

Minutes of the meeting of the Logan Municipal Council convened in regular session on Tuesday, December 7, 2010 at 5:30 p.m. in the Logan Municipal Council Chambers, 290 North 100 West, Logan, Utah. Chairman Jay Monson conducting.

Council members present: Chairman Jay Monson, Vice Chairman Herm Olsen, Holly H. Daines and Dean W. Quayle. Administration present: Mayor Randy Watts, City Attorney Kymber Housley and City Recorder Teresa Harris. Councilmember Laraine Swenson participated in the meeting electronically.

OPENING CEREMONY.

Chairman Monson welcomed those present. There were approximately 84 citizens in the audience at the beginning of the meeting.

Community Development Director Jay Nielson gave the opening prayer. Logan Scout Troop 319 gave the flag ceremony and led the audience in the pledge of allegiance.

Chairman Monson announced that Community Development Director Jay Nielson will retire from Logan City effective January 7, 2011. He thanked Mr. Nielson for his service to the City and all that he has done for the Logan City community.

Meeting Minutes. Minutes of the Council meeting from November 16, 2010 were reviewed and approved with minor changes.

Meeting Agenda. The meeting agenda was approved. Chairman Monson announced at tonight's meeting there would be four public hearings. Ordinance 11-02 was removed from the agenda regarding a consideration for a zone change from Single-Family Residential (SFR) to Commercial Neighborhood (CN) for property located at 360 & 370 East 200 North (Temple Barn Rezone).

Meeting Schedule. Chairman Monson 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, January 4, 2011.

There will not be a council meeting on Tuesday, December 21, 2010.

QUESTIONS AND COMMENTS FOR MAYOR AND COUNCIL.

Logan citizen Steve Bower addressed the City Council. He feels that the \$20,000 for the Welcome to Logan sign should be used for sidewalk improvements rather than a new sign.

MAYOR/ STAFF REPORTS.

Mayor Watts invited Youth City Council representatives Emily Peterson and Maddie Dunn to talk about their latest project on the Youth City Council. They reported that last month they went to the Sunshine Terrace and visited the residents. They also made 14 blankets and pillows that will be delivered to CAPSA.

Mayor Watts complimented the citizens of Logan. With the recent snow and bad weather, the citizens have been patient with the City in getting to their streets to remove snow. There are certain areas of Logan that are major roads and take priority over other roads and he asked for the continued patience of everyone.

COUNCIL BUSINESS.

Acceptance of the Comprehensive Annual Financial Report (CAFR) – Richard Anderson.

ACTION. Motion by Councilmember Daines seconded by Councilmember Quayle to approve the Comprehensive Annual Financial Report (CAFR) as presented. Motion carried by roll call vote.

Laraine Swenson, voted yes
Holly H. Daines, voted yes
Dean W. Quayle, voted yes
Jay A. Monson, voted yes
Herm Olsen, voted yes

New Council Chair and Vice Chair for 2011 – Jay Monson.

ACTION. Motion by Councilmember Quayle seconded by Councilmember Daines nominating and approving Herm Olsen to serve as the Council Chairman for the 2011 year as presented. Motion carried by roll call vote.

Laraine Swenson, voted yes
Holly H. Daines, voted yes
Dean W. Quayle, voted yes
Jay A. Monson, voted yes
Herm Olsen, voted yes

The Council thanked Chairman Monson for his year of serving as the Council Chairman.

ACTION. Motion by Councilmember Olsen seconded by Councilmember Daines nominating and approving Dean Quayle to serve as the Vice Chair for the 2011 year as presented. Motion carried by roll call vote.

Laraine Swenson, voted yes
Holly H. Daines, voted yes
Dean W. Quayle, voted yes
Jay A. Monson, voted yes
Herm Olsen, voted yes

2011 Council Board and Committee Assignments – Jay Monson.

ACTION. Motion by Councilmember Olsen seconded by Councilmember Quayle to approve the 2011 Council Board and Committee Assignments for as presented. Motion carried by roll call vote.

