

Lake Point City Council Minutes

Date: Wednesday, May 10, 2023

Place: Lake Point Fire Station 1528 Sunset Rd Lake Point, UT 84074

Time: 6:00 PM

1. **Call to Order**- 6:01 pm
2. **Prayer**- Shae Trimble
3. **Pledge of Allegiance**- Jared Hall
4. **Presiding Officer**- Jonathan Garrard
5. **Attendance Roll Call**- Jonathan Garrard

Lake Point Council & Staff (C=Council)	Public	Public
Jonathan Garrard (Chair)	Jared Hall	
Ryan Zumwalt (Vice Chair)	Shae Trimble	
Dan Crawford (C.)	Rhondalyn Garrard	
Kathleen VonHatten (C.)	Regina Nelson	
Doyle Garrard (C.)	Hannah Caldwell	
Jamie Olson (RCDR)	Lori Chigbrow	
Rob Patterson (Attorney)	James Simko	
Rob left at 8:44pm		

6. Legal Training – Rob (2:19 recording)

- i) (Dan) asked about the Open House tomorrow and if it could be less formal.
 - 1) (Rob) It could be less formal, as long as the beginning of the meeting and having it recorded.
- ii) (Jonathan) asked about minutes on this open house and what that may look like
 - 1) (Rob) answered and gave suggestions and guidance.
- iii) (Ryan) asked about the invocation at the beginning of the meeting and the legality of it.
 - 1) (Rob) As long as it is part of a tradition it is generally acceptable as long as it does not exclude other religions.
- iv) (Ryan) how our authorities derive from the state (14:40 recording)
 - 1) (Rob) 3 methods for government and Rob explained those methods
 - (a) Dillan's Rule
 - (b) Charter City
 - (c) Hutchinson -Most cities in Utah are the 3rd method.
- v) (Kathleen) brought up bonds and explained that are still being worked on (21:00 recording)

7. Public Comment- (22:20 recording)

A. Motion- Jonathan to open Public Comment, Dan 2nd

B. Vote was unanimously approved

- i) Shae Trimble
 - 1) Expressed the importance of music
 - 2) To be efficient with teaching she schedules her classes on one day and on parent week there could be 96 cars at her house throughout the day, not at the same time.
 - 3) They have plenty of parking.
 - 4) Asked to consider limitations you might impose on home-based businesses.
 - 5) As long as it doesn't impose a safety risk.
 - 6) If you are surveying the general public, please seek to understand the business owner
 - 7) She cannot justify renting a commercial location for 1 day a week.
 - 8) For the city to succeed, it must be easy to operate a business here.
 - 9) Because it is difficult to evaluate each business, keep limitations to a minimum and only limit what makes sense to all businesses
 - 10) Thank you for your service to the city.
- ii) Rhondalyn Garrard (27:30 recording)

- 1) On the Emergency Plan not sure what your intentions are because she wasn't able to attend last week's meeting.
 - (a) She feels the council should adopt your own and have your own leeway of what you want to do.
 - (b) You don't want to sign a contract with the government. They have to do what they say.
 - (c) In times past when FEMA has come in and they don't really do what they say they are going to do.
 - (d) Be careful.
- C. Motion- Kathleen to close Public Comment, Doyle 2nd
- D. Vote was unanimously approved

8. Reports/Presentations (30:27 recording)

- A. Treasurer's Report
 - i) (Doyle) Briefly updated council.
- B. Sheriff's Report (33:26 recording)
 - i) (Regina Nelson) presented their sheriff's report for April 2023 (see Exhibit A)
- C. Tooele Health Department – (Jared Hall) -Prevention Specialist, Communities that Care Prevention. (45:34 recording)
 - i) (Jared) Introduced what they do and how they can assist the city and be involved.

