

Minutes of the meeting of the Logan Municipal Council convened in regular session on Tuesday, October 4, 2011 at 5:30 p.m. in the Logan City Municipal Council Chamber, 290 North 100 West, Logan, Utah. Chairman Herm Olsen conducting.

Council members present: Chairman Herm Olsen, Vice Chairman Dean Quayle, Holly Daines, Laraine Swenson and Jay Monson. Administration present: Mayor Randy Watts, City Attorney Kymber Housley, Finance Director Richard Anderson and City Recorder Teresa Harris.

OPENING CEREMONY.

Chairman Olsen gave an opening thought and led the audience in the pledge of allegiance.

Chairman Olsen welcomed those present. There were approximately 12 citizens in the audience at the beginning of the meeting.

Meeting Minutes. Minutes of the Council meeting from September 20, 2011 were reviewed and approved with minor changes.

Meeting Agenda. Chairman Olsen announced at tonight's meeting there would be one public hearing.

Meeting Schedule. Chairman Olsen 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 18, 2011.

Chairman Olsen recognized Council Candidate Tom Jensen who is in the audience.

QUESTIONS AND COMMENTS FOR MAYOR AND COUNCIL.

Citizen Steve Bower addressed the Council regarding the Freedom Fire Celebration that was held at Utah State University in July 2011. He feels that Parks & Recreation Director Russ Akina, staff and Utah State University should be applauded for their efforts and he feels it was a spectacular event. He is concerned about the cost of the event and from the information he received from Mr. Akina it shows the event lost \$60,000. He feels it would be unwise for the Council to cancel this event in the future and he would like the Council to allow a second chance and see if they can do better next year. He feels the event brought a lot to the community and what is planned for next year should be looked at carefully. He encouraged the Council to look at the "big picture" of the event and he again expressed his appreciation.

Chairman Olsen thanked Mr. Bower for his comments.

MAYOR/ STAFF REPORTS.

Questar Gas – Steve Krebs.

Steve Krebs with Questar Gas addressed the Council. He asked if there were any concerns the Council. None were addressed.

Mr. Krebs announced that a main gas line section is being replaced on the South end of Main Street and there are others throughout the City that will be replaced throughout the coming months. These lines were installed in 1957 and 1958 and need to be replaced.

Mr. Krebs reminded the audience that now is a good time to get your furnace ready for the coming winter months.

Mayor Watts announced that a two inch water line is being replaced on the East side of the Tabernacle; it will be increased to an eight inch line.

Public Works Director Mark Nielson added that the City will finish the sidewalk, curb and gutter on the East side of the Tabernacle and the project will be completed by the end of October.

COUNCIL BUSINESS.

Board Appointment – Renewable Energy Conservation Advisory Board.

Chairman Olsen asked the Council for ratification of Gregory Rowley to serve on the Renewable Energy Conservation Advisory Board which is a two year term.

ACTION. Motion by Councilmember Monson seconded by Councilmember Quayle to approve ratification of Gregory Rowley as presented. Motion carried unanimously.

Meeting Reminder - Chairman Olsen announced there will be a Canal Reconstruction/Stormwater Workshop for City Council's (Logan, North Logan, Hyde Park and Smithfield). Wednesday, October 12, 2011 from 6:00 to 7:00 p.m. at the Smithfield City Offices, 96 South Main, Smithfield.

ACTION ITEM - Consideration of a resolution supporting the Endorsement of *Fight the New Drug (FTND)* – Resolution 11-80.

Councilmember Swenson introduced the proposed resolution which is to focus on education to fight pornography. This is a youth driven organization dedicated to raising awareness on the addictive and harmful potential of pornography. It has no religious affiliation or legislative agenda. She introduced Mr. Clay Olsen to talk more about this program.

Mr. Clay Olsen said the FTND Program will be presented in school assemblies to educate students and is a peer to peer approach. They have 20 schools scheduled this year and more to come. He asked the Council for their support of the proposed resolution.

