

**Rockville Town Council
Regular Meeting
Rockville Town Hall
February 15, 2024 – 6:00 pm
Amended**

1. **CALL TO ORDER-ROLL CALL:** Mayor Pam Leach called the meeting to order at 6:00 pm. The following members of the Town Council were present: Michael Evenson, Robin Smith, Megan Honer-Orton, Mayor Pam Leach and Jeff Ballard. Town Clerk Shelley Cox recorded the meeting.
2. **PLEDGE OF ALLEGIANCE:** Mayor Leach led the Pledge of Allegiance.
3. **APPROVAL OF THE AGENDA:** Michael Evenson made the **MOTION** to approve the agenda. Megan Honer-Orton **SECONDED** the motion.

VOTE on Motion:

Michael Evenson: Aye
Robin Smith: Aye
Megan Honer-Orton: Aye
Mayor Leach: Aye
Jeff Ballard: Aye

The motion **PASSED** unanimously.

4. **DECLARATION OF CONFLICT OF INTEREST WITH AN AGENDA ITEM.** No conflicts were disclosed.

PUBLIC COMMENTS: Mayor Leach said there was one person that had requested to speak. Joseph Harper proceeded to read a letter to the Town Council. (see attached letter) He presented copies to the Council members. [It was not known he was commenting in support of the Davis agenda item, until after his letter was read.] Michael Evenson asked when this issue of the complaint began. Mr. Harper stated July of 2020 and he also has copies of emails he could submit.

DISCUSSION/INFORMATION/NON-ACTION ITEMS

1. **REPORT ON HURRICANE VALLEY FIRE SPECIAL SERVICE DISTRICT:** Mayor Leach outlined the calls and the report presented from the Fire District with the calls from January per entity.
2. **REPORT ON RECOMMENDATIONS OF THE PLANNING COMMISSION:** Chair Tyler reported on Tuesday's Planning Commission meeting there was a building permit approved for a new home at 208 W. Main. A special event permit was issued to Vacation Races for a half marathon on March 2, 2024 coming from Virgin through Rockville and ending in Springdale. This is an annual event that is held yearly in March. Vacation Races have another race on April 13-14th that comes into town limits for 100 feet on Gooseberry Mesa. Also a building permit was issued to the Town for a new maintenance building at 43 E. Main on the back portion of the Town lot. Megan Honer-Orton asked if 208 W. Main is a remodel or a new home. Chair Tyler said it is a new home and the old one will be demolished after construction or must be rendered useless after completion of the new home, which the owner is aware. Chair Tyler was excused at this time.
3. ***REQUEST FOR AGENDA TIME FOR THE DISCUSSION OF POSSIBLE OVERREACH BY AN UNELECTED OFFICIAL-SKYLER DAVIS:** Mayor Leach then asked Skyler Davis to present his request. Skyler Davis presented the Council with a letter regarding his concern with an unelected employee. (see attached letter) He said that currently they have a grant or request for an agenda item for Planning Commission, and in honest discussion we came in within the 21-day rule to be on the agenda. They spoke with Shelley in the Office who informed them to call Garth Tyler, Planning Commission Chair, to see if they could still get on the agenda. They did and were told they could that day and they were put on the agenda. The next day Vicki Bell called him in the morning, and said they were being taken off the agenda and this is the second time that she's called and told us well, why'd you come in when I wasn't there? She feels like they were sitting out there waiting for her to leave so they could come put documents in for agendas. So it kind of felt like they were being targeted because Vicki feels they were trying to go around her. Mayor Leach asked the question "the day that you brought your documents in, and Vicki wasn't there, and Shelley was there it was within the 21 days prior to the Planning Commission meeting? Skyler Davis said it was within the 21 days as it was only 16 days prior to the meeting. However in November they had submitted plans and Vicki told us that if they were submitted by the end of the previous month, it could be placed on the agenda. This was the end of the month. Mayor Leach said that the dates will be reviewed.

