

Interlaken Town Council Regular Meeting Minutes
Tuesday, 05 July 2022, 6:34 PM – 7:14 PM
Meeting Conducted Remotely with Zoom Video Conferencing Software

Zoom Meeting ID: 516 337 9977

Password: 84049

Zoom Meeting Link

<https://us02web.zoom.us/j/5163379977?pwd=QJNT3loV3J4Nm83TFJOdGVsUE1ldz09>

1. **Call to Order** - Mayor Harrigan called the meeting to order at 6:34 pm.

2. **Roll Call**

Greg Harrigan, Mayor
Chuck O’Nan, Council Member
Sue O’Nan, Council Member
Justin Hibbard, Council Member
Chuck Cullom, Council Member

3. **Presentations:** None Scheduled

4. **Public Comment:**

Tasha Lingos was present but offered no comment.

5. **Consent Agenda:** None

6. **Approval of Agenda or Changes**

Motion: Council Member Sue O’Nan moved to approve the agenda.

Second: Council Member Chuck O’Nan seconded the motion.

Discussion: no discussion.

Vote: The motion was approved with the Council Members unanimously voting Aye.

7. **Approval of 05/23/2022 FY2023 Budget Public Hearing Minutes**

Motion: Council Member Chuck Cullom moved to approve the 5/23/22 Public Hearing minutes as presented.

Second: Council Member Hibbard seconded the motion.

Discussion: no discussion.

Vote: The motion was approved with the Council Members unanimously voting Aye.

8. **Approval of 05/23/2022 Council Regular Meeting Minutes**

Motion: Council Member Chuck Cullom moved to approve the 5/23/22 town council minutes as presented.

Second: Council Member Hibbard seconded the motion.

Discussion: no discussion.

Vote: The motion was approved with the Council Members unanimously voting Aye.

9. **Building Permit Update – Planning Commission Report**

A planning commission report was not available.

10. FY2022 Water Billing Status

Bart Smith presented the following report. There is only 1 remaining unpaid account. Smith will contact the lot owner directly to facilitate payment. Actual Revenue will exceed the budgeted amount.

FY2022 Water Billing Status - 7/5/22	
Total Collected	\$ 178,355.90
Total Receivables	\$ 1,072.00
Total Billing	\$ 179,427.90
FY2022 Budget - Total Water Fund Rev	\$ 177,770.00

11. Town Utilities Update – Broadband and Cable TV

- Utah Broadband purchase of Strawberry – Jon Hagen sent out an email to all Strawberry ISP customers in Interlaken notifying them that his company was purchased by Utah Broadband. The current service agreement will be honored with no disruption of service and no planned rate increases.
- Comcast Service in Interlaken – Interlaken has been approached by Comcast to see if the town would allow permitting for the addition of a fiber optic network which could provide fast internet and cable tv service. Comcast has not yet received permission from HL&P to use their utility poles for distribution, so the project and permitting are currently on hold. This could be a real benefit for Interlaken residents, giving them another alternative to current services offered by Century Link, Dish, DirecTV, and Utah Broadband.

See the attachments for more information.

12. Road Maintenance Update

Chuck O’Nan – Road Maintenance. The asphalt repair work is finished, 2-3 weeks out to paint roads. Chuck requested higher grade paint, so it doesn’t fade. Town sign – Chuck feels the \$3500 is too expensive, RC wants us to remove the stone along the inside edges where bracket is located. If you take the stone off you can unbolt it. RC won’t take the stone off. Chuck will continue to research cheaper alternatives.

13. Previous Action Items and Updates

Chuck Cullom – see his attached email, ROC is an abbreviation for record of conveyance.

When the subdivision converted to a town, it was inherent that the town inherited those rights. No one else can claim those rights – the court just needs to sort out who has the ROC. Interlaken Town will be granted the claim because the town subsumed all the assets of the IMWC and Interlaken Estates.

Our ROC claim was kicked back from the state because of a missing map, not a signed letter as we first thought. We have that map - a plat map suffices

Chuck C has the claims ready to file. One has been conveyed ***4294.

The remaining rights are in Interlaken Estates or the IMWC.