Councilmember Swenson said she appreciates a program that helps us understand the social implications and effects to all of us.

ACTION. Motion by Councilmember Swenson seconded by Councilmember Monson to approve and support endorsement of Res. 11-80 as presented. Motion carried 4-0 (Olsen recused himself because he is related to the presenter Clay Olsen).

ACTION ITEM.

PUBLIC HEARING - Budget Adjustment FY 2011-12 appropriating: \$15,091 for the reimbursement of supplying an engine boss and firefighter on the Idaho fire deployment; \$10,000 for the Emergency Management Performance Grant to assist with the expenses of local emergency management programs (salary, benefits, supplies and travel) - Resolution 11-74.

Chairman Olsen opened the meeting to a public hearing.

There was no public comment and the hearing was closed.

ACTION. Motion by Councilmember Quayle seconded by Councilmember Daines to approve Res. 11-74 as presented. Motion carried unanimously.

WORKSHOP ITEMS.

Budget Adjustment FY 2011-12 appropriating: \$42,006 for lease interest payments inadvertently omitted from the FY 2012 adopted budget \$2,906 for the Bullet Proof Vest Grant – Resolution 11-78 – Richard Anderson.

Mr. Anderson explained the proposed budget adjustment. He said the first item is an error in the originally adopted budget. Two lease/interest payments were not included and need to be added in the current fiscal year. The second item is a reimbursement from the bullet proof vest grant. He said during the year, amounts will vary on grants the City receives. He feels that in the future all federal grants could be eliminated, including CDBG funding.

This will be an action item and public hearing at the October 18, 2011 council meeting.

Consideration of a resolution approving recertification of the Logan Municipal Justice Court – Resolution 11-76 – Kymber Housley.

City Attorney Kymber Housley addressed the Council regarding recertification of the Logan Municipal Justice Court. Mr. Housley said Utah State law requires that we recertify the Logan City Justice Court every four years. He recognized Judge David Marx who is the audience. No public hearing is required for the recertification.

Chairman Olsen said the Justice Court runs very well and he appreciates what they do.

This will be an action item at the October 18, 2011 council meeting.

Municipal General Election – Consideration of a resolution approving polling locations and poll workers for the November 8, 2011 Municipal General Election – Resolution 11-77 – Teresa Harris.

City Recorder Teresa Harris presented a list of the polling locations and poll workers for the General Election to be held on November 8, 2011.

This will be an action item at the October 18, 2011 council meeting.

Consideration of a resolution to permit the Parks Department to designate sidewalks in the Hyrum Gibbons Mount Logan Park accessible to dogs on a leash – Resolution 11-79 – Russ Akina.

Parks & Recreation Director Russ Akina addressed the Council regarding the proposed resolution from the Parks Department to allow leashed dogs on the sidewalk in the Hyrum Gibbons Mount Logan Park. Dogs are currently permitted on sidewalks on leash at Stewart Nature Park and Sumac Park, and on City-owned public trails. Dogs are also permitted off leash at Rendezvous Park and at the Harris Nature Preserve at Dry Canyon. The request is that dogs on a leash be allowed at the Mount Logan Park and be a “test location”. A dispenser that offers doggie bags will be available at the Mount Logan Park. This issue has been discussed at previous Parks and Recreation Advisory Board meetings. Staff and pet owners have commented that responsible pet owners feel penalized that this is not allowed.

Councilmember Daines asked if this is approved as a test location, can the Logan City Animal Control patrol this area for the first couple of months to talk with people and educate them on what is expected at the Park. In addition, check to make sure people are complying and that dogs are on a leash, using doggie bags and that dogs remain on the walkways. She said there are people that are breaking the law and the responsible pet owners have said they will talk with those people and educate them. She is favor of a trial period at the Mount Logan Park and if it doesn't work then we go back to the way we are now.