Skyler Davis said so and I'm not saying we were in the right. But it feels like unilaterally she is making decisions for this town that she should not be making.

Mayor Leach said as I said to you in a subsequent e-mail, Vicki is the one that receives building permit applications. She is the one that is supposed to review them and make sure that they do meet dates, time information and so on. That's her job. Mayor Leach stated the Davis's had submitted a GRAMA request for applications from last year but the request was incomplete and a new GRAMA request was needed.

Skyler Davis said he would be requesting dates of applications from last year and if they were accepted and allowed to be on the agenda if they were less than the required 21 days. He said he will finish amending the GRAMA request and get that to you. Mayor Leach asked if there were any other comments Mr. Davis would like to make.

Skyler Davis stated he could go into further detail on all of the different situations and typed it up earlier and it was 3 pages so to spare you I didn't go into too much detail, so I mean if you want more details of issues. Mayor Leach said if you have additional information, you'd like us to review, we'd be happy to do that. She asked if anyone had any other questions? No comments were made.

ADMINISTRATIVE ACTION ITEMS

1. **DISCUSSION AND ACTION ON RESOLUTION NO. 24-0215-01 A RESOLUTION APPOINTING A TOWN COUNCIL MEMBER TO THE HURRICANE VALLEY FIRE SPECIAL DISTRICT BOARD** Mayor Leach then said as discussed at last month meeting a resolution is needed to appoint someone to represent Rockville on the Hurricane Valley Fire Special District Board. She said Robin Smith had been willing to fill that position if she still is. Robin Smith indicated she is still willing to fill this position as a member to the Hurricane Valley Fire Special District Board. Robin Smith said she already attended a meeting and will report on that later. Michael Evenson made the **MOTION** to approve Resolution No. 24-0215-01 providing for the appointment of Robin Smith, Rockville Town Council member to representative to the Hurricane Valley Fire Special District Board. Jeff Ballard **SECONDED** the motion.

VOTE on Motion:

Michael Evenson: Aye
Robin Smith: Aye
Megan Honer-Orton: Aye
Mayor Leach: Aye
Jeff Ballard: Aye

The motion PASSED unanimously.

2. ***DISCUSSION AND ACTION ON RESOLUTION NO. 24-0215-02 A RESOLUTION PROVIDING FOR APPOINTMENT TO THE ROCKVILLE PLANNING COMMISSION FOR AN ALTERNATE ROCKVILLE PLANNING COMMISSION MEMBER** Mayor Leach explained that Rockville Town Ordinance allows for two alternate Planning Commission members appointed to fill possible gaps when members are unavailable for meetings. Andrew Efstratis has expressed a willingness to serve on the Planning Commission and this resolution would make it official. Thank you, Andy, for your interest. Mayor Leach asked if anyone had questions for Andy prior to our acting on this resolution? Megan Honer-Orton said just thank you for your interest. Megan Honer-Orton made the **MOTION** to approve Resolution No. 24-0215-02 providing for appointment to the Rockville Planning Commission for an alternate Rockville Planning Commission member. Jeff Ballard **SECONDED** the motion.

VOTE on Motion:

Michael Evenson: Aye
Robin Smith: Aye
Megan Honer-Orton: Aye
Mayor Leach: Aye
Jeff Ballard: Aye

The motion PASSED unanimously.

3. **DISCUSSION AND ACTION ON A BID FROM SUPERIOR HARDWOOD AND TILE TO SAND AND REFINISH THE FLOORS IN THE COMMUNITY RECREATION CENTER AND TOWN HALL**. Mayor Leach explained the Town had an opportunity to have the hard wood floors in both buildings completely redone, sanded and stained. This bid was submitted and since there was a

very short window when the buildings were not being used that the work could be completed, she had called all council members for approval for this expenditure, and then the issue could be addressed formally at tonight's meeting. The repairs also included termite damage to a number of floorboards that had to be pulled up and replaced. Clerk Bell said the monies had been appropriated and she could outline and answer any questions the Council may have. Mayor Leach said the floors are now completed and are beautiful. Jeff Ballard also stated how good the floors looked. Megan Honer-Orton made the **MOTION** to approve this expenditure formally. Jeff Ballard **SECONDED** the motion.

