

Minutes of the regular meeting of the Town Council of the Town of Apple Valley, Washington County, Utah that was held on the 4th day of August, 2011 at the Smithsonian Fire Department Building, 1777 N. Meadowlark Dr. Apple Valley, Utah.

1. The meeting was called to order at 7:00 pm.
2. The Pledge of Allegiance was led by Mayor Moser.
3. Roll Call: Trevor Black, Evan Brown, Dale Kingsley, Mayor Moser, and Code Enforcement Officer April Ruesch were present. Kevin Sair and Legal counsel were excused. Town Clerk Nathan Bronemann took minutes.

4. Declarations of conflict of interests.

None Stated.

5. Public Comments.

Evelyn Greco asked about the timeline of the purchase of the water companies by Two Bears.

Mayor Moser said that the last conversation that he had with them about a week ago was that they were moving forward and that the purchase should go through shortly.

Evelyn Greco said that she was told that to approve a rate increase could take up to six months.

Mayor Moser said that the Town was not involved in that and all he knew is what he had been told by Two Bears.

Jack Davis said that he was involved in a hearing two years ago with the Cedar Point Water Company and it took several months for a rate increase to be evaluated.

Lillie McClean asked about the weed problems.

Mayor Moser said that the code enforcement officer needed to be notified.

Gloria Charles asked about the sign ordinance with regard to the signs in Gooseberry.

Doug Randall said that there a couple visitors from the east county and he wondered what they were doing there.

Margaret Ososki announced that there will be a Taco Lucheaon fundraiser for the Volunteer Park on Saturday.

Gary Wellin asked about the water tank being vandalized and if that tank went down if there would be enough pressure to fight a fire.

Mayor Moser said that at that time there would not have been enough pressure to fight a fire. He also said that there was a notification process and that the Water compwny is supposed to notify the public within a certain time period.

Motion made by Evan Brown to close public comment. Trevor Black seconded the motion. Vote: Trevor Black-yes, Evan Brown-yes, Dale Kingsley-yes, and Mayor Moser-yes. The motion passed 4/0.

6. Discussion and possible action on Resolution 2011-23 to establish meeting rules for the Town Council and all of its bodies and subcommittees.

Mayor Moser said that the State required that meeting rules be created and that these rules were given to the Council four weeks ago. He explained the rules and asked if any of the Council had any questions.

Motion made by Trevor Black to accept Resolution 2011-23. Dale Kingsley seconded the motion. Vote: Trevor Black-yes, Evan Brown-yes, Dale Kingsley-yes, and Mayor Moser-yes. The motion passed 4/0.

7. Announce the results of the letters in protest of the creation of a special service district.

Mayor Moser announced that there were 172 letters sent in with 117 registered voters. 33% would have been 126 registered voters. The total taxable value of the Town is \$42,637,529. 33% of that is \$14,070,385. Those in protest with property amount to \$9,452,132 at this time, but that there were a few lots that needed to be clarified.

8. Discussion and possible action on Resolution 2011-24 to appoint Cynthia Browning to a two year term on the Planning Commission.

Motion made by Mayor Moser to accept Resolution 2011-24. Trevor Black seconded the motion. Vote: Trevor Black-yes, Evan Brown-yes, Dale Kingsley-yes, and Mayor Moser-yes. The motion passed 4/0.

9. Report and recommendation from the Planning Commission

Mayor Moser reported that they are working with Desert Rose and that they are looking into revising the Land Use Ordinance. Also, Judy Creek and Cedar Point Phase II

10. Report from the Fire Department

Chief reported that there are two of the three brush trucks back and painted.

11. Report and recommendation from the Code Enforcement Officer

See attached.

12. Report and recommendation from the Citizen Corps Council

See attached

13. Roads Report and consideration of continuing improvements

Trevor Black said that they have had the blades out and recommended that the residents drive slowly to keep the dust down and help the road stay smooth longer.

14. Report from the Community Events Committee

Mayor Moser reported that the Taco Luncheon and Salsa Contest Saturday at 11:00 AM to raise money for the new Volunteer Park. He also announced that the Washington County Fair started this next Wednesday.

15. Consent Calendar-Income and Expenses- Town Treasurer

Motion made by Evan Brown to accept the consent calendar. Dale Kingsley seconded the motion. Vote: Trevor Black-yes, Evan Brown-yes, Dale Kingsley-yes, and Mayor Moser-yes. The motion passed 4/0.

16. Consider approval of minutes:

- a. July 7, 2011 Regular Meeting Minutes
Motion made by Trevor Black to accept the minutes from July 7, 2011. Dale Kingsley seconded the motion. Vote: Trevor Black-yes, Evan Brown-abstain, Dale Kingsley-yes, and Mayor Moser-yes. The motion passed 3/0 with one abstention.
- b. July 13, 2011 Work Meeting Minutes
Motion made by Trevor Black to accept the minutes from July 13, 2011. Evan Brown seconded the motion. Vote: Trevor Black-yes, Evan Brown-yes, Dale Kingsley-yes, and Mayor Moser-yes. The motion passed 4/0.
- c. July 14, 2011 SSD Hearing Meeting Minutes
Motion made by Evan Brown to accept the minutes from July 14, 2011 as corrected. Trevor Black seconded the motion. Vote: Trevor Black-yes, Evan Brown-yes, Dale Kingsley-abstain, and Mayor Moser-yes. The motion passed 3/0 with one abstention.
- d. July 21, 2011 Regular Meeting Minutes
Motion made by Dale Kingsley to accept the minutes from July 21, 2011. Evan Brown seconded the motion. Vote: Trevor Black-yes, Evan Brown-yes, Dale Kingsley-yes, and Mayor Moser-yes. The motion passed 4/0.
- e. July 27, 2011 Work Meeting Minutes
Motion made by Dale Kingsley to accept the minutes from July 27, 2011. Evan Brown seconded the motion. Vote: Trevor Black-yes, Evan Brown-yes, Dale Kingsley-yes, and Mayor Moser-yes. The motion passed 4/0.

17. Request for an executive session

None requested.

18. Adjournment

Motion made by Evan Brown to adjourn the meeting. Trevor Black seconded the motion. Vote: Trevor Black-yes, Evan Brown-yes, Dale Kingsley-yes, and Mayor Moser-yes. The motion passed 4/0.

Meeting adjourned at 7:54 PM.

Date approved: _____

ATTEST BY: _____
Nathan Bronemann

Richard Moser

August 4, 2011 CODE ENFORCER'S REPORT TO TOWN COUNCIL

Since July 21, 2011:

I'm still actively working on the weed and thistle problem. I'm concerned about the fire and safety hazard. I encourage all residents and property owners to clean up their yards.

Animals need plenty of water and shade during these hot summer months.

(Reminder to all town officials to take NIMS courses ICS-G402, 100 & 700. If you need assistance let me know.)

**April Ruesch
Code Enforcer**

CITIZENS CORPS COUNCIL REPORT August 4, 2011

We'll be holding a Citizen's Corps meeting at 6:30pm on August 24, 2011. We'll be discussing plans for our CERT program. This has to do with emergency preparedness. We encourage all residents to attend.

Thank you.

April Ruesch