

MINUTES OF THE TOWN COUNCIL
MEETING
OF THE TOWN OF CLARKSTON

July 12, 2022
7:00 P.M.

Town Council Meeting held at the Clarkston Town Hall, 50 South Main, Clarkston, UT

Attendance: Mayor N. Craig Hidalgo

Councilmembers: Mylind Fawcett, Dan Smith,
McCall Stephensen, Shaun Kurek

Town Clerk: Kristi Hidalgo

Public Attendance: Clarkston Town Deputy Clerk Holly Jones, Julie Barson, Adam Wolk and Brad Gonzales from Rise Broadband

1. CALL TO ORDER

Mayor Hidalgo called the Clarkston Town Council to order at 7:00 p.m. Councilmember M. Fawcett led the Pledge of Allegiance and offered Reverence to begin the meeting.

Mayor Hidalgo addressed the minutes of the Clarkston Town Council Meeting held June 14, 2022. Councilmember D. Smith motioned for the Clarkston Town Council to approve and adopt the minutes of June 14, 2022. Councilmember M. Fawcett seconded the motion. All in favor "Aye". Motion carried

2. BUSINESS

Rise Broadband Internet Company – Brad Gonzales and Adam Wolk – Brad Gonzales is a General Manager for Rise Broadband and Adam Wolk is a Network Manager for Rise Broadband. They came before the Council to introduce what Rise Broadband has to offer regarding Gigabit Fiber and bringing residential fiber to Clarkston.

Mr. Gonzales presented a Gigabit Fiber Project Review, created specifically for Clarkston Town. See Attachment A

The Council asked the following questions:

- Councilmember D. Smith wondered how they would install the fiber. Mr. Gonzales stated that all or most of the fiber would be installed underground. Most roads would be bored; minimal street cutting. The fiber would be installed on town right-of-ways.
- Councilmember D. Smith asked if there is a promotional price offered for initial sign up and then 12 months later there is a significant price increase. Mr. Gonzales replied that Rise Broadband does not have a promotional period or contracts for service. Customers can opt in or out at any time.
- Mayor Hidalgo wondered what cost there would be for Clarkston Town. Mr. Gonzales said that Clarkston Town would not incur any costs. Rise Broadband is responsible for all construction of fiber network and associated costs. The town will not be asked for any funding. This project is fully funded through Verizon.

- Mayor Hidalgo stated that Utah State Senator Chris Wilson is working on getting federal grants to install fiber optics in northern Utah and specifically Cache Valley. Mayor Hidalgo wondered if Rise Broadband would be involved in any of those grants. Mayor Hidalgo recommended they contact Senator Wilson and find out what is happening with that effort.
- Mayor Hidalgo asked if Rise Broadband's fiber optic line would be a sole source line meaning that they would not allow any competition to use that line in the future. Mr. Gonzales said that was correct.
- Councilmember D. Smith asked what cities they have done in Utah. Mr. Gonzales said that they are just kicking off here in Utah. They have done cities in Texas and Illinois.
- Councilmember M. Fawcett asked if Rise Broadband would take town recommendations regarding where the best place to start installing the fiber would be. Start with customers that do not have internet before those that already do. Begin in the underserved areas of the town. Mr. Gonzales's response was that where they start installing will depend on where the fiber optics will be coming into Clarkston. It may come from Newton Town so the south side of Clarkston would most likely be the first to have the fiber installed.
- Councilmember S. Kurek questioned Rise Broadband selling their product by going door to door throughout the community. Mayor Hidalgo stated that Clarkston Town does not allow solicitation without a business license. As long as Rise Broadband secured a business license with the town, they could do door to door sales. Councilmember S. Kurek wondered if Rise Broadband would require a town the size of Clarkston to provide a Central Office location. Mr. Gonzales stated that all that is needed is a small space or area in a building for the fiber network equipment to be installed.
- Mayor Hidalgo stated that Clarkston Town does not have a specific permitting code for utilities so the town would need to default to the State of Utah Code for permitting regulations.

Business License Application – Julie Barson – Mayor Hidalgo asked Julie Barson to explain the business to the Council. Mrs. Barson stated that the name of the business is Radiant Beauty. She would be providing Cosmetology Services and Foot Zoning. She would serve one client at a time, so parking is not an issue. She anticipated earning approximately \$400 per month. Councilmember S. Kurek motioned to approve the business license. Councilmember M. Stephensen seconded the motion. All in Favor "Aye". Motion carried

Clarkston Town Deputy Clerk Holly Jones – Water Data Log Demonstration – Mayor Hidalgo said that he asked Deputy Clerk Holly Jones to come to the Council Town Council Meeting and explain what type of information a water data log can provide to the town and to customers. Mayor Hidalgo stated that the town has water restrictions in place and several households are ignoring them. One more Water Restriction Notice will be

sent out to all water users and then Water Restriction Violation Fees will be enforced. Mayor Hidalgo stated that a water data log can show gallons used on a monthly, weekly, daily and even on an hourly basis. When a data log is done it documents three months' worth of data. The water meter software has the capability to indicate when water is being used and when it is shut off. If a customer debates a Water Restriction Violation Citation, Deputy Clerk Holly Jones can perform a data log on their meter and prove that there was outside water usage during the "no watering" time frame.

