

Minutes of the meeting of the Logan Municipal Council convened in regular session on Tuesday, September 15, 2009 at 5:30 p.m. in the Logan Municipal Council Chambers, 290 North 100 West, Logan, Utah. Chairman Laraine Swenson conducting.

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

OPENING CEREMONY.

CDBG Coordinator Gay Jamieson gave a thought and led the audience in the Pledge of Allegiance.

Chairman Swenson welcomed those present. There were approximately 16 citizens in the audience at the beginning of the meeting.

Meeting Minutes. Minutes of the Council meeting from September 1, 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 including a proposed sale of 3.04 acres of property, Consideration of a proposed resolution approving the 2008-09 Consolidated Annual Performance and Evaluation Reporting, Budget Adjustment and Consideration of a proposed request amending a rezone to Logan City's Zoning map and Consideration of a resolution approving agency assistance in the 832 South Park Avenue Habitat for Humanity.

QUESTIONS AND COMMENTS FOR MAYOR AND COUNCIL.

Resident Bill Cole lives at 30 Brookside Place in Logan. He stated that he has a motor home that he parks in the street and in the winter he parks the motor home in the garden area next to his home. The last several weeks he has received parking tickets for the motor home being parked on the street and during the summer months this is the only place can park. The motor home is parked on 300 East and he asked the Council for their help on this issue.

City Attorney Housley stated the motor home cannot be parked in a public parking area for more than 21 hours, this ordinance has been in affect for a long time. The motor home should be moved every 21 hours to avoid getting a ticket. He said this is not a unique situation and is a policy decision.

Councilmember Monson asked about special consideration in some areas of Logan where other parking is not available. He asked can warning tickets be given rather than actual tickets.

Chairman Swenson said that she also receives calls from citizens wanting to have vehicles moved off the road. If there is a situation reasonable for a vehicle to be parked in

an area momentarily, the parking authority will take that into consideration and will work with people. She suggested that a discussion regarding parking be addressed at a future council meeting.

Mr. Housley stated this issue happens all the time and it's always enforced. Clancey Parking is contracted as parking enforcement. The Logan Police Department and the Community Development Department can also give parking tickets on a complaint basis.

Mr. Cole gave his parking tickets to Community Development Director Jay Nielson so he can determine the source of where the tickets came from.

MAYOR/ STAFF REPORTS.

No items to be discussed.

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, October 6, 2009.

City Recorder Teresa Harris announced a Canvass Meeting of the Primary Election results to be held on Wednesday, September 23, 2009 at 4:30 p.m. at City Hall.

Mayor Watts stated that a City Hall open house was recently held and he would be willing to schedule another open house for the public if there is an interest.

Board Appointments – Chairman Laraine Swenson:

Chairman Swenson asked for the council's consideration and ratification of the following board appointments to the Renewable Energy and Conservation Advisory Board:

Yet to be determined are representatives from USU and the Logan City Power Board. The following names were presented:

Richard W. Anderson
Robert Davies
Christopher Atkins
Charles Ashurst
Robert J. Carpenter
Michael E. Dietz
Justin Cooper

Councilmember Pyfer asked about Pete Brunson serving on this board.

Chairman Swenson stated the board voted on membership and there were suggested spots to be filled, the names presented is what the board recommended and approved.

Chairman Swenson said to add Mr. Brunson's name; the board would need to remove someone from the list of names presented.

The Council can appoint the board and then the bylaws are created and adopted and approved by the Council. The resolution does not indicate a specific number of board members that can serve.

Chairman Swenson said the bylaws have been written and allow the board member to stay on for two years and no one stays on the board indefinitely.

Councilmember Pyfer said that Pete Brunson did submit his name to the board and she would like his name to be included.

Councilmember Monson stated that he appreciates Mr. Brunson wanting to serve on the board. He suggested that a category be added to amend the bylaws and add the name of Pete Brunson.

Mr. Housley stated this is the Council's board and they need to decide who the board members are and write the bylaws.

