

1. The meeting was called to order at 7:02pm.
2. The Pledge of Allegiance was led by Mayor Moser.
3. Roll Call: Frank Kolschefsky, Dale Kingsley, Evan Brown, Kevin Sair, Mayor Moser, Town Attorney Gary Kuhlmann, Town Treasurer Linda Felder, Code Enforcement Officer April Ruesch were present. Shannon Moser Town Clerk took minutes.

4. Declarations of conflict of interests.

Kevin Sair is an employee for Kokopelli Golf Club.

5. Public Comments.

Harlan Ashby- had a question about item 10, Mayor Moser ask him to ask his questions during that time. He also asked why the Town would not post the agenda a week in advance or why the Town could not guarantee the public comment section. A discussion occurred. Gary Kuhlmann stated that he would talk to him after the meeting.

Curtis Gubler asked the Council how they were doing to get water in the Valley.

Mayor Moser made the motion to close the public comment section. Frank Kolschefsky seconded the motion. Vote: Frank Kolschefsky-yes, Dale Kingsley-yes, Evan Brown-yes, Kevin Sair-yes, Mayor Moser-yes. Motion passed 5/0.

6. Discussion and possible action on Three Points LLC Group Home.

The Council asked questions about the program. Gray Kuhlmann said that Three Points LLC would have to have a conditional use permit in order to use the property.

7. Discussion and possible action on Ordinance Number 2010-02 Alcohol Ordinance.

Gary Kuhlmann gave out copies to the council and discussed some question to complete the ordinance. Motion was made by Evan Brown to table this item until next meeting so the council could look it over. Dale Kingsley seconded the motion. Vote: Frank Kolschefsky-yes, Dale Kingsley-yes, Evan Brown-yes, Kevin Sair-yes, Mayor Moser-yes. Motion passed 5/0.

8. Discussion and possible action on Cooperative Weed Management Area Memorandum of Understanding.

Mayor Moser stated that this was presented to the Council earlier this year and that nothing had changed. The agreement is to help with getting more money and man power to manage the weed problem. Motion made by Evan Brown to accept the Cooperative Weed Management Area Memorandum of Understanding as written. Frank Kolschefsky seconded the motion. Vote: Frank Kolschefsky-yes, Dale Kingsley-yes, Evan Brown-yes, Kevin Sair-yes, Mayor Moser-yes. Motion passed 5/0.

9. Discussion and possible action on EMPG Grant Articles of Agreement.

The \$5000.00 EMPG was awarded to the Town for 2010. It is to help with the CERT program. Motion made by Dale Kingsley to accept the EMPG Grant and approve the Articles of Agreement. Frank Kolschefskey seconded the motion. Dale Kingsley seconded the meeting. Vote: Frank Kolschefskey-yes, Dale Kingsley-yes, Evan Brown-yes, Kevin Sair-yes, Mayor Moser-yes. Motion passed 5/0.

10. Discussion and possible action on Kokopelli Delay Agreement.

Motion made by Mayor Moser to leave the agreement as stated. Frank Kolschefskey seconded the motion. Dale Kingsley seconded the meeting. Vote: Frank Kolschefskey-yes, Dale Kingsley-yes, Evan Brown-yes, Kevin Sair-abstained, Mayor Moser-yes. Motion passed 4/0 with one abstention.

11. Discussion and possible action on Kokopelli Golf Course Liquor License.

Motion made by Evan Brown to table item until next meeting. Dale Kingsley seconded the motion. Vote: Frank Kolschefskey-yes, Dale Kingsley-yes, Evan Brown-yes, Kevin Sair-yes, Mayor Moser-yes. Motion passed 5/0.

12. Discussion and possible action on adding Frank Kolschefskey to the signature card.

Mayor Moser stated that the Town needed to have three people able to sign checks in case one of the others was unavailable. He would like to have Frank Kolschefskey as a signer as he is Mayor Pro Temp. Motion made by Mayor Moser to put Frank Kolschefskey on the signature card. Dale Kingsley seconded the motion. Vote: Frank Kolschefskey-yes, Dale Kingsley-yes, Evan Brown-yes, Kevin Sair-yes, Mayor Moser-yes. Motion passed 5/0.

13. Discussion and possible action on setting the public hearings for the 2009-2010 budget amendment and 2010-2011 budget.

Motion made by Mayor Moser to hold a public hearing for both the 2009-2010 amended budget and the 2010-2011 fiscal year budget on May 20th at 7pm. Frank Kolschefskey seconded the motion. Vote: Frank Kolschefskey-yes, Dale Kingsley-yes, Evan Brown-yes, Kevin Sair-yes, Mayor Moser-yes. Motion passed 5/0.