Water Restriction Violation Fines – The Council discussed and determined to implement the following Water Restriction Violation Fines:

- 1st Violation – Warning Notice
- 2nd Violation - \$50 Fine
- 3rd Violation - \$100 Fine
- 4th Violation - \$150 Fine and so forth

3. DEPARTMENTS

Mayor Hidalgo – Fire Department – Had nothing new to report.

Garbage Collection – Mayor Hidalgo stated that the Request for Proposal (RFP) has been completed and sent out to waste management companies for proposals on garbage collection services. **See Attachment B** As soon as bids are received the appointed Executive Committee will review those bids and make a selection.

Town Hall Project – Mayor Hidalgo reported that he is waiting for one more approval from the civil engineer. As soon as he receives that approval the town can apply for a building permit and get it out to bid. Mayor Hidalgo would like to begin construction of the project by late fall of 2022 or early spring of 2023.

Short Divide Road Signs – Mayor Hidalgo reported that he had contacted the Utah Department of Transportation (UDOT) and they had approved and put in a work order for two short divide signs prohibiting 18 wheelers from using the Short Divide Road. The signs will be installed on SR 142.

Councilmember M. Fawcett – Water Department – Councilmember M. Fawcett reported that the water tank levels continue to hold steady. Mayor Hidalgo explained that our water is doing well amid the drought however the main reason for water restrictions is to allow the water tanks to regenerate. It is important that our tank levels remain full in case there were a fire in Clarkston.

Planning and Zoning - Clarkston Town Road Master Plan - Councilmember M. Fawcett said that the Planning Commission had been working on the Clarkston Town Road Master Plan and would be forwarding some recommendations to the Town Council soon.

Annexation Application and Process – Councilmember M. Fawcett stated that the Planning Commission realized that the town doesn't have an annexation process in place

or an Annexation Application. So, the Planning Commission is working on developing an Annexation Application and creating a standard process for an Annexation Application and will forward that on to the Town Council for review and approval when it is done. Councilmember M. Fawcett stated that there is an Annexation Fee of \$750.00 already on the Master Fee Schedule however the Planning Commission recommended that the Town Council verify that that amount is sufficient to cover all of the costs associated with an annexation.

Annexation Plan Boundaries – Councilmember M. Fawcett stated that the Planning Commission would be revisiting the annexation plan boundaries on the west side of town to try to alleviate growth potential in that area. The Planning Commission would like to designate that area as a fire buffer or a water resource protection area. Councilmember M. Fawcett said that Smithfield City has been successful in doing this on their Annexation Boundary Map. Mayor Hidalgo recommended designating it a resource protection area.

Councilmember D. Smith – Roads Department - Had nothing to Report

Animal Control – Mayor Hidalgo informed the Council that House Bill 202 (HB202) made some changes to animal control laws. HB202 specifically states that “a municipality may not impose a criminal penalty greater than an infraction for a violation pertaining to an individual’s pet.” Clarkston Town Code has violations of animal laws as misdemeanors. The town code will have to be amended to reflect this change in the Utah State Code.

Councilmember M. Stephensen - June Warrant List – Councilmember M. Stephensen presented the Warrant List for June 2022. Councilmember M. Fawcett motioned for the Clarkston Town Council to approve the Warrant List as read. Councilmember D. Smith, seconded the motion. All in favor “Aye.” Motion carried

Pony Express Days – Mayor Hidalgo thanked Councilmember M. Stephensen for the great job she did with Pony Express Days this year. Mayor Hidalgo said that he heard nothing but good feedback from citizens.

Councilmember S. Kurek – Cemetery Department – Sprinkling System – Councilmember S. Kurek reported that he had received a bid for the cemetery sprinkling system from Canyon Landscaping. See Attachment C The cost to upgrade the sprinkling system in the cemetery would be \$41,596.29. To install a sprinkling system in the new section of the cemetery including sod would be 20,261.00. Without sod it would be \$11,059.50. The total price for the project would be \$61,857.29 with sod or \$52,355.79 without sod. Councilmember S. Kurek stated that he is still waiting on a bid from Distinctive Landscaping.

Neighborhood Watch – Councilmember S. Kurek stated that the Neighborhood Watch Meeting scheduled for Thursday July 14, 2022 at 6:00 pm was going to be rescheduled for August 17, 2022 at 6:00 pm.

4. RELEVANT BUSINESS

August Newsletter Items - Mayor Hidalgo stated that if the Council had any items that they wanted to have put in the August Newsletter to get them to Town Clerk Kristi Hidalgo by August 1, 2022. Mayor Hidalgo would like to have some Water Conservation Tips put in the newsletter this time.

Next Meeting – The next Town Council Meeting will be held on Tuesday August 2, 2022 at 7:00 pm.

5. ADJOURN

There being no further business to come before the Council, Councilmember M. Stephensen motioned that the Clarkston Town Council Meeting adjourn. Councilmember D. Smith seconded the motion. All members present voted “Aye.” Motion carried. The meeting adjourned at 8:34 p.m.



Kristi Hidalgo
Town Clerk