VOTE on Motion:

Michael Evenson: Aye
Robin Smith: Aye
Megan Honer-Orton: Aye
Mayor Leach: Aye
Jeff Ballard: Aye

The motion PASSED unanimously.

4. **APPROVAL OF THE MINUTES OF THE JANUARY 3, 2024, SPECIAL MEETING.** Mayor Leach asked if there were any changes to the minutes of the Special Town Council meeting on January 3, 2024 meeting. No changes were noted. Megan Honer-Orton made the **MOTION** to approve the minutes from the January 3, 2024 special meeting. Michael Evenson **SECONDED** the motion.

VOTE on Motion:

Michael Evenson: Aye
Robin Smith: Aye
Megan Honer-Orton: Aye
Mayor Leach: Aye
Jeff Ballard: Aye

The motion PASSED unanimously.

5. **APPROVAL OF THE MINUTES OF JANUARY 10, 2024, REGULAR MEETING.** Mayor Leach asked if there were any changes to the minutes from the January 10, 2024 regular meeting. No changes were noted. Jeff Ballard made the **MOTION** to approve the minutes from the January 10, 2024 Regular Meeting. Michael Evenson **SECONDED** the motion.

VOTE on Motion:

Michael Evenson: Aye
Robin Smith: Aye
Megan Honer-Orton: Aye
Mayor Leach: Aye
Jeff Ballard: Aye

The motion PASSED unanimously.

6. **APPROVAL OF EXPENDITURES FOR THE MONTH OF JANUARY 2024.** Mayor Leach asked if there were any questions regarding the expenditures for January 2024. Megan Honer-Orton asked about the cost of the electrical service for the bridge as it seems higher. Clerk Bell said the higher amount was due to the Christmas lights on the Bridge. Jeff Ballard made the **MOTION** to approve the expenditures for January 2024. Robin Smith **SECONDED** the motion.

VOTE on Motion:

Michael Evenson: Aye
Robin Smith: Aye
Megan Honer-Orton: Aye
Mayor Leach: Aye
Jeff Ballard: Aye

The motion PASSED unanimously.

7. **APPROVAL OF THE JANUARY 2024 FINANCIAL STATEMENTS.** Mayor Leach asked if there were any questions on the financial statements for January 2024. No comments were made. Robin Smith made the **MOTION** to approve the financial statements for January 2024. Megan Honer-Orton **SECONDED** the motion.

VOTE on Motion:

Michael Evenson: Aye
Robin Smith: Aye
Megan Honer-Orton: Aye
Mayor Leach: Aye
Jeff Ballard: Aye

The motion PASSED unanimously.

ADMINISTRATIVE NON-ACTION ITEMS

1. Mayor and Council Member Reports:

Mayor Pam Leach reported the St. Patrick's Day celebration is being held in Springdale on Saturday, March 16th with the parade at 2:00 pm, but she will verify the correct time. She said the Canyon Mayors of Springdale, Rockville and Virgin will be riding together. She asked if the Rockville Drill team would be participating. Megan who had been over this was unsure if they would participate in the parade. Mayor Leach reported that the Zion Collaborative group has renewed the Coordinators' contract for another year.

She presented a picture that Zion Red Rock had provided as a possible fence design to install at the back cliff side of the Chatua property to screen lights and help with sound impacts.

Mayor Leach reported the Town of Springdale had purchased the two acres in front of their current Town Hall to add a new building to house a large Council meeting area, a new medical office and potentially a new Post Office. There is also a possibility of getting exercise equipment in this new building but that is not definite. There are no construction plans yet, but they have completed the land purchase agreement.

