

**Rockville Town Council  
Public Hearing and Regular Meeting  
Rockville Community Center, Town Hall  
January 15, 2020 – 6:00 pm**

1. **CALL TO ORDER AND ROLL CALL** – Mayor Pam Leach called the meeting to order at 6:00 p.m. The following members of the Rockville Town Council were present: Terry Bell, M. Honer-Orton, and Jeff Ballard. Town Clerk, Vicki S. Bell, recorded the meeting.
2. **PLEDGE OF ALLEGIANCE** – Mayor Leach led the Pledge of Allegiance.
3. **SWEARING IN OF M. HONER-ORTON AS RE-ELECTED COUNCIL MEMBER**
4. **SWEARING IN OF V. TERRY BELL AS RE-ELECTED COUNCIL MEMBER**
5. **APPROVAL OF AGENDA** – Jeff Ballard **MOVED** to approve the agenda for January 15, 2020. Terry Bell **SECONDED** the motion.

**VOTE on Motion:**

Terry Bell – Aye  
M. Honer-Orton – Aye  
Mayor Pam Leach – Aye  
Jeff Ballard – Aye

The motion passed unanimously.

6. **DECLARATION OF CONFLICT OF INTEREST WITH AN AGENDA ITEM** – No conflicts of interest were declared.

**PUBLIC COMMENTS** – No public comments were given.

**DISCUSSION/INFORMATION/NON-ACTION ITEMS**

1. **REPORT ON ROCKVILLE/SPRINGDALE FIRE PROTECTION DISTRICT** – Mayor Leach reported the Chief was not present. Jeff said Dan told him last night that they're changing the meetings to the end of the month, so that may affect how and when they report.
2. **REPORT ON RECOMMENDATIONS OF THE PLANNING COMMISSION** – Chair Joyce Hamilton – Chair Hamilton reported the Planning Commission only had one action item on their agenda last night and that was the application to change the short-term rental overlay zone to include parcels R-166-A and R-157-A. Chair Hamilton read a letter to Town Council describing their decision to deny the request, which is attached hereto and made a part of these minutes.

**ADMINISTRATIVE ACTION ITEMS**

1. **DISCUSSION AND ACTION ON A RESOLUTION FOR APPOINTMENT OF A COUNCILMEMBER TO FILL A VACANCY FOR THE REMAINDER OF A TERM** – Mayor Leach said an application has been received to fill the remainder of Barry Sochat's term from David Firmage.

Terry Bell **MOVED** to approve Resolution No. 20-0115-01 appointing David Firmage to the Town Council. Jeff Ballard **SECONDED** the motion.

**VOTE on Motion:**

Terry Bell – Aye  
M. Honer-Orton – Aye  
Mayor Pam Leach – Aye  
Jeff Ballard – Aye

The motion passed unanimously.

2. **SWEARING IN OF NEWLY APPOINTED COUNCIL MEMBER** – David S. Firmage was sworn in since being appointed as a Councilmember.
3. **DISCUSSION AND ACTION ON A RESOLUTION PROVIDING FOR APPOINTMENT TO THE ROCKVILLE PLANNING COMMISSION** – Mayor Leach explained Joyce Hamilton's term expired on December 31<sup>st</sup>, leaving a vacancy, but that Joyce agreed to re-apply. Terry Bell **MOVED** to approve the Resolution No. 20-0115-02 to appoint Joyce Hamilton to the Planning Commission. M. Honer-Orton **SECONDED** the motion.

**VOTE on Motion:**

Terry Bell – Aye

David Firmage – Aye  
M. Honer-Orton – Aye  
Mayor Pam Leach – Aye  
Jeff Ballard – Aye

The motion passed unanimously.

4. **DISCUSSION AND ACTION ON A RESOLUTION FOR THE APPOINTMENT OF A FIRST ALTERNATE TO THE ROCKVILLE PLANNING COMMISSION** – Mayor Leach stated there was an additional application for the Planning Commission from Ken Rybkiewicz. Our Land Use Code allows for the appointment of an alternate. The alternate would not have a vote on an agenda item unless they are attending in the absence of another member.

M. Honer-Orton **MOVED** to approve Resolution No. 20-0115-04 providing for the appointment of Ken Rybkiewicz as a first alternate. Jeff Ballard **SECONDED** the motion.