We should be able to file the claims at the same time as the record of conveyance.

The adjudication claims are due 8/10. He suggests we write a cover letter explaining that we are conveying rights from IMWC and Interlaken Estates to the town in the adjudication even though they are not currently conveyed to us. If Jeremy concurs, we could have this completed in a couple weeks. The ROC will be delayed – the state will not complete that before 8/10.

Greg Harrigan

- Luzern Access, DPW Site Excavation and Paving – Greg – thinks that the dirt road will go away at some point since the Luzern connect route is completed.
- Reserves, Interlaken RMA – **Bart** – let’s get together and put together a bill for BHR and the Reserves.

Justin Hibbard

- Justin -Recycling Bins at DPW Site Justin -assuming that we are good to start recycling. He emailed Recyclops to see when we can get that done.
- Interlaken Town Party – it may be better to have it at the end of Luzern

14. Other Business

15. Council Comments

Judy Klautt did a great job helping Bart, we should have her help out again in the future

Justin will be gone for the next couple of weeks

16. Adjournment

Council Member Hibbard moved to adjourn the meeting. Council member Sue O’Nan seconded the motion. The motion passed unanimously. The meeting was adjourned at 7:14 PM. The next town council meeting is scheduled for Tuesday, August 2, at 6:30pm via Zoom

FY2022 Water Billing Status - 7/5/22

Total Collected	\$ 178,355.90
Total Receivables	\$ 1,072.00
Total Billing	\$ 179,427.90
FY2022 Budget - Total Water Fund Rev	\$ 177,770.00

Subject: Utah Broadband Acquisition

Date: Friday, July 1, 2022 at 10:24:08 PM Mountain Daylight Time

From: Jon Hagen <jhagen@sbfiber.com>

To: Jon Hagen <jhagen@sbfiber.com>

CC: Billing <billing@sbfiber.com>



Dear Strawberry Communications Customer,

We are excited to announce that Utah Broadband (UBB) has acquired the Strawberry Communications internet service business, effective July 1, 2022. UBB has been serving customers in Utah for over 20 years and is a highly regarded company.

UBB has a reputation for providing outstanding fiber and wireless internet. You can expect the same reliable service as you have had with Strawberry Communications. Your internet bill and your speed packages will not change unless you change your plan. If you have our phone service, it will continue to be billed through Strawberry Communications.

Steve McGhie, CEO of Utah Broadband, and I have been talking about this for several months and know this acquisition will provide great synergy between our companies and an increased ability to deploy the latest technology to our customers.

Please reach out to me if you have any questions or concerns.

Below are a few ways you can contact UBB with any questions or issues:

- **877-822-8824**
- www.utahbroadband.com
- support@utahbroadband.com
- billing@utahbroadband.com
- sales@utahbroadband.com

The Utah Broadband team is excited to work with Strawberry Communications to continue to provide excellent service and earn your business and trust.

Best Regards



Jon Hagen

Manager, Strawberry Communications

cell: 801-301-3468 | fax: 801-386-9804

Subject: RE: Permitting for Comcast (619561)
Date: Wednesday, June 22, 2022 at 11:43:16 AM Mountain Daylight Time
From: Diversified Installations <info@divinsta.com>
To: Bart Smith <interlakenclerk@gmail.com>
Attachments: INTERLOCKEN MAPS.pdf

1. What is the service address? We are installing a main line for service for all serviceable residents on the map.
2. Is everything in red a bore path? Yes, please see revised underground map with revised bore paths.
3. Will there be a cut into the asphalt roadway or is it all in the dirt shoulder? The majority will be in the dirt shoulder, except for 6 road crossing that are marked on the map where there will be possible pot-holes depending on blue stake locators. All pot-holes will be in the asphalt. They are 8" core drills and will be replaced with utility bond.
4. Do you have permission from HLP to use their poles? We are currently working with the power company to get a pole permit for work being done. There are approximately 64 poles that we will be working with.
5. Could you identify specifically what is overhead and what is underground? Attached are 2 maps. The first is showing all underground work that Comcast Fiber will be installed. The 2nd map shows all Overhead work for aerial fiber.

