

**MINUTES OF THE  
REGULAR MEETING OF THE COMMON  
COUNCIL OF THE TOWN OF STAR VALLEY**

**Tuesday, April 18, 2023 at 5:15 pm  
3675 East Highway 260, Star Valley, AZ  
(Star Valley Town Hall)**

The Agenda for the meeting is as follows:

- PRAYER was offered by Pastor Dave Barber of Rim View Community Church.
- PLEDGE OF ALLEGIANCE
- CALL TO ORDER
- ROLL CALL:  
Vice Mayor McKinney X, Council Member Armington X, Council Member Binney X,  
Council Member Dueker X, Council Member Highstreet X, Council Member McDaniel  
X, Mayor Davis X.

- **COMMENTS FROM THE PUBLIC**

During this portion of the meeting, members of the public may address the Town Council on items that are not on the printed agenda. Any remarks shall be addressed to the Council as a whole and not to any individual member. Speakers are limited to three (3) minutes per person unless additional time is granted by the Mayor. The Council may not discuss or act upon matters raised during public comments.

The Mayor opened up this portion of the meeting for public comment.

Ann Herbert of 314 Saddleback Trail in Star Valley stated just as the community park is important to this town, fencing in and around it should be just as important to the park. Fences are not just a part of landscaping – they are important for barricading for safety purposes. The Town has developed a safe play area for children and a relaxing area for adults. The Town must also make the right safety checks in the open spaces of the park. We cannot restrict children or adults from exploring. Barricading of areas that are unsuitable for park goers is a must have to avoid any unforeseen accidents. Just this year, reported Mrs. Herbert, not one but two good sized ponds on the other side of the walking trail behind the children’s play area accumulated. Most of this body of water is on park property. On March 19, children of approximately four to eight years old ran over from the park and proceeded to play at the water’s edge – very dangerous. Children also have, on several occasions, run through the wooded area of the park and onto other residential properties, not just their property. There have been times when people from the mobile home park walk through the back of the community park after hours, reported Mrs. Herbert, making godly noises, screaming and disturbing residents throughout all hours of the night. Mrs. Herbert stated her and her husband think the right kind of maintenance free fencing is needed to make sure the park is free of vandalism and destruction by unwanted late night visitors. They have witnessed on many other occasions park goers hiking or walking dogs off lead from the park and trails passing on to, not just their property, but also the Freegard meadow and the McCombs fenced property. These private properties

surrounding the park are clearly posted with “Private Property” and/or “No Trespassing” signs. Star Valley has invested in securing the inside of the park. It is the town’s duty to also secure the outer perimeter of the park as well – not just for the park goers safety but also for the residents living in the surrounding properties. Questioned Mrs. Herbert – Shouldn’t we also be protected from unwanted elements? Since she and her husband last spoke on this topic several months ago, reported Mrs. Herbert, they have added an additional ten highly visible “No Trespassing” signs on the boundary between the park and their property. The signs have not eliminated the trespassers, added Mrs. Herbert, as on several occasions groups of small children have ventured from the park onto their property as they were exploring what appears to be a continuation of park property. Children don’t read signs, stated Mrs. Herbert, they just want to play. Mrs. Herbert thanked the council for their time and continuing to listen to their ongoing concerns about the lack of a fence or physical barrier between the town property and adjacent private properties. The lack of the same creates potential liability for private property owners and the Town of Star Valley, concluded Mrs. Herbert.

Greg Herbert of 314 Saddleback Trail in Star Valley stated he is going to piggy back on his wife. He reported he spoke to a city planner that works for one of the cities down in the valley about this problem. The city planner told him that when they put in developments, more often than not, part of the development is a park. Mr. Herbert stated he asked the city planner what they do to secure the parks. The city planner responded they put up a chain link fence or a wall around the park. Mr. Herbert stated he asked the city planner why they fence around the park. The city planner responded that the city has a responsibility to keep people that visit the park in the park and not wandering around in people’s yards. It is the norm, stated Mr. Herbert, that the municipality is responsible for securing the perimeter of the park to keep people from the park wandering out. Mr. Herbert concluded by thanking the council for their time.

There were no further comments, and the Mayor closed the public comment portion.