**VOTE on Motion:**

Terry Bell – Aye  
David Firmage – Aye  
M. Honer-Orton – Aye  
Mayor Pam Leach – Aye  
Jeff Ballard – Aye

The motion passed unanimously.

Mayor Leach said the first alternate would attend all meetings to stay informed but would not vote unless a Commissioner is absent.

5. **DISCUSSION AND ACTION ON A RESOLUTION PROVIDING FOR APPOINTMENT OF A MAYOR PRO TEMPORE FOR THE TOWN OF ROCKVILLE** – Mayor Leach said Terry Bell has been acting as her Mayor Pro Tempore. Mayor Leach **MOVED** to approve Resolution No. 20-0115-05 appointing Terry Bell to act as Mayor Pro Tempore if he is so willing. Terry agreed. Jeff Ballard **SECONDED** the motion.

**VOTE on Motion:**

Terry Bell – Abstain  
David Firmage – Aye  
M. Honer-Orton – Aye  
Mayor Pam Leach – Aye  
Jeff Ballard – Aye

The motion passed with four ayes and one abstention.

6. **DISCUSSION AND ACTION ON A RESOLUTION PROVIDING FOR THE APPOINTMENT OF A TREASURER FOR THE TOWN OF ROCKVILLE** – Mayor Leach said Megan has been serving as our treasurer. She asked if Megan was willing to continue to serve as treasurer and Megan agreed. Terry Bell **MOVED** to approve Resolution 20-0115-06 appointing M. Honer-Orton as Town Treasurer. David Firmage **SECONDED** the motion.

**VOTE on Motion:**

Terry Bell – Aye  
David Firmage – Aye  
M. Honer-Orton – Abstain  
Mayor Pam Leach – Aye  
Jeff Ballard – Aye

The motion passed with four ayes and one abstention.

7. **DISCUSSION AND ACTION ON A RESOLUTION TO DESIGNATE AUTHORITY TO SIGN PAYMENT VOUCHERS FOR THE TOWN OF ROCKVILLE** - Mayor Leach said this is Resolution No. 20-0115-07. This resolution says the Town of Rockville desires to have individuals appointed to sign payment vouchers for the Town of Rockville and whereas all vouchers require two signatures, which necessitates at least four available signers. Therefore, be it resolved that Mayor Leach, M. Honer-Orton, Jeff Ballard and Dave Firmage shall have authority to sign payment vouchers. Terry said he did not want to be a signer since (his wife) Clerk Bell wrote the checks. Mayor Leach **MOVED** to approve Resolution No. 20-0115-07 appointing Mayor Pam Leach, Jeff Ballard, David Firmage and M. Honer-Orton authority to sign payment vouchers.

**VOTE on Motion:**

Terry Bell – Aye

**David Firmage – Aye**  
**M. Honer-Orton – Aye**  
**Mayor Pam Leach – Aye**  
**Jeff Ballard – Aye**

The motion passed unanimously.

8. **OPEN PUBLIC HEARING FOR PUBLIC COMMENTS ON PROPOSED AMENDMENTS TO THE TOWN OF ROCKVILLE 2019-2020 FISCAL BUDGET** – Jeff Ballard **MOVED** to open public hearing to review the budget. Terry Bell **SECONDED** the motion.

**VOTE on Motion:**

**Terry Bell – Aye**  
**David Firmage – Aye**  
**M. Honer-Orton – Aye**  
**Mayor Pam Leach – Aye**  
**Jeff Ballard – Aye**

The motion passed unanimously.

Mayor Leach asked Clerk Bell to provide a brief update of any changes. Clerk Bell said she would call this a very minor budget amendment. She wanted to remove the anticipated revenue for the furnaces that CIB would not consider. It was also necessary to account for the new highway transit taxes that were implemented by the County. In addition, revenues were underestimated for rental of our facilities and fees for Land Code amendments.

Mayor Leach encouraged David Firmage to meet one on one with Clerk Bell for explanation of the Town budgets. David Firmage said he appreciated that.

