

Mayor Leak called to order a regular Cornish Town Council meeting on March 6, 2024, at 7:03 p.m. at the Cornish Town Hall.

**Attendance:** Colton Creech, Lauren Draney, John Forsgren, Brad Fisher, Matt Leak, Chris Buxton

**Absent:**

Citizens: Steve Leighty

**Staff Report:** Lauren reported that she had heard back from Heather about the DWA payments, and she said that we could pay them now and be reimbursed after the funding closes or we can wait so we don't have to bear the cost. Heather will look and see what we need to get the funding closed. Lauren had checks printed that could be sent if they wanted to do send them now. Creech said that the electrician that DWA contracted with has been asking for the payments. Mayor Leak asked if Heather had said what needed to be done to close. Lauren said that she did not. Mayor Leak said that he didn't want to get in a spot where the Town must pay for stuff because the funding does not come through. He asked about the CDBG funding. Mayor Leak said that they can approve the checks and when they get some answers about when the funding will come in, they can send the checks. Creech read an email from Heather about what was still left. Mayor Leak said that most of that would come from the engineers. He asked Creech to forward that email to him so he could talk about it in the conference call with the engineers tomorrow. Creech said that they do not have that meeting tomorrow, it is next week.

Lauren also said that she had printed out the delinquent accounts and there were not any that were due to be shut off this month. They talked about the Gibbs water line.

**Minutes:**

Mayor Leak entertained a motion to approve the minutes for the regular council meeting on February 21, 2024.

Creech - Motioned; Forsgren - Seconded

Creech – Aye; Buxton – Aye; Fisher – Aye; Leak – Aye; Forsgren – Aye

The minutes were approved unanimously.

**Action Items:**

*Rocky Mountain Power Franchise Agreement* – Mayor Leak asked if Creech had any more questions about the agreement. He did not. Steve asked if they had decided on a term. Mayor Leak asked if they usually do 15 years or 20 years. Steve said he recommended 10 – 15 years. Mayor Leak asked if Fisher had any questions or concerns. Fisher said that he thinks they should go for 15 years. Mayor Leak suggested that they make a 10-year agreement and visit it again at that point.

33 Mayor Leak entertained a motion to enter into a franchise agreement with Rocky Mountain Power.

34 Creech – Motioned; Fisher – Seconded

35 Creech – Aye; Buxton – Aye; Fisher – Aye; Leak – Aye; Forsgren – Aye

36 The motion carried unanimously.

37 Creech mentioned that there are a few streetlights in town that are not metered but the town is being  
38 charged for them. Steve said that streetlights are charged by each light, not usage. They talked about  
39 the different lights around town. Creech asked if the Town is responsible for maintaining them. Steve  
40 said they are not; Rocky Mountain maintains them. Creech asked if it shows on the bills where the  
41 streetlights are. Steve said there is and that there is a place on the website where you can report  
42 streetlights that are out. He also said that there is a deal where you can pay upfront costs to convert all  
43 the lights to LED and the rates will drop to the LED price and they recoup the costs in the savings. Steve  
44 left the meeting.

45 **Executive Session:**

46 **Business Items:**

47 *Cornish Minute* – Fisher talked about the protection zones. He said that at the beginning the Town was  
48 going after the property. Fisher said that the Koller’s said there were minerals and wanted to get paid  
49 for mineral rights. He explained that the Town decided to make a lifetime right-of-way so they didn’t  
50 have to pay for the minerals and so the Koller’s couldn’t come in and do anything that would cause  
51 problems with the land such as mining the minerals. If the town purchased the land the Koller’s could  
52 come and mine the minerals on the property because they had mineral rights. He read part of the  
53 addendum that came from the Town’s lawyer at the time. Fisher said that they have a perpetual  
54 easement for the protection zone and the Griffith Spring. Fisher said that he thinks that they might be  
55 able to use his road to get access to the protection zone.

