

Minutes of the meeting of the Logan Municipal Council convened in regular session on Tuesday, January 4, 2022, in the Logan Municipal Council Chambers located at 290 North 100 West, Logan, Utah 84321 at 5:30 pm. Logan Municipal Council Meetings are televised live as a public service on Channel 17 and the City of Logan YouTube channel at: https://www.youtube.com/channel/UCFLPAOK5eawKS_RDBU0stRQ

Council Members present at the beginning of the meeting: Chair Jeannie F. Simmonds, Vice Chair Ernesto López, Councilmember Amy Z. Anderson, and Councilmember Tom Jensen. Administration present: Mayor Holly H. Daines, Assistant City Attorney Craig Carlston, Finance Director Richard Anderson, City Recorder Teresa Harris, and Deputy Recorder Esli Morales.

Excused: City Attorney Kymber Housley, Councilmember Mark A. Anderson.

Chair Jeannie F. Simmonds welcomed those present. There were approximately 7 in attendance at the beginning of the meeting.

OPENING CEREMONY:

Logan City Poet Laureate Shanan Ballam provided the opening ceremony. Poet Laureate Ballam thanked the Mayor and Council for the opportunity and those in attendance in support of the arts.

Poem for the New Year, January 2022

*Fields of snow gleam like fallen stars,
and tall frosted cattails line
the stream, blue sheen glistening.
The sun is so bright it aches my eyes
as I unclip the leash
from my young golden retriever
who explodes into the field,
cruising low, snuffing, scooping up
great mouthfuls of snow,
before he flops and rolls
then flips back onto his feet
to race downstream
stirring up six ducks
who blast up squawking—
and then, from a sudden stillness,

a great blue heron rises
from the rushes like a dream,
the graceful curve of its neck,
wide black stripe over its eye,*

*slow, heavy body, slate-blue and shaggy,
steady cadence of colossal wings—
it recedes into the distance
toward the willows, each transformed
into a fountain of glass,
hoarfrost shimmering—*

*oh, world, hold me against
your feathered breast—
there is nothing, nothing
I want more
than to hold this beauty in my body,
the calligraphy of wings
scrolling messages across the sky—*

*my cheeks and fingers sting.
I lick my sun-kissed lips,
inhale and taste my scarf's woolly musk
as the wind whips up, spiraling
snow into a sparkling funnel.
Time ticks in my chest.*

*So many things to feel and see.
My dog sprints ahead, his body shrouded
in a cloud of powder, but he skids
to a stop to look back at me,
his gold fur gleaming in the sun,
his dark eyes shining as if to say
Don't just stand there—
Run!*

Justice Court Judge Lee Edwards administered the Oath of Office to Mayor Elect Holly H. Daines, Councilmember Elect Amy Z. Anderson and Councilmember Elect Ernesto Lopez.

Meeting Minutes. Minutes of the Council meeting held on December 7, 2021, were reviewed and approved with no corrections.

Meeting Agenda. Chair Simmonds announced there is one public hearing scheduled for tonight's Council meeting.

ACTION. Motion by Councilmember A. Anderson seconded by Councilmember Jensen to approve the December 7, 2021, minutes and approve tonight's agenda. Motion carried unanimously.

Meeting Schedule. Chair Simmonds announced that regular Council meetings are held on the first and third Tuesdays of the month at 5:30 pm. The next regular Council meeting is Tuesday, January 18, 2022.

QUESTIONS AND COMMENTS FOR MAYOR AND COUNCIL:

Chair Simmonds explained that any person wishing to comment on any item not otherwise on the agenda may address the City Council at this point by stepping to the microphone and giving his or her name and address for the record. Comments should be limited to not more than three (3) minutes unless additional time is authorized by the Council Chair. Citizen groups will be asked to appoint a spokesperson. This is the time and place for any person who wishes to comment on non-agenda items. Some items brought forward to the attention of the City Council will be turned over to staff to respond outside of the City Council meeting.

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

MAYOR/STAFF REPORTS:

Mayor Daines reported the demolition of the Emporium and the Library will commence later in January and the start of February.

No further Mayor/Staff Reports were presented.

COUNCIL BUSINESS:

Planning Commission Update – Chair Simmonds

Chair Simmonds stated that the Planning Commission had not met since the last Council meeting in December. There will be a report at the next Council meeting.