- **CONSENT AGENDA ITEMS:**

All items listed under the Consent Agenda will be voted on with one motion. If discussion is desired regarding any Consent Agenda item, that item will be removed from the Consent Agenda and voted on separately.

**A. Approval of the minutes from the Regular Council Meeting and Work-Study Meeting held on April 4, 2023.**

**B. Approval of Accounts Payable from April 1, 2023 through April 15, 2023 for the General Fund and for the Water Department.**

**A motion to approve consent agenda items A and B was made by Council Member Armington and was seconded by Council Member Binney.**

**A roll call vote was taken:**

**Vice Mayor McKinney X, Council Member Armington X, Council Member Binney X, Council Member Dueker X, Council Member Highstreet X, Council Member McDaniel X, Mayor Davis X.**

**The motion was voted on and passed 7 - 0.**

- **DISCUSSION ITEMS:**

1. **Discussion and possible action to adjourn into a Work-Study meeting for a presentation by Payson Police Chief Ron Tischer regarding law enforcement.**

There was no discussion.

**A motion to adjourn into a Work-Study meeting was made by Council Member McDaniel and was seconded by Council Member Highstreet.**

**A roll call vote was taken:**

**Vice Mayor McKinney Yes, Council Member Armington Yes, Council Member Binney Yes, Council Member Dueker Yes, Council Member Highstreet Yes, Council Member McDaniel Yes, Mayor Davis Yes.**

**The motion was voted on and passed 7 - 0.**

- **WORK-STUDY MEETING**

**Presentation by Payson Police Chief Ron Tischer regarding law enforcement.**

- **MEETING CALLED BACK TO ORDER**

2. **Discussion and possible action concerning installing fencing on the south side of the community park. Requested by Council Member Highstreet.**

Council Member Highstreet stated he wanted to bring this to everyone's attention to begin a conversation. The council has heard from the neighbors of the community park and various other citizens about several concerns they have with the park. He thinks the town has done a fantastic job with the park and it is one of the better things that has been done within the town. The park is the face of our community, added Council Member Highstreet. With the splash pad coming in, stated Council Member Highstreet, the park will be bringing in tons more people. It is going to be one of those hot spots for the summer. The council has already heard from the community that there are issues with people trespassing. It is not a matter of if, but a matter of when somebody gets hurt and files a lawsuit. The big question is – Is it going to be the homeowner's for not putting up a fence or is it going to be the Town of Star Valley for not putting up a fence? Either way, stated Council Member Highstreet, he believes a physical barrier is needed that clearly shows and denotes that there is a property line. Council Member Highstreet stated he thinks it is the town's responsibility because it is the park that is bringing people in. He heard a random rumor that it may have been in the budget to build one and it just didn't get done. The question to ask here is – What is the right thing to do? If we are bringing tons of people into the park, shouldn't we be concerned and at least try to address the neighbor's concerns and protect ourselves from any potential liability? Council Member Highstreet stated he would like to get the councils thoughts on how they feel about the possibility of dealing with this fencing issue. Namely, concluded Council Member Highstreet, putting up some type of physical barrier on the south and possibly the west as well.

Mayor Davis stated he would like to go around the table to get the council member's input. Like most people, stated Vice Mayor McKinney, he has a fence. If you need a fence, build a fence, concluded Vice Mayor McKinney. Council Member Binney reported he spoke with a good friend about this. His friend has fifteen acres that abuts the forest service property so there is a lot of offroad traffic. His friend didn't ask the forest service to build a fence to keep them out of his property, pointed out Council Member Binney, he built a fence. Council Member Binney reported he just installed a six foot fence all the way around his property – he did not ask anyone to pay for his fence. The park was there before the Herbert's moved there, reported Council Member Binney. Their neighbor has a fence. It would be like

moving next to an airport, stated Council Member Binney, and then saying shut the airport down. All of the old time residents take care of themselves. People move here because they like it as simple as they can have it. They don't want to be bothered by anything and there is a price to pay for that. The splash pad is only 25' x 25' foot, reported Council Member Binney, it can't accommodate too many kids. Council Member Binney stated he noticed the little ponds Mrs. Herbert mentioned. Someone in the past, prior to the town purchasing the park property, explained Council Member Binney, put in two detention basins. That can easily be solved by bulldozing the retention basins. The town doesn't even have a property tax, reported Council Member Binney. If people keep requesting the town to do increasingly more that will result in a property tax because that money has to come from somewhere. Council Member Binney stated people need to take care of themselves to some extent – that is the way all of the old time residents feel. Part of the reason people move here is they don't want to be bothered by the government. He is against the fence, concluded Council Member Binney.