Mr. Akina said there should be No Dogs Allowed signs posted at all City parks with the exception of those mentioned. He said that nationwide there has been more done to address this request and the need for dogs being allowed in City parks. In the proposed resolution if they find there is not compliance with what is approved there is always the option to revert back to the former policy and dogs would not be allowed in a City park.

Councilmember Swenson asked Logan City Park Maintenance Crew Chief Justin Allen to come forward. She asked him what the parks division calls Mount Logan Park and what precautions the employees take when at the Park doing maintenance

Mr. Allen said they call this the “Mount Dog Poop Park” and they take an extra set of clothes which is for all City parks if they need to change. He said at least once a week they have an incident where an employee has to change their clothes. He said from a maintenance standpoint there is a lot for the employees to clean up and he feels the key is enforcement. He said Mount Logan Park and Center Street Park have the most dog waste

for the Parks crew to clean up. He said most of the No Dogs Allowed signs are visible and people know that dogs are not allowed in City parks.

Councilmember Daines said there are people breaking the law and there are others who follow the rules. There are people who are willing to police the parks as they walk their dog and she would like to try this and see if it will work.

Mayor Watts said every resident in Logan City has dealt with pet owners not cleaning up after their pets. He said it's an education process that needs to be done and more could be written in the newspaper to inform the public.

Councilmember Swenson said there is no enforcement at the Mount Logan Park and she feels there is a mentality by some people that they can do whatever they want. She knows that Animal Control is stretched thin and they can't always do the enforcement needed. There should be a place where people can go and especially a Park where they don't have to deal with animal waste or be afraid of a dog. She feels if this is allowed in the Mount Logan Park it will become a designated dog park and dogs should then be allowed in all City parks.

Councilmember Daines feels the people we are punishing are the responsible pet owners.

Mr. Housley said it's a question of courtesy and he isn't sure how to legislate courtesy.

Chairman Olsen said part of the dog license process could be to have the pet owner acknowledge what the current ordinance is and remind them to be a responsible pet owner. The City could also develop a brochure to go along with the license and provide additional information.

This will be an action item and public hearing at the October 18, 2011 council meeting.

OTHER CONSIDERATIONS.

Councilmember Monson requested that the Council receive an update regarding landlord licensing at a future Council meeting.

Community Development Director Mike DeSimone responded that Community Development is preparing a landlord licensing report for the Council.

Councilmember Daines clarified that the recently adopted Logan Housing Plan map that was distributed at this Council meeting is the revised map and will accompany the final housing plan.

Chairman Olsen said the Council approved a Citizens Commission to look at the 1000 North 600 East Rezone. Those serving on the commission are Brent Hogan, Alan Hinckley, Jan Nyman (since this Council meeting Jan Nyman was replaced by Gary Carlston), Barbara Price and Blythe Ahlstrom. The Citizens Commission will meet and provide information back to the Council.

RECESS TO MEETING OF THE LOGAN REDEVELOPMENT AGENCY.

ACTION ITEM:

PUBLIC HEARING – Consideration of a proposed resolution approving an addendum to the HyClone Laboratories, Inc. Redevelopment Agreement – Resolution 11-75 RDA

Chairman Olsen opened the meeting to a public hearing.

There was no public comment and the hearing was closed.

ACTION. Motion by Councilmember Swenson to approve with the addition that the design plan comes forward to the Logan City Council before the project goes forward and that not only the Logan City Planning Commission but the Council has final approval. This is a visible location, is a major investment and the Council wants to make sure what comes forward is in keeping with what we want to see along this corridor. Seconded by Councilmember Monson to approve Res.11-75 RDA as presented. Motion carried unanimously.

Mr. Housley recommended that the project first goes to the Council/Logan Redevelopment Agency so if there are changes they can be made before final approval by the Planning Commission.

There being no further business to come before the Council, meeting adjourned at 6:50 p.m.

Teresa Harris, City Recorder