

**Rockville Town Council
Regular Meeting
October 14, 2015
Rockville Community Center**

1. **CALL TO ORDER – ROLL CALL** – Mayor Tracy Dutson called the meeting to order at 6:02 p.m. The following members of the Rockville Town Council were present: Megan Honer-Orton, Mark Hartless, and Terry Bell. Pam Leach was excused.
2. **PLEDGE OF ALLEGIANCE** – Mayor Dutson led the Pledge of Allegiance.
3. **DECLARATION OF CONFLICT OF INTEREST WITH AN AGENDA ITEM** – There were no conflicts declared.
4. **PUBLIC COMMENT AND QUESTIONS** – There were no comments or questions from the public.
5. **REPORT ON ROCKVILLE/SPRINGDALE FIRE PROTECTION DISTRICT – CHAIR LUCI FRANCIS** – The report is attached to the minutes.
6. **REPORT AND ACTION, IF NECESSARY, ON RECOMMENDATIONS OF THE PLANNING COMMISSION – PLANNING COMMISSION CHAIR BOB FORD** – Planning Commission Chair Bob Ford reported that the previous evening the Planning Commission held a Work Meeting where various issues were discussed including the presentation made by the Multi-Housing Task Force. He reported that there have been multiple iterations of the document over the years with the focus being to finalize the process. There was a very productive discussion and the Commission reviewed the four options presented. Two key items still need to be completed after which the document will be reviewed again by the Planning Commission and ultimately come before the Town Council for action. The two issues to be clarified were to better define the term “building footprint”. The second issue pertained to the issue of grandfathering existing secondary structures that are separate from the primary building. The Commission felt that had not been well clarified. Once the document is finalized, a public hearing will be conducted to get additional input. Gratitude was expressed for Sharon Hatfield’s work on the document.

A question was raised about connecting water to an outbuilding. Bob indicated that that was one of the issues the Commission felt needed clarification. He felt it was very clear that what was proposed was that there would be only one culinary share per parcel even if there is a secondary structure that is allowed to have water. The secondary structure would also have to be on the same utility and sewer system and would be limited to one bedroom.

Bob stated that the proposed change will resolve various issues; however, within one year a property owner would have to declare that they have such a facility. The property would need to be inspected and all of the requirements would have to be met. It was noted that water to an outbuilding is not within the purview of this specific ordinance and is a water company regulation. Bob explained that the water company will decide how to best manage water. He recommended that all outstanding questions be clarified with the pipeline company prior to the public hearing. It was clarified that water can be run to an outbuilding but not into it. The intent was to prevent water lines from being run to an outbuilding and then convert it to a residence. Bob stated that there have been infringements for years but it hasn’t been enforced.

A question was raised as to whether secondary rentals of a room in a home or garage can be legally converted into an apartment. Megan commented that a person can rent a room in their

home but it must be for a period of 30 days or longer. A property owner can always add onto the primary structure but adding a secondary structure needs to meet certain requirements. Bob recommended the town be as open as possible and that applications be considered on a case-by-case basis.

Mayor Dutson asked about the relationship between the town and the pipeline company. Bob commented that the water company is more open minded and more clarity is needed to avoid misunderstandings.

Megan stated that if someone wanted to build a second structure on their property they would be in violation of the single-family zoning. If they were able to do it, the pipeline company's position is that they would have to obtain an additional water share for that building. If the water company were to change their regulations they would make them more restrictive. In that case, existing properties would be grandfathered in.

Bob commented that a water meeting was held a few months ago that many felt was helpful. The woman who facilitated it sent out a confidential report summarizing the interviews that took place previously as well as a summary of the meeting, questions, and information. The report would be posted on the website and should be the basis for early planning on water issues for the town. He recommended representatives from the pipeline company meet with town officials in a work meeting to address the outstanding questions and issues. Bob indicated that the report outlines many of the issues and questions.

Megan recommended that the council should ask to send a representative to pipeline board meetings. She stressed that the town wants to work with the water company and the cooperation needs to be reciprocal. If there is no response needed, Bob thought it was the responsibility of the town to bring to their attention the long-term safety concerns of the town's water supply. One way to deal with the situation would be to appoint a Town Council Member to take the lead on water issues by attending shareholder meetings, following reports, and being proactive so that the town can prepare and plan for the future.

