

Rockville Town Council
Regular Meeting
Virtual Meeting via Zoom
August 12, 2020 – 6:00 pm

1. **CALL TO ORDER AND ROLL CALL** – Mayor Pam Leach called the meeting to order at 6:01 p.m. The following members of the Rockville Town Council were present: Terry Bell, Dave Firmage, 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. **APPROVAL OF AGENDA** – Terry Bell **MOVED** to approve the agenda. M. Honer-Orton **SECONDED** the motion.

Hearing no objections, the motion passed unanimously.

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

PUBLIC COMMENT – No public comment was given.

DISCUSSION/INFORMATION/NON-ACTION ITEMS

1. **REPORT ON ROCKVILLE/SPRINGDALE FIRE PROTECTION DISTRICT** – Deputy Chief Gildea provided a report for July of 2020. There were four medical transports, one medical refusal and one fire response in Rockville. There were two medical transports, three refusals and six fire responses in Springdale. There was one medical transport and two fire responses in Zion National Park.
2. **REPORT ON RECOMMENDATIONS OF THE PLANNING COMMISSION – Chair Joyce Hamilton** – Chair Hamilton reported the Planning Commission had a very spirited debate last night. The Villa and the Oasis asked for additional address signage to help their visitors arrive in the appropriate driveway without burdening our residents. There were a couple members of the Commission that did not want to see advertising on Grafton Road. We approved two signs for the address only on Grafton Road. We approved for the managers of the properties to move the post from the west side of the driveway to the east side of the driveway to accommodate a stop sign on the west side of the driveway. There will be four-square foot identity signs in front of each property and one more arrow from the Villa showing the direction of the Oasis.

Chair Hamilton went on to report the Planning Commission met with Travis and Jonah Terry about the Zweedles and Bees property at 161 East Main Street. They basically have three things going on: they have the farm that does not require any (local) licensure and does not specify how many employees they can have. The Terrys said they wanted to have a produce stand out front and Clerk Bell found a State Law that said any food-based products produced on the property can be sold at the produce stand, which would include honey. Unfortunately, the application for the home occupation permit was applied for by Melanie Madsen, who does not reside on the property. The Land Use Code Chapter 5 specifies the applicant must live on site. Therefore, we denied their home occupation request and suggested they either reapply with Jonah on the Home Occupation or move the business of online internet sales to either Melanie's house in Springdale or Travis' house in Washington City.

Dave asked Chair Hamilton if the food-based business is for unprocessed food stuffs or will they need a kitchen permit. Chair Hamilton said the State Law says they must disclose on their label that it is for the final consumer's consumption only. It cannot be sold to restaurants. It must be labeled as unlicensed by either the State or the Town. He cannot buy wheat and make bread and sell it out of the produce stand. It must be something that is produced in Rockville. We asked the Town Attorney to evaluate this State Law and the Attorney said while CBD seeds could be considered a food product, Travis said they were not very tasty. The Town Attorney said the CBD oil is a supplement and not a food. Travis said in Utah, hemp sales are not allowed. The Planning Commission told Travis that if state regulations ever did allow him to make hemp food derivatives, we wanted him to discuss it with the Town. We were not authorizing him to sell hemp food derivatives.

ADMINISTRATIVE ACTION ITEMS

1. **DISCUSSION AND ACTION ON A RESOLUTION TO APPROVE THE PROPOSED RESIDENTIAL WASTE COLLECTION AGREEMENT BETWEEN WASHINGTON COUNTY SPECIAL SERVICE DISTRICT NO. 1 AND REPUBLIC SERVICES OF ST. GEORGE AND A PROPOSED BILLING AND COLLECTION AGREEMENT BETWEEN SAID DISTRICT AND WASHINGTON COUNTY BY FAE E. REBER** – Mayor Leach said Fae Reber has not joined the Zoom call yet, so we'll come back to this topic. When Mr. Reber joined the meeting, he explained that Washington County is coming to the end of a 10-year contract with Republic Services for the pickup of solid waste throughout the County. The 10-year contract between the District and the Town of Rockville whereby the Town is responsible for billing and collection, is coming to an end. In addition, the recycling contract entered into five years ago is also expiring at the same time. The District has been trying to determine what to do moving forward. One option was that the District would purchase its own equipment and

