

Minutes of the meeting of the Logan Municipal Council convened in regular session on Tuesday, January 6, 2015 at 5:30 p.m. in the Logan City Municipal Council Chamber, 290 North 100 West, Logan, Utah. Chairman Karl B. Ward conducting.

Council members present at the beginning of the meeting: Chairman Karl B. Ward, Vice Chairman Jeannie F. Simmonds, Councilmember Herm Olsen, Councilmember Holly H. Daines and Councilmember S. Eugene Needham. Administration present: Mayor H. Craig Petersen, Finance Director Richard Anderson, City Attorney Kymber Housley and City Recorder Teresa Harris.

OPENING CEREMONY.

Ben Norton from St. John's Episcopal Church gave the opening prayer and led the audience in the pledge of allegiance.

Chairman Ward welcomed those present. There were approximately 18 citizens in the audience at the beginning of the meeting.

Meeting Minutes. Minutes of the Council meeting from December 2, 2014 were reviewed and approved.

ACTION. Motion by Vice Chairman Simmonds seconded by Councilmember Daines to **approve the December 2, 2014 minutes and approve tonight's agenda.** Motion carried unanimously.

Meeting Agenda. Chairman Ward announced there would be two public hearings at tonight's Council meeting.

Meeting Schedule. Chairman Ward 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 20, 2015.

QUESTIONS AND COMMENTS FOR MAYOR AND COUNCIL.

There were no questions or comments from the audience for the Mayor or Council.

MAYOR/STAFF REPORTS.

Board Appointments – Mayor Craig Petersen

Mayor Craig Petersen asked the Council for ratification of the following two appointments. Michael J. McFarland to serve on the Water & Sewer Board which is a three year term and Councilmember Jeannie F. Simmonds to serve on the Cache Valley Transit Board which is a two year term.

Michael J. McFarland, Water & Sewer Board – New Appointment
Jeannie F. Simmonds, Councilmember – New Appointment

ACTION. Motion by Councilmember Daines seconded by Councilmember Olsen to **approve ratification** of Michael J. McFarland and Jeannie F. Simmonds as presented. Motion carried unanimously.

State of the City Address – Mayor H. Craig Petersen

Mayor Petersen presented the State of the City Address to the Council. He said his first year as Mayor has been very enjoyable and very exciting. Some of the things presented tonight occurred in 2014. He will also give a preview of projects and events in 2015 and challenges that he anticipates in 2015 and beyond.

- **Community Bridge Initiative** – One of Mayor Petersen’s goals is to have greater involvement with Utah State University. A project that will be ongoing with USU is the Community Bridge Initiative and the 2015 projects include a Citywide Tree Plan, Neighborhood Improvement, After-School Program Analysis, Evaluation of Recycling, GIS Maps and Air Quality Strategies.
- **Economic Development**
 - Logan on the Edge/Branding Project for the City of Logan
 - Tour of Utah – Awarded to the City of Logan. August 3-9, 2015
 - City Block – East side of the City Block where current Library is located, planning and discussion are ongoing.
 - Other Projects – Ongoing projects that will have a significant impact on the Logan Downtown area.
 - Too Many Downtown Vacancies – This is a challenge for the City from 100 South to 300 North and we need to find a way to revitalize Downtown.
- **Finance and Human Resources**
 - New Utility Billing System – Implemented in 2014 with very minor issues in the new system.
 - Promote Online Billing in 2015
 - New Health Insurance Provider in 2014 (Arches Health Plan) - The City was facing a 15% increase in health insurance for employees but was eventually reduced to a 7% increase.
- **Public Works**
 - Logan River – Restoration Flood Control Project completed in 2014. An Interdisciplinary Task Force has been organized to discuss and plan for future river projects. The City received a grant from the Division of Water Quality in the amount of \$600,000 to help with river restoration.

Road Projects

- Steep Dugway – Completed in 2014.
- 200 East Center Street – Completed, traffic light will be installed in 2015.
- 200 East 500 North Roundabout – Completed in 2014.
- Canyon Road - Completed in 2014.
- Realignment 1000 North 600 East – Will be completed in 2015.

