

**Laketown Town Council
Meeting Minutes
July 3, 2019
10 North 200 East Laketown, Utah**

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ACTIONS

Dan will repair leaks at the Johnson's and Shaketown and replace a meter at Malm's.

Mayor Weston will ask Ruby Wamsley to serve as secretary for the Planning and Zoning Commission. He will look into applying mag water to the Lost Sheep and get back to the Brown's about it. He will visit with Lois and see how they are feeling about their tree removal and report back to the town council.

We will find out more about the bill from Sunrise Engineering for B. Weston subdivision.

Duane ordered a meter for Weston's corrals with electronics on the bottom and will call to check on it.

The clerk will find out what happens if one candidate running for town council drops out.

Softball end of season BBQ will be July 25th.

We will look at the policy and bid out our auditing service to the town.

APPROVALS

Approval to accept Lois Astle's business license for "Bagbarn."

Approval to continue with the water system upgrade and loan.

Laketown Town Council
Meeting Minutes
July 3, 2019
10 North 200 East Laketown, Utah

7:00 p.m. Mayor Burdette Weston called the meeting to order.

Attendance: Mayor Burdette Weston, Amber Droesbeke, Kris Hodges, Dallas Clark, Gary Ogilvie, Delora Wight, Duane Robinson, Eldon Robinson, Tom Weston and Lois Astle. Dan Stringham arrived at 7:30 p.m.

Approval of Agenda: Delora Wight motioned to approve agenda. Kris seconded. All in favor. Motion carried.

Approval of Prior Meeting Minutes: postponed.

Other Items of Business

Lois Astle requested a business license for “Bagbarn” although she is not really a business and doesn’t advertise. She does contract sewing work for piece rate for two companies in Logan and has been for 25 years. One is a medical company making bags and the other is a company she does whatever bags they need.

Kris asked questions about business licensing requirements for selling Avon or other products at home. Mayor Weston said he thinks that the person would need to get the business license, not the Avon business. Delora asked about people selling essential oils or Tupperware, Scentsy, makeup or other similar businesses from their homes. Kris asked about people cutting hair in their homes or teaching piano lessons. Amber learned at the UMCA training that the standard practice is for municipalities not to license music teachers that teach less than 10 students at a time in their homes because it becomes the paperwork becomes cumbersome. Licensing is looked at when it becomes a parking issue for the community.

Approval: Delora motioned to accept Lois Astle’s business license for “Bagbarn.” Gary seconded. All in favor. Motion carried.

Planning and Zoning Updates

Duane Robinson reported that Planning and Zoning Commission granted Tracy Horsley a permit to build an unattached garage behind their home. The permit did not require a fee. They initially requested a variance, then a discussion took place in the Planning and Zoning meeting about issuing variances. The commission suggested that the Horsley’s decrease the size by 4 feet and move it so it is 10 feet away from the property line. Duane is going to check with Geo and make sure that property lines are checked. They granted it to be built with the proper setbacks of 10 feet and the Horsley’s agreed to place the garage at the proper distances. The picture of the garage was online, they do not have a picture to provide. They have the drawing

of where it is going to sit on the property with a 10-foot set back. It is 24 x 32 garage. The lot size and buildings on the lot were discussed.

The Planning and Zoning Commission needs a new secretary to take the place of Heidi and asked for the town council to consider Ruby Hunter. Mayor Weston will ask her to serve. The council signed a thank you card for Heidi.

Bryan Weston came to receive a verbal commitment that we were okay with the final plat to be printed on mylar. Prior to the meeting he called Duane and told him that he received a call from Camron Argyle who asked if he was aware of the diameter of the cul-de-sac. Bryan has always been told that the cul-de-sac needs to be 100 foot paved. Bryan called Mayor Weston asking for a referral for our engineer and he gave Bryan the name of our engineer. The engineer told him that all he needed to have was 80 feet on the cul-de-sac. Camron then rejected it at 80 and said that it needs to be at least 96 feet. Duane said Planning and Zoning Commission would not approve a cul-de-sac of 80 or 96 feet, it must be 100-foot diameter. Amber thought that part of the confusion may be because the code book is not current. Duane said that they had already approved a 100-foot diameter for a cul-de-sac a long time ago. Mayor Weston thought that it was on one of the ordinances that we turned into the attorney for inspection but Duane did not know if the cul-de-sac circumference was submitted to the town council yet. Planning and Zoning Commission's recommendation is for a 100-foot diameter for a cul-de-sac. Bryan went to our surveyor who said we are above what other people require. The issue to Duane is that we have other people who are supposed to know, like our engineer who is supposed to be familiar with Laketown, not bothering to contact the Planning and Zoning Commission to find out what the rule is. That bothered Delora as well. Amber pointed out that they did contact our office to get our ordinances which she emailed to them but our ordinances are not up to date so that did not help them.

7:30 p.m. Dan Stringham arrived.

Duane brought up a point that was not discussed at their meeting. He asked if we can use the engineer that lives in Laketown instead of paying travel costs for someone coming from Logan. Mayor Weston said that in 2017 the town council asked him about using him to do work for Laketown but he did not feel comfortable doing it. The town council thought that it might be possible now though.