begin collecting it ourselves. Another option was to go out to bid. And the third option, which we ultimately decided would be in the best interest of the residents of the County, was to simply extend our contractual agreement with Republic. Our reasoning was that they do a good job, they know the areas, and the weather conditions. We have a very good relationship with Republic. We feel the price here in Washington County is the best in the State of Utah. We are asking Rockville to pass a resolution that (a) approves the agreement between the District and Republic, (b) Rockville approve a new billing and collection agreement. The new contract will provide for solid waste collection weekly, two containers per residence, and weekly collection of bulky items, like couches, water heaters, etc., that will be hauled off as part of the basic collection of service. The free dumping of additional waste at the landfill will remain in place. Republic will also provide roll off dumpsters quarterly for clean-up. This contract also has a recycling element to it. There will be an opt out program from September 1 to November 30. People who have already opted out are may be grandfathered in as being opted out. The binnies will remain in Town.

The various fees on the Rockville Residential Fee Summary were discussed. Shane McDonald, chairman of the Board for the Washington County Solid Waste and Reece DeMille, an employee of Republic Services also joined the meeting for Mr. Reber's presentation. Shane said the District has money to help municipalities get the word out about the opt-out program. Mayor Leach said the Town Clerk has already got it in our newsletter going out later this week. Shane went on to say the District has partnered with a marketing firm (Ruckus) to help get the word out about the opt-out program. The BluCan.org website is being updated. Shane said he sent a video to Terry Bell that shows the recycling process and he suggested that video be shared with the community. Both Shane and Reece assured the Council the recycling materials are not dumped in the landfill; they are processed in Vegas. Shane encouraged the Council to place the video by PCG, the PC Group, on the Town's website. Shane said they are working on an education plan to reduce contamination. What can be recycled through the program is on the blucan.org website. Dave asked if glass recycling would be available in the BluCans. Reece said glass cannot go in the "all in one" curbside bin because a good portion of the sorting process is manual. Glass is recyclable, but it needs to be sorted out, so you can put glass in the binnies.

Mayor Leach said we have Resolution Number 20-0812-01, *A Resolution of the Town Council of Rockville, Utah, approving a proposed residential waste collection agreement between Washington County Special Service District #1 and Allied Waste Transportation Inc., doing business as Republic Services of St. George and to a proposed billing and collection agreement between said District and Washington County.*

M. Honer-Orton **MOVED** to approve the Resolution. Jeff Ballard **SECONDED** the motion.

Hearing no objections, the motion passed unanimously.

Mr. Reber asked that Clerk Bell send the signed contract back to him.

2. **DISCUSSION AND ACTION ON ROCKVILLE'S CONTRIBUTION TOWARDS THE FUNDING OF THE COORDINATOR'S POSITION FOR THE ZION REGIONAL COLLABORATIVE (ZRC)** – Mayor Leach reported the Town has already approved a \$500 contribution. The University of Utah was leading the collaborative under a grant, but that has ended. Last year and this year Emily Freidman, a Vista volunteer, has been leading the collaborative. Mayor Leach feels Rockville should remain active in the Zion Regional Collaborative because many of their topics are of interest to Rockville. Mayor Leach reminded the Council one of the items the ZRC considered was a multi-use trail through Grafton. They have applied for SR-9 to be a Federal Scenic Byway. There seems to be a lot of recreational issues. They are now looking to hire a consultant or a coordinator. They are seeking grants, so they are looking for money to pay for the employment position for the next year. Mayor Leach is proposing that Rockville increase our contribution from \$500 to \$1,500. Springdale is going from \$5,000 to \$10,000. LaVerkin has gone from \$2,000 to \$5,000. Hurricane is expected to contribute \$10,000. They have commitments for almost \$35,000 of what they anticipate being a \$50-60,000 annual cost for the consultant, including benefits, for the first year. Mayor Leach said she has discussed this with Clerk Bell and Clerk Bell believes we have enough in our budget for this proposal. Jeff asked if the cost would increase each year. Mayor Leach responded that the ZRC is planning to form a 501(c)3 and seek grants to fund this position. Mayor Leach said that Commissioner Iverson has offered to put the coordinator on the County's payroll. Five Counties offered to put this person in half time working for Five Counties and half time working for ZRC. Concerns about conflicts of interest arose and the collaborative decided they wanted the coordinator to represent the collaborative's best interest. Dave asked if the group has a charter or platform. Mayor Leach said it is not a lobbying group; right now, it is just a collaborative made up of residents and leaders, BLM, the National Park, people from Kanab, local business owners. Megan said it is a volunteer planning group that has no teeth to force anything. It provides a voice for the communities it serves.

