

Minutes of the regular meeting of the Town Council of the Town of Apple Valley, Washington County, Utah that was held on the 20th day of October, 2011 at the Smithsonian Fire Department Building, 1777 N. Meadowlark Dr. Apple Valley, Utah.

1. The meeting was called to order at 7:03 pm.
2. The Pledge of Allegiance was led by Mayor Moser.
3. Roll Call: Trevor Black, Evan Brown, and Mayor Moser were present. Kevin Sair and Dale Kingsley were excused. Legal Counsel, Gary Kuhlmann and Code Enforcement Officer, April Ruesch was present. Town Clerk Nathan Bronemann took minutes.
4. Declarations of conflict of interests.

None Stated.

5. Public Comments

Margaret Ososki asked why the Town needed a complaint from a resident in order to enforce the codes.

Mayor Moser said that a complaint was not necessary to enforce the Town Code.

Gary Wellin asked about the Robert Rules of Order discussion.

Mayor Moser referenced the Town meeting rules that were posted on the wall by the door.

Gary Wellin asked if a motion could be made from the floor on any of the items on the agenda.

Mayor Moser said the Council would make any motions.

Motion made by Trevor Black to close public comment. Evan Brown seconded the motion. Vote: Trevor Black-yes, Evan Brown-yes, and Mayor Moser-yes. The motion passed 3/0.

6. Public Hearing on the Preliminary Plat Approval for the Desert Rose Subdivision

Mike Maddox asked if the owners of the lots that had been previously sold had been satisfied.

Gary Kuhlmann said that he was not aware of any lots that had been originally sold. He continued stating that anyone who owned the property or with a lien on the property would have to sign the plat in order for the plat to be approved.

Jack Davis asked if the changes that the planning commission was working on would apply to the Desert Rose Subdivision.

Mayor Moser said that they would fall under the ordinances as they currently stand, but when the changes are made, they can then be subject to those ordinances.

Evelyn Greco asked if the approval was for the complete subdivision.

Mayor Moser said that the approval was only for the lots on the preliminary plat.

Gary Wellin asked about the timeframe.

Mayor Moser said that they have up to one year to complete their infrastructure with an optional one year extension.

Motion made by Evan Brown to close the public hearing. Trevor Black seconded the motion. Vote: Trevor Black-yes, Evan Brown-yes, and Mayor Moser-yes. The motion passed 3/0.

7. Discussion and possible action on approval of the Preliminary Plat Approval for the Desert Rose Subdivision

No discussion.

Motion made by Trevor Black to approve the preliminary plat for the Desert Rose Subdivision. Evan Brown seconded the motion. Vote: Trevor Black-yes, Evan Brown-yes, and Mayor Moser-yes. The motion passed 3/0.

8. Discussion and possible action on approving the Financial Reports

No discussion.

Motion made by Evan Brown to accept the financial reports as presented. Trevor Black seconded the motion. Vote: Trevor Black-yes, Evan Brown-yes, and Mayor Moser-yes. The motion passed 3/0.

9. Discussion and action on allowing the Boy Scouts to have monthly meetings in the training room again

Nathan Bronemann corrected the item to Cub Scouts.

Motion made by Evan Brown to allow the Cub Scouts to use the training room for their monthly meetings. Trevor Black seconded the motion. Vote: Trevor Black-yes, Evan Brown-yes, and Mayor Moser-yes. The motion passed 3/0.

10. Discussion and possible action on a pay raise for the Town Clerk/Recorder

Mayor Moser explained that they had hired the clerk on a 6-month probationary period and they had budgeted to pay him another \$60 after that.

Gary Wellin said that he had been impressed with the clerk's performance and recommended a raise.

Evan Brown suggested that they have a review in 6-months time to revisit the clerk's pay.

Motion made by Mayor Moser to approve a \$60 per week pay raise for the Town Clerk/Recorder. Trevor Black seconded the motion. Vote: Trevor Black-yes, Evan Brown-yes, and Mayor Moser-yes. The motion passed 3/0.

11. Schedule interviews for the volunteer SSD board applicants

Evan Brown asked for a review of the material covered in the work meeting last Thursday.

