

Minutes of the regular meeting of the Town Council of the Town of Apple Valley, Washington County, Utah that was held on the 7th day of January, 2010 at the Smithsonian Fire Department Building, 1777 N. Meadowlark Dr. Apple Valley, Utah.

1. The meeting was called to order at 7pm.
2. The Pledge of Allegiance was led by Evan Brown.

Moved to item 5 and then proceeded with roll call.

3. Roll Call: Dale Kingsley, Evan Brown, Mayor Moser, Town Attorney Gary Kuhlmann, Town Treasure Linda Felder, Code Enforcement Officer April Ruesch, Town Recorder Shannon Moser took minutes. Frank Kolschefsky was excused.
4. Declarations of conflict of interests.

None stated.

5. Swearing in of Newly Elected Officials.

Mary Reep swore in the New Elected Officials, Mayor Rick Moser, Council Members Dale Kingsley and Evan Brown.

Council moved to Item 7 until Mr. Womack arrived.

6. Presentation to Dennis Womack.

Mayor Moser presented Mr. Womack with a plaque and thanked him for his ten years of service on the Fire Department.

7. Brady Owens for Fundraiser.

Miss Owens was not available.

8. Amber VanAlfen for the Arts Council.

Amber Van Alfen stated that Mrs. Christenson would like to attend a meeting before the Town signs a resolution and that she would follow up with Shannon when she heard more.

9. Discussion and possible action posting for the vacant Council seat.

Mayor Moser stated that because he is now mayor there is a vacant seat. The Town needs to post the seat for 14 days to take applications. Dale Kingsley and Evan Brown will hold the interviews. Motion made by Dale Kingsley to post for the vacant seat and that he and Evan Brown be the interviewers. Motion seconded Evan Brown. Vote: Dale Kingsley-yes, Evan Brown-yes, Mayor Moser-yes. Motion passed 3/0.

10. Discussion and possible action on accepting a bid on the new website.

Mayor Moser stated that the Town had three bids on the website, one for \$6000.00 one for \$7000.00 and one from Igov for \$599.00 that is a yearly fee and they will redesign and get the website up and running. Motion made by Evan Brown to accept the bid from Igov. Motion seconded by Dale Kingsley. Vote: Dale Kingsley-yes, Evan Brown-yes, Mayor Moser-yes. Motion passed 3/0.

11. Discussion and possible action on the Dedication of Apple Valley Drive (1600).

Mayor Moser stated that the Town was still waiting on a signature. Motion made by Mayor Moser to table item 11 until the next meeting. Motion seconded by Dale Kingsley. Vote: Dale Kingsley-yes, Evan Brown-yes, Mayor Moser-yes. Motion passed 3/0.

12. Discussion and possible action on scheduling a work meeting.

Mayor Moser would like to schedule a work meeting so the council can figure out where they would like to go. Motion made by Dale Kingsley to schedule the work meeting on January 21, 2010 at 6pm. Motion seconded by Evan Brown. Vote: Dale Kingsley-yes, Evan Brown-yes, Mayor Moser-yes. Motion passed 3/0.

13. Fire Department Report

No report.

14. Report and recommendation from the Code Enforcement Officer.

See Attached.

15. Roads Report and consideration of continuing improvements.

- a. Accepting the bid for the gravel work that was done to the new part of Apple Valley Drive.
- b. Report of the results of the Roads Survey.

Evan Brown reported, please see attached paper. Mayor Moser stated that the Council will discuss the problems and issues with the roads at the work meeting.

16. Report and recommendation from the Citizen Corps Council.

Chris Kingsley stated that they are planning the Founders Day and would like anyone who wants to join know that they next meeting will be held on January 13, 2010 at 6:30 at the fore station.

17. Report from the Community Events Committee.

No report.

18. Report and recommendation from the Planning Commission.

No report.

19. Consent Calendar-Income and Expenses-Linda Felder, Town Treasurer.

Motion made by Evan Brown to accept the Consent Calendar as presented. Motion seconded by Dale Kingsley. Vote: Dale Kingsley-yes, Evan Brown-yes, Mayor Moser-yes. Motion passed 3/0.

20. Consider approval of minutes:

- a. December 3, 2009 Regular Meeting Minutes.

Motion made by Dale Kingsley to accept the December 3, 2009 minutes as presented. Motion seconded by Evan Brown. Vote: Dale Kingsley-yes, Evan Brown-yes, Mayor Moser-yes. Motion passed 3/0.

21. Public Comments.

Curtis Gubler asked after the Town buys the Cedar Point Water Company and pipeline to Kokopelli how will the billing work out to the residents? Mayor Moser responded that as for the pipeline to Kokopelli, the developer will have to pay the cost and there has been no discussion to the Town about a pipeline. The purchase of the water company it is designed to work to support itself and the only people who will be affected by the purchase will be those connected to the system.

Tim Mintz asked what will determine who gets put on the Water Company. Mayor Moser stated that as of right now only those who are already serviced by the company. As the Town grows and expands they will be way to hook on as for know we are not capable to do so. If in the future you would still like to be on the Apple Valley water that you can be.

Joe Parker , Charlie Greko Amber VanAlfen would like to know if the Town can do anything about the power outages. Mayor Moser stated that we would keep trying but as of know they do not seem to care if it is the residents calling or the municipality.

Motion made by Dale Kingsley to close the public comment section. Motion seconded Evan Brown. Vote: Dale Kingsley-yes, Evan Brown-yes, Mayor Moser-yes. Motion passed 3/0.

22. Request an executive session.

None requested.