Proposed Council Board and Committee Assignments for 2022 – Chair Simmonds

Chair Simmonds proposed the following Board and Committee assignments for 2022 which are unchanged from 2021. Each of the council members read their assignments out loud for the benefit of the public and those in attendance, (the committee assignments are available on the page below).

Councilmember A. Anderson explained that a new committee this year is the Homeless Coordinating Council. Councilmember A. Anderson is currently the co-chair of the new

board. She stated that homelessness is a problem in Cache County and is not just limited to large cities. There will be a point in time count held on January 26, volunteers are more than welcome to participate. Councilmember A. Anderson also reported that she serves on the Downtown Alliance Board which is an organization representing the businesses in the downtown of the city holding various activities throughout the year.

Vice Chair Ernesto López expressed the importance of the Cache Valley Center for the Arts.

Councilmember Jensen remarked on the importance of the Water and Sewer Board that addresses any concerns regarding water and sewer services.

Chair Simmonds noted that she is the only Council member with a pilot's license and as such serves on the Logan Cache Airport Authority Board. Chair Simmonds indicated the large involvement of herself and Councilmember M. Anderson on the library board. And emphasized the importance of the Audit Committee that reviews the City's finances and how it works.

LOGAN MUNICIPAL COUNCIL - 2022 BOARD AND COMMITTEE ASSIGNMENTS
 Mayor Holly H. Daines

Jeannie F. Simmonds Chair	Logan Cache Airport Authority Board	1st Thur, 8:30 AM
	Audit Committee (2)	As needed
	Public Arts/Fine Arts Committee (2)	As needed
	Economic Development Committee (2)	2nd Thur, 3:30 PM
	Planning Commission (1+)	2nd & 4th Thur, 5:30 PM
	**CDBG	Annually
Ernesto López Vice Chair	Cache Valley Center for the Arts	1st Thur, 5:15 PM
	RECAB (2)	1st Fri (bimonthly), 8:00 AM
	Light and Power Advisory Board	Quarterly
	Parks and Recreation Advisory Board	3rd Thurs, 9:30 AM
	**CDBG	Annually
Tom Jensen	Cache Metropolitan Planning Organization (CMPO)	1st Mon, 5:00 PM
	Golf Course Advisory Board	3rd Thur, 5:00 PM
	RECAB (2)	1st Fri (bimonthly), 8:00 AM
	Storm Water Advisory Board	As needed
	Cache Valley Center for the Arts	1st Thur, 5:15 PM
	Water and Sewer Board	3rd Thur, 4:00 PM
	**CDBG	Annually
Amy Z. Anderson	Audit Committee (2)	As needed
	Homeless Coordinating Council (new)	To be determined
	Public Arts/Fine Arts Committee (2)	As needed
	Bicycle and Pedestrian Advisory	2nd Wed, 11:30 AM
	Downtown Alliance	2nd Tues, Noon
	**CDBG	Annually
Mark A. Anderson	Historic Preservation Committee	1st/3rd Mon, Noon
	Library Board	3rd Mon, 5:30 PM
	Economic Development Committee (2)	2nd Thur, 3:30 PM
	**Solid Waste Advisory Board - County Exec Appoints	As needed
	**CDBG	Annually

Approved January 4, 2022

****Non-City Committees and Boards**

Chair Simmonds highlighted the importance and the need for neighborhood committees. Each Council member is assigned to a neighborhood committee and is represented by a member of the Council.

Mayor Daines interjected that neighborhood plans are in the works for every single neighborhood committee.

Councilmember Jensen said that the Adams neighborhood has been rather active in the past but not as much at present. The largest neighborhood meeting during the past year addressed Accessory Dwelling Units (ADU's).

Vice Chair López attends the Wilson neighborhood meetings. In a past meeting, they planted a tree at the Merlin Olsen Park. Currently, they are looking into ways to encourage more civic participation in their neighborhood.

Councilmember A. Anderson remarked how active the Hillcrest neighborhood has been during the past year.

Chair Simmonds represents the two communities of Ellis and Bridger. During the past year, the Ellis neighborhood gathered in active attendance discussing a variety of issues including the development that is almost finished on 600 W 200 N. The Bridger neighborhood is not as active, but former Councilmember Dean Quayle has reorganized the area and they have started meeting again. Chair Simmonds said it is important for the neighborhoods to feel that they have a voice.

Councilmember Jensen urged the public to attend their neighborhood meetings.

No further Council Business items were presented.