ACTION. Motion made by Councilmember Pyfer to add the name of Pete Brunson to the board. Seconded by Councilmember Monson. Motion Failed (Chairman Swenson and Councilmember Olsen opposed. Councilmember Quayle abstained).

ACTION. Motion made by Councilmember Monson to approve the names presented. Seconded by Chairman Swenson. Motion passed 4-1 (Councilmember Pyfer opposed).

Whittier Adventure Playground Update – Jay Monson.

Councilmember Jay Monson gave an update on the progress of the Whittier Adventure Playground.

The playground has received a lot of media attention and a lot of volunteers have worked on this project. He thanked the community for their help in building the playground and he feels it will be a wonderful facility for Cache Valley.

ACTION ITEMS.

PUBLIC HEARING – Consideration of a proposed sale of 3.04 acres of property located at approximately 175 North 1900 West in Cache County and purchase of property located at 303 North Main, Logan, Utah.

Mr. Housley stated Logan City ordinance requires a public hearing on any property transaction over \$100,000 or that exceeds one acre. The proposal is to complete an option in the 300 North Main Street property on the northwest corner of 300 North. The proposal is to purchase this property for \$400,000 the proceeds are coming from the sale of another property on 500 North and 200 East.

Also part of this sale is 3.04 acres by the landfill that will be sold at market value. The owner is Lowell Huber. This is an outdoor storage area behind Café Sabor and as a condition of selling the 3.04 acres, the storage items will be removed over a two year period. This is a proposal at this time, no agreement has been signed. Eventually the property at 300 North will be sold for future economic development.

Chairman Swenson opened the meeting to a public hearing.

Chairman Swenson closed the public hearing.

No action needed from the Council.

PUBLIC HEARING – Consideration of a proposed resolution approving the 2008-09 Consolidated Annual Performance and Evaluation Reporting (CAPER) for the Community Development Block Grant (CDBG) Program and approving it for submission to HUD – 09-68.

CDBG Coordinator Gay Jamieson addressed the Council and explained the proposed resolution. These are CDBG monies that have been allocated and is a year end report.

Chairman Swenson opened the meeting to a public hearing.

Chairman Swenson closed the public hearing

ACTION. Motion by Councilmember Olsen seconded by Councilmember Quayle to approve Res 09-68 as presented. Motion carried unanimously.

PUBLIC HEARING – Budget Adjustment FY 2009-10 appropriating: \$20,000 Downtown Transportation Plan; \$5,953 for additional CDBG money; \$158,804 for Recovery ACT CDBG money; \$13,000 for swim lessons at the Aquatic Center, \$209,732 for UCAN radio tower grant; \$21,500 for the transfer of a utility vehicle – 09-72.

Chairman Swenson opened the meeting to a public hearing.

Chairman Swenson closed the public hearing

ACTION. Motion by Councilmember Monson seconded by Councilmember Quayle to approve Res. 09-72 as presented. Motion carried unanimously.

PUBLIC HEARING – Consideration of a proposed request amending a rezone to Logan City's Zoning Map for 18.92 acre parcel from Single Family Traditional (SFT) and Agricultural (AG) to Single Family Residential – Planned Development (SFR-PD) – 09-70.

Chairman Swenson opened the meeting to a public hearing.

Chairman Swenson closed the public hearing

Chairman Swenson reminded the Council when voting on a rezone, the Council cannot vote for or against the rezone based on the condition of a proposed development. The Council can only vote on the use of the land.

ACTION. Motion by Councilmember Pyfer seconded by Councilmember Monson to approve Res. 09-70 as presented. Motion carried unanimously.

WORKSHOP ITEMS.

Budget Adjustment FY 2009-10 appropriating: \$75 for Boulevard Trail Lighting Project; \$14,000 for new EAMPG grant – 09-74 – Richard Anderson.

Finance Director Richard Anderson addressed the Council and stated that work was completed in the prior fiscal year and the \$75 is for the lighting project on the Boulevard Trail.