Terry Bell asked about the transit tax; he thought that was a one-quarter tax. Clerk Bell said she thought that as well. Terry said he did not think they had the authority to do that for the entire year. Clerk Bell said she's gotten three checks now and will call the County to find out what is going on and if the income will continue. Generally, Clerk Bell said, even though she took out the money expected from CIB for the furnaces, the income only dropped \$3,417 because of the increases in some of the other line items. Our general fund is balanced at \$488,062. The debt service fund, which covers our CIB loan, increased by \$56 because we are getting a little bit more interest than was anticipated. The revenues in the Capital Projects fund was decreased by \$358; most of that was in the project fundraising. She increased the bridge expenses to cover the electrical on the bridge, the cost overrun on the bridge and for the barriers adjacent to the bridge.

9. **ADJOURN PUBLIC HEARING** - With no further questions from the audience, nor the Council, M. Honer-Orton **MOVED** to adjourn the public hearing. Jeff Ballard **SECONDED** the motion.

**VOTE on Motion:**

**Terry Bell – Aye**  
**David Firmage – Aye**  
**M. Honer-Orton – Aye**  
**Mayor Pam Leach – Aye**  
**Jeff Ballard – Aye**

The motion passed unanimously.

10. **DISCUSSION AND ACTION ON A RESOLUTION TO AMEND THE ANNUAL BUDGET OF REVENUES AND EXPENDITURES FOR THE TOWN OF ROCKVILLE FOR THE FISCAL YEAR ENDING JUNE 30, 2020** – Jeff Ballard **MOVED** to accept resolution No. 20-0115-03 approving the budget amendment. Terry Bell **SECONDED** the motion.

**VOTE on Motion:**

**Terry Bell – Aye**  
**David Firmage – Aye**  
**M. Honer-Orton – Aye**  
**Mayor Pam Leach – Aye**  
**Jeff Ballard – Aye**

The motion passed unanimously.

11. **APPROVAL OF THE MINUTES OF THE DECEMBER 11, 2019 REGULAR MEETING** – Terry Bell **MOVED** to approve the minutes. David Firmage **SECONDED** the motion.

**VOTE on Motion:**

**Terry Bell – Aye**  
**David Firmage – Aye**  
**M. Honer-Orton – Aye**  
**Mayor Pam Leach – Aye**  
**Jeff Ballard – Aye**

The motion passed unanimously.

12. **APPROVAL OF THE EXPENDITURES FOR THE MONTH OF DECMEBER 2019** – Jeff Ballard **MOVED** to approve the expenditures for last month. M. Honer-Orton **SECONDED** the motion.

**VOTE on Motion:**

**Terry Bell – Aye**  
**David Firmage – Aye**  
**M. Honer-Orton – Aye**  
**Mayor Pam Leach – Aye**  
**Jeff Ballard – Aye**

The motion passed unanimously.

**LEGISLATIVE ACTION ITEMS**

1. **DISCUSSION AND ACTION ON AN ORDINANCE AMENDING ROCKVILLE’S LAND USE CODE CHAPTER 24A, RESIDENTIAL SHORT-TERM RENTAL OVERLAY ZONE (RSTROZ)** – Mayor Leach said in their last meeting they discussed the exchange of parcels in the overlay zone. At that time, approval was given to allow that exchange. There was further discussion about the request to use a cabin on that new parcel for a manager’s dwelling. After consulting our attorney, we feel confident we can do that. Terry Bell **MOVED** to approve Ordinance No. 20-0115-01. Jeff Ballard **SECONDED** the motion.

**VOTE on Motion:**

**Terry Bell – Aye**  
**David Firmage – Aye**  
**M. Honer-Orton – Aye**  
**Mayor Pam Leach – Aye**  
**Jeff Ballard – Aye**

The motion passed unanimously.

Mayor Leach said the agreement between the Town and Zion Red Rock Retreat has also been amended to exchange the parcels and allow the cabin to be used as a manager’s dwelling.

- 2 **DISCUSSION AND ACTION ON A PROPOSED AMENDMENT TO THE ROCKILLE ZONE/LAND USE CODE CHAPTER 24A – RESIDENTIAL SHORT-TERM RENTAL OVERLAY ZONE (RSTROZ) BY TYDON OLER** – Mayor Leach explained this is in regard to the application from Tydon and Brittany Oler to include their two parcels R-157-A and R-166-A in the existing RSTROZ. We have a recommendation from the Planning Commission to deny that application.