Council Member Armington stated he is concerned about a fence and the amount of elk traffic. If a four foot tall fence was installed there is going to be an elk that does not calculate that right and it is going to be on the ground. If a six foot tall fence was installed there is always that daring elk that thinks he can make it, and doesn't, and destroys the fence. There will be a huge maintenance cost on someone's behalf. Council Member Armington stated he thinks a fence would interrupt the traffic flow of the elk because their water source is back there. He does not think that a fence is the solution, concluded Council Member Armington, but thinks it would be more of a hinderance. Council Member Dueker stated he can see both sides. Like everything we do it is cost versus liability. He would like to have staff research the cost to install a four foot chain link fence in certain areas. He would like to know the cost involved, reiterated Council Member Dueker, before a decision is made one way or another. The town does have a responsibility to the citizens of Star Valley not to spend money on something unless we think it is necessary, concluded Council Member Dueker. Council Member McDaniel stated she can understand both sides. We don't want to spend a lot of everybody's money, which is only going to affect a small portion. We want to help the most people out, with the money that we are spending, that we can. Council Member McDaniel reported that she lives against forest service property and if people were driving on her property she would not request that the forest service put up a fence. It is fenced, concluded Council Member McDaniel, but the forest service did not pay for that, and she would not expect them to.

Mayor Davis stated this is really a hot topic and his phone has been ringing off the wall since people saw it on the agenda. That doesn't happen very often, added Mayor Davis. The calls were from local long-term citizens in town who are definitely against the town paying for a fence. His thought is, concluded Mayor Davis, if a person would like to have a fence put up then they can put the fence up. Council Member Highstreet stated he appreciates the councils' input and their valid concerns. Questioned Council Member Highstreet – What if the adjacent neighbors, who it immediately impacts, were willing to contribute fifty percent into that said fence? Maybe, stated Council Member Highstreet, the fence could be simple like a three strand cattle fence. Three strand fences are cheap and easy to maintain compared to a chain link. Questioned Council Member Highstreet– What if we looked at a 50/50 split and the cheapest possible way to put up a physical barrier that will define the property line? He asked the council if that was something that they would be willing to consider. Talking about the maintenance of the fence, stated Council Member Binney – Are you aware of how big of a maintenance crew we run? Council Member Highstreet responded he will install it himself if that resolves the issue. A three strand fence won't stop a kid, stated Council Member Binney, and the elk will break it. Council Member Highstreet responded he disagrees with both of those. The entire forest service, reported Council Member Highstreet, is littered with cattle fences and the elk are trained to go right over the top of them. Cattle fences do not interrupt the flow of the elk. The town, recommended Council Member Highstreet, could

hang “No Trespassing” signs on the fence. There needs to be some type of physical barrier to protect the town so when there is a kid on the other side of that said fence and they break their ankle and mom gets a lawyer the town will be protected because it had a fence in place. His concern, concluded Council Member Highstreet, is not if, it is when the town is going to have a lawsuit on its hands.

If the HOA had been so inclined to protect themselves, stated Council Member Binney, they should have installed the fence. Council Member Binney pointed out the signs at the playgrounds that say, “Adult Supervision Required.” People need to take care of their kids, added Council Member Binney. Queried Council Member Binney – What is the liability? Town Manager Grier responded he does not see the liability concerns that Council Member Highstreet articulated. Certainly, stated Mr. Grier, the town can have a suit filed against it for anything. It doesn’t mean that the lawsuit is going to be one that is effective or not. We weigh cost against liability in everything we do. This is the council’s decision to make. He does not see that liability, reiterated Mr. Grier. He thinks the town would have liability if the town installed a three strand fence. Often you find liability when you do something rather than when you don’t do something. Mr. Grier concluded he does not see the liability argument here as being a particularly strong one. Queried Council Member Dueker – Has this been brought forth to the HOA at all about their participation in putting a fence up? Speaking as the President of the HOA, responded Council Member Highstreet, the HOA has no jurisdiction in that matter as it is the back side of the Herbert’s property. It is not technically a boundary that was ever dealt with from the developer. As far as the Knolls is concerned, concluded Council Member Highstreet, it is not their problem.