Bob stated that after conducting research he found that drilling down 200 to 250 feet they will get very clean water. A shallow well of 50 to 100 feet will likely result in water that has to be treated. That additional water will help deal with future emergency issues. Mayor Dutson reported that he recently attended a meeting with the Springdale Mayor and City Manager who were considering expanding their water system. The Town of Springdale is seeking a \$2 million grant to upgrade their treatment plant. It was suggested that Springdale and Rockville work together. Bob recommended that the town be prudent and recognize that the aquifer has potential problems, particularly as the climate dries. He noted that more water is coming from summer rainfall rather than winter snow and the aquifer is replenished by winter snow off of Eagle Crags and will gradually decrease over time.

Bob reported that the Planning Commission has decided to move toward implementing a policy dealing with electronic meetings. Karen Lodinger has explored what several other towns have done and suggestions were made at the last meeting. For the Planning Commission, being able to take advantage of the new laws surrounding electronic meetings makes sense. The Planning Commission discussed the matter and suggested that a minimum of three working days be given to allow the Town Clerk time to accommodate the request. He thought it was feasible and would allow more citizens to participate who current are unable. Procedural issues were discussed.

With regard to the current ATV policy, Bob reported that 10 days ago there were two trailer loads of ATVs carrying senior citizens from Hurricane. He informed the riders that it is illegal but it is not posted. He felt that the laws need to be enforced. Megan stated that it is a Town Council issue but it became a Planning Commission issue because they agreed to hold a public meeting on the issue. Bob stated that the Planning Commission wants to help because it impacts the overall Land Use Code. Megan recommended the town work with the tour companies and try to reach an agreement.

7. **ACTION ON A RESOLUTION TO APPOINT A MEMBER TO THE ROCKVILLE HISTORIC PRESERVATION COMMISSION** – Megan Honer-Orton **MOVED** to pass Resolution 15-1014-1 providing for the appointment of Joyce Hartless to the Rockville Historic Preservation Commission. The resolution was read in its entirety. Terry Bell **SECONDED** the motion.

VOTE on motion:

Terry Bell – Aye

Megan Honer-Orton – Aye

Mayor Tracy Dutson – Aye

Mark Hartless – Abstained as Joyce Hartless is his wife

The motion passed unanimously with one abstention.

8. **DISCUSSION AND ACTION ON A RESOLUTION OF THE TOWN COUNCIL OF ROCKVILLE, UTAH, APPROVING THE DESIGNATION OF A REPRESENTATIVE TO SERVE ON THE ADMINISTRATIVE CONTROL BOARD OF THE WASHINGTON COUNTY SPECIAL SERVICE DISTRICT NO. 1 FOR THE REMAINDER OF THE CALENDAR YEAR 2015** – The frequency of meetings was discussed. Clerk Harris stated that meetings take place on Monday evenings either monthly or quarterly. Mark Hartless offered to complete the remainder of the term.

Megan Honer-Orton **MOVED** to pass Resolution 15-1014-2 appointing Mark Hartless to serve the remainder of the term for 2015 on the Administrative Control Board of the Washington County Special Service District No. 1. Terry Bell **SECONDED** the motion.

VOTE on motion:

Terry Bell – Aye

Megan Honer-Orton – Aye

Mayor Tracy Dutson – Aye

Mark Hartless – Abstained

The motion passed unanimously with one abstention.

9. **APPOINTMENT OF COUNTING JUDGES FOR THE NOVEMBER GENERAL MUNICIPAL ELECTION** – Mayor Dutson identified the proposed judges by name.

Megan Honer-Orton **MOVED** to pass Resolution 15-1014-1 providing for the appointment Aleen McGuire as Head Counting Judge with Luci Francis and Jane Brennan as additional Counting Judges with Shirley Ballard as an Alternate Judge. Terry Bell **SECONDED** the motion.

VOTE on motion:

Terry Bell – Aye
Megan Honer-Orton – Aye
Mayor Tracy Dutson – Aye
Mark Hartless – Aye

The motion passed unanimously.

10. UPDATE ON BRIDGE RESTORATION PROJECT:

- a. **Fund Raising Efforts.**
- b. **Grants.**

The report was given by Joyce Hartless and is attached to the minutes.