A discussion of surveyors took place and how they do not survey property in the same way. The town council talked about using the same one each time. Jeff Hansen told Kris that Laketown did not have any old markers. Tom Weston said that west of Laketown there are some, they are the rocks west of Big Creek between Jessica Weston's and Willis's properties along the fence line. They have original marks on them. Duane's conclusion is that those who give information on how to do Laketown ought to call Laketown to see how we want it done.

Bryan said he should have the plat to Mayor Weston tonight. Mayor Weston talked to him and he said he has one more loop to jump through with his engineer. Duane said that Bryan also

has a major misunderstanding on water shares that slowed him down. Bryan's understand was that he would give those three water shares to the city and the city would give those shares back to the people who bought his lots. It wasn't a pleasant meeting. Duane gave him every chance to withdraw his subdivision. Duane told Mayor Weston not to put his signature on the plat until Duane confirms we have everything including the money in our pocket, the water rights, water shares, the water impact fees for the three lots, plus the plat fee. However, Bryan did receive a fee that was confusing to Duane. Bryan was charged a fee for the preliminary plat and Duane assumes that Laketown was charged the same fee. Duane asked why we are charging them an engineering fee to check the plat. Why would the subdivision developer need to pay a fee as well? Mayor Weston explained how Bryan Weston called and asked him who we use for engineering work. A discussion of the charges and who pays for them took place. Mayor Weston said that we will find out more about the bill we received from Sunrise Engineering.

Duane asked if Scott is the big boss at Sunrise Engineering because they subbed out Lance Anderson who got involved as well. Duane called Lance and asked why he didn't bother to call him to ask about the size requirements for our cul-de-sac. Lance said that he thought about calling him but did not. Discussion took place speculation why Bryan Weston didn't ask Laketown in the beginning. Duane said that he did and Kris asked then why we are listening to what everyone else is saying. Duane said it is because we asked him to get a signature of an engineer and the engineer told him that Laketown is overdoing the size of their cul-de-sac. Kris pointed out that Bryan was already told by Laketown what we require so it doesn't matter what the engineer said. Delora felt that she could see why it would. Kris felt that being in the same situation she would have called back to confirm with Laketown. Delora agreed that is what should have happened but he did not do that and a lot of people would not. She asked if we need to specify one engineer in particular to use. Dallas said that our ordinances are causing the problem right now because they are not up to date. Duane feels that if it is not listed in our ordinances then they should call to find out what we require. Delora said it should not be a guessing game and that if we are going to ask people to do this then we need someone who is knowledgeable and consistent. Mayor Weston said we can use someone local like Tyler if we want to, we just need to decide who. Duane thought the attorney had an engineer. Tom Weston just had Jeff Hansen; he didn't have an engineer. Mayor Weston said we need to have some discussion on who we want to use.

Delora asked Duane if there is any new word about property sold near the cattle guard before the cemetery. Duane talked to Steve and he has no plans to let go of that property.

Water Updates

Delora reported that Duane read the water meters and has some issues. Duane reported that there are two major leaks at Shaketown and at Scott Johnson's property. Scott has used 833,000 gallons over. Dan said we also have a slow leak at the meter box on our side of the meter at Scott's house. Duane said that they have a hose there that will not shut off. Mayor Weston said that Justin called him and asked what we are going to do about it. Duane said this

is not a standalone problem and that we need to address it the same way each time. Kris pointed out that we address it the same way all the time until an issue like this comes us. Duane said they had a leak sometime between October and March on the west side of their home that they repaired that but didn't tell anyone about. Dan said because of this slow leak in the meter box, Dan estimates that 10 or 20 thousand gallons was lost there and that the Johnson's may claim that is where their leak was and that the leak is on our side of the meter. Kris pointed out that we can already verify that they had a leak somewhere else. Duane said there has always been water in the bottom of the meter box, about 10 inches below the meter. Dan said that today it was just below the top of the meter. Dan shut the meter off and it quit and he turned it back on so that they could use it. Duane said they are not going to pay their bill because Mrs. Johnson contends that she didn't do it on purpose. Mayor Weston asked where that water that has been leaking has been going. Duane said it has been going into the ground. Eldon said that in the past we had the same issue at the church. Dan said it was leaking 15 gallons a minute and it never showed up. It hit some kind of gravel and disappeared. Dan cut off that line. Duane said that is a negative about new the electronic meters.

The same problem with a leak is going on at Shaketown. They have a 332,000 gallon overage. Delora said if it is in the meter box the leak is ours. The property line is where we end. Dan doesn't know where the valve is right now. Tom Weston said that they had a water leak issue over to Meadowville and the water company had a machine that could showed where the water was leaking even when it in a galvanized pipe. Dan said that he owns a machine and that he will throw it in and just charge for labor. Dan will work on it on Monday July 8th. Dallas asked Dan to let Shaketown know that they are coming before he comes.

Delora also asked Dan to fix the broken meter at Jesse Malm's. Duane said the meter was just sputtering and not spinning. Duane asked to see if the Neff and Vincent meters are running backwards.

