

**Rockville Town Council  
Regular Meeting  
Rockville Community Center, Town Hall  
December 14, 2022 – 6:00 pm**

1. **CALL TO ORDER – ROLL CALL:** Mayor Pam Leach called the meeting to order at 6:00 p.m. The following members of the Town Council were present: Michael Evenson, Dan McGuire, M. Honer-Orton, Mayor Pam Leach and Jeff Ballard. Clerk, Vicki Bell recorded the meeting.
2. **PLEDGE OF ALLEGIANCE:** Mayor Leach lead the Pledge of Allegiance.
3. **APPROVAL OF THE AGENDA:** Dan McGuire **MOVED** to approve the agenda. Michael Evenson **SECONDED** the motion.

**VOTE on Motion:**

Michael Evenson: Aye  
Dan McGuire: Aye  
M. Honer-Orton: Aye  
Mayor Pam 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:** Clerk Bell read the following written submission from Jan Fasselin: "Per our conversation last week, attached is the link and a copy of the article from the Salt Lake Tribune regarding the issue of employee housing for Springdale, Utah. I've included a text document in the event that you are unable to open the link. Please forward a copy of the correspondence and attachments to the Mayor, Town Council and Planning Commission as well as reading the letter into the minutes of the next Town Council and Planning Commission meetings. As noted in the article and our discussion, Springdale City has hired Tracy Dutson to oversee finding solutions for employee housing. My concern with the entire employee housing issue is that Rockville is not being involved in the discussion. In many instances, Rockville has been the de facto overflow employee housing for many Springdale and National Park Service employees. I respectfully request that Rockville officials make overtures to the Springdale Town Council and Mayor and insist that they are part of the discussion in regard to finding a solution to this ever-growing problem. Please let me know if you have any questions. Sincerely Jan Fasselin." Mr. Fasselin's letter is attached to the minutes.

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

1. **REPORT ON HURRICANE VALLEY FIRE SPECIAL SERVICES DISTRICT:** Rockville had a total of 3 calls, with no medical transports, 1 medical refusal and 2 fire calls. Springdale had a total of 25 calls, 6 medical transports, 10 medical refusals, 5 cancelled prior to arrival and 4 fire calls. Zion had 3 calls with 2 medical transports and 1 fire call.  
  
Dan McGuire added that the Hurricane Fire District (HVFSSD) Board recently posted a publication that there would be a massive tax increase to fund the fire department. This was because HVFSSD had not received any increase from the County Commission for five years and have been funding the Fire Department from a separate Equipment Repair and Replacement Fund. At a recent Public Hearing several hundred people attended and everyone was upset due to incorrect numbers on the budget proposal and there was much confusion throughout the long meeting. During that meeting, Commissioner Victor Iversen stated that 'no matter what the Board decides, the Commission would not approve any tax increase'. Seventy citizens spoke at the meeting. The Board was advised by the County Commission, the State Auditor and others who were involved in the process that they should not proceed with the proposal due to intense opposition. There will be another Public Hearing on the 20<sup>th</sup> of December. There have been numerous options discussed including the closure of the Springdale firehouse and have Zion National Park cover the needs of the Springdale Firehouse. The Fire Chief mentioned that if a firehouse needs to close, they would close one in either Hurricane or LaVerkin.
2. **REPORT ON RECOMMENDATIONS OF THE PLANNING COMMISSION:** Planning Commission Chair Jane Brennan shared that the previous evening there were both a Regular Meeting and a Work Meeting. During the Regular Meeting, the Commission voted to approve an Application for a Grading Excavation Permit for a pond and wetland filter for Sandra Straub at 57 West Main Street. Sandra is planning a special type of garden and what will be installed will be a pond with a filter that will purify the pond water. The Commission discussed how the pond will be maintained, ensuring that it would be irrigation water used

rather than culinary water. The application will be supplemented with a retroactive application for the dirt that was seen hauled in last month. Sandra had to take dirt when she could get it and will meet permit requirements for the dirt that was previously hauled.

