

Minutes of the meeting of the Logan Municipal Council convened in regular session on Tuesday, May 19, 2009 at 5:30 p.m. in the Logan Municipal Council Chambers, 255 North Main, Logan, Utah. Chairman Laraine Swenson conducting.

Council members present: Chairman Laraine Swenson, Tami W. Pyfer, Jay Monson, Stephen C. Thompson and Herm Olsen. Administration present: Mayor Randy Watts, City Attorney Kymber Housley and City Recorder Teresa Harris.

OPENING CEREMONY. Logan City Parks and Recreation Director Russ Akina gave a thought and led the audience in the pledge of allegiance.

Chairman Swenson welcomed those present. There were 10 citizens in the audience at the beginning of the meeting.

Meeting Minutes. Minutes of the Council meeting from May 5, 2009 were reviewed and approved with minor changes.

Meeting Agenda. The meeting agenda was approved. Chairman Swenson announced at tonight's meeting there would be five public hearings: Budget Adjustment, Transfer of property to the Logan City School District, resolution approving Non-Monetary Donation of a Surplus City Vehicle, proposed ordinance adopting a zone change of Edgell Court and consideration of a proposed ordinance amending Title 5 of the Logan Municipal Code placing Density Limitations on Non-Depository Financial Institutions.

QUESTIONS AND COMMENTS FOR MAYOR AND COUNCIL.

Dennis Shaw with Cache Auto Booting Service requested that the current rates for booting be reviewed and an audit be completed. He stated with the cost of fuel and other costs going up he feels the fees should be reviewed. He had an \$11,000 gross increase this year and a \$10,000 loss due to increased fuel costs. He will provide additional information to the council by e-mail.

No other questions or comments from the audience.

MAYOR/ STAFF REPORTS.

Mayor Watts and Council – “Stamp Out Hunger” Proclamation.

Mr. Aaron Porter from the post office did not attend the meeting to make his report.

Russ Akina – Parks & Recreation Strategic Plan.

Parks & Recreation Director Russ Akina reported on the Parks & Recreation Strategic Plan which guides the department with short and long term goals. Documents show what they can accomplish with short term and long term goals. The strategic plan also moves the department closer to their accreditation goals.

The strategic plan provides guidelines for the department. The plan also addresses what the department is responsible for from day to day. Costs are a concern and they are always looking for ways to save money and watch their budgets. This is being presented as administrative information to the council. The strategic plan is a narrow vision and the masterplan is a comprehensive plan and covers more information. The masterplan is revised every five years and because of accreditation they want a broad vision, which the master plan represents but they also want a strategy on how to deal with short term issues.

Councilmember Pyfer said the plan is very well done and thanked Mr. Akina for compiling this information.

Chairman Swenson agreed and appreciated the long term operating and maintenance plan for the department. She asked about plans for an underpass on 200 East?

Mr. Akina responded as far as going under the road instead of at grade, this is in the strategic plan and will safely move cyclists across Main Street and down the road.

Chairman Swenson also asked about piping above Canyon Road. She feels the trail should remain the same and not pipe in the water. She feels that citizens would rather have the canal there and an unplowed road in the winter than to cover it.

Mr. Akina responded he is not sure they can get equipment on top of the trail and to the pipes. They will review if strength should be added to the trail to hold equipment to maintain the area.

Mayor Watts said the canal company would like to put the water in pipes because the water is leaking from the canals due to the cracks in the walls.

Councilmember Monson said he too is very appreciative of the strategic plan and the work that has been done.

Councilmember Thompson said he appreciates seeing the cost of overhead and it being included in the strategic plan. He asked about the status of the trail project.

Mr. Akina responded that part of the corridor is where the City's culinary water main exists and they are planning to use this as a trail corridor. There are still land issues that need to be resolved and he is working with the County Trail's Coordinator to resolve the land issues.

COUNCIL BUSINESS.

Meeting Schedule. Chairman Swenson announced that regular council meetings would be held the first and third Tuesdays of the month at 5:30 p.m. The next regular council meeting is Tuesday, June 2, 2009.

Councilmember Thompson announced that he will not run for re-election this November. He has served on the council for 13 years and he has enjoyed his time serving. He will resign his position on the city council and will be pursuing opportunities with Logan

City. His resignation will be effective May 31, 2009. He feels the City is in capable hands and will weather the financial storm because we have all taken the necessary steps.