Terry Bell **MOVED** to add a thousand dollars to our \$500 contribution to the Zion Regional Collaborative for this year only, for a total of \$1,500 for the year. M. Honer-Orton **SECONDED** the motion.

Hearing no objections, the motion passed unanimously.

3. **DISCUSSION AND ACTION ON HAVING A 6' TALL PRIVACY FENCE INSTALLED ALONG THE WEST SIDE OF THE ROCKVILLE PARK TO BE FUNDED WITH RAP FUNDS** – Mayor Leach explained the dogs on the adjacent property are perhaps agitated by other dogs in the Park. Clerk Bell obtained a bid to install the fence.

The last few feet on the south end of the fence will drop down to four feet to provide visibility at the intersection of SR-9. It will be a white plastic solid fence. The bid was \$9,400 to remove the old fence, put in the new fence and posts and installing the privacy panels. Some of the rails will be put aside for future replacement of the railed fence. Dave asked how much is in the RAP account and how much annually flows through the account. Clerk Bell said our RAP fund is sitting at \$15,683 and we roughly bring in about \$4,800 per year. Mayor Leach said the fence will improve the view for Park visitors, and Park visitors will not be intimidated by the large dogs on the adjacent property. Terry Bell said the neighbors on the other (east) side of the Park want a solid fence too.

Terry Bell **MOVED** to spend the money to put in a fence, up to \$9,500. Jeff Ballard **SECONDED** the motion.

Hearing no objections, the motion passed unanimously.

Clerk Bell told Council a letter was sent to the adjacent property owner asking her to participate at what she could afford, and she said she could not afford anything. Jeff Ballard asked if the elm trees would need to be trimmed to accommodate the 6' tall fence. Clerk Bell indicated they would and said the neighbor wanted the Town to feed any branches cut to her sheep.

3. **APPROVAL OF THE MINUTES FOR THE JULY 15, 2020 REGULAR MEETING** – M. Honer-Orton said on Page 2 under Terry Bell's report, the 3rd line from the bottom, the word "with" should be "will" at "months to cover the cost overrun". "All the recycling will . . .". M. Honer-Orton said the correct spelling for the spray to prevent trees from fruiting is Florel. Jeff Ballard **MOVED** to approve the minutes with the corrections mentioned. Dave Firmage **SECONDED** the motion.

Hearing no objections, the motion passed unanimously.

4. **APPROVAL OF EXPENDITURES FOR THE MONTH OF JULY 2020** – M. Honer-Orton asked about an expense on page 1, there are 5 payroll liabilities and two of them are duplicates. Clerk Bell explained the first line is Federal withholding and the next two lines are Medicare withholding, and the last two are Social Security, State and Employee. Whatever the employee owes, the employer matches. It is a total of everyone on the payroll.

At the bottom, Emergency Preparedness, \$490.62, it says CARES Act stuff, but M. does not understand what it is for. Clerk Bell explained this was for the purchase of the plexiglass in the post office and some thermometers and more masks.

On the last page, the attorney's fee of \$286.91, what was that for? Clerk Bell said she could not remember, but M. could come to the office. Joyce Hamilton suggested it may have been left over from the website, looking into <http://rockvilleutah.com>.

M. asked about "printing and binding" for \$98.15. Clerk Bell said we printed some copies of the Land Use Code Update for community members.

M. asked about a t-shirt expense. Clerk Bell responded the Town sponsors the Police Officer's t-shirts for the Elementary School students.