Dan reported that the nut was not working on the master meter. He said that he told the council months ago that the thought that the old meter was probably plugged. The new one reads by electrolysis. When he pulled the old meter out our 260 flow went to over 300. Kris asked why the water went off on Tuesday June 25th at 6:30 a.m. Dan said that the water went off because the altitude valve failed. Dallas called Dan at 6 a.m. and Dan went straight up to check it. Dan said that a couple of years ago he tried to talk the council into getting his nephews tank detector that will call Dan's phone if the water level is low. It costs around \$1,500. They tried to talk him into a 24/7 monitor, a Scada system that costs around \$10,000.

A discussion of how to handle the billing on water leaks took place. Dan suggested that we forgive the charges for water leaks and if someone deliberately goes over, we should charge them. Dallas asked how to determine that. Gary said they should pay an average of what they normally do and we should forgive the rest. Gary thinks it should be in our policies as a catastrophe clause. If they intentionally do something it would be different. Dallas said if you know about it and don't address it that is one thing. Kris felt that if you don't know about it, it is

not your fault. Dan said the Johnson's are making an effort to try and resolve it. Mayor Weston said if someone turns the water off and they fix it and they don't have another problem they are doing the best they can do. We need to allow people to fix a problem. Mayor Weston wouldn't know if he has a leak unless water bubbles out of the ground. Kris suggested that we give them an opportunity to fix it and then read the meter again. Mayor Weston asked about reading it a month after they have fixed it and charge them the same for the month. Duane said that he can read their meters again as long as Duane can dictate the month and that it would need to coordinate with the general reading, on the 27th of September.

Dan will look at Shaketown on Monday July 8th to determine what the problem is and decide what needs done. Duane asked Dan to read the meter when he is down there. Duane recommended that the next new electronic meter that is installed goes in at the Weston corrals. We ordered a different electronic meter but you can't have the top of the meter in a driveway. They make an electronic part below the meter but there is an additional cost of \$15. Duane ordered it and will call him to check on it. The bill should come to the office. Dan was asked to put a new electronic meter in at the Malm's if the meter is broken and needs to be replaced. Every broken meter going forward should be replaced with the new electronic meters as well. A decision was made to postpone replacing Shaketown's meter at this time.

Dan repaired the corner of the tank and hopes that it will hold.

The AR Summary was provided. Amber reported that water bills were mailed April 6, 2019 and are due May 6, 2019. Late fees were assessed on June 7, 2019 and will be assessed again on July 8, 2019. The 30 days past due letters and a new water bill will go out as well.

Planning and Zoning Updates continued

Mayor Weston asked if the Commission discussed who is responsible for repairing driveways on public right of ways. They did and it was a consensus that if the town has to dig through a person's blacktop to fix something it would be the homeowner's responsibility to put the blacktop back on. Mayor Weston said it is our call as a town council because by law if it was a town tree then the town is responsible for removal. If it was planted by someone else, and it is their tree then the town isn't responsible. A discussion about this took place. Mayor Weston asked our attorney because there is a circular driveway around the tree. Legally we are not responsible unless we planted the tree and it is a town tree. It is outside their property line. Duane said that Rocky Mountain power took care of 30% of the tree already.

Dallas asked about the pine tree across from Delora's house that are six feet above the power line now. Rocky Mountain Power has been trimming them. Tom Weston said Rocky Mountain Power will trim it. A discussion of trees that Laketown has planted took place. Mayor Weston will visit with Lois and see how they are feeling about it and report back to the town council. Delora doesn't think it is our job or responsibility. Gary asked if their home owners insurance is covering the damages the tree caused. Mayor Weston did not know. Delora said when she had

similar damages her insurance was going to go up more that it was worth so they didn't use their insurance to cover it. We better know what we want to do with that in the future.

Roads and Streets Updates

Gary asked about work on the Gomez's street. Mayor Weston reported that it has been graded and mag water was put on it. If they do any lift on it that will be done in the fall. Mayor Weston received a call from Brown's asking if their road could be mag watered. Mayor Weston said we will have to see if the county truck can have room to turn around up there. He told them that he will look into it and get back to them.

Water Updates continued

Eldon Robinson reported that he met with Casey Melon from BLM who came and looked at Mill Canyon with him along with a Recreational Specialist whose name is Ray and Scott Tolentino of Wildlife Resources. He represented the Laketown Irrigation Company because they are concerned about the ATV crossings breaking down the creek making it so water escapes just above the spring and up by the second flat. As they drove up to Abe's Hollow, they noticed an ATV trail that is newly formed and heads straight south towards twin peaks going toward Dale Lamborn's property. They are concerned about that because it has formed in the past 10 years. They are going to look at satellite imaging and see when that horse and cow trail turned into an ATV trail and if it was that recent their suggestion is to close that trail with boulders or rocks. At the end of the road about a mile above Abe's Hollow there has been vandalism. They had a pole and signage there but the signage is damaged and the pole is gone.

