

November 1, 2007

Meeting began at 7:03 p.m.

Present: Bill Muse, Mayor; Pete Schaus, Gladys LeFevre, Randy Ripplinger, Wendell Roundy, Council members; Judi Davis, Clerk; Cookie Schaus, Ray Nelson, Eva Moore, Shelly Ripplinger, Elaine Roundy, Brian Dick.

Pledge of allegiance

Gladys made a motion we approve the minutes of the meetings of October 4 and October 26. Pete seconded the motion. The vote was unanimous.

Pearl Low has submitted a business license application for a home occupation. Wendell made a motion we approve the license for Pearl. Pete seconded the motion. The vote was unanimous. (Dan Reeder, Walt Gove and Joe Parker came.)

The order of the agenda was changed because Scott Brodie hadn't yet arrived.

Walt reported that the County Trails Committee will meet Wednesday, November 7, at 6:30 in Cannonville, and that it will be a very important meeting because of the election of a vice chair, secretary, and eastern representative. The main topics to be covered are: 1) non-motorized trails (including procedural issues, such as identifying and publicizing trails, etc.); and 2) moving to a strong executive committee, which will do much of the work. Regional representatives will lose much of their authority to make decisions. Walt is positive about the way things have been going and hopes to keep good representation on this end of the County. (John Veranth came.) There are not yet any official nominations for vice chair. We need representatives at the meeting to help support our issues. (Scott Brodie came.)

The Mayor expressed thanks to Mark Nelson and Scott Brodie for the work they did on the SITLA issue. Mark gave an update. The SITLA appraisal will be good for only six months, so will not be valid for a trade out. SITLA is willing to share the cost of an appraisal with Robinson-LeBaron. The contract for the appraisal has been awarded to Bill Lang who has done others for the State. The cost of \$4,500 will be split between the two parties. Appraisals are usually done as though there were access (because SITLA can use eminent domain to create access if necessary), but this one will be done with and without; however, the only value can be with access. Robinson-LeBaron are having it appraised both as a total parcel and also in three pieces (west mesa, 80 acres, and east mesa). SITLA won't break the parcel up. Mark feels Robinson-LeBaron are probably posturing for the future. We need to stay involved in the process. Mark reminded us that

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Mike Empey will help, but that he needs to have a letter from the Town telling him what we want him to do.

Scott reported that the BLM's draft RMP is available now, and there are several parcels available for a trade out, which seems to be the preferred choice of the community for disposal of the SITLA parcel. The options are available now in the RMP, but the decision won't be made for a year. Now is the time to comment on the Plan. The preferred option is B, which allows for land in the county to be identified for trade. Gladys feels the Town Council needs to decide our position, then move ahead. Wendell feels it would be a mistake for us to wait while the pot is being stirred. We need to write a letter which will go to SITLA, the BLM, GSENM, Robinson-LeBaron, Mike Empey (including a letter asking for his help), and our senators and representatives. Judi will draft a letter, then we will hold a meeting to review it (which will be held Nov. 15 or at the same time as the election canvass if we have to have one this year.) We will note in the letter that the Town Council is taking their position based on input from the majority of the community who have participated in the discussions. A swap has to be with the BLM, as the Monument doesn't have land to trade. The ultimate goal would be to see it in the Monument.

Tom Jerome asked Scott to present an update on the Town grounds project (gravel will be spread on the north of the Post Office tomorrow; the supplies to finish the bulletin board arrived today) and present the cost estimate for the events shelter. Doug Hall has offered to donate his labor to build it and presented a materials cost estimate of \$7,160, with a recommendation that \$7,500 be budgeted. This includes everything but the base (which could be concrete or gravel), lighting, and the re-routing of the propane line. Gladys made a motion we authorize money for the project and ask for volunteers to help if wanted. Randy seconded the motion. The vote was unanimous.

Randy (representing his father Larry and acting as a citizen, not as a member of the Town Council) lodged a formal complaint against the Town for not acting on his last complaint (dated May 5) against Mark Austin for violating the Zoning Ordinance. Randy wants action now. Marvin's recommendation was that Wendell check the situation. If a real violation is found, Marvin will write to Mark, then we will proceed as needed depending on Mark's reaction.

A public hearing was held before this meeting to receive input on proposals for Community Development Block Grants. Gladys made a motion we give Pete permission to apply for CDBG funding for a fire/search and rescue (and EMT if necessary) truck. Wendell seconded the motion. The vote was unanimous.

In department reports, Gladys reported that Keith Gailey is finishing his book on the cemetery. The Park Committee is doing a great job.

Mark stated that the road to his upper ranch needs some work because it was washed out earlier. He has maintained it the best he can, but it needs more work than he can do. Wendell will see if Farlan will fix it up. Eva reported that the Lower Boulder dumpsters are full of brush, which is an abuse of the "no trees or construction materials" policy. (Ashley Coombs came.) There isn't room down there for more dumpsters. Pete notified the County of the lid that was burned, and they are supposed to replace it.

The Fire Department is waiting for the Beaver people to schedule a demonstration on fire extinguisher use and re-charging. They are planning for winter fire school.

The Planning Commission have been notified of a conference in St. George, but no one is able to go. The Planning Commission is still working on the Zoning Ordinance changes. They will have a public hearing on clustering on November 8 at 7:00. Eric Feiler's term on the PC will be up at the end of the year, as will Mark Nelson's on the Board of Adjustment. Judi will post a notice for interested people to apply for the vacant positions.

Building permits were discussed. Susan Richards' building permit needs to have the irrigation line easement marked on the plat, but no one knows exactly where the underground line is. The pipe is old, and no one wants to risk breaking it. The pipe at each end of the property needs to be dug up. Who pays for it? The Town? The Irrigation Company? The owner-developer? Marvin advised us that it is not the Town's responsibility. It could be the joint responsibility of the other two.

The Town will pay for Newly Elected Officials training for anyone who wants to go.

Mark asked about road vacations. We have not adopted an ordinance vacating any streets yet. The C Street gate has not be ordered unlocked. It was reported that there will be a lawsuit to maintain public access to the historic use of the road.

Gladys made a motion that the Council adjourn to executive session to discuss litigation.

Randy seconded the motion. The vote was as follows:

Wendell - aye

Gladys - aye

Pete - aye

Randy - aye

Bill - aye

The Council adjourned to executive session at 8:23 p.m. and returned at 8:38 p.m.

Pete made a motion open meeting resume. Gladys seconded the motion. The vote was as follows:

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Pete - aye  
Wendell - aye  
Gladys - aye  
Randy - aye  
Bill - aye

Gladys made a motion the meeting adjourn. Wendell seconded the motion. The vote was unanimous.

The meeting adjourned at 8:39 p.m.

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Minutes prepared by Judith Davis, Town Clerk

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Approved by Bill Muse, Mayor