still getting complaints about dogs barking and other noise nuisances. One case has been turn over to the prosecutor. Dog licenses are past due and notices have been sent out. A number of people have responded. Our annual shot clinic was a success.

I'm working with the town attorney on an ongoing case.

I've been sending out final notices to clean up properties.

If anyone has a complaint regarding a code violation please come into the town office and fill out a complaint form. I will then check the codes, then the property to see if they are in compliance. If they are not I will start the process to bring them into compliance. I need to have written statements by those making the compliant in order to prosecute.

Thank you,

April Ruesch

EMERGENCY MANAGEMENT REPORT February 19, 2015

I attended SWRRT and Citizens Corps 5 county meeting in Cedar City last week. I'm attending Pediatric Response training all day today and tomorrow at Dixie Regional. Just hope I can pass the test. On February 28th I'll be attending the Citizen's Corps Conference in Cedar City.

(IMPORTANT Reminder all town officials, workers and firemen are required to take NIMS courses, 100 & 700. It is also recommended that town officials take ICS-G402. We need your cooperation. The more people trained, the better prepared we will be. Outside help will not always be available and able to get to us. (If you need assistance let me know. THIS will need to be done to continue getting the grant.)

Thank you,

April Ruesch