Thank you,

Melissa Moser
Office Assistant / Permitting Coordinator

Diversified Installations, Inc.
8201 South State Street Ste. 3A
Midvale, UT 84047
Office: (801) 260-0262
info@divinsta.com

From: Bart Smith <interlakenclerk@gmail.com>
Sent: Monday, June 20, 2022 10:42 AM
To: Diversified Installations <info@divinsta.com>
Subject: Re: Permitting for Comcast

A few questions:

1. What is the service address?
2. Is everything in red a bore path?
3. Will there be a cut into the asphalt roadway or is it all in the dirt shoulder?
4. Do you have permission from HLP to use their poles?
5. Could you identify specifically what is overhead and what is underground?

Bart Smith
Interlaken Town Administrator
(435) 565-3812

From: Diversified Installations <info@divinsta.com>
Date: Monday, June 20, 2022 at 10:09 AM
To: Bart Smith <interlakenclerk@gmail.com>
Subject: RE: Permitting for Comcast

Thank you for getting back to me so quickly. I have attached a site map. The bore path is marked in red. It is a dirt shoulder. Most of the work will be aerial.

Thank you,

Melissa Moser
Office Assistant / Permitting Coordinator

Diversified Installations, Inc.
8201 South State Street Ste. 3A
Midvale, UT 84047
Office: (801) 260-0262
info@divinsta.com

From: Bart Smith <interlakenclerk@gmail.com>
Sent: Saturday, June 18, 2022 8:00 AM
To: Diversified Installations <info@divinsta.com>
Subject: Re: Permitting for Comcast

Hi Melissa-

Thanks for your inquiry. Can you send me a detailed description of the work you intend to do along with a plan, including the address of your installation. I can guide you through the permitting process once I have a look.

Thanks,
Bart Smith
Interlaken Town Administrator
(435) 565-3812

From: Diversified Installations <info@divinsta.com>
Date: Thursday, June 16, 2022 at 1:22 PM
To: Bart Smith <interlakenclerk@gmail.com>
Subject: Permitting for Comcast

Good afternoon,

We are a subcontractor for Comcast and have a project coming up in Interlaken Town. This will be our first project in your City. We do both aerial and underground work for Comcast. Underground work includes but is not limited to boring to install 2" conduit cable. Would you be able to assist us in making sure we are submitting the proper applications? Would we need to submit both an Encroachment Permit and a Right of Way Permit, that are listed on your online site?

Thank you,

Melissa Moser

Office Assistant / Permitting Coordinator

Diversified Installations, Inc.