Scott came with them because there is a population of cut throat and brook trout up there. They talked about the promotion that Bear Lake Convention and Visitors Bureau is doing for Laketown Canyon. They suggested discontinuing promoting the trail. They do not want to close the road up through there. They don't want the trail up Abe's Hollow and they will pursue closing that. They can apply for a grant from the Watershed Resources Initiative in the November to put in two culverts at those crossings. If they get the grant there will be money available July 1, 2020. They assessed 3.6 cubic feet per second coming into the reservoir last fall. Ray thinks there is 5.5 cubic feet per second up at Abe's Hollow so they are losing that much water. Eldon is wondering what to do now in the meantime. They may try to come up with a temporary fix. He hasn't heard back. Dan said we need to clean out the culvert. Dan cleaned it up last year. They want to replace their signs for a turnaround spot and redo the pole fence. He wanted a fix now but realizes that doesn't happen. Dallas asked how they suggest getting that trail off of the trail advertising. Eldon asked Mayor Weston to ask them not to put that on the Bear Lake Convention and Visitors Bureau website. Tom Weston said that is Mitch Poulson. Mayor Weston said he was going to address it in the meeting along with Commissioner Sim Weston but the meeting has been cancelled the last two months. Eldon thought it was helpful to have them come up. They had maps to show where the BLM property is. There are a few sections of private land there but these issues are all on BLM land. Mayor

Weston went up and looked at it as well. He thinks the only way it could be solved now is if private land owners or the Laketown Irrigation Company go up and fix it so the water stays in the stream. Eldon hopes that the town will fix it and bear the cost. They don't want to close the trail and Eldon doesn't think that we want to close the trail but we don't want to promote it. Dan said we should get the road away from the spring collection and eliminate both of those crossings. Eldon said he thinks we will be lucky to get a couple of culverts.

A five minutes break took place at 8:48 p.m.

Mayor Weston reported that he was asked to provide the engineer with a Bond Agreement from the town but he was not aware of it because it was signed by Sim Weston on September 5, 2018. It was taken care of. The bids came in at \$1,320,000 which is what was discussed. Delora and Mayor Weston were present for the bid opening. That is the money that would be expended to do the construction project. \$300,000 of that would be Ray Elliot's portion and \$1,020,000 would be the towns. We have also expended about \$150,000 on engineering, attorney's fees, and bonding. The total cost would be \$ 1,555,000. If we take Ray's \$300,000 off then \$1,255,000 will be the town's responsibility. That is inclusive of our \$150,000 that we have already spent. There is about \$62,000 in discretionary funds that if they are not used then \$51,000 would come back to the city and \$9,000 would go back to Elliot.

Mayor Weston referred to papers that Sunrise Engineering sent that outline the monthly user rate itemized costs and project calculations for possible monthly rates and repayment schedules. From these numbers he calculated that least amount our new water user rate could be is \$43 a month.

The bid has been offered and they accept it, it has to have a closing with the state. Before that can be done there has to be a meeting with Mayor Weston, the bond attorney, the state's bond attorney, Mr. Pratter, Lisa Nelson from the Utah Division of Drinking Water and Sunrise Engineering to make sure there is nothing that is being misread. Mayor Weston felt that if we have that, then we want Herm Olsen there as well to make sure that the town is covered. A phone meeting is scheduled for next Tuesday July 9th. Then, if all is approved by the state water people, they would have a signing party for the bond somewhere between July 15th to the 25th and hopefully closer to the 15th. Because of this, the town council has to make decision whether or not this continues. As far as what will go back into our account of what has been spent already, it will be whatever is saved out of the \$62,000 discretionary funds. He told them we didn't need rock on the front of that building because frost will pop half of them off anyway.

Mayor Weston asked for discussion. Delora asked why we are having a 300,000-gallon tank instead of something smaller. If we have a 300,000-gallon tank what happens when we don't need that storage and the pump is not going. Does it become stagnate water? Mayor Weston said no, it is on a system so it will augment the west end of town more than the east end of town. He asked a couple of questions about the option the town has chosen. The original plan included some looping and replacing small water lines and putting in a well. When the town

council didn't want that they knew that the council wanted storage. When we looked at putting the tank with the existing tanks, that still doesn't address the distribution system because we have the small piping. The cost of the piping was more excessive. We elected to let Dan do minor looping on the north east side of town. Mayor Weston asked when he is doing that. Dan asked if we want to go through with it for sure. Mayor Weston assured him that we do. Delora asked if we need the 300,000-gallon tank. Dan said that we are 100,000 short on storage and the engineers suggested putting in a 200,000-gallon tank. Dan doesn't know why the town council decided to put in a 300,000-gallon tank. Dallas suggested going up in size on the tank because of future use and it made more sense in the long term. When Mayor Weston asked the engineer, he said the town council wanted to consider 2% growth rate instead of a 1% growth rate the study began with. The difference in cost is about \$150,000 or \$1.50 a gallon.

Delora can go with the water project and she can go with upgrades but she doesn't get why we are allowing someone to develop. We've talked about being worried about water in town, storage or not storage, but now it is okay to extend our town to provide water to someone outside of town. She asked for help to wrap her head around that. Mayor Weston said we are not taking it outside of town because the last thing that we are going to do is hook up someone outside our city limits. The thing that would happen is Mr. Elliot would come to the city and ask to be annexed in. Duane as Planning and Zoning Commission Chair has reiterated enough that if you do a subdivision, they need to bring the water with it.