Laraine Swenson, voted yes
Holly H. Daines, voted yes
Dean W. Quayle, voted yes
Jay A. Monson, voted yes
Herm Olsen, voted yes

**LOGAN MUNICIPAL COUNCIL
2011 COUNCIL CHAIR AND COMMITTEE ASSIGNMENTS**

HERM OLSEN:

Schedule

Council Chair (January-December)

RDA Chair (January-December)

Audit Committee

Storm Water Advisory Board (Mayor Appoints)

North Park Interlocal Cooperative

**Regional Council

**CDBG

**ASUSU Board

Meeting

As needed

As needed

Quarterly

Monthly

As needed

Tuesdays

DEAN W. QUAYLE:

Council Vice Chair (January-December)

RDA Vice Chair (January-December)

Logan-Cache Airport Authority Board (Mayor Appoints)

Economic Development Committee

Citizens Compensation Advisory Committee (Mayor Appoints)

Cache Metropolitan Planning Organization (Mayor Appoints)

Renewable Energy Board

**CDBG

1st Tues., 8 a.m.

2nd Wed, 10 a.m.

As needed annually

1st Mon., 5 p.m.

1st Wed., 7:30 a.m.

As needed

HOLLY DAINES:

Economic Development Committee (Mayor Appoints)

Parks and Recreation Board (Mayor Appoints)

Library Board (Mayor Appoints)

Youth City Council

Fine Arts Committee (Mayor Appoints)

Renewable Energy Board

2nd Wed., 10 a.m.

3rd Thur., 9:30 a.m.

2nd Tues., 5:30 p.m.

1st and 3rd Mon., 5:30 p.m.

as needed annually

1st Wed., 7:30 a.m.

LARAIN SWENSON:

Historic Preservation Committee (Mayor Appoints)	As needed - 1 st /3 rd Mon., noon
Water and Sewer Board (Mayor Appoints)	3 rd Thurs, 4 p.m.
Golf Course Advisory Committee (Mayor Appoints)	monthly, 5:15 p.m.
Zoo Advisory Board	As needed
Solid Waste Advisory Board (County Exec.) Appoints)	Quarterly
Audit Committee	As needed

JAY MONSON:

CCEMS Board - <i>Ambulance</i>	2 nd Tues., 3:30 p.m.
Forestry Board (Mayor Appoints)	As needed
Light and Power Advisory Board (Mayor Appoints)	2 nd Wed., 7a.m.
Cache Valley Center for the Arts Board (CVCA Board of Trustees Appoints)	2 nd Thurs., 5:30 p.m.
**Air Quality Task Force	As needed
CCEMS Board - <i>Ambulance</i>	2 nd Tues., 3:30 p.m.

****Non-City Committees**

Safety Issues for Pedestrians and Bicycles in Logan City – Jay Monson

Logan citizen Thad Box addressed the Council. He thanked the Council and the citizens for making Logan City safe. He stated things are changing and the new 10th west road is being constructed as well as other projects throughout the City. He feels that keeping pedestrians safe is a matter of life and death and is something we need to improve.

Logan citizen Jaynan Chancellor addressed the Council regarding bicycle and pedestrian safety within Logan City. She asked for continued enforcement from the police department of crosswalks for pedestrians. She suggested that Logan City use flags similar to the ones used in Salt Lake City in the crosswalks and enforcement of sidewalks that are not cleared of snow.

Councilmember Daines clarified that the \$20,000 for the welcome sign is not just for the sign. The money is for an entire plan that include a wetland study and a walking plan for pedestrians.

Chairman Monson asked for continued support from the police department for crosswalk enforcement and also support from the street department for keeping the crosswalk lines painted and visible.

Councilmember Quayle said the Union Pacific Railroad is willing to accept and evaluate a trail along the railroad.

PUBLIC HEARING – CDBG Funding for 2011 – Holly Daines.

Chairman Monson announced the public hearing tonight is regarding CDBG funding for 2011.

Councilmember Daines proposed leaving 15% in the public services category of CDBG and the money would focus more on city projects rather than going to the non-profits.