Councilmember Olsen thanked Councilmember Thompson for his service on the council and his time served.

Councilmember Monson asked about the interim process for Councilmember Thompson.

Chairman Swenson said applications will be accepted and the council will go over the names submitted. Those submitting their name for the interim will be asked if they are planning to run this November in the primary and general election.

Councilmember Olsen and Pyfer stated they would not preclude someone who intends to run in November.

Chairman Swenson said the council will meet in a closed door session and will send out a notice with the date, time and place and where the applications should be sent.

City Attorney Housley stated if the council meets prior to Councilmember Thompson's resignation date of May 31, 2009 he can vote on the interim position.

Chairman Swenson thanked Councilmember Thompson and his wife Tamra for their dedication and service to Logan City.

Councilmember Pyfer gave an update on the library. The library cards will be ready on June 1, 2009. The cost is \$100 for any non-resident of Logan and one card will be issued per the \$100. The cards will come with a card key chain card. In the unincorporated area they will be subsidized \$30 from the County. Applicants will need to show two forms of identification to verify their address and the card is good for one year. There are no refunds and the cards will be available until November 30, 2010. After that time a different cost will be determined.

Councilmember Thompson stated that he received an e-mail from a Logan citizen addressing the cost of the library card. We have estimated the cost to be \$163 and some say that isn't the cost of what we pay in property taxes on a home.

Councilmember Olsen responded that Library Director Ronald Jenkins indicated the \$163 fee was not from any study done or premise. They chose \$163 but will re-evaluate this number in the future.

Chairman Swenson asked that a discussion on this issue be held at a later time.

Finance Director Rich Anderson said there are a lot of different variables to find the cost. When you take the total cost of \$170 per household there are many different ways to calculate this and at some point we as the City will need to find a true cost. He feels the \$170 is the cost of service per household.

Jay Nielsen reported on a CDBG Recovery Grant that has been allocated to Logan City in the amount of \$158,000. Intentions for the use of these funds are due June 1, 2009. No

public hearing, publication or solicitation of applications is required. They want projects that are “shovel ready” within 120 days. Jay reported there are two possibilities for this funding. The first recommendation would be to use the money for sidewalks, which could begin immediately (two miles of sidewalk). The other project would be to give this funding to the Iron Gate Grill who plans to occupy the Harris building on Federal and Church Avenue. The Economic Development Committee and the RDA have already given \$135,000 towards this project with \$100,000 coming from the Economic Development fund that was established with CDBG money. This money will fund improvements on this project and take the money that is already allocated to restore this back into the Economic Development fund to be used on another project. Other projects were considered but this money cannot fully fund an entire project. HUD recommended using the money for hard development costs associated with infrastructure activities that provide basic services to residents or activities. The project should also promote energy efficiency and conservation through rehabilitation or retrofitting of existing buildings. The advertisement for these funds will be posted on the Logan City website by May 22.

Attorney Housley said if we replace the economic development money it defeats the purpose of the stimulus money. The idea is to create new projects.

Councilmember Thompson said that Salt Lake City used the money and all of it went to sidewalk replacement.

Councilmember Monson feels the additional CDBG money should be spend on sidewalks and has said many times that we should make this a higher priority.

Councilmember Pyfer said she would like the money to go back to the economic development fund to replace the money that was given to Iron Gate Grill.

Chairman Swenson suggested that we use the broad definition of projects mentioned tonight and if any other projects come in before the next council meeting on June 2, those projects will be discussed at that time.

ACTION ITEMS:

PUBLIC HEARING: Budget Adjustment FY 2009-10 appropriating: \$3,773 for the remainder of the Utah Local Governments Trust Safety Grant – 09-38.

Chairman Swenson opened the meeting to a public hearing.

As there were no comments, the hearing was closed.

ACTION. Motion by Councilmember Pyfer seconded by Councilmember Monson to approve Res. 09-38 as presented. Motion carried unanimously.

PUBLIC HEARING: Transfer of Property to the Logan City School District Located at 1000 West 800 South.

Chairman Swenson opened the meeting to a public hearing.
As there were no comments, the hearing was closed.

