

1 Mayor Leak called to order a regular Cornish Town Council meeting on Dec. 16, 2020 at 7:03 p.m. at the
2 Cornish Town Hall.

3 **Attendance:** Matt Leak (Mayor), Colton Creech, Brad Fisher, Conrad Naegle, Jana Williams arrived at
4 7:07 p.m.

5 Absent:

6 Citizens: Kim Creech, Cassidy Creech, Dale Buxton

7 **Staff Report:**

8 The Magic Jack phone line is not working very well due to the slow internet.

9 Mayor Leak received the Ring doorbell and the Kyocera cell phone for the water reading upgrade.
10 Mayor Leak stated that because the town hall is not wired for a doorbell, the town will have to have
11 someone do some wiring so it can be hooked up. Creech suggested buying a ring chime to use with the
12 doorbell.

13 **Minutes:** December 2, 2020

14 Mayor Leak entertained a motion to approve the minutes for December 2, 2020 as annotated.

15 Naegle – motioned; Fisher – seconded

16 Leak, Naegle, Creech, Fisher, Williams – Aye

17 **Action Items:**

18 Mayor Leak will call Alltech to see when the new internet can be set up as well as ask about keyboards
19 and cordless mice.

20 **Business Items:**

21 *Executive Session* – Mayor Leak entertained a motion to leave the town council meeting and go into an
22 Executive Session to discuss possible legal issues.

23 Leak, Naegle, Creech, Fisher, Williams – Aye

24 Executive Session started at 7:21 p.m.

25 Town council meeting was resumed at 8:11 p.m.

26 *Unapproved Drinking Water System* – CRS said the town should get notice whether they were approved
27 for the RCCP grant after the first of the year.

28 *Ordinance 20-12 Water Ordinance* – The mayor thanked Creech and Naegle for the time they put into
29 preparing the new water ordinance for review and possible approval. Williams asked if the clause about

non-active or seasonal connections not being billed the base rate was taken from the previous water ordinance. Creech stated that it was, but the only way someone could avoid paying the base rate was if they paid to have the line shut-off because it was non-active or seasonal. Creech also stated that when someone requests that the water be turned back on, they have to pay a fee and then regular billing ensues. Creech said the one change they did make was that non-active connections are defined as connections that have been applied for, are approved by the town, but are not yet connected to the town's water system. In addition, the connection needs to be done within 12 months of the approval date or the approval is void. After a meter is installed and the line is connected to the town's system, the base rate will be charged (regardless of the usage) unless the connection is shut off and used as a seasonal connection.

Mayor asked if there were any other changes made besides the 12-month time limit for connection and some grammar or definition changes? Creech said there was a small change in the delinquency section where all the references to fees and rates were removed and this ordinance refers to the current fee schedule as the place to obtain fee amounts, etc. In addition, delinquent fees, shut-off procedures, and requirements that must be met in order to have the water turned back on were adjusted. Another adjustment was revising the application process and stating that in order to ask for lines bigger than a 1" line, applicants may have to provide engineered and stamped plans to support the need for that larger service connection. In addition, the sub-ordinance that was at the end of the water ordinance was changed to reference the fee schedule.

Mayor Leak asked if there was any other discussion on the ordinance. Fisher stated that he had found old water hook-up applications and older ordinances that have not been put in the last codification that the town paid for some years ago. Fisher stated that he wants to make sure that when the town gets more codification done, the council needs to make sure all the ordinances are included. Naegle asked for confirmation that the change regarding non-metered connections was made and in the Water Ordinance currently being considered for approval. Mayor Leak confirmed that it was.

Mayor entertained a motion to adopt Ordinance 20-12 Water Ordinance.

Fisher – motioned; Williams – seconded

Creech – Aye; Naegle – Aye; Fisher – Aye; Williams – Aye; Leak – Aye

Motion carried unanimously

Resolution 20-13 Adoption of Cornish Town Fees – Mayor Leak stated that all the water fees, transactions fees etc. were added to the Cornish Town Fee Schedule and grouped in similar categories. Resolution 20-13 was reviewed and Mayor Leak asked if anyone had questions or concerns. Creech proposed that since no postage fee is currently being charged to send out water bills, he believes that no other transaction fees besides credit card transaction fees should not be charged. Creech believes this should be the case because postage fees were eliminated when the base water rate was significantly raised a few years ago and feels that if postage fees were eliminated, people should not have to pay extra fees in order to have the convenience of paying online (excluding credit card

67 payments) because the town will not be paying for postage to send water bills to anyone who is paying
68 online. Mayor Leak and Naegle agreed.

69 Mayor Leak entertained a motion to adopt Resolution 20-13 Adoption of Cornish Town Fees.

70 Naegle – motioned; Fisher – seconded

71 Creech – Aye; Naegle – Aye; Fisher – Aye; Williams – Aye; Leak – Aye

72 The resolution carried unanimously.

73 *Municode* -- Naegle called a few municipalities and found that they were paying a lower monthly fee for
74 their codification and website management than the town was quoted by Municode and believes it is a
75 little too spendy right now. Mayor Leak and Fisher agreed.

76
77 *CARES Funding* – It was decided that \$1,170.88 was still available to spend from the CARES funding.
78 Mayor Leak thinks this money should be kept for a few weeks for incidental expenses with the computer
79 items being installed and if it is not used, the town can send it back at the end of the year. Council
80 members agreed that this was a good plan.