14. Fire Department Report

Denny Bass stated that the department had increased by two members. They had fire training in Cedar City On Friday and Saturday and everything was free except for gas. He also had some donations from a department in Indio California; he received a complete jaws of life and hydraulic rams. Andy White asked about getting rid of old equipment and what the procedure was. Mayor Moser stated to bring it before the council in a meeting. Motion made by Dale Kingsley to accept the donations from the Indio Fire Department. Frank Kolschefskey seconded the motion. Vote: Frank Kolschefskey-yes, Dale Kingsley-yes, Evan Brown-yes, Kevin Sair-yes, Mayor Moser-yes. Motion passed 5/0.

15. Report and recommendation from the Planning Commission.

Dick Naylor reported that the Commission had approved Three Points LLC group home. There is a public hearing scheduled for May 13th at 7pm for the change to the subdivision ordinance. The Commission is also working on the ordinance with cargo containers.

16. Report and recommendation from the Code Enforcement Officer.

Please see attached.

17. Roads Report and consideration of continuing improvements.

Frank Kolschefsky reported that he was working on the priority list, and is still waiting on bids for one of the projects.

18. Report and recommendation from the Citizen Corps Council.

April Ruesch reported that she would be meeting with Marie McGowan and Shannon Moser to go over the \$1500.00 grant for citizen corps.

19. Report from the Community Events Committee.

Kevin Sair reported that the Fire Department had a wonderful turn out for the Chili Cookoff. They made \$1600.00 and had 23 Chili's entered.

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

Motion made by Dale Kingsley to accept the Consent Calendar as presented. Kevin Sair seconded the motion. Vote: Frank Kolschefsky-yes, Dale Kingsley-yes, Evan Brown-yes, Kevin Sair-yes, Mayor Moser-yes. Motion passed 5/0.

21. Consider approval of minutes:

- a. April 15, 2010 Regular Meeting Minutes.

Motion made by Dale Kingsley to accept the minutes with the corrections noted. Frank Kolschefsky seconded the motion. Vote: Frank Kolschefsky-yes, Dale Kingsley-yes, Evan Brown-yes, Kevin Sair-yes, Mayor Moser-yes. Motion passed 5/0.

22. Request an executive session.

None requested.

23. Adjournment

Motion made by Kevin Sair to adjourn the meeting. Evan Brown seconded the motion. Vote: Frank Kolschefsky-yes, Dale Kingsley-yes, Evan Brown-yes, Kevin Sair-yes, Mayor Moser-yes. Motion passed 5/0.

Meeting adjourned at 8:20pm.

Minutes taken by Shannon Moser

Date approved: _____

ATTEST BY: _____
Shannon Moser

Richard Moser
Mayor

May 6, 2010 CODE ENFORCER'S REPORT TO TOWN COUNCIL

Since April 15, 2010:

I took pictures and made record of various code violations and complaints.

I sent more discovery to the county attorney for an pending court case.

I attended 2 more days of clerk-recorder's convention in Springdale. In addition to learning about how Springdale has gone green, Benefits of brain exercises and Truth in taxation and the money illusion, Institute and Academy updates, we learned about Media networking, Land use for the record, Risk management, and Using humor to cope. In today's environment soft skills are as important as hard skills. We also had courses on Voting by mail, Managing stress and 7 habits of success, 101 ways to cope. We also attended The Utah Municipal Clerks and Recorders business meeting during the conference. We learned about the Media Website and Lincoln Shurtz gave us the latest Legislative updates.

I attended the L.E.P.C. MEETING at the sheriff's office on April 20th. A 3.0 earthquake was reported in Cedar City. The Ironman Triathlon was on May 1st. There is no meeting this month. Next month they'll start concentrating on earthquakes.

I arranged for Larry Eitel of the Civil air Patrol to speak at our C.E.R.T training on May 18th at 6:30 p.m. Everyone is invited.

I met with Scott Alvord, our community support liaison from Homeland Security. There is a NIMS 402 course recommended for town officials.

I included a notice with the garbage bills regarding, recycling, keeping weeds under control and making sure animals have access to water and shade especially during the hot summer months.

I was in charge of the bake sale for the Chile Cook-off and I'd like to thank everyone for donating, as well as buying items. We had a lot of yummy donations and it was a great success. The longer I live and work in this town, the more impressed I become with all the wonderful people in Apple Valley.

I attended Citizen's Core Council.

I found a brown lab on Rome Way and I'm looking for the owner or placement for her.

Thank you,

April Ruesch Code Enforcer