Council Member Highstreet reported that the Knolls has stepped in and helped the Herbert’s put up a couple fences to deter people from unintentionally traveling down the fire easement road as well as the portion of street that extends past their house into the back of the Freegard acres area. Inquired Council Member Binney – Don’t you feel, as the HOA, that you’ve already set the precedence for them? “No,” answered Council Member Highstreet. That is a whole different matter, responded Council Member Highstreet, and this has nothing to do with the park. It wasn’t people traveling from the park. It was people traveling from the road looking for Airbnb’s or misplaced trailheads on some random map. Those are two separate issues. We have brought tons of people into the town with the park and that seems to be the root of the problem. To him, the right thing to do is to attempt to resolve this with some type of barrier. A discussion ensued between Council Member’s Highstreet and Binney. Council Member Dueker stated he agrees with Council Member Binney about the fencing being put up by the HOA to take care of a trespassing issue. No fencing was put up, responded Council Member Highstreet. Council Member Dueker stated he thought that Council Member Highstreet said there was fencing put up. Queried Council Member Dueker – What did you do? Posted signs, answered Council Member Highstreet.

Queried Council Member Dueker – How much money does the HOA have in their kitty right now? They have \$14,000.00, answered Council Member Highstreet. The issue with the funding, explained Council Member Highstreet, is the Knolls owns fourteen private streets and streets are not cheap. When the previous board members decided to pave those dirt streets to increase the value of the homes they failed to forecast the necessary expenditures to maintain and replace those over the years. The Knolls had a reserve study done and it was concluded that they were three percent funded. They had to halt the \$16,000.00 spent every year for the brush removal program to Firewise the community. They had to shift all of the funds and the focus to address these streets, the culverts and the drainages that they as a property owner’s association own. As far as funds are concerned, stated Council Member Highstreet, the Knolls has zero dollars to address this. Council Member Binney suggested increasing the HOA fees to pay for it. Council Member Highstreet responded that they are in the process of doing that for the sole purpose of addressing their other liabilities. The HOA has no skin in the game when it comes to whether

or not people are coming onto private property or not. It doesn't matter whether it is coming from the park or people driving down Highline and going off and exploring. The HOA is not responsible for any fencing, concluded Council Member Highstreet, they are only responsible for the common areas such as roadways. Council Member Binney stated that the HOA has much more power than the Town of Star Valley or any town in this state. They have the power to lien property. He thinks it is the HOA's problem and not the town's problem, added Council Member Binney. Council Member Highstreet stated he disagrees. Town Manager Grier suggested that the council make a decision tonight since this has been an ongoing issue that has been in front of the council at least twice now. Mr. Grier suggested a motion and a vote however the council wants to proceed forward.

**A motion to drop this issue and the town is not responsible for fencing was made by Council Member Binney and was seconded by Council Member Armington.**

**A roll call vote was taken:**

**Vice Mayor McKinney Yes, Council Member Armington Yes, Council Member Binney Yes, Council Member Dueker Yes, Council Member Highstreet No, Council Member McDaniel Yes, Mayor Davis Yes.**

**The motion was voted on and passed 6- 1.**

Council Member Highstreet thanked everyone for hearing him out.

### **3. Discussion and possible action to purchase poured in place for installation around the Splash Pad.**

Town Manager Grier reported that the splash pad is coming any day. We are looking to have a surface area around the splash pad. The poured in place is a rubber surface that has some give to it, explained Mr. Grier. It is the standard of surfaces in playground areas. Mr. Grier stated he is suggesting the staff recommendation of purchasing the poured in place. Mayor Davis asked if the new update they received is the \$30,941.78. Town Clerk Chapin confirmed that he is correct. Staff received another quote, reported Ms. Chapin, which came in at \$30,941.78 and includes the site prep, the sub-base and the concrete curb. The other quote for \$24,358.56 did not include those. Ms. Chapin pointed out that the town received additional discounts for the poured in place and the 1GPA contract discount on the new quote. Mr. Grier stated the town often has Roy Haught do the site prep and he is kind of leaning towards ExerPlay doing the site prep. That way, if something goes wrong with it, they can't blame the person that did the site prep.