Eldon said that it sounds to him like we are giving up our gravity flow system and we are migrating up to pump system. In the letter that the town council sent out, it mentions that it will cost \$23 a month additional to run that pump. Eldon asked what size of pump that will be. Mayor Weston said that in the normal town usage the engineers estimate the pump will run 2 hours a day. Eldon said that what you are doing is giving up free, no maintenance and thrown into a cost that he doesn't think we need. He feels that the concept of seeing a tank up on the hill giving Ray Elliot the opportunity to develop and Gary McKee the opportunity to develop it is really bothering people. Eldon asked if there are ways to increase our water pressure without going on top of the hill. Mayor Weston had someone talk to him who said if it will increase his water pressure, he will pay double for it. Eldon asked if Mayor Weston is saying that the individual signed their petition and is now saying that they did not agree with the petition. Mayor Weston took the 107 names submitted on the petition and combined the spouses so it amounts to 67 hookups. Eldon said that he calculated 73 hookups. Mayor Weston calculated it was about 42% of the users. He had seven who after they talked to him said they are fine with the water system upgrade that is planned. That goes down to about 38% of the users. He took the spouses where only one spouse signed and took them off, there were six. That goes down to 34% of the hookups. He sent out a letter explaining the history and where we think it is going to be and said if there are any questions please call him. Kris received one call tonight. Mayor Weston received two calls tonight but had not received any before. Eldon said he was only going to have one sign per meter but people said they want to sign. He has seven people who

want to sign the petition still. He talked to a lot of people. It was good that the letter from the Town Council finally came out. He thinks that should have happened years ago.

Mayor Weston did ask about a 2007 stipulation on how much water is needed in a system for fire, that is 20 pounds of pressure. It is also more to it than 20 pounds of pressure. As much as the pressure is important, so is the volume. By the statutes we are supposed to be able to pump 1,500 gallons a minute for two hours straight including while irrigation and everything else is going on. In every scenario they ran on our situation there wasn't a place in town that did that and it wasn't an issue of the pressure, it was an issue of volume because the pipes are smaller.

Duane asked the council if Scott ever mentioned to them that all you have to have in a water system existing before 2007 is 20 pounds of pressure. Kris said yes, this was discussed. Fire volume is not the issue for Kris. She feels that everyone on the water system deserves to have water and wants to improve the system for everyone. A discussion of bringing water rights to the town if the land that Ray Elliot currently owns is developed. Dallas said that Scott said that we are below the numbers for current regulations. Duane said that we are fine according to another engineer that also said as soon as you put in this whole new system our system will be held to a higher standard of at least 40 pounds of psi instead of 20 pounds of psi. Duane said tonight is the first he heard that we are not going to loop the lines. He has been for looping the system and helping the town. Mayor Weston explained that the cost of upgrading the pipe is more than putting in new line. That is why the town council went to this option where all they really wanted to do was the storage and a little bit of the minor loops like the deal that Dan is going to do for us. That is when they decided that we will put the pump tanks on the hill. Duane asked when the town council took the looping out of this system. Dallas said it was over a year ago and it was at the same time the well was taken out. Mayor Weston said that the statute says 20 psi. The pressure is not the only thing that is needed it is the volume as well. If you cannot maintain the pressure for two hours then our system is deficient. Duane said that the engineer he is talking to indicated that there are a lot of communities in Utah that fall way below what we've got.

Delora said she has no problem delivering water in our city limits. She knows that we are not giving water to a developer but does recognize that the accessibility is huge now. That takes away what we are trying to do which is to take care of our town people. Duane asked if the water system up on the hill gives the council an obligation to accept him when he applies to be on our water system. Mayor Weston said that it is not any different than any other subdivision that brings water when they come into the town. Tom said he did the same thing when he developed three lots and gave the city water. Mayor Weston said what matters is how we deal with it. Just because the water tank is up there, it doesn't mean he is annexed. One point Mayor Weston wanted to answer is from what he remembers from conversations when Scott was here when we discussed the issue of fire it was not so much pressure as there as them doing their research with their computer models and putting different scenarios at various

locations in town including the pressures, the level of the town where the fire hydrants are, stagnant readings. In every area of town, we fell short.

Dan said they told us the pressure reading when they did the flow tests at the middle school. He doesn't know if Sunrise Engineering jimmied the numbers on us. Dan thinks a flow test is more accurate to him. Duane said this wasn't just a flow test. It was a flow test that they use for the whole state.

Mayor Weston continued saying that the town council decided that rather than placing the new tank by our tanks, they will place the new tank on the other side of town and back feed and solve the pressure problem and the volume problem. Dan asked if we could put the tank at the same level as our current tanks. Dan said we can choose what we have. The state has not mandated any of this. Mayor Weston said it will not service the homes that are already there if we place the tank at the same elevation as the current tanks. As far as Mayor Weston knows it was never an option to put the tank at the same level as the tanks.

Duane said there are some fires we won't try to put out. Kris said the reality is that if your house starts on fire don't plan on saving it, they will save the neighboring homes. Eldon told a story about his son who had a house fire in Mendon. It bothered Eldon when the letter to the town about the water system upgrade said we have insufficient fire protection in Laketown when we have better fire protection than any other place in the county.