8201 South State Street Ste. 3A

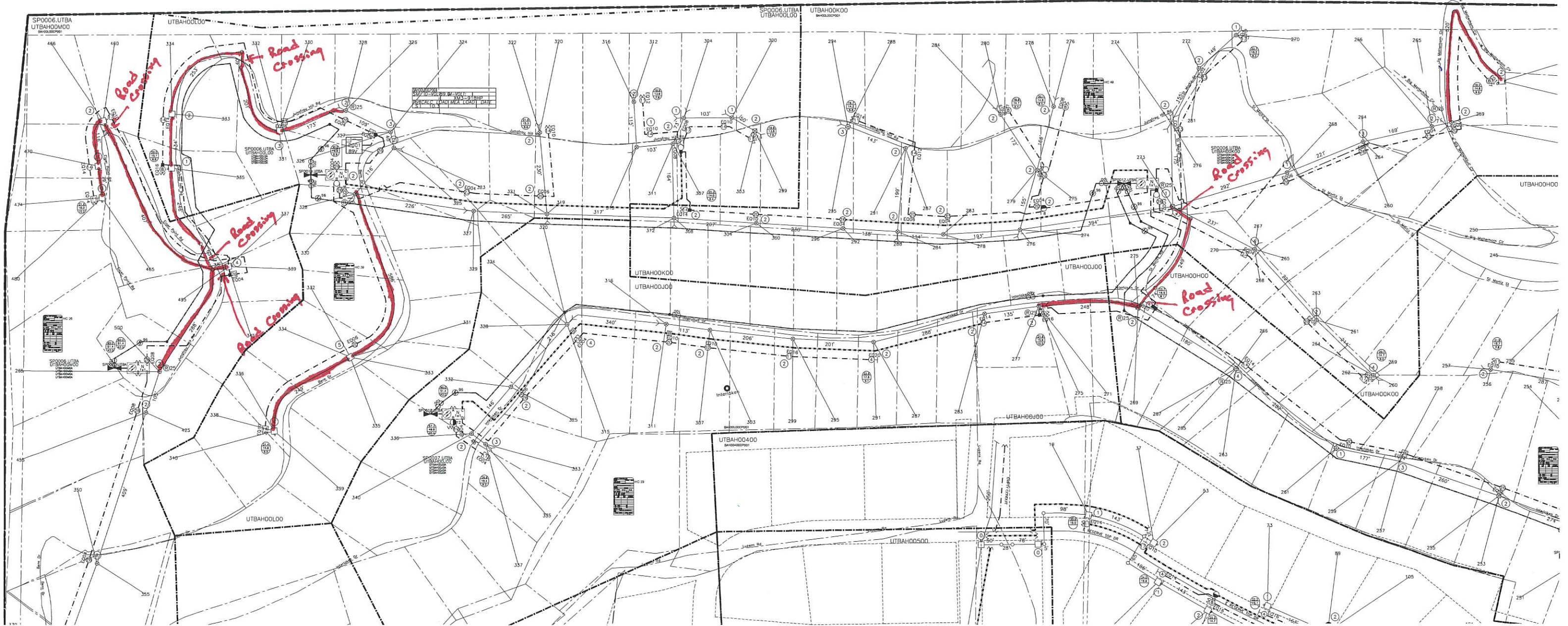
Midvale, UT 84047

Office: (801) 260-0262

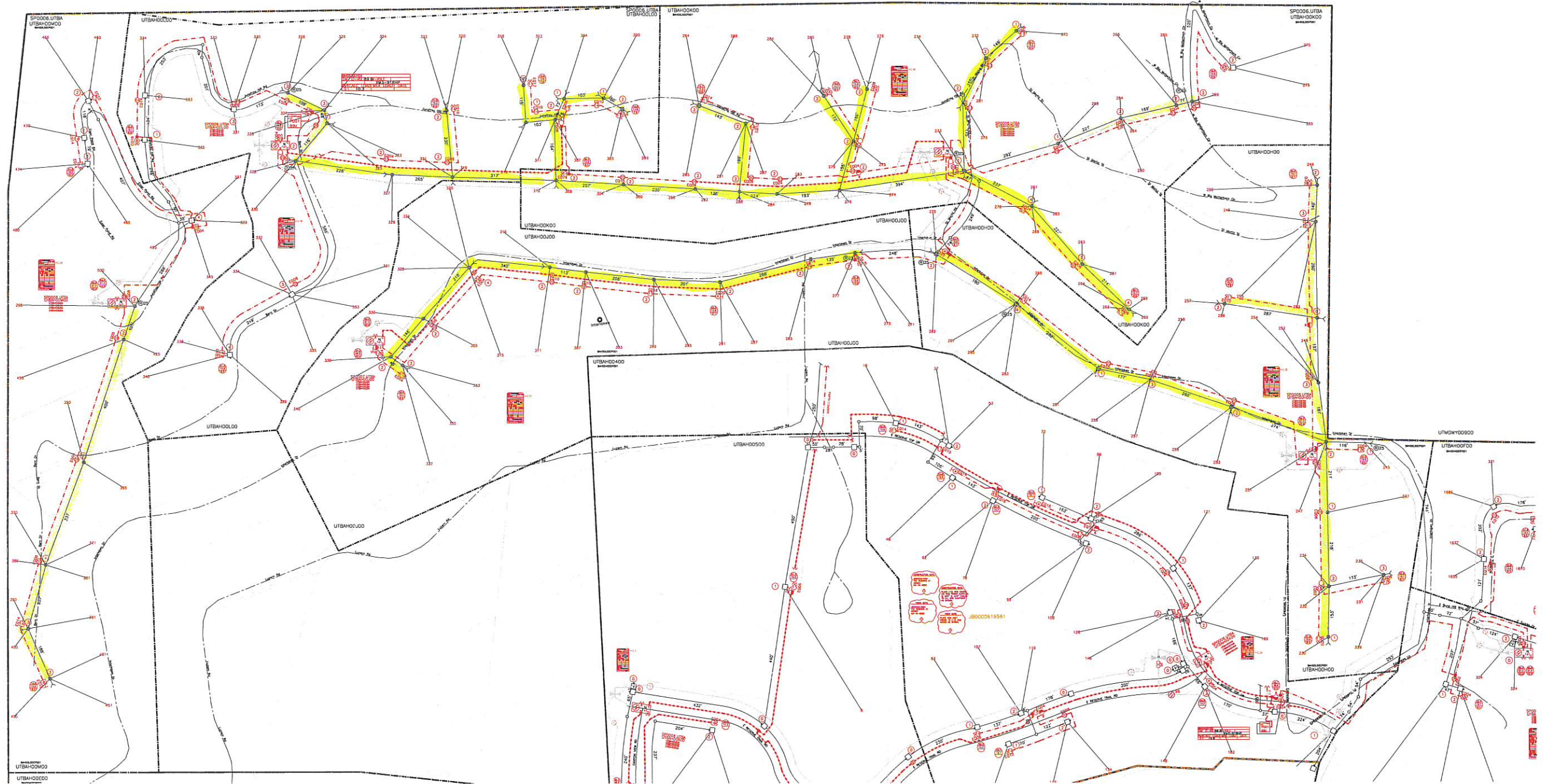
info@divinsta.com

Job# 619561

= Underground Conduit for Comcast
Fiber the rest is aerial to Road
We will Core drill Asphalt 8" Core Drills
& Replace with Utility Board
to put hole Utilities in asphalt



= Aerial
Comcast Fiber



Subject: Re: Water Rights and Tank Easement Status

Date: Wednesday, June 29, 2022 at 10:43:05 AM Mountain Daylight Time

From: Chuck Cullom <ccullom12@gmail.com>

To: Bart Smith <interlakenclerk@gmail.com>

CC: Interlaken Mayor <interlaken.mayor@gmail.com>, Sue Onan <smonan333@gmail.com>

Bart, Greg, Sue,

Ok here is the summary of the Interlaken Town Water Rights:

55-4294, conveyed to Interlaken Town from Interlaken Estates, 4 cfs or 40 AF from Pine Creek to serve 10 acres of irrigation

55-6976, Interlaken Mutual Water Company, 173 EDUs, 0.2674 cfs or 77.85 AF from 2 wells (1921 Provo River Decree) - prepare ROC and Claim for Adjudication

55-7081, Interlaken Estates, 350 EDUs, .278 cfs or 75 AF from well - prepare ROC and Claim for Adjudication

55-7077, Interlaken Estates, summer water for 250 EDUs, .2 cfs or 30 AF from single well - prepare ROC and Claim for Adjudication

E1647 (55-8556, Midway Irrigation Company, 47 shares), Interlaken Estates, 165 AF exchange from 2 wells - prepare ROC and Claim for Adjudication

Of note, the failure of the ROC for 55-6976 was due to the lack of a map of the use locations. The adjudication claims were sent to Interlaken Estates, PO Box 399 Midway, and for Interlaken Mutual Water Company, PO Box 299, Midway. I intend to contact Jeremy tomorrow regarding filing the adjudication claims as Interlaken Town simultaneous with the ROCs for the above referenced water rights.

Stay tuned - Chuck

On Tue, Jun 28, 2022 at 8:20 AM Chuck Cullom <ccullom12@gmail.com> wrote:

Thanks Bart - super helpful.

Sent from my iPhone

On Jun 27, 2022, at 9:05 PM, Bart Smith <interlakenclerk@gmail.com> wrote:

I reviewed the minutes from the IMWC meeting during May 2015 and noted that Jim Haden was an active board member and present at that meeting. I don't recall if Sue was. It also may be wiser to have Jim sign as Sue has been on the council since incorporation and could be considered someone with a conflict of interest.