During the Work Meeting, the Commission continued to discuss storage containers being allowed, how they need to look and where they can be placed. They are being used as safe and pest-free storage areas. Currently, they are used as storage only, not residential, and will need to be painted earthtone colors. Due to the increasing popularity of metal storage containers, numerous residents have asked about using them and the Commission is revising the existing ordinance to clarify storage container usage.

#### **ADMINISTRATIVE ACTION ITEMS**

1. **DISCUSSION AND ACTION ON THE RENEWAL OF THE LAW ENFORCEMENT SERVICES AGREEMENT WITH THE TOWN OF SPRINGDALE THROUGH DECEMBER 31, 2028:** Mayor Leach explained that they had previously read the agreement, and this updated agreement contains an increase of \$5,000 bringing the contract payment to \$25,000. She continued that Chief Brecke had approached the Mayor and Town Clerk about the increase, asking if that was a reasonable increase. They agreed it was as the price had remained the same for years. Dan McGuire **MOVED** to approve the renewal of the Law Enforcement Services Agreement with the Town of Springdale through December 31, 2028. M. Honer-Orton **SECONDED** the motion.

##### **VOTE on Motion:**

Michael Evenson: Aye  
Dan McGuire: Aye  
M. Honer-Orton: Aye  
Mayor Pam Leach: Aye  
Jeff Ballard: Aye

The motion **PASSED** unanimously.

2. **DISCUSSION AND ACTION ON THE RENEWAL OF THE INDEPENDENT CONTRACTOR AGREEMENT FOR THE ZION REGIONAL COLLABORATIVE COORDINATOR FOR AN ADDITIONAL YEAR:** Mayor Leach explained that Washington County came back with a couple of corrections on the contract. On the first page, Iron County was mentioned twice, the second mention was removed. In the recitals, they removed the 'and' at the end of each of the items, except 'G'. They added an item '20' which is 'Superseding Agreements', all previous agreements or arrangements including any agreement entered into by the parties on or about October 4<sup>th</sup> of 2022 are hereby cancelled, terminated, and superseded by this Agreement. Mayor Leach confirmed that the Agreement with Rockville is being increased by \$50. Dan asked about the coordinator's specific contribution to the community. Mayor Leach explained that the coordinator will be providing the Zion Regional Collaborative (which replaced the ZC3 Group) a way of bringing community members together from numerous municipalities, BLM, and Park Service to better plan transportation, trails and more. The coordinator conducts meetings, contacts different organizations, different contractors on the multi-use trail etc. Workshops take place every two or three months. Jeff Ballard **MOVED** to approve the renewal of the Independent Contractor Agreement for the Zion Regional Collaborative Coordinator for an additional year. M. Honer-Orton **SECONDED** the motion.

##### **VOTE on Motion:**

Michael Evenson: Aye  
Dan McGuire: Aye  
M. Honer-Orton: Aye  
Mayor Pam Leach: Aye  
Jeff Ballard: Aye

The motion **PASSED** unanimously.

3. **DISCUSSION AND ACTION ON THE FINAL BID DOCUMENTS FOR THE MAINTENANCE BUILDING CONSTRUCTION PROJECT:** Dan mentioned that his son, who is a civil engineer living in Henderson NV, read the documents and said it as very good. Clerk Bell reported that there was a conversation she had with Jared, the contact at Rosenberg. Clerk Bell continued saying that when it had first come out, there were two retaining walls on the northern part of the property. They had discussed with him that the retaining wall closest to the building was to be removed. Jared's comment was that they would like to leave the wall in the plans and add an addendum for the contractors bidding the project and convey that the second wall may change.

M. Honer-Orton **MOVED** to approve the Final Bid Documents for the Maintenance Building Construction Project. Michael Evenson **SECONDED** the motion.

**VOTE on Motion:**

Michael Evenson: Aye  
Dan McGuire: Aye  
M. Honer-Orton: Aye  
Mayor Pam Leach: Aye  
Jeff Ballard: Aye

The motion **PASSED** unanimously.