23. Adjournment.

Motion made by Evan Brown to adjourn the meeting. Motion seconded by Dale Kingsley. Vote: Dale Kingsley-yes, Evan Brown-yes, Mayor Moser-yes. Motion passed 3/0.

Meeting adjourned at 7:50pm.

Minutes taken by Shannon Moser

Date approved: \_\_\_\_\_

ATTEST BY: \_\_\_\_\_  
Shannon Moser

\_\_\_\_\_  
Rick Moser  
Mayor

## Road Survey Results

The following are the results of the Apple Valley Town "Road Survey" of 2009! 128 responses were received from the 300 surveys that were mailed. Results are as follows:

1. I feel that the gravel roads in Apple Valley are just fine the way they are.	<b>Agree</b> <b>38%</b> <b>Unsure</b> <b>6%</b> <b>Disagree</b> <b>78%</b>
2. I feel that the gravel roads create to much dust.	<b>Agree</b> <b>84%</b> <b>Unsure</b> <b>10%</b> <b>Disagree</b> <b>24%</b>
3. I would like to see increased maintenance (watering, grading) on the gravel roads.	<b>Agree</b> <b>58%</b> <b>Unsure</b> <b>21%</b> <b>Disagree</b> <b>38%</b>
4. I would like to have Asphalt applied to our roads. Estimated cost is \$192,400 per mile. Minimal maintenance.	<b>Agree</b> <b>32%</b>  <b>Unsure</b> <b>19%</b> <b>Disagree</b> <b>67%</b>
5. I would like to have Chip & Seal applied to our roads. Estimated cost is \$67,464 per mile. Re-application every 2-3 years.	<b>Agree</b> <b>37%</b> <b>Unsure</b> <b>18%</b> <b>Disagree</b> <b>68%</b>
6. I would like to have Potassium Chloride applied to our roads. Estimated cost \$4,858 per mile. Re-application every 1-2 years.	<b>Agree</b> <b>30%</b>  <b>Unsure</b> <b>16%</b> <b>Disagree</b> <b>69%</b>

This survey shows that the concerned citizens of Apple Valley think that our roads are not fine the way they are. That our roads do cause to much dust and that increased maintenance (watering, grading) is the concensus.

We also received a number of additional comments, (some which I cannot mention) but the most consistent were that speeders and off road vehicles were the biggest contributors to our poor road conditions!

I would like to thank each one of the responders to this survey. It is valuable information and will help the Town of Apple Valley to develop and maintain our road system.

Since December 3, 2009: I saw 4 dogs chasing the guinea birds next door. I chase them away from the birds. The 2 puppies ran toward home and the 2 big ones ran behind the house across the street. I chased those 2 dogs toward where the smaller ones had ran and the owner drove up and told my husband to just "shoot them!" He said it was her job not his. I guess she was upset they were running loose. It was the first time I've seen 3 of the dogs on the run and the other actually belongs to her mother. A few days later her husband came by and apologized. I contacted Eileen Spencer again about her animals and told her she needs to remove them from Apple Valley. She said "Why? the heats on in the house and they have plenty of food and water." I told her I'd talk to her again when she felt better. I sent flyers out again regarding getting licenses and the animal vaccination clinic. The clinic will be here from January 23 from 1-2p.m. Citizen Core picked up the food for the December food drive, but didn't have a December meeting. I wrote a letter to Eileen Spencer telling her she needed to get her animals out of Apple Valley, or I would make arrangements with the Sheriff's Office and pick up the animals, citing her for each one. I talk to Laura Wright. She told me Eileen had been calling all over trying to find placement for her animals. Laura has already taken a total of 8 dogs. Last time her son was bitten when she captured the dogs. She has worked hard getting them socialized and adopting them out. Eileen wouldn't let her take any of the dogs that weren't neuter or spayed. Laura has offered to get the animals fixed for Eileen, but she refused. I've been told she doesn't even advertise or try to get the puppies adopted out. She insists on a large amount of money for Chihuahuas she hasn't papered, house broke or socialized at all. I was told there are still at least 11 dogs in the house including another litter of puppies. Laura says she's made arrangement with a shelter in California for the puppies only, but told Eileen she can't take anymore dogs unless I first take custody of them. I went out to the house yesterday, and couldn't see any sign of animals, so I'm hoping she's moved them to Hurricane, and it's no longer our problem. I found a little Schnauzer in my front yard at 3:30 a.m. last Saturday morning. He was shivering and appeared to be lost. He had on a sweater and collar, but no tags. After a half hour when I didn't see anyone looking for him or hear anyone calling him I put him in my spare bedroom. In the morning I went door to door around my neighborhood but no one knew who he belonged to, but a couple of people offer to take him. I put up a flyer at the Chevron and at the mailbox across from the Chevron. Finally late in the afternoon I got a call from a new family in Gooseberry. They had called the Hurricane shelter and got my number. The owner's mother had brought the dog to them from New York for Christmas. Their little boys had apparently let the dog out late the night before without the parent's knowledge. I told the owner's to have the dog vaccinated and get him licensed. I told him about our clinic on the 23<sup>rd</sup> and said I would check into the Big Fix Schedule. The same day I got a call about 2 big dogs running loose in phase 1 and chasing a man. I had gotten a previous call regarding these dogs chasing a little girl. I had gone to the home and was told the dogs belonged to a visitor who was no longer there. I went back to that home and another woman told me she would be getting rid of her dogs. I advised her that they needed to be on a leash when they are let out or I will definitely be citing her for each dog.

Thank you,  
***April Ruesch Code Enforcer***