The Mayor invited Mr. Oler to make a statement before the decision. Mr. Oler said he had no comments at this time. The application is before Town Council. Mr. Oler submitted that the Town Council approve their recommendation and their Zone Amendment. He thinks that the overlay zone has some problems as far as State constitutional issues and issues of fair treatment. Terry Bell asked which overlay zone? Mr. Oler responded the overlay zone and the amendments made to it, the existing overlay zone. So not allowing other people to be able to participate in the only commerce allowed in Town, Mr. Oler believes has its problems and is not good practice for a municipality to be in. Mayor Leach said it’s not the only commerce in town. We do have home occupations, as well as bed and breakfasts. There was a reason for creating that overlay zone, which was for the corridor that will be built. Terry Bell said he understands this has been a little controversial, but he believes its always good practice for the Council to support the Planning Commission and their decision, unless there is some overriding reason. M. Honer-Orton **MOVED** that based on information received at a public hearing held on January 14, 2020, recommendation by the planning commission, and further discussion on this matter at this meeting, she **MOVED** that Town Council deny the Oler’s request to expand the short-term rental overlay zone for the inclusion of their parcels R-157-A and R-166-A. Jeff Ballard **SECONDED** the motion.

**VOTE on Motion:**

**Terry Bell – Aye**  
**David Firmage – Aye**

**M. Honer-Orton – Aye**  
**Mayor Pam Leach – Aye**  
**Jeff Ballard – Aye**

The motion passed unanimously.

#### ADMINISTRATIVE NON-ACTION ITEMS

##### 1. MAYOR AND COUNCIL MEMBER REPORTS

**Terry Bell** had nothing to report this month.

M. Honer-Orton asked what kinds of paper are accepted in the recycling program. Someone asked her and she responded cardboard only. Is that correct? Terry said corrugated cardboard is acceptable, no mixed paper. Clerk Bell said the website says they will accept mixed paper. She asked Joyce Hamilton what the examples were, and Joyce responded junk mail and magazines. Terry said when Republic took the contract to take the recycling down to Vegas, they said all recycling would go to Vegas. Megan suggested we get something in the newsletter. Terry said their next meeting was in February. Joyce said the newsletter should go out by the 13<sup>th</sup> of February.

**M. Honer-Orton** said there was a CERT meeting yesterday and it was agreed to participate in the Great Utah Shake Out exercise on April 18<sup>th</sup>. They're going to reserve the park, go through all their supplies, and make sure everything works. It will be from noon until they finish. M. Honer-Orton said they did not want to invite the public to observe this activity because it will be a bit of a learning curve for them, as it has been years since they did this.

It was suggested that we paint the bad spots on the sidewalk's orange. Terry said that would not help at night. Mayor Leach suggested a white reflective paint would look nicer too. The CERT team plans to invite Roxie down to give a presentation on bystander interventions. This training helps should you see someone getting bullied, there are safe ways for you to intervene. She said the training would take a couple of hours. The next CPR training class is next week, so we do not have time to get the word out.

**Jeff Ballard** reported that we purchased a front spare tire for the backhoe today and got the backhoe serviced. He said it's in really good condition. Of course, it's only got about 300 hours on it. He met with Chance Wright to look at the irrigation ditches. They looked at the section from Bridge Road to Jennings Lane and the section near Dennett Lane that we want to replace. He got a verbal bid of \$8,000 to do the Dennett Lane portion. Terry asked if Chance could fix the concrete on Bridge Road (over the culvert) and Jeff said they would need to pull some stones out from under the road there, so it would not take much to knock it out and repour it. Mayor Pam suggested Allen Lee could do it when he does the sidewalks. Clerk Bell said she spoke with him today and he said he would get with Kurt and they would follow up with Megan.