Sidewalks – Several sidewalk repairs and replacements in 2015 including a new sidewalk on the Steep Dugway.

- **Parks & Recreation**

- Cemetery Roads Resurfaced – Three resurfaced in 2014, three to be resurfaced in 2015.
- Cemetery Construction on 1200 East – Utah State University has plans to widen the sidewalk on 1200 East at their expense and will necessitate moving the cemetery fence line. Mayor Petersen proposed that as part of the project USU is doing that the City recreate the northeast cemetery entrance. His goal is this project will be completed with private funding.
- Old Recreation Center - New Bleachers and Floor
- Golf Course Improvements – New golf carts have been purchased. Mayor Petersen thanked Golf Course Superintendant Randy Oldham for the maintenance and care he gives the Golf Course.
- Canyon Road Trail – Completed in 2014. Connection with the Bonneville Shoreline Trail.
- Freedom Fire – More discussions will be held regarding the program for the 2015 Freedom Fire event. Will look for ways to maintain costs.
- Parks & Recreation Accreditation – Received in 2014.
- Canyon Road Park – Several properties where the landslide occurred have been torn down and a new park is being developed at this time.
- Highline Trail – Improvements have been made and the trail will be open late Spring 2015.
- Recreation Facility Next to the Aquatic Park – A proposed new recreation facility is being discussed which is needed in addition to the current recreation center. The proposed location is West of the Aquatic Center at approximately 451 South 500 West. The proposed building is designed to be functional. Among the amenities would be a large area with three large courts that can be used for anything from basketball to volleyball. Indoor turf would be included which could also allow for futsal to be played. Bleachers and a track will line the entire court area. The plans also show offices, locker rooms, showers and support space at the facility. Mayor Petersen said he plans to ask for donation to pay for the recreation facility and is not suggesting a tax increase.

- **Light & Power**

- Two New Transformers Installed
- Hydro 3 Upgrade
- Third Dam Dredging
- Buried Distribution Lines in progress at this time.
- Green Electricity – VEYO Project
- Green Electricity – Solar Consortium and Community Solar
- New Light & Power Building – The proposed new Light & Power Building will be built just East of the Public Works building located at 950 West 600 North. The building will be built with Logan Light & Power reserves funds.

- **Environmental**
 - New Wastewater Treatment Facility – Target date for completion is 2019.
 - Wastewater Treatment Facility and Six Cities – Received a \$70 million dollar loan from the Division of Water Quality. Received \$10 million dollar loan from Community Impact Board. Working on Interlocal agreement with six cities (Smithfield, Hyde Park, North Logan, River Heights, Providence and Nibley)
 - Solid Waste Transfer Station – Completed in 2014.
 - New North Valley Landfill – Box Elder is not an option for the new landfill. Currently completing purchases of right-of-ways, road construction will begin in 2015 and is scheduled to open in 2016.
 - Higher Price/Ton for Recycled Materials
- **Public and Employee Safety**
 - Logan City Police Department partnering with Spanish radio station 104.5FM. Radio show is live Fridays at 6:30 a.m. and is rebroadcast Saturday at noon.
 - People and Property are protected – Mayor Petersen thanked Fire Chief Jeff Peterson and Police Chief Gary Jensen for their dedication.
 - Reduced tuition at USU offered to Police and Fire Personnel.
 - Lower Liability Costs
 - Lower Workers’ Compensation Costs
- **Community Development**
 - More Business Friendly
 - Wayfinding Signs – Phase 1 started in 2014 along Main Street and Phase 2 will start in 2015.
 - Improvements at the “Y” Intersection (South Main Street)
 - Neighborhood Plans – Adams Neighborhood Plan has been completed. Hillcrest Plan, Bike/Pedestrian and 400 North Corridor will be completed in 2015.
 - Neighborhood Needs – Deteriorating Housing (Property Improvement Grants, Inadequate Infrastructure (Sidewalks and Lighting) and Number of Apartments (Rental Conversion Grants).
- **Library**
 - New Library Building – Looking for the right compromise for a new Library. Mayor Petersen feels that Logan City needs a new Library and it will be his goal to fund with private donations.
 - A 21st Century Library – Maker Space and E-Books.
- **Environmental Stewardship**
 - Countywide Emissions Testing
 - Electric Cars and Charging Stations – Both were paid for with a grant. The Electric Car is being used by the Parking Authority.
 - Anti-Idling Ordinance & Signs – Signs were purchased with a grant.
 - Diesel Truck Retro-Fits – Funds received in the amount of \$99,000 in federal and state funds. Retro-fits will be completed on 19 City vehicles to reduce emissions.