Mayor Moser reviewed the material from that meeting.

Pam Quale asked who would be drawing up the bylaws for the SSD.

Mayor Moser said that Rod Mills would bring a sample and the board would ultimately draw up the bylaws for the SSD.

Jay Kleinfeldt said that the meeting dates pertaining to the SSD will be in the next issue of Apple Views.

Evan Brown and Mayor Moser volunteered to conduct the interviews.

It was decided to schedule interviews for the 26th of October starting at 5:00 pm.

12. Report and recommendation from the Planning Commission

Mayor Moser reported that they had sent recommended changes out for legal review.

13. Report and recommendation from the Parks and Recreation Department

Mayor Moser reported that they were still waiting for the park plans to come back from the engineer.

14. Report from the Fire Department

Chief Denny Bass reported that they would be having a controlled burn of the burn pile within the next week. He also reminded the public that the burn season was open and that they needed permits.

15. Report and recommendation from the Code Enforcement Officer

See attached.

16. Report and recommendation from the Citizen Corps Council

See attached.

17. Roads Report and consideration of continuing improvements

Trevor Black reported that they had finished one of the culverts and they were still working on fixing the cracks in the road. He said that the machine would cost \$44,000 to purchase and \$360/day to rent the machine from Wheeler Machinery. He said he hoped to be able to get the job done in a couple days.

18. Report from the Community Events Committee

Mayor Moser announced that Kevin Sair would be back on Saturday and that Founders Day would be this Saturday starting with a parade at 9:30 am. There will be booths selling crafts.

Margaret Ososki reported that P&R would be raising money along with the Apple Valley royalty and that the food vendor would be selling tacos.

19. Consent Calendar - Income and Expenses - Town Treasurer

Motion made by Trevor Black to accept the consent calendar. Evan Brown seconded the motion. Vote: Trevor Black-yes, Evan Brown-yes, and Mayor Moser-yes. The motion passed 3/0.

20. Consider approval of minutes:

a. October 6, 2011 Regular Meeting Minutes

Motion made by Mayor Moser to accept the regular meeting minutes from October 6, 2011 as corrected. Trevor Black seconded the motion. Vote: Trevor Black-yes, Evan Brown-yes, and Mayor Moser-yes. The motion passed 3/0.

- b. October 13, 2011 Work Meeting Minutes
Motion made by Trevor Black to accept the work meeting minutes from October 13, 2011. Mayor Moser seconded the motion. Vote: Trevor Black-yes, Evan Brown-yes, and Mayor Moser-yes. The motion passed 3/0.

21. Request for an executive session

Motion made by Mayor Moser to hold an executive session to discuss the installation of a security system as well as a legal matter. Evan Brown seconded the motion. Vote: Trevor Black-yes, Evan Brown-yes, and Mayor Moser-yes. The motion passed 3/0.

22. Adjournment

Motion made by Evan Brown to adjourn the meeting. Trevor Black seconded the motion. Vote: Trevor Black-yes, Evan Brown-yes, and Mayor Moser-yes. The motion passed 3/0.

Meeting adjourned at 8:19 PM.

Date approved: _____

ATTEST BY: _____
Nathan Bronemann

Richard Moser

October 20, 2011 CODE ENFORCER'S REPORT TO TOWN COUNCIL

Since October 6, 2011:

I'm still concerned about the weed problem. Now is a good time to spray and get rid of weeds before winter since we are issuing burn permits and the dumpsters will be here the last weekend of this month, October 28, 29 & 30th. This will be the last time before March.

I'm working on a number of dog complaints and building code violations.

(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 October 20, 2011

There was no Citizen's Corps Council last month.

We are in need of a Citizen's Corps Leader and members as well as CERT leaders and members. We currently don't have any funds, but we do have plenty of supplies. If we have enough people interested the county will do training out here.

Hildale Fire Dept. had agreed to teach a 5 part CPR-First Aid course. Cost is \$5 for the card. We need to find out how many are interested, before they will set up the dates. Please contact the town office if you are interested. Priority is the firemen and CERT members.

Thank you.

April Ruesch