4. **APPROVAL OF THE MINUTES OF THE NOVEMBER 9, 2022, REGULAR MEETING:**

Jeff Ballard **MOVED** to approve the minutes of the November 9, 2022, Regular Meeting. Michael Evenson **SECONDED** the motion.

**VOTE on Motion:**

Michael Evenson: Aye  
Dan McGuire: Aye  
M. Honer-Orton: Aye  
Mayor Pam Leach: Aye  
Jeff Ballard: Aye

The motion **PASSED** unanimously.

5. **APPROVAL OF THE EXPENDITURES FOR THE MONTH OF NOVEMBER 2022:** M. Honer-Orton asked about the Rockville utilities being listed twice. Clerk Bell clarified that the third row is the Town paying for the apartment utilities downstairs. Dan McGuire **MOVED** to approve the expenditures for the month of November 2022. Jeff Ballard **SECONDED** the motion.

**VOTE on Motion:**

Michael Evenson: Aye  
Dan McGuire: Aye  
M. Honer-Orton: Aye  
Mayor Pam Leach: Aye  
Jeff Ballard: Aye

The motion **PASSED** unanimously.

6. **APPROVAL OF THE NOVEMBER 2022 FINANCIAL STATEMENTS:** M. Honer-Orton asked about the Miscellaneous Revenues total line and the fact that 223% of the budget had been spent. Clerk Bell stated that is revenue and there has been more revenue than anticipated. M. Honer-Orton **MOVED** to approve the November 2022 Financial Statements. Jeff Ballard **SECONDED** the motion.

**VOTE on Motion:**

Michael Evenson: Aye  
Dan McGuire: 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**

**Mayor Pam Leach** – Mayor Leach began with news that the County has taken over maintenance of some of Rockville's roads. A newspaper article identified Smithsonian Butte as the Rockville road the County would oversee. Last Tuesday, she received a message from Springdale Town Manager Rick Wixom, saying that he was congratulating Rockville that the County is taking over maintenance of the roads. The following day, Mayor Leach researched on the County website and found the County agenda that confirmed they were taking over the maintenance of Rockville's roads, although the agenda had no details. Mayor Leach provided each Council Member with a copy of the Resolution the Commissioners passed, taking over the Smithsonian Butte portion in Rockville, the portion of Grafton that goes to the future Connector Corridor, heading west from Smithsonian Butte. The County had also claimed the future Connector Corridor, which is not yet a road, and Grafton Rd. going to Bridge Road and Bridge Road itself.

When Mayor Leach and Jeff Ballard had met with the County in October, to discuss the County's request to Congressman Stewart, for funding to improve both Sheep Bridge Road and Smithsonian Butte Road, their proposal was that if funding was provided, that funding would pay for the new Connector Corridor. At that meeting, Mayor Leach and Jeff Ballard conveyed that the Town of Rockville did not want to see any improvements, pavement or otherwise to Smithsonian Butte Road until the Connector Corridor is in place as Bridge and Grafton Roads already had steady visitor traffic. The County made their decision without any input from Rockville in their discussions or meetings. Mayor Leach found that the State Code referenced in the proceedings related to Water and Irrigation and was unrelated to Road Maintenance. Mayor Leach contacted the Town Attorney and had a letter sent objecting to the County's decision and asked that they rescind the Resolution as the incorrect State Code was referenced and the Town was never notified or included in the decision-making process. The County also claimed a road that does not yet exist as a Class B Road. Rockville has asked for a face-to-face meeting with the County and will take the Town Attorney for that meeting.

Mayor Leach directed the Council to State Code Title 17, Chapter 50 part 3 that identified the County's power Section 305, Counties Roads to acquire, construct... Mayor Leach continued that letter C identified that the County may designate the County Roads to be maintained by the County within or extending through any city or town which may not be more than three in the same direction. To the best of her knowledge, Mayor Leach stated that Rockville has been paying to maintain those roads, receiving Class B Road funding from the State. Jeff shared that Class B Road Funds have been received from the State since 1987. Mayor Leach stated that Rockville had an Interlocal Agreement with the County to help maintain Smithsonian Butte Road and had paid the County for the maintenance provided until the County dropped the Interlocal Agreements as the County had too much road work for too many municipalities.