- **Finance**

- Logan’s Financial Condition is Excellent
- Property Sales as a Funding Source for Projects – Mayor Petersen will consider selling properties along 200 East that the City currently owns as well as 20 other properties the City owns and could be sold. Selling of these properties would generate funds for other City projects.
- Likely Tax and Fee Changes in 2015 – No Property Tax increase, No Sales Tax increase. Increased fees will be proposed in 2015 for Cemetery Fees and Light & Power Rate Adjustments.

Mayor Petersen thanked the Citizens of Logan, the Logan Municipal Council, Logan City Employees and Department Heads for a great year.

A narrated version of Mayor Petersen’s State of the City Address is available on the Logan City Website at www.loganutah.org.

COUNCIL BUSINESS.

Council Chair and Vice Chair for 2015 - Chairman Karl Ward

ACTION. Motion by Chairman Ward **nominating Vice Chairman Jeannie F. Simmonds to serve as the 2015 Logan Municipal Council Chair.** Seconded by Councilmember Needham. Motion carried unanimously.

ACTION. Motion by Councilmember Daines **nominating Councilmember Herm Olsen to serve as the 2015 Logan Municipal Council Vice Chair.** Seconded by Councilmember Needham. Motion carried unanimously.

Proposed Logan Municipal Council Board & Committee Assignments for 2015 – Chairman Ward

Chairman Ward proposed the following **2015 Logan Municipal Council Board & Committee Assignments.** The Council were all in agreement with the proposed assignments.

**LOGAN MUNICIPAL COUNCIL
2015 COUNCIL CHAIR AND VICE CHAIR
BOARD AND COMMITTEE ASSIGNMENTS**

JEANNIE F. SIMMONDS:

Council Chair (January-December)

RDA Chair (January-December)

****CDBG**

Library Board

Golf Course Advisory Committee (Mayor Appoints)

Logan-Cache Airport Authority Board (Mayor Appoints)

Renewable Energy Board

Storm Water Advisory Board (Mayor Appoints)

Neighborhood Council Chair Committee

As needed

2nd Tues. 5:30 pm

3rd Thur., 5:00 pm

1st Tues., 8 am

1st Wed., 7:30 am

As needed

Monthly

HERM OLSEN:

Council Vice Chair (January-December)

RDA Vice Chair (January-December)

**CDBG

**ASUSU Board

**Bicycle & Pedestrian Advisory Committee (BPAC)

**Solid Waste Advisory Board (County Exec.) Appoints)

Parks and Recreation Committee

CCEMS Board - *Ambulance*

North Park Interlocal Cooperative

Renewable Energy Board

As needed
Tuesdays
2nd Wed., 11:30am (Cache County Offices)
Quarterly
3rd Thurs., 9:30 am
2nd Tues., 3:00 pm
Quarterly
1st Wed., 7:30 am

KARL B. WARD:

**CDBG

Audit Committee

Downtown Alliance

Citizens Compensation Advisory Committee (Mayor Appoints)

Economic Development Committee (Mayor Appoints)

Light and Power Advisory Board (Mayor Appoints)

Water and Sewer Board (Mayor appoints)

Meeting Schedule

As needed
As needed
2nd Tues. at noon
As needed annually
2nd Wed., 10 am
2nd Wed., 7am
3rd Thurs, 4 pm

HOLLY DAINES:

**CDBG

**Regional Council

Audit Committee

Cache Metropolitan Planning Organization (Mayor Appoints)

Economic Development Committee (Mayor Appoints)