Councilmember Swenson reminded the Council that CDBG money is not to be used for ongoing operational expenses and this is the guideline we have used in the past.

Councilmember Daines said her understanding is the HUD Guidelines preclude giving funding for ongoing operational expenses and should only be used for specific projects.

Jay Nielson said this is correct.

Chairman Monson opened the meeting to a public hearing.

Caroline Shuggart, Logan – She would like a more walkable and trail friendly system for biking and walking. She would like more sidewalks throughout the City. She feels that sidewalks are a project that benefits everyone.

Rhonda Kingsford, English Language Center – She said the non-profits rely heavily on funding from CDBG to help those who are most in need. She said that grant funds are hard to come by and the dollars from CDBG help with many needed projects. The English Language Center serves refugees that come to our area and the loss of CDBG funding will make an impact. She would also like the Council to reconsider the RAPZ tax.

Kaylynn Beecher, Cache Employment Center – She said the Center recently remodeled their kitchen, added heating, windows and air conditioning. They have used the funding to repair and improve their building. She said that many non-profit groups have been informed they are no longer eligible to apply for CDBG funding through the BRAG office so the funding from Logan City is needed.

Jaylene Hansen, Senior Citizen Center – She said the Senior Citizen Center has a unique funding problem. Their building is located in Logan City but is a County owned facility. The CDBG money is a place they can get funding for those who use the Meals on Wheels program. She said if the Council chooses to cut back on funding then she suggested they consider waiving the utility bill for the Senior Center. She also said that Riverside Drive is in need of sidewalks and a connected trail in this area.

Lynn Desmond, Community Nursing – He works with the senior citizens of Logan. The Community Nursing is an organization that serves Medicaid and Medicare patients. They appreciate the CDBG funds and would like them to continue.

Kim Datwyler, Neighborhood Nonprofit and Welcome to Logan Program – She thanked the Council for their support of this program. She said they have used 69% of the CDBG money that has been allocated to them this year.

A Logan resident spoke in support of CAPSA who helped her and her son who were dealing with an abusive relationship. She said the CDBG funds helped her to live in a violent free and safe environment. She thanked the city council for their support of CAPSA through CDBG funds.

A CAPSA representative thanked the Council for their support and the use of CDBG funds which they have received. She asked the Council to please consider the continued support of CAPSA.

Matt Whittaker, Cache Community Food Pantry – He stated that last year the Food Pantry he received a significant allocation of CDBG money which was used to expand their facility. The Food Pantry needs the money for future building changes. Because they are located in Logan, their funding is being taken away that the County would normally allocate to them. The pantry serves all of Cache County. He asked the Council to please continue CDBG funding.

Marilyn Griffin, representing the neighborhood councils. Her purpose is to applaud the Council in the improvement they have made in the neighborhoods. She attended a bus tour last year that went throughout Logan City and highlighted the improvements that have been made. These improvements have really made a difference in the community. She feels that people want things done in the City to make the roads and sidewalks safer for children.

Steve Tracy, CEO for the Sunshine Terrace Foundation - He said the Sunshine Terrace serves over 400 individuals at their Logan location. He thanked the Council for their 62 year partnership with the Terrace. He said the Terrace has used CDBG funding to replace flooring in their building and they appreciate being able to do this for the residents that live at the Terrace.

Esterlee Molyneux, Child and Family Support Center - The goal of the Child and Family Support Center is to help families and support children. Last year they had over 3,000 visits to their help center and they are in need of funding to expand their nursery. They have used the CDBG funding for the purpose intended.

Lee Roulis, Board member of the Habitat for Humanity and citizen of Logan. He feels that sidewalks and infrastructure should be a City function and should be handled within the City. He would like the Council to realize the ramifications if CDBG funds are taken away, it would affect a lot of people. Habitat for Humanity used the funding to purchase building lots and to start the building projects.

Chairman Monson closed the public hearing.

Chairman Monson thanked all the different groups for what they are doing and their efforts in the community. He said that some CDBG money is allocated every year for sidewalks.