Dan asked if residential developments were the catalyst for the road work. Mayor Leach shared that there was pressure from Apple Valley businesses that would like for visitors to better access Zion National Park and Springdale businesses as well as employees using the Smithsonian Butte Road to get to and from Springdale-based employment. Dan read a portion of the Resolution that mentioned the roads of Rockville will need 'significant improvement and regular County maintenance to establish and promote recreational tourism in the area'. Mayor Leach responded saying that when she and Jeff had met with the County, she conveyed that the *only* place Rockville needed assistance was the "Cry Baby Hill" or Dugway section on Smithsonian Butte Road. She continued to say it is likely that the County desires what may be approximately \$11,000. of the Class B Road Funds that Rockville currently receives.

The County had tried but failed to get Hotspot funding in 2017 to improve Smithsonian Butte Road from SR59, dumping the additional traffic onto Grafton and Bridge Road which would have been a lot less expensive than having to build a new Connector Corridor. In 2017 Rockville protested their proposal with UDOT and UDOT agreed that the County's efforts to disperse and reduce congestion and traffic did not hold true when the single-lane bridge was involved as well as the intersection of Bridge Road with SR-9 that had no room for merge and turning lanes. The Town of Virgin's Attorney had stated that he did not believe a Resolution could be used to make this decision. The Town of Rockville's Attorney could not find any information in the Code that would allow the County to take this action. It is his opinion that the County was limited to only road maintenance, they can not develop or change the roads in Rockville.

The other issue Mayor Leach shared was the draft for a Code Compliance Officer [CCO]. It's been mentioned previously and came up in the Canyon Mayor's Meeting that Virgin is also looking for a CCO. Clerk Bell had contacted Springdale about possibly sharing their CCO, but changes were happening and, in the end, Springdale did not want to participate. Mayor Kraus from Virgin did find a job description for a CCO and has indicated that they have a few possible candidates. Their plan is a flat rate salary of \$1500. per month and Virgin and Rockville could split that cost. Further details will be needed to define hours and other tasks and duties specifics. Currently the Planning Commission is the Code Enforcement agent, and an amendment would be necessary to the LUC to allow for a CCO. Mayor Leach encouraged the Council to review the job description, consider the value of the services and to ask questions about the tasks that will be performed. Virgin's Mayor Kraus identified that there is a state training program in March 2023 and any Officer hired as CCO would benefit from that program. The Council discussed the pros and cons of having a local resident as the CCO. Mayor Leach shared that further consideration will be required in January.

The Rockville Historic Preservation Group recently met and discussed the issue of the old rock building that is in Allen Lee's gravel yard. Although different accounts exist, Allen Lee apparently wants to have that

moved off his property and onto the neighbor's land but could not be placed there due to Sensitive Lands and inadequate setbacks. Mayor Leach will contact Allen Lee regarding his preferences and clarify the next steps. The Rockville Historic Preservation Group is interested in trying to preserve the building by weatherproofing. Jane Whalen was sure that Allen Lee did not want visitors to access the building on his property. Mayor Leach suggested installing a plaque at the fence line for visitors to learn about the building and eliminate visitation to the building.

Michael McBride who is on the Rockville Historic Commission had approached Vicki Parkinson about possible preservation work on her old house on Main Street. Mayor Leach did indicate to the group that the old Parkinson house could not have electrical or plumbing re-connected due to the conditions put in place when Vicki Parkinson built her new house. Michael asked if she wants to keep the house. Mayor Leach responded yes, and Vicki Parkinson was concerned about how it would be preserved and who would be responsible.

M. Honer-Orton mentioned that the County Historic Commission visited Rockville recently. Mayor Leach stated that the County Historic Commission was on the property of the Telegraph House without permission during that visit. The County Historic Commission would like to return to the Meeting Hall and view the old photographs. They were encouraged to call and make an Appointment to have the Meeting Hall opened for them. Mayor Leach stated that the Rockville Historic Preservation Group will re-apply in 2023 for Rockville's nomination as an Historic District as that was not completed in time for 2022.