ACTION ITEMS:

Consideration of a proposed resolution creating Voter Participation Areas – Resolution 21-59 – Craig Carlston, Assistant City Attorney

At the December 7, 2021, Council meeting, City Attorney Kymber Housley addressed the Council and explained that in 2019 the Legislature passed a law requiring all municipalities to have voter participation areas. These voter participation areas are specifically required for initiatives and referendums. The City was required to pass it at the end of the year, and it was passed in June of that year, but that law also required that by January 1, 2022, voter participation areas be reviewed. The presentation will be after due to the date due to the date of the next Council meeting. As the voter participation areas were being put together County sent out a new map, and adjustments have been made.

Craig Carlston, Assistant City Attorney stated that the State Code requires that cities have voter participation areas (8) that are required for initiatives and referendums. The State first created the areas in 2020, a verification two years later in 2022, and will again be required in ten more years. The City relies on the Cache County Voter precinct map to determine the 8 voter participation areas.

Chair Simmonds requested further clarification as to the necessity for voter participation areas.

Mr. Carlston answered that initiatives are directed by Legislation, while a referendum is when Council passes a law and a portion of the public are in disagreement requiring a vote by registered voters to determine if the law passes or not. The purpose of voter participation areas is that should any of the two instances arise if there is a high concentration of voters in one area that a single area may determine the outcome or be the only area receiving the benefits of the law. In the instance of an initiative or referendum, the requirement is 75% of the total voter participation.

Councilmember Jensen asked if the voter participation areas will be used in any other manner.

Mr. Carlston responded that would not be the case as voter participation areas are strictly only used for initiatives and referendums.

ACTION. Motion by Councilmember Jensen seconded by Vice Chair López to approve Resolution 21-59 as presented. Motion carried unanimously.

PUBLIC HEARING - Budget Adjustment FY 2021-2022 appropriating: \$13,000 for a grant the Police Department was awarded from the Internet Crimes Against Children (ICAC) Task Force of Utah. These funds will be used for investigating, protect and educate the community on children exploitation – Resolution 21-60 – Richard Anderson, Finance Director

At the December 7, 2021, Council meeting, Assistant Finance Director Rueben Nelson addressed the Council and explained the proposed budget adjustment.

Chair Simmonds opened the meeting to a public hearing.

There were no public comments and Chair Simmonds closed the public hearing.

ACTION. Motion by Councilmember A. Anderson seconded by Vice Chair López to approve Resolution 21-60 as presented. Motion carried unanimously.

WORKSHOP ITEMS:

Proposed Voting Precincts for Logan City School District Board Members – Frank Schofield, Superintendent

Superintendent Frank Schofield addressed the Council. The proposed voting precincts are a State requirement based on the recent census. The State requires that local school districts be approved by local municipalities. With the updated census information, the

school board tried to preserve local relationships within established communities and continuous boundaries.

Councilmember A. Anderson asked if Logan Area 24 on the map is part of the county.

Mr. Schofield responded that the area has been incorporated in Logan City, but remains within the Cache County School District.

Councilmember A. Anderson inquired if there had been any large changes to the school districts.

Mr. Schofield stated that primarily there had not been many changes with the majority of the areas remaining within the same school districts.

The proposed resolution will be an action item at the January 18, 2022, Council meeting.

Budget Adjustment FY 2021-2022 appropriating: \$16,229 funds received for police overtime shirt reimbursements; \$1,600,032 funds received from the Cache County Council of Governments to be used for 100 West Corridor improvements; \$250,713 funds for the 100 West 600 to 800 South Roadway agreement; \$5,000 a grant the Police Department was awarded from the State of Utah, the Alcohol & Drug-Free Committee (ADF) funds will be used to purchase police equipment; \$100,000 additional funds for utility billing credit card fees – Resolution 22-01 – Richard Anderson, Finance Director

Finance Director Richard Anderson addressed the Council and explained the proposed budget adjustments. Mr. Anderson said the credit card fees associated with utility billing are built into rates for every fiscal year, but not into the budget. The good news is that citizens are paying more often with a credit card, but the bad news is that there has been a 20% overall increase in credit card participation.

Councilmember Jensen asked what the fee percentage is.

Mr. Anderson answered that typically the fee is 2%. The target is a low dollar amount anything less than \$3,000. Anything larger such as for corporations if they elect to still use a credit card, the credit card fees are directly billed back to them. There are forms of payment that do not cost fees such as a bank draft. It is an option for a future that may possibly be incentivized as opposed to using credit cards. If fees were to be charged there would be less participation which may require hiring more staff to deal with the increase of in-person or over-the-phone payments.