Cache Valley Center for the Arts

Neighborhood Council Chair Committee

As needed
Monthly
As needed
1st Mon., 5 pm
2nd Wed., 10 am
2nd Thurs., 5:30 pm
As needed

S. EUGENE NEEDHAM:

**CDBG

Youth City Council

Fine Arts Committee (Mayor Appoints)

Forestry Board (Mayor Appoints)

Historic Preservation Committee (Mayor appoints)

Light and Power Board

CCEMS Board – *Ambulance*

As needed
1st and 3rd Mon., 5:30
As needed annually
As needed
As needed – 1st/3rd Mon., noon
2nd Wed., 7 am
2nd Tues., 3 pm

Approved: January 6, 2015

****Non-City Committees**

Realignment of 1000 North 1200 East – Holly Daines, Council Member

Councilmember Daines said it came to her attention that next summer 2015; Utah State University will pay for the sidewalk and parkstrip along 1000 North 1200 East. The cemetery fence will be moved to the West and possibly the cemetery entrance will also be redone. She has since found out that the curb and gutter will not be completed but if it were, she suggested that the City also consider the realignment of this road at the same time as the other projects. She asked if there was any interest from Council of adding the realignment to the Capital Project List. All three scenarios she has seen will require the removal of cemetery spaces on the corner to make room for the realignment.

City Engineer Bill Young addressed the Council and said the reason that the intersection at 1200 East 1000 North is offset is historically this used to be the Northern limits of Logan City, the road ended and did not line up and over time development occurred. If the road were realigned it would be an “S” curve through the corner of the cemetery. The cost estimate would be up to one million dollars and this amount is only for construction costs and does not include the impact to cemetery spaces.

Councilmember Daines suggested the Council consider the realignment and can discuss again during the 2015 budget workshops.

ACTION ITEMS.

PUBLIC HEARING – Consideration of a proposed ordinance amending Section 9.12.175 of the Logan Municipal Code regarding cigarettes (E-cigarettes) Prohibited in City Parks, Recreational Areas, Cemeteries, and near Mass Gatherings – Ordinance 14-84

At the November 18, 2014 Council meeting, Logan City Parks & Recreation Director Russ Akina addressed the Council regarding the proposed ordinance. He said the Parks & Recreation Department has for many years worked closely with the Bear River Health Department in raising awareness about the hazards associated with smoking and the use of tobacco products. In 2004, the Logan Municipal Council passed an ordinance prohibiting smoking in City parks, recreational areas, cemeteries, and near mass gatherings.

With the introduction of electronic oral devices that provide a vapor of nicotine or other substances that simulates smoking, The Bear River Health Department recommends that the City of Logan amend its ordinance to include the prohibition of electronic oral devices.

City Attorney Kymber Housley addressed the Council and said this ordinance is being proposed by the Bear River Health Department.

Chairman Ward said the proposed ordinance is adding clarification that e-cigarettes fall into the same definition of other smoking paraphernalia when it comes to City parks and other recreation areas.

City Attorney Kymber Housley said that is correct. In a broad sense, the current City code already includes e-cigarettes in public spaces because it states “or cigarette of any kind.” However, it’s not likely to be enforced under such broad language and that is the reason for the amendment. Also, under the indoor Clean Air Act, it includes e-cigarettes as a cigarette. The Health Department would like it to be clarified in the City code as well.

Chairman Ward opened the meeting to a public hearing.

Logan resident Bill Bower addressed the Council. He feels that we already have legislation that covers e-cigarettes and we should not legislate everything. He feels smoking cigarettes and e-cigarettes is ridiculous but feels the Council should not support the ordinance amendment.

Mr. Bower also gave Mayor Petersen \$1.00 in cash to go towards the fundraising efforts for the Cemetery and Library.

There were no further comments and Chairman Ward closed the public hearing.

Councilmember Olsen said he is not an advocate of e-cigarettes, but he is also not an advocate of intrusive government extensions in the public area where you can't smell e-cigarettes anyway.

Councilmember Daines said the ordinance is more for educational purpose and it can be enforced if needed. She read the material provide to the Council which says that e-cigarettes are as harmful as cigarettes. She supported moving forward with the amendment.