Eldon said we were all here when the attorney said normally when a water system is outside of the city limits, they come to the city and ask to be annexed into the city. Kris thinks that Eldon's father was the mayor when she came and built her home on the hill and it was not part of the city. There were people on the town council who didn't want them to get water from the city. The existing mayor signed a contract with Kris that said if the city cannot provide water to anywhere in the city Kris's water will be the first water shut off. They were not annexed into the city for a very long time. There are options besides annexing them into the city.

Mayor Weston said if we aren't wanting anymore people then we don't need this but then nobody can sell their home and build a house up on the hill like the Wayne and Kris Batty have done. Kris Batty called Kris Hodges today to say that the biggest problem for her is the fear that we are providing Ray Elliot water. Kris Hodges pointed out that there are options and our Planning and Zoning Commission has created the necessary groundwork so that we do not have subdivisions going in uncontrolled. We are working to make everything better for everyone here. Tom Weston said if it is not Ray Elliot it will be someone else. There are options to keep him in the county or make him drill a well. He also addressed the petition and having his mother sign it. She signed that and had no idea what she signed.

Duane said but if it doesn't matter whether we have 25 or 85 signatures. It is too far along in the process and the town council looked at what the council thought was the facts. Duane knows that Scott said we are illegal and we are not illegal. He thinks that some on the council believe we are illegal You are not getting stats and all of the information. He thinks it would

have been nice if we could have met without the engineers here and met with an engineer that he knows personally in Park City and ask him questions.

Gary feels that if there is a code there, we need to follow it. He would like to have someone tell him what the truth is. Mayor Weston said that we are out of the code as far as volume but we are not out of the code as far as pressure. This discussion continued.

Delora said that people have talked to her about how much the increase in Laketown will be and they don't want to become a Garden City. A discussion continued regarding fears and complaints that the town council has not discussed the water upgrade with the citizens and the meetings that were held regarding the water system upgrade.

Questions were asked about how the proposed water system upgrade would work. Duane asked if the homes in the town will lose pressure when the pumps are running to fill the tank. Dallas said that most of the tank will fill in the night. The electrical bill for pumping the water was discussed. Dan thinks we may be surprised when we receive the power bill for pumping the water. Delora was surprised that the letter said it would only increase \$23. Mayor Weston explained the billing for the pumping.

Duane Robinson said the letter from the town council regarding the water system upgrade was definitely written by the engineer or the attorney and did not address any of the concerns mentioned on the survey and no calls were made about those doing the survey to address their concerns. Duane felt that this is because the engineer is in the business of making the system the bigger the better and the grander the system so that the engineer will make more money. Mayor Weston said that he asked the engineer for a fact sheet and made changes to it and asked the council for their additions. Then he had Herm Olsen look at it to consider legal matters and Herm made one change in wording. Mayor Weston wanted positivity in the letter, not negativity. When he said the new water rate could be \$43 that would be the very minimum it should be.

Dan thinks we will end up with a \$50 monthly water user rate. Kris addressed Duane's concern that that the town council was bowled over by Scott. She hopes not and felt that they were not. They discussed the options. He came back the next month and the town council said no. She thinks it shocked him and that it took him back a little. She felt like he was more open to what they wanted to do after that. Duane said he lost trust in him, when he made the statement that if you don't use your loan now (by a specific date) then you won't be eligible for the loan. Duane made a phone call and learned that the money is available year-round. Dallas did not hear that at all. He understood that we were trying to build in the summer season and trying to meet that window. Mayor Weston thinks that is half the problem with our miscommunication. He talks like an engineer but Mayor Weston is not an Engineer and has to clarify the details. Scott said to Mayor Weston that he was expecting the bids to be excessively high and they found that these guys are getting to end of their current projects and hungry for a new project.

Dan said it will increase the value of his lots out there so he will come out ahead and have more work to perform. Eldon said he is so adamant against pumping water because he spent 27 years managing a state park that had to pump water twice. If there was a power outage or power bump the pumps and the system would go down. Mayor Weston said that is a good reason we should be thankful we will have half on gravity flow and half on a pump. Duane asked if it will function as a main source with a backup. Mayor Weston described the system and said the same water is filling it, it is just over time. Kris said that one thing she learned on that tour is that there is a ton of water running through that ditch. She feels that we should be catching that water.

Mayor Weston wonders why we didn't just do the whole thing to begin with because we qualified for state funding, it would have been looped, we would have a second source of water, we would have a 300,000 gallon tank, we would be set for years and we would pay a \$50-\$60 per month water usage fee. We have dummied it down, and dummied it down and dummied it down and now we are here looking at paying \$40 to \$50 a month. So now we have an option: do we continue forward or back away? If we back away, we have lost \$150,000 to \$170,000. To gain that back we will have to raise the monthly water usage fee to \$35 a month. No matter how we look at it we are going downhill \$10 a month every time and ending up in the hole from where we started.

Duane asked what percentage are we paying the engineer and is that public knowledge. Mayor Weston said yes, it is public knowledge although he did not know what it is. He did know that they paid 25% to the engineer when they did work for the reservoir company. Duane would like to know the answer because he knows what is normal. Duane asked Scott before and Scott said it would be 5 to 7%. Mayor Weston said we have paid \$121,000 already but part of that was \$30,000 paid for the water study, half of that paid by a grant.