Michael Evenson reported the Mosquito Abatement Board is very active working to ensure the County is safe from any mosquito borne illnesses. They just re-elected officers for the new year.

Robin Smith reported on the Fire Board meeting. A new engineer was pinned.

Robin reported she also attended the Solid Waste Board meeting where they was presentation from an energy company discussing a program to build onsite a process to capture the methane gas coming off the land fill to convert into electricity and have a medium size mobile data site to be used by customers and the energy would run this site and generate monthly profits to the County. The developer would stand the costs. There would be no water usage and just use the methane gas to run the date site. The Board did vote to keep reviewing this possibility.

Megan Honer-Orton reported she attended the Southern Utah Air Quality meeting. In this meeting they discussed the Purple Air sensors. She said she thought the Town had purchased one of these sensors, but it is not showing on the State system. Mayor Leach said indeed one was purchased but it has not been installed yet and will be connected shortly. Megan reported this sensor will need to be installed with easy access as each time there is a power outage the sensor must be reset. If help is needed to install this sensor the State will provide someone to help. Mayor Leach informed those in attendance that this small sensor will sit outside the Town Office and measure any pollutants in the air, whether it be dust or other things and then shows up on a public site on the State system and can be viewed anywhere in the State. Megan reported this site is purpleair.com. She said various reports can be viewed by the public in various formats.

Megan also reported the CERT team training was held in January and also February and the next training will be in the fall.

Jeff Ballard reported on the progress of the new maintenance building. The pad is completed for the building and work is progressing.

Mayor Leach thanked those in attendance and said she wanted to assure the citizens that the statements made in tonight's meeting will be addressed, from the public comment and the Daviss.

Skylar Davis asked the Council about the next step in his request for review. Mayor Leach said the next step would be to review the information regarding the claims and issues brought up. Mayor Leach said Vicki Bell's job is to ensure all rules are followed by elected officials. Skylar said he does not want this issue dropped and wants it resolved equally to everyone. He said he will be submitting another GRAMA request for information and wants this to be taken seriously. He said he is about to invest a lot of money in his property and wants to make sure everyone is treated fairly and with respect. Mayor Leach said she would like him to document his interactions and problems so this can be reviewed correctly. If things are not known, they can't be addressed. Michael Evenson asked what property Mr. Davis owns. Mr. Davis said the Garland Hirschi property at 302 East Main.

Danielle Davis said it is hard to directly address the problem as this same person is who they must interact with for other Town issues. It causes other issues by complaining and fellow citizens have said they have incurred such issues. Mayor Leach said if there are questions or concerns, and they are not comfortable addressing the office then she or any Council member could be approached.

Zefferino VonKurnatowski asked to approach the Council. Mayor Leach allowed this. Zefferino VonKurnatowski said he empathizes with the residents' concerns regarding Vicki Bell, although he does not understand the issue, but feels very uncomfortable even listening to this issue as she is seated in the meeting and all those present. This needs to be acknowledged.

Mayor Leach asked if Vicki Bell wanted to make any comments or anyone else. No comments were made.

2. Staff Report as needed.

There were no staff reports.

Robin Smith made the **MOTION** to adjourn the meeting at 6:42 pm. Megan Honer-Orton **SECONDED** the motion.

VOTE on Motion:

Michael Evenson: Aye
Robin Smith: Aye
Megan Honer-Orton: Aye
Mayor Leach: Aye
Jeff Ballard: Aye

The motion **PASSED** unanimously.

The meeting adjourned at 6:42 pm.

ADJOURNMENT

Shelley D Cox,
Town Clerk

APPROVED:

Pam Leach, Mayor

The foregoing minutes were posted in the foyer cabinet of the Rockville Town Office by Shelley Cox at approximately 11:00 AM/PM on 3-14-24, on Rockville's Website and the Utah Public Notice Website.

Shelley Cox

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