9. Action/Business Items (48:45 recording)

- A. Waste - specific charge for service
 - i) (Kathleen) we need to pick our fees for waste
 - ii) Council discussed numbers for monthly costs and billed quarterly.
 - iii) Motion- Kathleen to approve the prices for ACE waste services customer citizen fees cost first can \$14 and second can \$10, Doyle 2nd (1:13:00 recording)
 - iv) Roll Call Vote-Jonathan Yea -Ryan Yea -Dan Yea -Kathleen Yea -Doyle Yea
 - v) Vote was unanimously approved
- B. Interlocal Agreement with Tooele County on 2023 Election (1:15:30 recording)
 - i) Motion- Doyle accept changes by counsel for the ILA 2023 election agreement with Tooele County and move it back to the county Dan 2nd
 - ii) Roll Call Vote-Jonathan Yea -Ryan Yea -Dan Yea -Kathleen Yea -Doyle Yea
 - iii) Vote was unanimously approved
- C. Emergency plan (time-1:17:23)
 - i) (Kathleen) presented the 3 choices
 - 1) Adopt Tooele County Plan
 - 2) Create our own
 - 3) Or do an RFP and hire someone to do it
 - (a) Council discussed their thoughts on each option and a brief summary.
 - (b) (Doyle) wants to move forward with adopting the county plan.
 - (c) (Kathleen) wants to adopt the county plan and is okay to review it down the line so we at least have something in place.
 - (d) (Jonathan) is concerned with the other powers (ex. FEMA) coming in and overreaching and doing something the city doesn't desire and hasn't seen the plans and read the documents and won't vote for something he hasn't read.
 - (e) (Dan) is concerned with giving up citizen's rights if something were to happen and we don't know what is in these documents.
 - (f) (Ryan) is good with the County Plan and is looking out for the community as a whole so that we can have the help we need in an emergency.
 - ii) Motion- Ryan to approve adopting Ordinance 2023-11 Lake Points Emergency Plan and Procedures and Related Matters for Lake Point and adopting with it the Tooele County Emergency Plan as Lake Points as currently written by Tooele County and any updates or amendments be adopted. Kathleen 2nd (2:00:55 recording)
 - iii) (Jonathan) (for the record) I do not feel comfortable passing something that I have not read thoroughly and that has not been provided to us especially where it's talking about those 50-page documents for each one of those potential emergencies that I have never seen.
 - iv) (Ryan) (for the record) I'm supporting this based on experts in emergency management for the county and feel confident they will protect the health safety and welfare of the citizens.

- v) (Dan) Ditto on Jonathan's "for the record" I do not feel comfortable passing something that I have not read thoroughly and that has not been provided to us especially where it's talking about those 50-page documents for each one of those potential emergencies that I have never seen.
- vi) Roll Call Vote-Jonathan Nay -Ryan Yea -Dan Nay -Kathleen Yea -Doyle Yea
 - 1) Passed 3-2
- vii) (Dan) would like to return to this in 6 months
 - 1) Motion- Dan to bring back the emergency management plan ordinance to review Oct 1 – Feb 1 and review and have another vote
 - 2) Dan -Amend motion doing it at the conclusion of the General Plan Finalized and Adopted
 - 3) Doyle 2nd
 - 4) Vote was unanimously approved
- D. Date discussed for Public Hearing on Residential Zoning and Temporary Zoning Map (2:10:37 recording)
 - i) (Kathleen) suggested Public Hearing on May 31, 2023 Residential Zoning and Initial Zoning Map
 - ii) Motion- Doyle that we set up public hearing for an initial zoning Map for May 31, 2023, Kathleen 2nd
 - iii) Vote was unanimously approved

10. Attorney Clarification -for any items in Council Update, (2:30:22 recording)

- A. (Doyle) asked about tax deductions for the building across the road and might need guidance on it.
 - i) (Rob) There is a form to fill out and an appraisal needed.
 - ii) Council realized the building was already tax-free district so tax deduction would not help.
- B. (Kathleen) was wondering if Rob had a contact for phone companies for franchise agreements and to find whom to contact.
 - i) (Rob) will see if he has anyone that might have a contact.
- C. (Ryan) inquired about ET canal and Rob had a follow up
- D. (Lori Chigbrow) asked Rob about not wanting to miss something in Utah code, for example, ADU's are mentioned in one area of code and it's might be referenced in other areas of Utah code. Maybe getting two points of view from experts and legal.
 - i) (Rob) suggested looking at larger cities and their code will shed light on what they have seen and it will help you be aware.