The GHPP has overseen general maintenance of graffiti removal in the Russell house and is looking to replace some windows. Mulberry trees have been removed and replaced, a gutter is being replaced on the Russell Home, and they are also looking at removing the concrete steps at the church as water is causing damage between the adobe foundation and the rock work. An adobe building specialist will be coming out to look at what is needed. Michael asked about security cameras in Grafton. Jeff confirmed that there are game cameras in the area.

Mayor Leach thanked Jane Brennan for coordinating and participating in the Desert Strings Community Orchestra playing at the Christmas gathering. There was a great turnout and many new faces that made the event a great success.

Mayor Leach also mentioned that Wreaths Across America will occur December 17, 2022, recognizing our 37 Rockville Veterans. The wreath placing will take place at 11:00 a.m. and everyone is welcome.

**Dan McGuire** – Dan began with a comment on the Christmas decorations on the Bridge and the Community Center saying that they both look amazing. Dan had previously suggested compensation for elected and appointed officials. Clerk Bell had provided a report from many of the communities in Utah and after reviewing that report, Dan withdrew his suggestion about compensation. He drew the Council's attention to Washington County Solid Waste handouts saying that the rate will increase 2.5%. Clerk Bell clarified that Rockville residents will be paying \$13.83 to include the Rockville administrative fees.

**M. Honer-Orton** – Did not have anything to report.

**Jeff Ballard** – Smithsonian Butte Road was graded to SR-59. He noticed that on Matt's Recovery [YouTube Video] numerous cars were stuck, and they were having to be pulled out. New lights were added to the Bridge, Mike, Barry, and Jeff had installed those and they now look uniform and consistent. The rock ditch will begin to be repaired on Dennett Lane in January by Brad Quinn.

**Michael Evenson** – Michael attended another mosquito abatement meeting where he received a flow-chart of every town in the County with 20 different types of mosquitos, 5 of which are present in Rockville. None have the Nile virus.

2. **STAFF REPORT AS NEEDED:** Clerk Bell shared that a pre-emergent spray has been used at the cemetery to control weeds and the cost of the spray had increased to \$2,200 per treatment. Baird's Pest Control offered a bid on the pre-emergent for the lot behind the park, the future home of the maintenance shed for \$190. The Park lawn would be \$175. and the cemetery would be \$760. If they can complete all three areas in a single visit, the price would be reduced to \$925. Clerk Bell asked Baird's to schedule Rockville for a Spring spray.

**ADJOURNMENT:** Michael Evenson **MOVED** to adjourn the meeting. Dan McGuire **SECONDED** the motion.

**VOTE on Motion:**

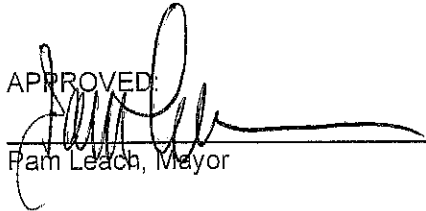
Michael Evenson: Aye  
Dan McGuire: Aye  
M. Honer-Orton: Aye  
Mayor Pam Leach: Aye  
Jeff Ballard: Aye

The motion **PASSED** unanimously.

The meeting adjourned at 7:15 p.m.

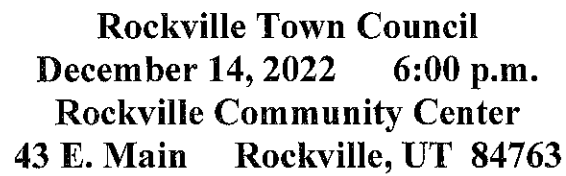
Minutes Prepared by  
Pearl Meadows  
Town of Rockville

APPROVED:

  
Pam Leach, Mayor

The foregoing minutes were posted in the cabinet of the Rockville Town Office by Urick S Beal  
on January 12, 2023, at approximately 9:30 AM/PM and on the Utah Public  
Network and Rockville websites.

Urick S Beal



NAME \_\_\_\_\_

**ADDRESS**