Public Works Director Mark Nielsen said Logan City has 75 miles of sidewalks left to complete. In 2010 less than a mile was completed.

Councilmember Daines said the Council is choosing between good options and tonight the Council needs to consider what is for the good of the City, what projects need to be completed and what are the Council's basic priorities and what benefits the greater number of tax payers.

Chairman Monson said a new sidewalk does not affect the entire City; it only affects the area where the sidewalk would go.

Councilmember Daines said all of these projects are worthwhile. The decision is how the money should be allocated.

Councilmember Swenson feels it's not the role of city government to sustain non-profit groups and they should not be funded through City funds. The funding should go towards City projects. It's the Council's responsibility to oversee the budget, provide services to the citizens and fund the capital improvements in the City.

Chairman Monson said when he was elected his responsibility was to help with the health, safety and welfare of the citizens of Logan. He feels it's more than providing infrastructure in the City. He personally cannot turn his back on these organizations that need the funding at this critical point and he feels they are not using the money for operating expenses. The question is do we keep the CDBG committee or not and given the amount of time needed to voice their concerns, he feels a CDBG committee is needed.

Councilmember Quayle said in his neighborhood there is a lot of high density housing and low income households. He feels that people are important and he supports sidewalks. He feels there can be a compromise and money can be allocated for sidewalks but we also need to look at the needs of the non profits and the services they provide to the community.

Councilmember Olsen feels the proposed changes from Councilmember Daines are valid and the role of the Council is to best serve the citizens. If they can best be served by the non-profits then we need to focus on these issues. We also need to look at issues such as bike and pedestrian safety, sidewalks and trails. He suggested that the CDBG committee serves a purpose and it should be maintained.

Councilmember Quayle would like the CDBG Committee to serve in the same capacity as they did last year.

CDBG Coordinator James Olson added that two members from the City Council and five community members served on the CDBG committee. An amendment to the consolidated plan to change how the committee is formed can be done. He suggested that the application deadline be pushed back to meet the timeframe of the CDBG application and other deadlines.

ACTION. Motion by Councilmember Quayle seconded by Councilmember Olsen to maintain the CDBG Steering Committee, as outlined in the City's Consolidated Plan, to make recommendations to the Council for CDBG funding allocation, projects from City departments or non-profits alike as presented. Motion carried (3-2 Swenson and Daines voted no).

Laraine Swenson, voted no
Holly H. Daines, voted no
Dean W. Quayle, voted yes

Jay A. Monson, voted yes
Herm Olsen, voted yes

ACTION ITEMS.

PUBLIC HEARING – Budget Adjustment FY 2010-2011 appropriating: \$318,700 for the River Park Well Project – Res. 10-66.

Chairman Monson opened the meeting to a public hearing.

There was no public comment and the hearing was closed.

ACTION. Motion by Councilmember Olsen seconded by Councilmember Daines to approve Res. 10-66 as presented. Motion carried by roll call vote.

Laraine Swenson, voted yes
Holly H. Daines, voted yes
Dean W. Quayle, voted yes
Jay A. Monson, voted yes
Herm Olsen, voted yes

PUBLIC HEARING - Budget Adjustment FY 2010-11 appropriating: \$10,000 for the Downtown Banner Project. – Res. 10-67.

Chairman Monson opened the meeting to a public hearing.

There was no public comment and the hearing was closed.

Finance Director Richard Anderson reminded the Council with the funding of the \$5,000 for the Downtown Banner Project and \$5,000 to the Volunteer Center, that the Council's budget is nearly spent for the remainder of the budget year.

Councilmember Swenson clarified the \$5,000 for the banners are one-time money.

ACTION. Motion by Councilmember Olsen seconded by Councilmember Quayle to approve Res. 10-67 as presented. Motion carried by roll call vote.

Laraine Swenson, voted yes
Holly H. Daines, voted yes
Dean W. Quayle, voted yes
Jay A. Monson, voted yes
Herm Olsen, voted yes

PUBLIC HEARING - Budget Adjustment FY 2010-11 appropriating: \$5,000 for the Cache Volunteer Center. – Res. 10-68.