ACTION. Motion by Councilmember Daines seconded by Councilmember Needham to **adopt Ordinance 14-84** as presented. Motion carried 3-2 (Simmonds and Olsen voted nay).

PUBLIC HEARING - Budget Adjustment FY 2014-2015 adjusting:\$20,260 funds awarded to Community Development from the Cache Metropolitan Planning Organization; \$178,000 for the purchase of a wheel loader; \$5,000 restricted funds donated from Parks & Recreation funds for the purchase of coverings for the soil bins at the Logan Cemetery – Resolution 14-86

At the December 2, 2014 Council meeting, Finance Director Richard Anderson addressed the Council regarding the proposed budget adjustments.

Chairman Ward opened the meeting to a public hearing.

There were no comments and Chairman Ward closed the public hearing.

ACTION. Motion by Vice Chairman Simmonds seconded by Councilmember Daines to **approve Resolution 14-86** as presented. Motion carried unanimously.

WORKSHOP ITEMS.

Consideration of a proposed resolution encouraging the State of Utah to address Comprehensive Transportation Funding – Resolution 15-01 – Mayor Petersen

Mayor Petersen addressed the Council regarding the proposed resolution. He said this resolution is provided by the Utah League of Cities and Towns (ULCT) and supports studying transportation funding options and expanding the use of such funding for

alternative transportation projects. The proposed resolution states that the City supports studying a transportation funding option which would allow for the statewide implementation of a quarter cent (\$0.0025) local options sales tax to be used for transportation. In addition to studying motor fuel taxes, County and City road funding and other transportation funding options. The local option sales tax mentioned is in addition to an existing local option sales tax directed for transportation, which legislators have stated is not enough to meet local needs. The resolution also states that motor fuel taxes are essentially not enough to cover the needs either, since the gas tax has not been adjusted since 1997 and is not indexed to keep adequate purchasing power. Another major aspect of the resolution is advocating for “expansion of the uses for which transportation funding can be spent to reflect the individual needs and discretion of local governments,” and an investment in active transportation options like walking, biking, and transit.

Mayor Petersen continued stating that we need to look at ways to deal with our road funding such as increased gasoline tax or index it to the consumer price index, increased registration fees on cars or increased general sales tax. The ULCT recommendation is to ask the legislature to allow for the statewide implementation of a quarter cent (\$0.0025) local options sales tax to be used for transportation and this would be voted on by the citizens of Logan. In addition to studying motor fuel taxes, County and City road funding and other transportation funding options will be studied.

Councilmember Olsen said this resolution opens the door for local communities to establish a quarter cent sales tax increase if that local community feels that is in their best interest.

Vice Chairman Simmonds said although the resolution talks about considering all the options for transportation funding, it only mentions two specifically, the motor fuel tax and option sales tax. She would like to see the wording more broadly based.

Chairman Ward said he too would like to change some of the wording in the resolution.

Finance Director Rich Anderson said the wording in the resolution came from the ULCT. Specifically, the different uses that the funding can be used for such as bike lanes, multi-use paths, off-road trails and transit.

City Attorney Kymber Housley said the Council can change any of the wording in the proposed resolution. This is only a resolution of support for a concept that the ULCT will take to the legislators.

Chairman Ward said the bottom line is that we are mixing two different things together and he agrees we need to find funding for transportation and look at more than just roads for funding but he is uncomfortable with some of the wording in the resolution.

Vice Chairman Simmonds said she recalls hearing from a recent ULCT meeting that we need to create a Comprehensive Transportation Plan that includes more than just roads.

She feels the ULCT is trying to build a case for the addition to the Comprehensive Transportation Plan.

Councilmember Daines said this is a critical issue and at some point we should sit down with our local legislators on a more personal basis and advocate for more local control over transportation funding.

Mayor Petersen agreed and feels a meeting with our local legislators is a good idea.