Get [Outlook for iOS](#)

From: Chuck Cullom <ccullom12@gmail.com>

Sent: Monday, June 27, 2022 5:52:40 PM

To: Interlaken Mayor <interlaken.mayor@gmail.com>

Cc: Bart Smith <interlakenclerk@gmail.com>; Sue Onan <smonan333@gmail.com>

Subject: Re: Water Rights and Tank Easement Status

I am working on it. I will have a report on the ROC and water rights tomorrow - I am sorting through the existing filings today and the claim cards for the adjudication. If things go well, we should have

the ROCs to submit by the end of the week. I will reach out to Sue O regarding her signing for Interlaken Water Co...so by the end of the week the submittal package should be good to go - meaning review by teh TC and perhaps Jeremy.

On Sat, Jun 25, 2022 at 8:43 AM Interlaken Mayor <interlaken.mayor@gmail.com> wrote:

Chuck.

It's been more than two weeks from your last email, where do we stand on this? It is getting late in the process and we need to have this completed. Has the paperwork been submitted? Have you had more contact with Jeremy?

What support do you need from us? How can we get this done so we are not worrying about it anymore???

Greg Harrigan

Mayor

Town of Interlaken

On Thu, Jun 9, 2022 at 8:51 PM Chuck Cullom <ccullom12@gmail.com> wrote:

Hey Bart - thanks for the reminder. Update is as follows:

I reviewed the water rights portfolio as outlined in the files you provided. The information makes sense. In short, the Rights available to the Town are significant and appear appropriate. There is clear record of the Water Company assets subsumed by the Town. The issue is completing the Record of Water Rights Conveyance from the Water Company to the Town and then recording the Conveyance to the Town through Wasatch County. Where we left off in November 2021 was with an incomplete filing with Utah Division of Water Rights partially prepared by Jim Riley. I am in the process of resurrecting the prior paper work. The issue as shared by Jeremy Cook in our meeting last Friday is getting a signature from a Board Member from the Water Company to sign the Conveyance. I will confirm this next week. Once we get the paper work back to Division of Water Rights we are then set up for the filing in the Jordanelle adjudication. Finally I am preparing a simple spreadsheet of the Towns water rights and appurtenance details. The spreadsheet should be completed in 2 weeks.

Of note Jeremy is available to help, while sharing that the more we can do the less expensive and more efficient for us.

Thanks again-

Sent from my iPhone

On Jun 6, 2022, at 7:27 AM, Bart Smith <interlakenclerk@gmail.com> wrote:

Chuck – do you have an update?

Bart Smith

Interlaken Town Administrator

(435) 565-3812

From: Chuck Cullom <ccullom12@gmail.com>
Date: Wednesday, May 25, 2022 at 10:54 AM
To: Interlaken Mayor <interlaken.mayor@gmail.com>
Cc: Bart Smith <interlakenclerk@gmail.com>, Sue Onan <smonan333@gmail.com>
Subject: Re: Water Rights and Tank Easement Status

Oops - I have been on the road - I will get you a report out asap.

On Wed, May 18, 2022 at 8:20 AM Interlaken Mayor <interlaken.mayor@gmail.com> wrote:

Chuck,

Can we get an update as to where we are on the water rights status please? I will also be traveling the beginning of June and will not be available for a few days.

The water tank lease is a ways out, so of lesser importance at this time, but nothing is a higher priority than the water rights.

Thank you,

Greg

Greg Harrigan

Mayor

Town of Interlaken



On Tue, May 17, 2022 at 7:36 AM Bart Smith <interlakenclerk@gmail.com> wrote:

Hi Chuck-

Checking in to see where we stand. When we spoke on 5/6 you said you would reach out to Jeremy Cook and set up a meeting with Greg and myself.

I uploaded all the water rights documents on 5/6 and sent you a dropbox link. At this point I'm very busy preparing for my June departure and don't know if I'll have time to participate in a meeting. Please let me know if you need any other documentation this week so I can get it to you before I'm out of the loop.

Thanks,

Bart Smith

Interlaken Town Administrator

(435) 565-3812