M. Honer-Orton **MOVED** to approve the expenditures for the month of July 2020. Jeff Ballard **SECONDED** the motion.

Hearing no objections, the motion passed unanimously.

ADMINISTRATIVE NON-ACTION ITEMS

1. MAYOR AND COUNCIL MEMBER REPORTS –

Jeff Ballard asked about the Town's sign ordinance. He said there are about 15 signs along SR-9 in front of Tracy and Robin's property on the west end of town. He asked about the speed signs on Bridge Road, one of which appears to be in the right-of-way. Mayor Leach reported she and Joyce Hamilton went out to identify some places for additional signage on Bridge and Grafton Roads. Joyce then had Blue Stakes come out and mark the underground utilities. Mayor Leach said we are now able to start installing the new signs. Jeff said he just wanted to make sure they were out of the way a bit and not impeding traffic. He said Bridge Road is already tight enough with the cars parked alongside the road and the vegetation. Terry reported we are missing a 65-mph sign (and pole) going west as you go up the hill on SR-9.

Mayor Leach reported the Town has been talking to UDOT about putting up some "no camping" signs on those very broad shoulders created when the road was enlarged. The conversations ranged from "UDOT will install if the Town buys them" to "UDOT will take care of the expense and installation if the Town tells them where we want them". Terry asked if we could put a "no camping" sign at either end of town and one on Bridge Road that says, "no overnight camping in Rockville". Mayor Leach said she would ask law enforcement if that would be sufficient. Jeff said UDOT would want to install the signs in their right-of-way for liability reasons. Mayor Leach said she got 10 posts so we could put some signs out on Bridge and Grafton Roads.

M. Honer-Orton reported that she is inventorying the sidewalks again. She was thinking of offering people to have their concrete repaired at the same time. She thought the Town could send out an email asking if anyone wants to have their driveway repaired to contact Megan. Of course, that would be at their own expense. Mayor Leach reported Allen Lee quoted us \$7.50 a square foot to remove the concrete, eliminate any roots and replace the sidewalk. M. also reported there is now a virtual course for the Bystander Intervention Training.

Dave Firmage reported there is a regional natural hazard mitigation group starting. It will be a Five County group and a multi-year process. The first meeting is the end of this month. He will be representing Rockville. The group will be looking at regional planning for large scale events. Clerk Bell asked if Dave was planning to attend the floodplain webinar on August 20th. Dave said he could. He thought it was rather expensive for an online course. He asked if this is the same course as what was cancelled earlier in the year. Clerk Bell said she would clarify and let Dave know. Dave said if this is the training he needs to get initiated into being the Flood Plain Manager, he would set aside time on the 20th.

Terry Bell said Fae Reber gave his report.

Mayor Leach reported what she learned at the Mayor's meeting yesterday. The Ironman has been cancelled, as well as the St. George Marathon and Half Marathon. Mayor Leach has not received an update on the toxic algae. She said an announcement would be in the newsletter to be cautious and vigilant. The Council Members discussed the possible date of opening of Springdale Elementary School. She said if there is an increase in Covid cases due to the County Fair, we should know next week. Our numbers have been declining. The hospital reported in the meeting that their patients are responding well to treatment and they have sufficient staff and plenty of hospital beds.

STAFF REPORT – Clerk Bell had nothing to report.

Mayor Leach said we are considering obtaining a new projector through CARES funding. We are planning to do our Public Hearing for our updated Land Use Code so the projector will come in handy. Mayor Leach asked Clerk Bell how many people responded that they wanted to meet in person. Clerk Bell said she did not know how many, but the vote was nearly 50/50 between those who wanted to attend in person and those who wanted to meet virtually.

ADJOURNMENT – Jeff Ballard **MOVED** to adjourn the meeting. Dave Firmage **SECONDED** the motion.

Hearing no objections, the motion passed unanimously.

Mayor Leach declared the meeting adjourned at 7:27 pm.

Minutes prepared by:

Joyce Hamilton
Deputy Town Clerk

APPROVED


Pam Leach, Mayor

The foregoing minutes were posted in the cabinet of the Rockville Town Office by Urick S. Bell at approximately 8:51 AM PM on 16 Oct 2020 and on the Rockville website.