Council Member Dueker asked if there is a warranty on the product. He and Council Member Binney talked to the representative about that, responded Town Manager Grier, and he recalls the representative thought the life expectancy was ten years. Ten to fifteen years or something like that, added Council Member Binney. Council Member Dueker asked if there is anything in writing on that because it is a substantial amount. Council Member Dueker stated he thinks it is the Cadillac for this particular project but he wants to make sure that they are willing to stand behind their product if the town spends that kind of money. Town Manager Grier responded that staff could look into the warranty. Mr. Grier stated he recalls talking to the representative about the life expectancy and the problem is that as it ages and gets worn it will have separation issues. He doesn't know if there is an ideal surface for this, concluded Mr. Grier, but he thinks this is the best answer for liability.

Council Member Dueker reported he talked to the folks at Orange County parks and they said that this would be the way to go. His main concern, acknowledged Council Member Dueker, is if this particular company has experience with this around a splash pad. If we need to call them back in six months because it is separating he wants somebody that can come up and stand behind their product for a period of time. Council Member Dueker stated he thinks it is a great product and he thinks the price is

fair. He wants to make sure the contractor is going to stand behind it in this application, reiterated Council Member Dueker. Town Manager Grier stated he can't answer that because he doesn't know what the warranty is on it. He knows that this company does tons of work and they are kind of the big boys in the industry. There is only one problem, reported Council Member Binney, it will separate where it abuts the concrete surfaces. He does think it is the way to go, concluded Council Member Binney.

Queried Council Member Armington – What is the footing like on this product if it gets wet all of the time? Is it going to be slippery like a rubber tire? It is coarse, answered Council Member Binney. It is slip resistant, added Town Clerk Chapin. There will be a two inch drop from the curb out, reported Council Member Binney, so there shouldn't be any standing water. It is kind of like the top of a skateboard where it's got a really good grip, explained Council Member Highstreet, but it is flexible and more coarse. Mayor Davis stated his feeling is that the poured in place is the way to go because of the density of it. And, added Mayor Davis, if somebody falls there would be less of a chance of getting hurt. He is all for it, concluded Mayor Davis. Vice Mayor McKinney stated he is persuaded by having one entity have the entire project in their hands from start to finish. Council Member Dueker asked Mr. Grier if the name Ed Bantel meant anything to him. "Yes," answered Mr. Grier, he is the head of Southwest Risk. Queried Council Member Dueker – We are into that system, right? "Right," responded Mr. Grier. Ed has been the town's representative with Southwest Risk since he has been with the town. Ed loves us because we are the only town that has never had a lawsuit or claim, concluded Mr. Grier. Mayor Davis stated he would accept a motion.

**A motion to approve the purchase of poured in place from ExerPlay for installation around the splash pad to include the sub-base and site prep for \$30,941.78 was made by Council Member Binney and was seconded by Council Member Armington.**

**A roll call vote was taken:**

**Vice Mayor McKinney Yes, Council Member Armington Yes, Council Member Binney Yes, Council Member Dueker Yes, Council Member Highstreet Yes, Council Member McDaniel Yes, Mayor Davis Yes.**

**The motion was voted on and passed 7 - 0.**

#### **4. Discussion and possible action to purchase shade structures for the children's playground (ages 2-5) and the children's playground (ages 5-12).**

If you have been over to the park in the summer, stated Town Manager Grier, it can be a hot place. It gets full sun exposure and staff has been looking at different ways to provide shade. Mr. Grier stated he thinks shade structures are needed. Queried Mayor Davis – This is the same company that is putting in the poured in place? Yes, answered Town Clerk Chapin. We purchased the zip line from them, reported Ms. Chapin, and also the play structure and T-swing in the playground ages 2-5. Unfortunately, stated Ms. Chapin, she did not receive the shade structure bid for the children's playground ages 2-5. We are looking at putting two shade structures at that playground, explained Ms. Chapin, and three shade structures at the playground ages 5-12. In the playground ages 5-12 the structures will be covering the play structure, the climbing tree, the spinning leaf and the slide. At the playground ages 2-5 the shade structures will be covering the play structure and the climbing wall, concluded Ms. Chapin.