Chairman Monson opened the meeting to a public hearing.

There was no public comment and the hearing was closed.

Chairman Monson said this is one-time money to get the Volunteer Center open and running.

Councilmember Swenson said she is very uncomfortable about giving City money to the Volunteer Center for operational expenses. She feels this is opening a door that has no end and she feels this is an inappropriate use of this money.

ACTION. Motion by Councilmember Quayle seconded by Councilmember Daines to approve Res. 10-68 as presented. Motion carried (4-1 Swenson voted no).

Laraine Swenson, voted no
Holly H. Daines, voted yes
Dean W. Quayle, voted yes
Jay A. Monson, voted yes
Herm Olsen, voted yes

WORKSHOP ITEMS.

Budget Adjustment FY 2010-11 appropriating: \$3,882 Fire Dept. reimbursement (Herriman Fire), \$8,418 Fire Dept. reimbursement (Various Events), \$1,240 for the purchase of two rifles for Police Dept, \$14,000 for the 911 reverse call system, \$7,500 for the FY11 State Asset Forfeiture Grant, \$2,600 for the purchase of a camera system for the Police Dept., \$1,600 for the purchase of two tasers for the Police Dept. – Res. 11-05 – Richard Anderson.

Finance Director Richard Anderson explained these budget adjustments which are reimbursements and grants back to department accounts.

Police Chief Gary Jensen explained the purchase of the rifles and tasers for the police department and their goal that each officer has this equipment available to them.

The proposed budget adjustment will come back as an Action Item and public hearing at the January 4, 2011 Council meeting.

Consideration of a proposed resolution to adopt changes to Governmental Accounting Standards – Res. 11-01 – Richard Anderson

Finance Director Richard Anderson said this proposed resolution is in response to Government Accounting Standards that have been revised over the years. The auditors refer to this in regards to fund balance and how reserves would be used if needed. When a fund is created in the future it will be done through the Council by resolution/ordinance. We are required by the standard to designate how we will get committed or assigned resources. We are also required by statute of what money is held within the funds and anything in a special revenue fund is committed to that purpose if not restricted by the State or other entity.

The proposed resolution will come back as an Action Item at the January 4, 2011 Council meeting.

Consideration of a proposed resolution approving the Utah Compact on Immigration – Res. 11-04 – Herm Olsen.

Councilmember Olsen said the proposed Utah Compact on Immigration lists five principals. Federal Solutions, Law Enforcement, Families, Economy and a Free Society.

The proposed resolution will come back as an Action Item at the January 4, 2011 Council meeting.

Consideration for a zone change from Single-Family Residential (SFR) to Commercial Neighborhood (CN) for property located at 360 & 370 East 200 North (Temple Barn Rezone) – Ord. 11-02 – Russ Holley.

The proposed ordinance will be continued until the March 15, 2011 Council Meeting.

ACTION. Motion by Councilmember Quayle seconded by Councilmember Olsen to continue Ord.11-02 to the March 15, 2011 Council meeting. Motion carried by roll call vote.

Laraine Swenson, voted yes
Holly H. Daines, voted yes
Dean W. Quayle, voted yes
Jay A. Monson, voted yes
Herm Olsen, voted yes

Councilmember Olsen was excused from the meeting at this time.

Consideration for text change to the Land Development Code Sign Section – Ord. 11-03 – Russ Holley.

Community Development Planner Russ Holley addressed the Council and explained the proposed ordinance.

City Attorney Kymber Housley said the proposed text change is banned in our existing code and also banned in the proposed code because it's considered to be off premise advertising

Mr. Holley said the Planning Commission voted unanimously to deny the proposed text amendment and staff also recommended denial. The location is the Savvy Brothers Consignment building that is located at the "Y" on South Main.

The proposed ordinance will come back as an Action Item at the January 4, 2011 Council meeting.

OTHER CONSIDERATIONS.

There being no further business to come before the Council, meeting adjourned at 7:45 p.m.

ADJOURN.

Teresa Harris, City Recorder