**Mayor Leach** reported that Lochner has provided numbers to replace the bridge's running boards. There was concern about the galvanized plates becoming slick. She found a product called Traction Pro Grit 900 that has a 7-year guarantee. They estimated it would cost \$6-7,000 to cover the galvanized plates. The benefit to the galvanized plates is the longer life span and a shorter rise from the deck. The cost to use a higher grade of wood to replace the existing running boards and to replace the header board is \$20,577.77. The total for the galvanized plate and header board was \$32,675.91. Lochner and Wadsworth have already agreed they will cover all the cost for the header repair because that was a construction element, they decided themselves and it was not part of the original plans. Lochner asked if Rockville would pay the difference between diamond plate and wood and the Mayor offered to split it, only because we are getting a much higher-grade running board. The Lochner executives have agreed they will need two days to complete the work. There will be some necessary closures. Emergency equipment will be able to cross. Lochner asked to work at night and the Mayor told them they needed to stop by 7pm. The galvanized plate will be 6" narrower, Council will need to decide whether to keep the center small for little cars or maintain the larger width for large trucks. The sections will be a solid 3.5 feet wide. Guy, from Lochner, thinks the panels will be 8' long, but that has not been confirmed. They will screw 6" bolts through the plate and into the deck. They're planning to use button head screws for less impact on tires. Pam asked about moisture build up with the steel lying on the wooden deck and Lochner said they looked at that, but they believe the moisture will evaporate through the joints.

Our Rockville Appreciation Breakfast is Saturday, March 7<sup>th</sup>, from 9 to 10:30 in the recreation hall. Everyone is welcome to join us for a free breakfast. If you have any suggestions for someone we need to recognize, please let Clerk Bell know.

Jeff Bradybaugh sent information from the Utah Governor's Office of Economic Development saying its Office of Outdoor Recreation grant applications for outdoor recreation infrastructure and youth programming is now live. They offer matching funds for new outdoor recreation infrastructure with amounts up to \$150,000. They have funds for recreational restoration of summer use amenities. Mayor Leach suggested the base of Smithsonian

may be a place we could use some restoration work from bank erosion and Terry suggested adding fencing. Applications are due February 20<sup>th</sup>.

Jane Whalen sent an email regarding the Tree Utah Community Orchard Project. It is a non-profit organization dedicated to tree planting, restoration and environmental education through the State of Utah. They are partnering with Salt Lake City on a community orchard project along the Nine Line, a commuter trail. They're collecting samples to graft from historic orchard trees. Dave suggested we put information in the newsletter.

Michael McBride is talking to the Nature Conservancy about conservation easements. Elaine York from the Nature Conservancy would be willing to make a presentation. Dave said they're mostly interested in riparian areas. Tydon said he contacted them two years ago and they didn't express much interest. You can still use the land for agriculture, livestock and things like that, but it must remain open space; you cannot build on it.

Joyce Hamilton has been talking to the Utah State Division of Fire, Forestry and Public Lands. They received a federal grant last year and they are focusing on Rockville this year to remove tamarisks and Russian olives along the riparian area. It would be free of cost to the landowner. They would cut the tree at the base and apply an herbicide to discourage growth. But the roots are deep, so the landowner would be responsible for follow-up maintenance. Mayor Leach asked if it was just along the river corridor? Joyce said any landowner can make application and the land will be evaluated.

Terry asked about bugs that eat tamarisks. **David Firmage** reported they're not doing any more live releases of the beetles. They're moving through the river corridor. It's about a 10-year process for healthy tamarisks, but they're not doing any more live releases in the state right now. The beetle has gotten more widespread than they thought, and some other counties and states have expressed concern. Being a municipality, we can apply for grants to the State of Utah for an invasive removal program. You can use those funds on private lands in areas of priority, which the Virgin River is. Those grants are typically written in the early fall and granted during the winter. These grants would be great for follow up treatments.

- 2. STAFF REPORT AS NEEDED** – Clerk Bell reported everything is going well. The installation of the furnaces went well. She reported our electrician figured out what was causing the stench in the recreation hall. There's auto-valves under the sink that need to be replaced. The electrician has wrapped them in plastic until the auto-valves can be replaced.

**ADJOURNMENT** – Jeff Ballard **MOVED** to adjourn the meeting. Terry Bell **SECONDED** the motion.

**VOTE on Motion:**

**Terry Bell – Aye**  
**David Firmage – Aye**  
**M. Honer-Orton – Aye**  
**Mayor Pam Leach – Aye**  
**Jeff Ballard – Aye**


**The motion passed unanimously.**

The meeting adjourned at 7:08 p.m.

Minutes prepared by:

Joyce Hamilton  
Deputy Town Clerk

APPROVED



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Pam Leach, Mayor

The foregoing minutes were posted in the cabinet of the Rockville Town Office by Ucker S Bell at approximately 11:00 (AM/PM) on 13 Febr 2020 and on the Rockville website.

Ucker S Bell