Tom Weston expressed appreciation for the town council and he knows they have done the right thing. This has been going on for a long time and it will be wonderful when it is completed. When he put in the cell tower, he had one man who said he didn't want to look at that ugly thing the rest of his life. Tom told him, sorry and there it is. Dallas said that is true.

Tom said that when George was the mayor, Doyle Esterholdt had a hydrant that run just like the Johnson's did all winter, thousands of gallons and he said that he won't pay the bill and he didn't. The city went in and fixed it and the light went on and everyone was still friends. Dealing with the Johnson's you can say we are sorry that happened and go on. Dan said so far, we have free water but pretty soon we will be paying money for water.

Mayor Weston was just asked a question in a text that may have to do with zoning: "I've been meaning to ask you to consider the ordinance limiting RVs. Irwin's now have seven on the lot next to mine. They never move all summer." We already have an ordinance on this. Kris said the Youngbloods land sold. Duane asked if he sold his Laketown Irrigation water shares as well. Kris said that she didn't know. Eldon said he hasn't signed a certificate yet so it is not official

yet. The land is between Chuck Webb and Diane Nebeker. Duane said that he doesn't know what the town will do about it but we have that a lot and the Myers lot and the potential with Mona Wahlstrom's lot. Dallas recounted his experience talking to people about this.

Mayor Weston addressed water pumps. According to the state they don't regulate water pumps other than if they have requests that there is no other way that people can get water. There are only two other places our attorney is aware of them being allowed. They must be approved by the state director, and cannot come off of the city main. They must have their own holding tanks and be plumbed to come out of their own holding tank into their system. It has to be overseen by the state director in Salt Lake City. Once they are in, then the city acknowledges that they are on their system and the city takes on the liability rather than the homeowner. If they are illegal then the homeowner has any liability if there is any contamination. Dan said there are many in town. Mayor Weston said that the biggest problem with a pump is if you have a pump on the main system and it starts up and if we are less than 20 pounds psi it can create a vacuum and that is when you have a chance to suck contaminants into the system if there are any leaks. Duane said that he doesn't know of any that are on other side of the meter and they are okay if they are on the other side of the meter. Mayor Weston asked if the meter prevents back flows. It has to go through a process with the state drinking water to be legal. Mayor Weston doesn't know of any now.

Kris asked why the town park is not on irrigation water? Dan said the park originally was on the irrigation water but the water was too dirty and plugged the heads so they switched it to culinary. Kris asked if we can put a filter on the water to clean it. Eldon said the church and the school use irrigation water so it must be doable. Dan thinks we should keep going the way we are going and if we run short on water, we need to change the park and cemetery to irrigation water. Each are using the equivalent of 30 water connections every month in the summer. Dan thinks we are already using over 200 gallons a minute during the summer on the holiday weekends. He thinks the engineering firm is estimating that we have 70 more water connections but they don't realize that the equivalent of 60 connections is being used in the summer to water the park and the cemetery. Our water right is 225 so on a drought years we really cannot handle the additional connections. Dan said it is overflowing now but there was a day when it did not.

Mayor Weston thinks we need to decide what we want to do because we have a meeting in Salt Lake City next Tuesday and the last time we could put the plug on this is before the bond is signed on July 22, 2019.

Kris is still voting go forward. She is happy with the money, she feels good about the price of the monthly water user rate and thinks that it will benefit all of Laketown in the long run.

Approval: Dallas motioned to continue with the water system upgrade and loan and Kris seconded. Kris and Dallas approved. Gary and Delora opposed. Mayor Weston approved. Vote is three to two. Motion carried.

Gary had to oppose until he finds out what is legal. Mayor Weston knows that 20 pounds is legal and volume is involved in that as well. Gary has heard Mayor Weston and the engineer say this is legal and we need to do this to come up to the codes or requirements. He is getting a different picture here tonight and he doesn't know who to believe. He would like a third party with no investment to come in and tell us. He is worried about the divisiveness that has crept into the town and is tearing the town apart. Mayor Weston feels that we all need to have our opinions and need to allow others to have their opinion and come together to make decisions. Mayor Weston will vote yes because he wants to get this thing moving so we can provide for average growth for the next 20 years. Then we will have the people to pay for improvements next time.

He wants to do what is good 20 years now so if his kids want to come back. Gary could go for a water tank at the lower location so Dallas can have a shower but he doesn't see anything legally requiring us to take it up higher. Mayor Weston said there is nothing legally requiring us to take the tank up higher, the land owner asked and the town council agreed. Mayor Weston wasn't here when the town council voted to do that. Discussion of the previous conversations that have taken place and the water study took place.

Dan said that Max Boyer wants to sell his property because he doesn't feel the town is handling the water system upgrade intelligently.

Duane asked the school construction team to move the construction fence away from the edge of the street and they moved it in seven feet. Dallas said we have talked a lot about how we can enforce any rule that we have. There isn't a good option at this time. It can be very uncomfortable to have to have a conversation with people. Dan feels that we need to create a penalty for land owners shutting off their water at the meter.