11. APPROVAL OF EXPENDITURES FOR THE MONTH OF SEPTEMBER 2015 – TOWN CLERK – Terry Bell **MOVED to approve the expenditures for the month of August 2015. Megan Honer-Orton **SECONDED** the motion.**

VOTE on motion:

Terry Bell – Aye
Megan Honer-Orton – Aye
Mayor Tracy Dutson – Aye
Mark Hartless – Aye

The motion passed unanimously.

12. APPROVAL OF THE MINUTES OF THE SEPTEMBER 09, 2015, TOWN COUNCIL REGULAR MEETING – A correction was needed to page one with respect to the RAP Tax. Clerk Harris agreed to review the matter and verify who made the report.

Megan Honer-Orton **MOVED** to approve the minutes of the September 09, 2015, Town Council Regular Meeting subject to a clarification by Clerk Harris. Terry Bell **SECONDED** the motion.

VOTE on motion:

Terry Bell – Aye
Megan Honer-Orton – Aye
Mayor Tracy Dutson – Abstained as he was not in attendance
Mark Hartless – Aye

The motion passed unanimously with one abstention.

13. MAYOR AND COUNCIL REPORTS AND COMMENTS

Mayor Dutson reported that the Joint Highway Commission denied the town's request for the funding to be utilized for a rehabilitation of the bridge. He was trying to decipher the situation and was in contact with various individuals at UDOT to determine what went wrong. Washington County Commissioner Renstrom stated that they will not tear the bridge out. The Mayor was trying to gain political support because emails he received from the Joint Highway Commission Sub-Committee Members clearly state that the money can be used at the town's discretion. It was Mayor Dutson's opinion that the Town Council will have to decide whether they keep the money or give it back. Communication that has taken place over the past 18

months was discussed along with the potential bridge rehabilitation. Mayor Dutson was told that once the environmental process begins, Section 106 of the Historical Code goes into effect and the significant adverse impacts will be explored. Removal of the full bridge is an adverse impact and the town would have to be compensated for it. The town would then enter into a Memorandum of Agreement with UDOT outlining the objectives.

Mark expressed strong feelings that the Bridge Road corridor is not an appropriate place for a 100-year bridge. He did not see any other good alternatives. Mayor Dutson stated that what was shown in the public meeting was incorrect and the new bridge will not fit in the available space. In addition, the height of the support structure of the new bridge will be from the existing height of the old bridge deck up. The Mayor stated that the conversations he is having are to preserve the old bridge and not put a new one there. Mark was concerned about identifying alternative sites and dealing with the possibility of eminent domain. Road connection issues were discussed.

Mark commented that there seemed to be a sense of urgency associated with the issue that he was not sure was warranted. He noted that the old bridge is good for another 9 or 10 years and he urged the town to make sure the renovation is done correctly. Mayor Dutson commented that the town actually cannot begin construction until 2018 when UDOT has collected all of the money.

Mayor Dutson reported that two trees were planted across the street from his home in the UDOT right-of-way that will have to be removed. To save them, the trees will be relocated to Jeff and Maureen's property.

Megan commented that Clerk Harris does not have a copy of the grant that was submitted for the bridge project.

Megan gave an update on CERT Meetings and stated that the group will meet again in November. They have a Community Response Team that can aid the Police and Fire Departments when they are overwhelmed. The volunteers have completed CERT training and can provide first aid, building assessment, traffic control, etc.

Megan reported on an upcoming film presentation the following Sunday at 7:00 p.m. in her home.

Terry reported on a recent UDOT meeting he attended at the request of the Mayor that was contentious. The County is involved in a dispute with the BLM that could end up in court. November 19 is the deadline for gathering comments. There are no serious implications for the town directly but a precedent could be set.

Mark commented on road conditions and stated that he opened up the drain on top of Center Street. There are rocks on the road going up to the Mesa that need to be moved that came down in the last week or so. He planned to remove the rocks the following day. Road maintenance issues were discussed. Mark was asked to contact Ron Whitehead with Washington County about culverts that were not installed during the County's initial road work per our agreement.

14. **STAFF REPORT AS NEEDED** – Clerk Harris reported that newsletter articles are due November 1.
15. **ADJOURN** – Terry Bell **MOVED** to adjourn. Megan Honer-Orton **SECONDED** the motion.

