Lake Point City Council Minutes

Date: Wednesday, May 8, 2024
Place: Lake Point Fire Station 1528 Sunset Rd Lake Point, UT 84074
Time: 6:00 PM

1. **Call to Order-** 6:06 pm
2. **Prayer-** Ryan Zumwalt
3. **Pledge of Allegiance-** Jonathan Garrard
4. **Presiding Officer-** Ryan Zumwalt
5. **Attendance Roll Call-**

Lake Point Council & Staff (C=Council)	Public	Public
Ryan Zumwalt (Chair)	Doyle Garrard	Chaelea Allred
Alexis Wheeler (C.)	Daniel Herbert (Sunrise)	Frankie Duke
Jonathan Garrard (C.)	Levi Burr (Sunrise)	Sharlene Thompson
Kathleen VonHatten (C.)	Gino Garcia	Brady Morris (Hales)
Kirk Pearson (C.)	Ricky Wheeler	Josh Gibbons (Hales)
Jamie Olson (RCDR)	Rodney Winn	Joseph Browning (Hales)
Joel Whitehorse (Attorney)	Jana Winn	Buck Peck (NTFD)
Left at 10:55 pm	Regina Nelson	Kevin Nunn (NTFD)

6. **Legal Training –** Joel (1:11:23 recording)
   A. Joel wanted to discuss setbacks
      i) (Ryan) asked about plats that have setbacks recorded.
         1) Discussion on setbacks in Development Agreements and Plats.
         2) (Joel) The city can override setbacks that aren't an easement, just depends on the reasons.
         3) (Ryan) was under the impression the setbacks the city made were things going forward not past.
         4) (Jonathan) wanted clarifications from Ryan on his concern if the older lots that are not under development agreement.
            (a) (Ryan's) concern was setbacks being less or more than what was previously adopted or recorded in a plat.
      ii) (Council moved to Hales Engineering Interview 7. A. iii)
   B. (Council returned to Legal Training) (2:27:20 recording)
   C. Tentative Budget
      i) (Ryan) was told the tentative budget could be done in June, and so we are not following state code.
      ii) (Joel) recommends getting it done as it was planned since there is nothing the Council can do at this point since you are already late.
      iii) (Council) discussed the meeting dates for the tentative budget, budget amendment, and adoption of the budget.
      iv) (Jamie) asked for some clarifications on the setback topic.
      v) (Council) moved to (Fire Work 9.A.)
7. **Reports/Presentations**
   A. Q&A for Master Transportation Plan RFP Proposals
      i) Sunrise Engineering (6:15 pm) (2:10 recording)

1) Sunrise presented to the Council concerning the Master Transportation Plan and answered the Councils questions.
   (a) Some topics discussed time frame, cost, communicating to the public, how to work with other surrounding entities, scope of work being inside the boundaries of Lake Point and outside in case of future annexation, Steering Committee, railroad

ii) (Council moved to Public Comment Section 8)

iii) Hales Engineering – Josh Gibson, Brady Morris, and Joseph Browning (7:35 pm) (1:19:00 recording)
1) Hales presented to the Council concerning the Master Transportation Plan and answered the Council's questions.
   (a) Some topics discussed were items; they will cover like safety, existing conditions, pavement analysis, future conditions, trails, working with other local entities, railroad, cost, the experience, and traffic concerns for Lake Point.

B. Sheriff Report (2:22:00 recording)
   i) (Regina Nelson) gave the monthly sheriff report
   ii) (Council moved back to legal training Section 6)

C. Fire Dept Report (partial starting at 3:28:05 recording)
   i) (Buck Peck) recommends a 26 minimum on street widths moving forward and discussed the widths of roads.
   ii) (Chief Nunn) talked to the Council about the future of Lake Point Fire Station, and it hopefully will be manned in the future.
   iii) (Recording Failure at 3:36:38)
   iv) (Council moved to 9. B. Collette Street)

8. Public Comment-

A. Motion- Ryan to open Public Comment. Jonathan 2nd
   i) Motion was unanimously approved

B. Sharleen Thompson- (46:25 recording)
   i) (Sharleen) On Sage Lane, there is a Retention Pond and it overflowed and it flowed into their house she wanted to know what could be done with the retention pond. Her address is 8314 North Sage Lane
      1) (Kathleen) will have someone look into it.

C. Shamus Haws – (51:55 recording)
   i) (Shamus) He is a livestock producer and he attended a meeting with Tooele County Farm Bureau and Tooele County Cattleman. Utah is a "fence out state" except in city limits. Tooele County is claiming they do not have an ordinance. He is asking for the city to have an open range fence out law. Shamus explained his experience with "fence-out" laws. He believes it is smart to have the "open range, fence out" law.
   ii) (Jonathan) asked concerning the law- if an animal gets out and then they get into a yard that has a fence and does damage.
   iii) (Shamus) There might need to be some verbiage to define a fence.