11. Council Updates

- A. Dan Crawford (2:43:30 recording)
 - i) Inspectors- (Dan) is making calls and leaving messages.
 - ii) Utah Trust – (Dan) will follow up on filling out a form to get free cyber security.
 - iii) (Dan) a home-based survey was sent out this week and thanked the council.
 - 1) (Dan) is working on a home-based business ordinance from scratch and will send it out when he has it organized.
- B. Ryan Zumwalt (2:46:38 recording)
 - i) (Ryan) is working on the Budget and is keeping the categories the same.
 - 1) (Ryan) The tentative budget will be added to the agenda for next week.
- C. Kathleen VonHatten (2:56:40 recording)
 - i) (Kathleen) Code Hosting companies update
 - 1) (Kathleen) Action item for next week
 - ii) (Kathleen) asked about the Kennecott Tour
 - 1) (Kathleen) is going to reach out
 - iii) Franchise Agreement - Century Link/Oquirrh Mountain Water Company
 - 1) (Kathleen) nothing new
 - iv) Orion Emergency App Training/Admin
 - 1) (Dan)- will take admin on that app, Doyle will also help out on that
 - v) Civic Review/Trash Flow setup (3:12:55 recording)
 - 1) (Kathleen) Is the council okay with the setting up process to be done by Jamie and Kathleen?
 - (a) The Council is okay with Jamie and Kathleen taking care of setup process.
 - 2) (Kathleen) The payment system needs to be decided
 - vi) Council discussed what permit history they wanted from the county if any.
- D. Jonathan Garrard (3:28:40 recording)
 - i) Cautioned the council in making decisions behind the scenes before meetings and before hearing from the public. The public can speak to an item before it's voted on and not be dismissed because the council member had already made a decision.

- E. Doyle Garrard (3:31:33 recording)
 - i) (Doyle) met with Jed concerning a sewer issue and the county is working on it
 - ii) (Doyle) Discussion on Richie Brothers Auction
 - iii) (Doyle) Tooele Valley mosquito abatement - board update (3:45:30 recording)
 - 1) (Doyle) was at the meeting because of a citizen's concern about mosquitos and swarms. They are willing to set a trap to find out what bug they are dealing with so they know how to address it.
 - 2) (Doyle) Update on the Corner of Canyon and Center Street. (3:53:40 recording)

12. Public Comment (4:04:00 recording)

- A. Motion – Ryan to open Public Comment, Dan 2nd
- B. Vote was unanimously approved
 - i) No public comment
- C. Motion – Kathleen to close Public Comment, Ryan 2nd
- D. Vote was unanimously approved

13. Adjournment- Ryan motion 10:05 pm

Note-The minutes may include a summary of what was discussed and are not intended to be verbatim. All public meetings have an audio recording, time stamps are included in the minutes to help the public find where certain topics were discussed. Please see the audio recording of this meeting for a full audio record of the meeting.

Note- Additional information concerning meetings including agendas, minutes, recordings, written/typed public comment, other distributed materials, ordinances, resolutions, public notices, and how to sign up for notifications on the Public Notification Website, can be found at <https://lakepoint.gov> under Departments-Recorder.

Note- This meeting includes public comment that was written and given to the city recorder for the record. To find the complete record please visit lakepoint.gov Departments-Recorder-Downloaded Forms- Meeting Minutes.

PASSED AND APPROVED but the Council this 23rd day of August, 2023


Jonathan Garrard, Chair

ATTEST:


Jamie Olson, City Recorder



Exhibit A
05.10.2023



Tooele County Sheriff's Office

Sheriff Paul J. Wimmer

1960 South Main

Tooele, Utah 84074

Lake Point Monthly Report

April 2023 Stats

Total Details (67)

Arrests (5)

Citations - City (5)

Total Citations (28)

Significant Incidents for April:

April 11th, 2023, Deputy stopped a vehicle in Lakepoint for traffic violations and during the investigation found the driver was in possession of a controlled substance (marijuana).

April 30th, 2023, Deputy located a suspicious car while on patrol in the area of Denton Ave and found two occupants were wanted and also in possession of controlled substances (methamphetamine, mushrooms and marijuana) Both occupants were arrested and booked into the Tooele County Jail.

No other significant incidents.

If you would like the Sheriff's Office speed trailer, contact Lieutenant Eli Wayman at eli.wayman@tooeleco.org or Chief Deputy Brian White at 435-882-5600. Tooele County Sheriff's Office 1960 South Main Street Tooele Utah 84074.