81
82 *Water Moratorium* – Resolution 20-14 to repeal the water moratorium was discussed and reviewed.
83 Mayor Leak mentioned that the changes to the Water Ordinance and Subdivision Ordinance were made
84 in preparation to lift the water moratorium and believes the moratorium could now be lifted. Mayor
85 Leak asked if there were any questions or discussions that needed to be addressed before entertaining a
86 motion to adopt Resolution 20-14 which would repeal Resolution 7-4 and lift the Water Moratorium.
87 There were none.

88
89 Mayor Leak entertained a motion to adopt Resolution 20-14 to repeal Resolution 7-4.

90
91 Fisher – motioned; Creech – seconded

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93 Creech – Aye; Naegle – Aye; Fisher – Aye; Williams – Aye; Leak – Aye

94
95 Resolution passed unanimously.

96
97 **Old Business:**

98 None.

99 **Council Reports:**

100 *Roads* – Naegle and Fisher snowplowed after the last storm and Naegle thinks he would like to alternate
101 plowing the roads with Fisher after he goes on a few more runs with Fisher. Fisher stated that he would
102 not mind doing it so Mayor Leak said that would be great. Naegle said that Plan B could be asking Paul
103 Wangsgaard to do it if he or Fisher cannot do it. Naegle suggested mounting the salt spreader to the
104 side of the hitch that is on the back of the snowplow because it is hard to get out.

105

Naegle said the state engineer concurred with all the things the council had talked about doing with the speed monitoring sign. Naegle said the state will put sign posts up for the speed detector sign next to the speed signs that are already there and asked that if the snowplows might hit the sign after a snowstorm, the town should move the sign. In order to put a speed monitoring sign at the top of the hill of 13400 North, the town needs to move the speed limit sign closer to the top of the hill and then a speed limit reduction warning sign will be placed where the current sign is. Naegle said the time frame on when all this will happen is questionable.

Naegle put a notice out on the town Facebook page about the need for first responders and James Spackman was the only one interested and he works some distance from the town so he felt that he really can't do it. Naegle is also still looking for stairs and suggested getting blinds for the town hall windows.

Planning & Zoning – Creech is still looking for residents who could be potential Planning & Zoning Commission members. Creech will be contacting a few people this week and asked council members to let him know if anyone comes to their mind as a possible candidate.

Parks/Town Hall/Finance – Williams is disappointed about not being able to have the annual town Christmas dinner because of Covid. Williams was thinking about giving town employees a gift certificate for a restaurant so they could eat out and that would be their Christmas gift from the town council. Naegle said somebody use to do a banquet every year for their employees and this year they gave them a gift bag instead. Mayor Leak said it was a great idea to give gift cards and Fisher thought it was a good idea as long as council members were not included. Creech and Naegle also thought it was a good idea. It was decided that it would cost about \$250.00 for all employees and their spouses. Fisher stated he would like the town to give the employees money and let them buy what they would like. Mayor Leak would like to get gift cards from Cache Valley Restaurants if possible. Creech prefers a gift card. It was decided that the amount of the gifts would be \$20.00 for single employees and \$40.00 for married employees and the amount would be taken out of the 24th of July fund.

Water – none.

Mayor's Report:

Mayor Leak thanked everyone for all the effort they have put in to getting things done for the town.

Citizen comments:

Floyd Veibell read a letter addressed to the town council regarding the boulders in front of Black's house that have not been removed. Veibell stated that 13400 North used to be a state road and it has not changed in width so it should still have a 66 feet right-of-way. Veibell also said that the council's concern about possible lawsuits resulting from requiring the boulders to be removed or not requiring them to be removed should not be at the top of their concerns. Veibell believes it is the responsibility of the town to keep the road right-of-ways clear of obstructions of any kind. Veibell stated that he plans on writing a petition and asking other residents to sign it stating that they feel the rocks are dangerous and need to be removed. In addition, he has contacted a lawyer and will file a lawsuit if necessary and will post pictures and comments on social media if the town does not have them removed.

149 Mayor Leak state that he has talked with law enforcement and the council is considering the matter and
150 doing research on it as they want to do what is right for all parties involved.

151 Later in the meeting Mayor Leak asked if any citizens had any comments or questions about what had
152 occurred previously in the meeting. Dale Buxton asked about the postage fee verses the transaction
153 fees and what was put on the new fee schedule. Buxton wanted to confirm that since the base fee was
154 increased and postage was not charged, transaction fees will not be charged for online payments unless
155 a credit card is used to pay bills online. Buxton thought that was a good idea and that the town would
156 save money by not paying for paper transactions to be processed.

157 **Next Meeting:**

158 **Bills:**

159 Bills were reviewed.

160 Total = \$21,066.39

161

162 Mayor Leak entertained a motion to pay the bills.

163

164 Naegle – motioned; Williams – seconded.

165

166 Leak, Naegle, Fisher, Williams – Aye

167 Creech abstained

168 **Adjourn:**

169 Mayor Leak entertained a motion to adjourn.

170 Fisher – motioned; Naegle – seconded

171 Leak, Naegle, Creech, Fisher, Williams – Aye

172 End 9:24 p.m.