Queried Council Member Dueker – Is there any kind of snow load on this fabric? Do they have any information on that? Where is the company based out of? They are in Arizona, responded Town Clerk Chapin. The company is required to have the proper amount of snow load with whatever they sell, explained Town Manager Grier. Mr. Grier stated he is certain that it covers the base of snow load. Queried Council Member Dueker – The \$50,000.00 is not for all that you talked about, correct? Just for the one playground, answered Ms. Chapin. Questioned Council Member Dueker – How many shades are

in there? Three, answered Ms. Chapin. Questioned Mayor Davis – There are two in the other one, right? “Right,” responded Ms. Chapin. Council Member McDaniel stated the town didn’t proceed last time because of the snow load, but if these can handle it that would be a different story. She asked if they would be taken down in the winter time. He does not think they get taken down, responded Mr. Grier. It wasn’t so much the snow load as to why the town didn’t proceed last time, explained Mr. Grier, it was really because of hitting solid granite at the placement of the southwest post. It is the manufacturer that must meet the snow load and wind shear requirements for the area. These are smaller shade structures than what was proposed a few years ago. These will meet all of the safety issues and specifications, concluded Mr. Grier.

Council Member Armington asked if the bid covers the smaller children’s playground. It is for the bigger playground, answered Town Clerk Chapin. Council Member Armington suggested doing one project this year and one project next year to see how the shade structures survive the winter. Council Member Binney stated we just got a deal where the town is making close to \$200,000.00 extra a year. Get it done now, concluded Council Member Binney. Council Member Highstreet asked what the driving force was behind purchasing shade structures. Because it is hot, answered Mayor Davis. The kids can’t play during the daytime. Council Member Highstreet stated these things are expensive and it blew him away that the council would consider spending \$82,000.00 on shade structures. There is a benefit though, added Ms. Chapin, it also keeps the equipment cool so kids don’t get burned and it will extend the life of the equipment. Council Member Highstreet stated his concern that branches from the tall pines could break off and cause damage. Is there some type of warranty? Council Member Binney responded he is sure that would be covered under the town’s insurance policy. All the pine trees are pretty far away, added Council Member Binney. There was no further discussion and Mayor Davis stated he would accept a motion.

**A motion to approve the purchase and installation of three single post cantilever shade structures for the playground ages 5-12 and two single post cantilever shade structures for the playground ages 2-5 in an amount up to \$85,000.00 was made by Council Member Binney and was seconded by Council Member Armington.**

**Vice Mayor McKinney Yes, Council Member Armington Yes, Council Member Binney Yes, Council Member Dueker Yes, Council Member Highstreet No, Council Member McDaniel Yes, Mayor Davis Yes.**

**The motion was voted on and passed 6 - 1.**

**5. Discussion and possible action to consider either purchasing artificial turf for installation around the pickleball court or to possibly add another court to the pickleball court.**

Town Manager Grier stated this project is installing artificial turf around the pickleball court because there are some issues with granite getting kicked on to the court. Staff has provided three different bids on this since it is not going through the government procurement alliance (IGPA). At the last pre-agenda, reported Mr. Grier, Council Member Highstreet brought up the idea of putting in another pickleball court to have a total of two courts. Council Member Dueker stated he likes the idea of taking a look at putting in a second pickleball court. He doesn’t play the game but hears a lot of people do. He also hears about people that come out of Payson and love the pickleball court in Star Valley. He has also heard some people say that it would be nice if there was a second court because then they would bring their other friends that play. Pickleball, stated Council Member Dueker, has gone nuts. He thinks it would be a better answer than artificial turf, concluded Council Member Dueker, and we would be getting rid of all of the granite by putting another court in.