56 Fisher also explained that they did a dye test to figure out where they would put the protection zone.  
57 Mayor Leak said that he had talked to Dan Koller, and he said that when they did the dye test none of it  
58 came out of the springs. Mayor Leak thinks that the spring water is coming from other places. Creech  
59 asked if the legal description encompasses the access as well as the protection zone. Mayor Leak said  
60 that he would like to have these documents at hand for when they have conversations with the Bank of  
61 Utah.

62 Fisher said that a guy called asking about pesticides in the water at the springs. Fisher told him that  
63 there were no pesticides in the water and if he wanted to know for sure he would need to test the water  
64 himself. Mayor Leak said that Randy Hahn from the Bank of Utah wanted the town to provide the house  
65 with a water hook up and Mayor Leak told him that he could not do that because it was not in Town  
66 limits, and they had their own water connection from the spring. Fisher read a section of the legal

papers about the water hookup. He explained that the court said that the Town must provide a quantity of water not a quality of water.

Fisher asked if Mayor Leak wanted him to continue doing the Cornish Minute. Mayor Leak said yes, if they don't have a lot of other things going on.

*Roads-* Forsgren said that he had an interesting meeting with UDOT and the County about leaving snow on UDOT roads. Forsgren said that UDOT foot the bill for someone's car that was damaged from hitting a pile of snow. He said that they didn't know where it was at, so they didn't know who left the snow. He said that they all agreed to pay attention to what gets left behind. Forsgren said that there had been damage at the Station House from snow. Mayor Leak said that there have been problems with slushy snow being thrown and hitting buildings and fences and causing damage. Creech asked if they were looking for anything from the Town. Forsgren said no.

Forsgren said that he will probably empty the salt out soon. Mayor Leak said that they should wash out the salt, so it doesn't cause problems.

Mayor Leak said that he talked to Coby Law about the insurance claim. Colby said he had the paperwork filled out and he would drop it off soon. Forsgren said that backing the plow up and turning it around is difficult down by the Law's.

*Planning & Zoning* – Creech did not have anything to report.

*Parks/Town Hall/Finance* – Buxton said that he had turned in the RAPZ tax application.

*Water* – Fisher said that he talked to Zak Pitcher and he was not able to get any water out of his meter. Fisher went down and looked at it and they found that there was a plastic thing stuck in it. Creech asked if they had to shut off the water and dig the whole thing out. Fisher said that they did. Fisher asked Lauren if she had his water account set up. Lauren said that she had talked to him and he was going to email the utility service agreement to her tomorrow.

**Old Business:**

**Mayor's Report:** Mayor Leak said that when they were taking the well house down, they found a 4-inch casing. He talked to Dyer Pitcher, and he said he thinks it is from a test well that they did and when they found water they capped it and put the actual well next to it. They showed a picture of it. Dyer said that the water in the well comes from an underground river that comes from Weston. Fisher said that at the next meeting he will talk about an old engineering cost to hook up the Coffit Spring to the system. He said that he was told if they ever hooked that spring to the system they would never run out of water. Buxton mentioned a couple of wells that were dug and did not find water.

106 Creech asked if the Bank of Utah signed the easement. Mayor Leak said that they did but that Max  
107 Pierce wanted to make sure they knew where the property lines were out. Fisher asked if they had  
108 closing documents from the Wangsgard property. They did not.  
109  
110 **Citizen comments:**  
111 **Next Meeting:**  
112 **Bills:**  
113 Mayor Leak asked if Lauren had seen an interlocal agreement from Lewiston. Lauren said that she had  
114 not. He also asked if what Econo Waste is billing matches what our records say we have. Lauren said yes,  
115 and that she gives them a can count every month.  
116 Total = \$39,239.18  
117 Mayor Leak entertained a motion to pay the bills.  
118 Forsgren - Motioned; Fisher – Seconded  
119 Creech – Aye; Buxton – Aye; Fisher – Aye; Leak – Aye; Forsgren - Aye  
120 The bills passed unanimously.  
121 **Adjourn:**  
122 Mayor Leak entertained a motion to adjourn.  
123 Creech – Motioned; Buxton - Seconded  
124 Creech – Aye; Buxton – Aye; Fisher – Aye; Leak – Aye; Forsgren - Aye  
125 Ended at 7:58 p.m.