Vice Chair López asked for confirmation if the fees were already estimated in the budget.

Mr. Anderson replied that this is generally the case within the rates that are currently charged. However, with the 20% increase in usage, the rates may need to be reconsidered sooner rather than later. An option is to charge a transaction fee, etc. there is a multitude of options available. Currently, there is no recommendation from a financial perspective.

The proposed resolution will be an action item and public hearing at the January 18, 2022, Council meeting.

REZONE – Consideration of a proposed rezone. Jason Thompson/Miller Real Estate Enterprises LLC., authorized agent/owner, request a zone change of a 2-acre lot from Commercial (COM) to Commercial Services (CS) to build a new 8,000-11,000 SF automotive service and repair shop. The project is located at 175 West 1950 North in the Commercial (COM) zone. (Bridger Neighborhood) – Ordinance 22-01 – Tanya Rice, Planner

Planner Tanya Rice addressed the Council regarding the proposed rezone.

Existing Zone: COM (Commercial)

Intended for retail, service, and hospitality businesses.

Located along a collector and arterial streets near mass transit.

Vertical residential development is encouraged when combined with commercial uses.

* Limits land uses that are industrial in nature.

Proposed Zone: CS (Commercial Services)

Fills a need between commercial and industrial land uses.

Not intended for residential uses or heavy industrial uses.

* Less restrictive than COM regarding the range of permitted uses.

The primary concern is that there is an NR-6 zone (residential housing) right across from the proposed location. The Planning Commission voted 7:0 in denial of the rezone proposal.

Land Use	Districts & Corridors								
	TC-1	TC-2	COM	MU	CC	GW	CS	IP	AP
Automobile Repair	N	N	N	N	N	N	P	P	N
Automobile Service	N	N	P	N	N	N	P	P	N
Industrial Uses									
Contractor supply store	N	N	C	N	N	N	P	P	N
Contractor supply store with outdoor storage	N	N	N	N	N	N	P	P	N
Contractors outdoor storage	N	N	N	N	N	N	C	P	C
Crematorium	N	N	N	N	N	N	P	P	N
Impound and Tow Lot	N	N	N	N	N	N	P	P	N
Industrial Services	N	N	N	N	N	N	P	P	C
Industrial Machinery and equipment sales and service	N	N	N	N	N	N	C	P	C
Lumberyard	N	N	N	N	N	N	P	P	N
Manufacturing, processing, fabrication, packaging, or assembly of goods	N	N	N	N	N	N	C	P	N
Manufacturing, light	N	N	C	N	N	N	P	P	C
Petroleum products storage	N	N	N	N	N	N	C	C	N
Truck Stop	N	N	N	N	N	N	P	P	N
Warehouse, Freight Movement	N	N	N	N	N	N	P	P	P
Waste Related Uses	N	N	N	N	N	N	C	P	N
Welding or machine shop	N	N	N	N	N	N	P	P	P
Wholesale Sales and Service	N	N	C	N	N	N	P	P	N
Wrecking or Salvage Facilities, Enclosed	N	N	N	N	N	N	C	C	N
Wrecking or Salvage Facilities, Open	N	N	N	N	N	N	N	N	N

Councilmember A. Anderson asked what the zoning was in North Logan that is adjacent to the proposed rezoning area.

Ms. Rice replied that she would confirm the zoning area, but there are homes located to the north of the project and the area is believed to be residential.

Councilmember Jensen commented that he is surprised that the proponent has continued with the proposal considering the firm denial from the Planning Commission.

Ms. Rice responded that the proponent desires to see the final determination made by the Council.

Chair Simmonds requested the Planning Commission commentary regarding their denial of the rezone.

Councilmember A. Anderson answered that the residential homes in the nearby areas are a concern including the type of work that would be done.

Ms. Rice said that there is a buffer between the auto mall and the residential area. A concern is if that buffer lessens between activities as the auto mall expands. The proponent did not show and that may or may not have impacted the final decision.

Councilmember A. Anderson interjected that though the proposal was for an automotive mall once the zoning is changed to Commercial Services, the entire area is subject to that change and would have an impact on the nearby residents.

The proposed resolution will be an action item and public hearing at the January 18, 2022, Council meeting.

OTHER CONSIDERATIONS:

There were no further considerations addressed by the Council.

ADJOURNED. There being no further business, the Logan Municipal Council adjourned at 6:20 pm.

Esli Morales, Deputy City Recorder