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VOTE on motion:

Terry Bell – Aye

Megan Honer-Orton – Aye

Mayor Tracy Dutson – Aye

Mark Hartless – Aye

The motion passed unanimously.

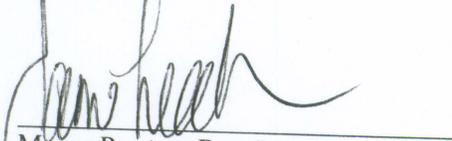
The meeting adjourned at 7:40 p.m.

Minutes prepared by:

Teri Forbes, Owner

T Forbes Group

APPROVED:



Mayor Pro tem Pam Leach

RSFPD Report to Town Councils
Rockville & Springdale: October 14, 2015

- After being approved for its 50% matching grant at the Community Impact Board's funding meeting on October 1, the District published a request for proposals to complete a feasibility study & master plan for the District. A Special Meeting will be held on Monday, October 26 at 6:30 pm at the Springdale Town Office to discuss and recommend an applicant. The Board will award the work at its regular meeting on October 28.
- The fire department will be participating with the Springdale Police Department in next week's Red Ribbon activities at Springdale Elementary School.
- Incident Stats from September 9 through October 13:
 - 16 Total
 - EMS - 13 with 10 transports
 - FIRE - 3

Two calls were overlapping (both EMS and fire at the same time), and aid was given twice.

- The next RSFPD Regular Board meeting will be held on Wednesday, October 28 at 6:30 pm at the Springdale Town Office.
- Lastly, I'd like to share a portion of Chief Ballard's briefing to the Board concerning the flooding and resulting loss of life last month:

"A call was received on September 15 at approximately noon with a request for assistance with a search and rescue operation in Zion National Park for missing hikers. Chief Ballard and Captains Tomky and Barajas responded and were assigned a search area in the Clear Creek Drainage with the rest of the team. The search was conducted and this team located one of the missing hikers and were involved in the recovery of that person. We were recalled and sent for another recovery which was cancelled for the rest of the evening due to flash flooding and the lateness of the day. Efforts resumed at 6:30 am the next morning with eight additional personnel from our department who were divided into three teams and were assigned a search area in the Virgin River from the South entrance of the Park through Springdale and down to the Rockville Bridge, which was done by foot in the river. The search was coordinated with Washington County who conducted a thorough search of the river along this route. The search was completed at approximately 4:30 pm and our personnel were released. The following day the department fell into a support role for the National Park Service which had more individuals participating in the search. We then took the responsibility of covering the Park's fire and EMS inside the Park since their personnel were tied up with the search."

Chief Ballard wanted the Board to know how impressed he was with the RSFD personnel that took off work to show up and participate in this difficult recovery effort.

Rockville Town Council Update

Historic Bridge Fundraising Committee

October 14, 2015

The Zion Canyon Music Festival was a lot of fun. We sold t-shirts and cookbooks, as well as sponsorships of ducks. We estimate the profit for that weekend was \$500. Thanks to Megan Honer-Orton, Pam Leach, Lori Sherbeck, Barry Sochat and Jane Brennan for all their help that weekend.

The Rubber Ducky Race on Saturday, October 10th was an amazing success. There were 252 ducks sponsored to race, resulting in a contribution of over \$1,200 for the historic bridge project! Special thanks to all those who helped gather the ducks at the end. And kudos to Jane Brennan and Crissy Crismon for their organization of the event! Thanks to Philly Diaz Johnson for allowing us to launch from the Doggy Dude Ranch. And thanks to all who supported and sponsored ducks.

Someone was kind enough to alert the media of our spirited race and it was featured on the front page of Sunday's St. George Spectrum newspaper.

On another note, Chip Chapman sold a piece of artwork and donated the proceeds to the historic bridge project.

Our next fundraising event is the Butch Cassidy Fun Run. This year it will be held the second Saturday of November, the 14th. Tom Dansie reported 300 people have signed up and they have contributed \$350 toward the bridge project.

Luci Francis suggested the fundraising committee place postcards in the swag bags. I am providing a draft concept. Please let me know your thoughts so I can get them ordered.

I need a few people willing to sell t-shirts at the finish line and provide hot chocolate. GT is providing the thermoses and cups for the hot chocolate.

I do not have an updated figure from Deputy Clerk Vicky Bell, but I'm guessing our total funds raised to date is approximately \$42,500.