The \$14,000 is managed by the fire department and handles the Emergency Operation Committee meetings.

This will be an Action Item at the October 6 Council meeting.

OTHER CONSIDERATIONS.

Utah League of Cities and Towns – Jay Monson.

Councilmember Monson gave a report from the recent Utah League of Cities and Town meeting held in Salt Lake City. He distributed a list of highlights from the meeting. He feels this was a very worthwhile meeting and would encourage everyone to attend future meetings.

One of the many topics discussed was the issue from the Archives office in State Government and what should be kept in regards to emails, etc by elected officials. In regards to Facebook and Twitter, Councilmember Monson asked what information should elected officials give or not give out.

Mr. Housley responded not send anything by e-mail that they don't want to be seen or read in the Herald Journal.

Councilmember Pyfer stated that the City logo is being used on a Twitter account and she suggested this should be looked at and make sure it's being used in the appropriate place.

ADJOURN TO MEETING OF LOGAN REDEVELOPMENT AGENCY.

ACTION ITEM.

PUBLIC HEARING - Consideration or a resolution approving agency assistance in the 832 South Park Avenue Habitat for Humanity Affordable Housing Project – 09-71 RDA.

Chairman Swenson opened the meeting to a public hearing.

Chairman Swenson closed the public hearing

ACTION. Motion by Councilmember Olsen seconded by Councilmember Monson to approve Res. 09-71 RDA as presented. Motion carried unanimously.

WORKSHOP ITEM.

RDA Budget Adjustment FY 2009-10 appropriating: \$100,000 for infrastructure on 1200 West – 09-73 RDA – Kirk Jensen.

Economic Development Director Kirk Jensen addressed the Council and explained the Northwest Redevelopment area is asking for approval for \$100,000 for a road and other infrastructure improvements. The economic development committee recommended approval.

This will be an Action Item at the October 6 council meeting.

OTHER CONSIDERATIONS:

Jay Nielsen gave an update on the Landlord Licensing Committee. Blythe Alstrom will Chair the committee, invitation letters will go out and a meeting will be scheduled.

Mayor Watts gave an update on the police chief position. Those on the interview panel for a new police chief are Mayor Watts, Kymber Housley, Councilmember Tami Pyfer, Human Resource Director Bruce Adams and Sheriff Lynn Nelson. The committee will move forward to go through the applications and interviews will be scheduled.

Councilmember Monson asked Mayor Watts to consider putting in a stop sign on Center Street.

Mayor Watts said the City needs to look at the traffic study and the rules for Class C money need to be followed. He stated there will be noise from the vehicles using their brakes at stop signs and also vehicles accelerating from stop signs that could cause noise problems in the neighborhood. Mayor Watts will follow the traffic study until changes are warranted.

Chairman Swenson said the major concern is the designation of the minor arterial and with the transportation plan this will be determined.

Mr. Housley clarified that by ordinance it is the city engineer's decision as to the location of stop signs. The city engineer serves at the pleasure of the Mayor.

Councilmember Olsen asked about the progress of the 100 East bridge and the anticipated completion date?

Public Works Director Mark Nielsen responded the 200 East road will be completed by October 31 to the River Heights boundary with Providence. Providence will then bid their

portion this winter with construction starting next summer. They are ahead of schedule at this time and the Logan traffic side will be open.

Councilmember Olsen also asked Mayor Watts if money is available for 200 East/300 South to 200 South expansion.

Mr. Nielsen responded that money is available for the 200 East project from Center Street to 300 South. This is a CMPO project and Class C funds are being used. When ready to move forward the money is ready. They are waiting to address safety concerns and also an environmental study on 200 East is being done. Some of the funds will go towards purchasing homes on 200 East. The expiration of the funding, based on federal law is a long way off. The intent is the funds will be expended before the next transportation bill is authorized.

ADJOURN.

There being no further business to come before the Council, meeting adjourned at 6:48 p.m.

Teresa Harris, City Recorder