Mr. Anderson referred to Section 2 of the resolution which states, “The City supports the expansion of the uses for which transportation funding can be spent to reflect the individual needs and discretion of local governments.” He feels this is very important and our support should not only be for Logan but all other communities have discretion over their own individual transportation needs and this needs to be preserved.

Mayor Petersen said he will contact Cache County and see what, if anything, they are doing regarding transportation issues. He also feels there will be some action taken in this year’s legislative session regarding transportation, but the questions is what direction it will go.

Chairman Simmonds said she will send suggested changes for the resolution to Mr. Housley.

The proposed resolution will be an action item and public hearing at the January 20, 2015 Council meeting.

Budget Adjustment FY 2014-2015 adjusting: \$480,925 funds the City of Logan was awarded for the Logan River Restoration Project from Cache County; \$35,000 for the UCAIR Grant Award for the purchase of an electric vehicle, charging station and anti idling signs; \$6,510 for the purchase of the acquisitions module of the existing Logan City Library software from restricted reserves (292105); \$65,894 funds received from the State of Utah for the Alcohol Enforcement Program; \$3,570 for the asset forfeiture shed from restricted reserves (\$3,570 from 292103) and police forfeitures - Resolution 15-02 – Richard Anderson, Finance Director

Finance Director Richard Anderson addressed the Council and explained the proposed budget adjustments.

The proposed resolution will be an action item and public hearing at the January 20, 2015 Council meeting.

OTHER CONSIDERATIONS.

There were no other considerations from the Mayor or Council.

ADJOURNED to meeting of the Logan Redevelopment Agency.

Chairman Karl B. Ward welcomed everyone to the Logan Redevelopment Agency meeting.

WORKSHOP ITEM.

Consideration of a proposed resolution approving the Auto Mall Community Development Project Area Plan – Resolution 15-03 RDA – Kirk Jensen, Economic Development Director.

Economic Development Kirk Jensen addressed the Council regarding the proposed resolution. He said the proposed Auto Mall Community Development Project Area is proposed to be located in the area West of Main Street and East of 200 West, between Auto Mall Drive (1950 North) and 1800 North. In addition to one parcel North of Auto Mall Drive and adjacent to 200 West. The Project Area consists of approximately 25 acres of privately owned land. The Redevelopment Agency anticipates the development of additional auto dealerships and related businesses within the Project Area expected to result in greater business activity in this area including new jobs and a broadening tax base of the community and all taxing entities. This will help with sales leakage and people traveling South to purchase a vehicle. This project requires the approval of the RDA Board (Council) and also requires property tax participation with the other taxing entities which include Cache County and both Logan and Cache School District. They have participated in the discussion on this project and more discussions will be held as the project moves forward.

Mr. Jensen introduced Matthew Godfrey who is the Agent to the developer of the Young Auto Group.

Mr. Godfrey addressed the Council and said the meetings held with Logan City Administration, Cache County and the two School Districts were very positive and the Young Management that was also in attendance gave direction to focus on Logan and move forward with this project area. The proposal is a remodel of the existing store and the construction of a second and a third building with the option of a fourth piece of property in the future. The investment in the new buildings and structures are between \$5.8 and \$7 million dollars. The incremental sales revenue with just the three buildings is \$37 million dollars with \$73,000 in annual incremental property taxes which over the life of the project would be \$1.64 million to \$1.7 million annually depending on what is built. The sales tax increment to Logan City would be approximately \$180,000 per year or \$3.4 million over the life of the project. The project will also create over 30 jobs with benefits at the County median wage level. The number of jobs could go as high as 60. They would like to begin construction this year (2015) on the first two projects and the third will follow in 2016.

Mayor Petersen indicated that Mr. Godfrey's role on this project is different than some of his other roles involving Logan City.

Mr. Godfrey added that he's had a business relationship with the Young's for several years. Typically, he is representing the City but in this particular case he is representing

the Young's and the Logan City Administration was made aware of this prior to him being involved. He feels it has worked out very well.

The proposed resolution will be an action item and public hearing at the January 20, 2015 Council meeting.

There being no further business to come before the Council, the meeting of the Logan Redevelopment Agency adjourned at 7:10 p.m.

Teresa Harris, City Recorder