Town Manager Grier stated his recommendation would be for staff to research the cost. He thinks that the council has to decide if they really want to do that. It is probably going to be pretty expensive at fifty to seventy thousand dollars. There will still be a need for artificial turf to go around it. Staff can look into it but, asked Mr. Grier – At what degree do you want staff to do that? It becomes difficult to get prices until you know exactly what specs you are after, stated Mr. Grier. Unless there is some sincerity with the council he doesn't know how fair it is to go to contractors for bids because bidding is a lot of work. This is not unique to this agenda item, added Mr. Grier. He thinks there are often times where an issue is sometimes kicked down the road without a decision by council and maybe without the consideration that there is a lot of work that is involved in that research. The question he would like to ask the council – Are you really interested in doing it? If you are, then staff will do whatever you tell them to do. If you really aren't, added Mr. Grier, the council is taking up ample staff time with the project. Council Member Armington stated he agrees with Council Member Dueker. He has heard nothing but good things about the pickleball court. On Saturday mornings, reported Council Member Armstrong, there is a line waiting to play. He thinks a second court would be a good option and to look at the cost of that, concluded Council Member Armington.

Vice Mayor McKinney stated he went over and paced it off. He thinks there is plenty of room for another pickleball court. He thinks it would be a mistake to put a lot of money into the artificial turf. Having two pickleball courts would better serve the pickleball people. Council Member Binney reported he looked at it this morning and stated that two will fit in there. He does not know if there is a requirement for distance apart. That court is absolutely perfect, stated Council Member Binney, there is not a crack in that concrete. If we add a strip to each side you could put two of them side by side in the same direction. But then you end up with a seam and he does not know what the rules are about a seam. As long as we don't have to jackhammer the existing one out. The town will spend at least another \$75,000 to do it, stated Council Member Binney. The important questions are – How many people are not able to play by having just the one court? Is it a necessity? It would be a \$75,000 hit, concluded Council Member Binney. Council Member McDaniel stated it would be worth looking into because it would benefit and serve a lot of people because pickleball has become incredibly popular. And, added Council Member McDaniel, she loves providing things for people to do outside.

As the Town Manager Grier mentioned, stated Council Member Highstreet, he brought the idea up in a pre-agenda meeting. The standard pickleball court, according to the league, is 44' x 20', reported Council Member Highstreet. It usually has four to six foot aprons around the outside of the immediate playing area. That way people have a place to go without rolling their ankles every time a ball goes out of bounds. There is plenty of room for two courts, stated Council Member Highstreet, plus the thresholds on either side within that footprint. His only concern is that the fence on the east side is made largely of netting material – there are several holes in it and part of the pipe on the upper left side is broken and then there is chicken wire across the bottom. Council Member Highstreet stated he thinks if this project moves forward that the town should include updating or repairing that fence on the east side so balls are not traveling into the RV park. If we move forward to build the courts, explained Council Member Highstreet, the play orientation would be changed to east and west, therefore more balls would be hitting that east fence and that could be a problem. I don't think you have to change the orientation, commented Council Member Binney. Based on basic geometry, responded Council Member Highstreet, I believe you do. Just add a strip on each side, explained Council Member Binney. Council Member Highstreet responded he does not know if that would work. We have the room for it, concluded Council Member Binney.

A motion to authorize town staff to research the possibility and the cost of adding an additional court to the pickleball court and updating/repairing the fence on the east side was made by Council Member Highstreet and was seconded by Council Member Armington.

A roll call vote was taken:

Vice Mayor McKinney Yes, Council Member Armington Yes, Council Member Binney Yes, Council Member Dueker Yes, Council Member Highstreet Yes, Council Member McDaniel Yes, Mayor Davis Yes.

The motion was voted on and passed 7 - 0.

• **ADJOURNMENT**

A motion to adjourn the meeting was made by Council Member Armington and was seconded by Council Member Dueker.

The motion was voted on and passed 7 – 0.

**APPROVED:**

\_\_\_\_\_  
Bobby Davis, Mayor

Date: \_\_\_\_\_

**ATTEST:**

\_\_\_\_\_  
Edie Chapin, Town Clerk

**CERTIFICATION:**

I hereby certify that the foregoing minutes are a true and correct copy of the minutes of the regular meeting of the Town Council of the Town of Star Valley held on the 18<sup>th</sup> day of April 2023. I further certify that the meeting was duly called and held, and that a quorum was present.

Dated this 19<sup>th</sup> day of April 2023.

\_\_\_\_\_  
Edie Chapin, Town Clerk