Parks and Recreation Updates

Dallas reported the softball games have been going on. He asked the coordinator to ask each team to pick up their garbage after each game. The end of season BBQ will be July 25th. Brian has been working on the sprinklers. He is trying to make them all the same as he is replacing them. The field is burning up but he has been running the water on it every night. Both auto taps in the restrooms are leaking in the same place. Dan glued them. It will take \$140 to repair them. Dallas would like it fixed this time and if they break again he will rip them out. Dan will order the parts. Dallas would like the original kind or the spring loaded ones so they shut off.

Brian mowed down near the packing house. Dallas thinks we need to think about a 30 foot by 40 foot town shed or garage with a place for a workshop. He thinks a good place for it is the field below the arena. He thinks we need to consider that going forward.

Other Items of Business

Kris reported that a youth group is coming up July 18th and a group of 8 boys and 4 leaders want a service project. We could have them cut down the weeds at the rodeo. Dan put a new fountain tap up there at the arena. The bleachers need moved the week before the rodeo.

Light poles were put up at the arena and we spoke with Lance on the telephone about installing the lights next week.

On the Laketown Facebook page a citizen makes negative comments which Kris deleted. The council feels that it is provided for information page only.

Rodeo & Arena Updates

Kris reported on the preparations for the rodeo. She has pigs and chickens. Sim won't be here the first night of the rodeo because his daughter is getting married. Our queen is Rebecca Wamsley, Queen 1st Attendant Whitney Story from Randolph, Princess Quinci Siddoway, Princess Attendant Brinlee Huffaker, Jr. Princess Tessa Siddoway. Gifts to give the girls in the arena were discussed Mayor Weston will get the saddle next week. Cheerleaders are planning on providing the concessions. American flags need put up. The decisions was made that ticket prices will remain the same. Delmas will fix what is needed in the arena and Ken Lillywhite will repair bleachers. Discussion of who to honor after the grand entry took place and who will sing the national anthem. RC Flaggers are coming back again. We usually give them a \$100 donation to pay for their shirts.

Kris asked about the new bleachers. Stop and Drop is bringing porta potties. She wants them cleaned.

Kris said that Yale and Mayor Weston had a discussion about watering the arena. Yale wanted to know if the town had water shares in the Laketown Irrigation Company and asked if it would be possible to run a line from the Laketown Irrigation system and install watering guns to run water on the arena. If the water pressure is available there is a gun we could install a gun on each of the four ends of the arena to sprinkle the arena and we would no longer need to take a truck up there to water it. A discussion of this took place and a decision was made to talk to Valley Implement to find out what they think we would need and to get an estimate of the cost. We don't have a water truck handy this year. Mayor Weston called Buddha because the Rich County Team called him. Buddha has told every group that he will wet down the arena for each group twice.

Delora will help with ticketing. Dallas is looking for people to help with tickets. Gary will help with parking. Kris asked if we will have the chute help that we need. Online ticketing was discussed. The clerk will get \$1600 cash (five 20 and the rest tens and fives) for the ticket sales at the gate.

Bear Lake Regional Commission Report the meeting was postponed.

Ordinance Updates The town attorney is reviewing ten new ordinances at this time.

Updates from Clerk's Office

Amber asked how Mayor Weston wanted the tasks prioritized that need to be completed prioritized: online rodeo ticketing, new water bill, end of fiscal year reports, schedule the audit before the next meeting, new ordinance creation.

Amber reported the town logo is postponed. She is working on scheduling a training put on by the Utah League of Cities and Towns here in the valley for town councils. Mike Hansen, Rural Community Consultants is willing to offer a training here in a town council meeting to help with any of our needs including land use laws. She also learned that the mandated annual training on the requirements of the Open and Public Meetings Act is provided by clerks in Utah. She can put together a training and present it at a town council meeting. There is also a video available online to help with this. She received a scholarship to the UMCA Annual Conference training in September.

She gave an election update including July 15 -last day to register to vote. Most deadlines were for the primary election and did not apply to Laketown. Kris asked what will happen if one candidate for town council drops out. The clerk will find out and report back to all candidates.

Possible ways to send out water bill mailings were discussed including offering water users an option to receive the water bill by email. Options will be considered at the next meeting.

A letter to a town resident was provided for the council to read regarding neighbors doing short term rentals and causing a nuisance. The letter had been reviewed by our town attorney.

Dallas asked where we come up with our auditor. Mayor Weston determined that we will look at the policy and bid out our auditing service to the town. We can get a better price by bidding it out and sometimes a different set of eyes can see something the others haven't been looking at. The decision was made to schedule with Gary Teuscher for the audit this year and through the winter we can work on when we want to bid it out. The Town Council believes we do not have a policy on this established right now.

Action Items from Previous Meeting

Gary asked if there are as many deer down now as there were before. Kris said she is not having issues and they are not eating her flowers. Gary has only seen two when he normally sees many. Mayor Weston said this year is so green they are not down. He thinks they will start coming down in July and August.

Approval of Bills

Discussion of the bills took place. The check for the Sunrise Engineering invoice for reviewing the B. Weston subdivision was held until we determine if it is duplicate billing.

Approval: Dallas made a motion to pay the bills. Kris seconded. All in favor. Motion carried.

Motion to adjourn meeting Dallas motioned to adjourn the meeting.

11:51 p.m. Meeting adjourned