ACTION. Motion by Councilmember Monson seconded by Councilmember Olsen to approve the Transfer of Property to the Logan City School District as presented. Motion carried unanimously.

PUBLIC HEARING: Consideration of a resolution approving a Non-Monetary Donation of a Surplus City Vehicle: 2000 Ford Crown Victoria to the Cache Metropolitan Planning Organization – 09-37.

Chairman Swenson opened the meeting to a public hearing.

As there were no comments, the hearing was closed.

ACTION. Motion by Councilmember Monson seconded by Councilmember Thompson to approve Res. 09-37 as presented. Motion carried unanimously.

PUBLIC HEARING: Consideration of a proposed ordinance adopting a zone change of Edgell Court, 0.98 acres located at 474 North 600 East and 644 East 500 North – 09-36.

Chairman Swenson opened the meeting to a public hearing.

As there were no comments, the hearing was closed.

ACTION. Motion by Councilmember Pyfer seconded by Councilmember Monson to approve Ord. 09-36 as presented. Motion carried unanimously.

PUBLIC HEARING: Consideration of a proposed ordinance amending Title 5 of the Logan Municipal Code placing Density Limitations on Non-Depository Financial Institutions adding Sections 5.19.010 and 5.19.020 – 09-39.

Councilmember Monson distributed information on payday/Non-Depository Financial Institutions and recommended that everyone read this information.

Chairman Swenson opened the meeting to a public hearing.

As there were no comments, the hearing was closed.

Councilmember Pyfer asked how the public is contacted about these loan companies and how they get people to take out loans. Her concern is that people are not forced to go to these payday loan companies; it is a choice they make. She feels this issue belongs at the State Legislature level to cap interest rates. She doesn't feel that we should cap the amount of institutions that are located in Logan.

Councilmember Monson said that people that don't understand money get pulled into these loan companies and they can't get out.

Councilmember Thompson also doesn't feel that government should be involved in this issue.

Councilmember Olsen said the council's task is to help and protect the disadvantaged, the impoverished, single mothers, etc. and protect them from these lending companies. We should adopt statewide law that caps and limits the interest rate for these lending companies and that is something we should all work towards. We should urge our State Legislatures to put caps on interest rates but for now he is inclined to pass the proposed ordinance.

Councilmember Thompson feels this is an "educational, community statement" that the City would rather see any other business in those locations other than lending companies.

Chairman Swenson supports the ordinance. She feels it is a deciding point of the character and a reflection on our community.

Mayor Watts feels it does send a message and the general public should be educated. It should go back to the State Legislature to make changes with interest rates.

ACTION. Motion by Councilmember Olsen seconded by Councilmember Monson to approve Ord. 09-39 as presented. Motion passed 4-1 with Councilmember Pyfer opposing.

WORKSHOP ITEM:

Richard Anderson – Budget Adjustment FY 2009-10 appropriating: \$20,300 for the creation of the 600 West Special Improvement District (SID); \$18,963 for the Library's 2009 CLEF Grant; \$3,000 for Community Development's CLG Grant; \$25,000 for Logan City Fire Department reimbursement for services provided in California to be used for vehicle maintenance – 09-41.

Finance Director Rich Anderson explained the proposed budget adjustments. The SID creates a loan from the general fund to the special improvement fund and is an accounting procedure that needs to be done. Property owners have been notified and will pay this back in a lump sum over a five year time period.

Other items explained was the fire department's \$25,000 reimbursement from California that will go towards repairing fire vehicles.

This budget adjustment will come back as an Action Item and public hearing at the next city council meeting on June 2, 2009.

OTHER CONSIDERATIONS:

Chairman Swenson said a discussion on the library fee will continue at a future time but she would first like to have more information from the library board, finance and library director.

Councilmember Pyfer announced the upcoming Sesquicentennial Event that will be held on Saturday June 6, 2009 which is the actual day of the 150 years. . There will be a variety of events going on that day. More information will be posted on the Logan City website at www.loganutah.org and in the newspaper. There will also be two new Logan

history books that will be available at this time. There will be a special program the evening of June 6 beginning at 7:00 p.m. Former mayors, council members and dignitaries are invited to attend along with the public.

ADJOURN.

There being no further business to come before the Council, meeting adjourned at 6:40 p.m.

Teresa Harris, City Recorder