D. (Doyle) (1:05:00 recording)
   i) (Doyle) second what Shamus said, that sometimes you need to show your land is being used to retain the land. He will watch traffic and if it starts coming through Lake Point, he will go check his cows to make sure they haven't gotten out, because of an accident, possibly hitting a fence. He believes it is something the Council needs to review.

E. (Gino Garcia) (1:07:00 recording)
   i) (Gino) he has been talking to the Parks and Rec about doing movies at the park and he was wondering if the city would be willing to pay the licensing fee of $475-$550 depending on the movie per view. If they charge for admission, it has different guidelines for the licensing cost.
   ii) (Gino) would like to do it a couple of times a year. The park has a sound system now.

F. Motion-Ryan to close Public Comment. Jonathan 2nd
   i) Motion- passed unanimously

G. (Council moved to Legal Training Section 6)

9. Action/Business Items

A. 2024-06 Ordinance Fireworks (2:50:19 recording)
   i) (Kathleen) introduced the ordinance and recommended keeping it the same.
   ii) (Council) discussed the possible notification of citizens of larger fireworks permits.
   iii) (Recording failure at 3:27:57 recording picked back up in the Fire Dept Report)
   iv) Motion- Ryan to approve the Fire Work Ordinance 2024-06 as edited. Motion was 2nd
      1) Roll Call Vote-[Jonathan-Yea] [Ryan-Yea] [Alexis-Yea] [Kathleen-Yea] [Kirk-Absent]
         (a) Motion passed unanimously
   v) (Council moved back to Fire Dept Report 7.C.)

B. Collette Street Road Repair Approval (recording failure picked up at 3:36:36 for this topic)
   i) (Kathleen) explained the bids and what the County Roads department recommended for this job. It has sunk more, so the price may change and allow a 25% contingency. Chris has agreed to pay for half of the lowest bid. The Lake Point Improvement District has agreed to pay some, but that amount has not been determined.
   ii) (Council) discussed what standard to use when fixing the road, and if they should go with a higher standard, that the city is planning on adopting. The city might need to send out an RFP and that might take longer to get it fixed. But the quality of work would be better and it would avoid having to refix the problem.
   iii) (Council) discussed amending the bid to the standards they want and getting the repair rebid.
   iv) (Council) discussed Item 9.F. to gather the information for the higher standard.
   v) (Kathleen) will check to see if the road funds that the city turns over to the county can be used for the repair of the road so the city doesn't have to pay for this out of the General Fund.
   vi) Motion- Alexis that we rebid this through Staker Parsons to include the amounts previously discussed for road base, granular burrow, and asphalt totals and after that bid comes back, we reapproach Lake Point Improvement District, Oquirrh Mountain Water Company and Tooele County. Then Approve it at that point. Jonathan 2nd. (4:18:56 recording)
      1) Motion passed unanimously

C. Treasurer Contract (4:20:25 recording)
   i) Motion- Alexis to table to Section 9. C.D. and E. until we have a full council. Jonathan 2nd
      1) 3 yay and 1 nay (Ryan)
      2) (Ryan) wants to go over the Treasurer Contract
   ii) (Tabled)

D. Committee Reassignments
   i) (Tabled)

E. Voting for Vice Chair
   i) (Tabled)

F. Lake Point Road Standards (4:22:34 recording)
   i) (Council) discussed the Lake Point Roads Standards that Jones and DeMille Prepared
   ii) (Council) discussed adjustments
   iii) (Ryan) sent an email to the City engineer asking for some clarifications on the recommended draft and then it will be brought back to the next meeting for adoption.

10. Attorney Clarification- Joel was excused before arriving for this section.

11. Council Updates

A. Alexis Wheeler
   i) No updates

B. Kathleen VonHatten
   i) No updates

C. Ryan Zumwalt
   i) (Ryan) Wanted to get the Council's feedback on upcoming agendas and which meeting dates to put agenda items.
   ii) (Jamie) asked about the plan for the Planning and Zoning Vacancy

1) (Alexis) would like to fine-tune the questionnaire for people interested in serving on the Planning and Zoning and keep it on file.

iii) (Jonathan) encouraged the Council to include Jamie on any emails that have to do with agenda items.

D. Jonathan Garrard
   i) No Updates
E. Kirk Pearson
   i) Absent

12. Public Comment
   A. No Public Comment

13. Closed Session- not needed

14. Adjournment 11:27 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.

PASSED AND APPROVED but the Council this 12th day of June, 2024

Ryan Zumwalt

Ryan Zumwalt, Chair

ATTEST:

Jamie Olson

Jamie Olson, City Recorder