

Minutes of the meeting of the Logan Municipal Council convened in regular session on Tuesday, June 21, 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, Councilmember Tom Jensen and Councilmember Mark A. Anderson. Administration present: Mayor Holly H. Daines, City Attorney Craig Carlston, Finance Director Richard Anderson, City Recorder Teresa Harris and Deputy City Recorder Esli Morales.

Chair Jeannie F. Simmonds welcomed those present. There were approximately 6 in attendance at the beginning of the meeting.

OPENING CEREMONY:

Cree Taylor, Co-Chair for the USU Juneteenth Committee, Faculty Advisor to the USU Black Student Union, and lecturer at USU gave the opening ceremony. Ms. Taylor was accompanied by Aman Hartman and Jamal Jared Alexander.

Mr. Hartman introduced himself and stated he is a 4th-year doctoral student in the Department of Human Development and Studies as well as an original co-founder of Juneteenth. He emphasized that education is important for the community to understand the history of Juneteenth.

Mr. Jared is a graduate student and is also a co-founder. He stated that celebration is what the committee desired to bring to the City of Logan. This is a good retention initiative for all minorized individuals as a keyway to celebrate as a community. This is applicable for Ramadan for our Muslim community, for our Asian and Pacific Islanders, and as we celebrate with each other, we do so via unity. There was the desire through religion, politics, and social norms, to be together as a community.

Ms. Taylor, a lecturer at USU and professor of writing stated the third pillar is activation. United in Service is the motto of the City of Logan. Former students of USU explained that they felt the community was nice, but they felt tolerated and never truly felt welcomed into the community. They want to make sure and forge those connections.

Ms. Taylor thanked the Mayor and Council for so quickly making Juneteenth a City holiday, but there is always more to do. Events like Juneteenth is a way for students to feel like members of the community and that they do belong in Cache Valley. They invited the community to continue to participate and to be involved.

Ms. Taylor led the audience in the pledge of allegiance.

Meeting Minutes. Minutes of the Council meeting held on June 7, 2022, were approved with no corrections.

Meeting Agenda. Chair Simmonds announced there are twelve public hearings scheduled for tonight’s Council meeting.

ACTION. Motion by Councilmember A. Anderson seconded by Councilmember Jensen to approve the June 7, 2022, 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, July 19, 2022. The July 5, 2022, Council meeting has been cancelled.

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 to outside of the City Council meeting.

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

MAYOR/STAFF REPORTS:

Board Appointment (Civil Service Commission) – Mayor Daines

Mayor Daines asked the Council for ratification to appoint Russell Price to serve on the Civil Service Commission which is a new appointment.

ACTION. Motion by Councilmember Jensen seconded by Councilmember M. Anderson to approve ratification of Russell Price as presented. Motion carried unanimously.

M. Anderson: Aye

A. Anderson: Aye

Jensen: Aye

López: Aye

Simmonds: Aye

2022 Public Art Action Plan – Aaron Smith, Neighborhood Improvement Manager

Neighborhood Improvement Manager Aaron Smith addressed the Council and presented the 2022 Public Art Action Plan.

Section 1: Plan Narrative

Previous Year

2021 was the first full year of implementation of the Public Art Master Plan. During the year, the Public Art Advisory Board (PAAB) was created, and regular meetings and procedures were established, the first projects were funded and are now moving towards completion, and administrative capacity at the city was improved to further implement the art plan.

The first project to be funded and to get underway was the Art in the Park – Mural Program. This project received CDBG and city funding to create murals in Merlin Olsen Park and the Soccer Park Complex. This project included a call for artists that brought in proposals from both regional and national artists. Three proposals were ultimately selected, and the murals are scheduled to be completed in June 2022.

Other than the city-administered and federally funded CDBG grant, no other grants were pursued last year, but opportunities were identified through both state and federal funding sources. Considering the limited availability of matching funds for this year, larger grant opportunities are unlikely to be pursued, but smaller grants remain an option.

The PAAB met throughout the year and worked to identify future projects, review artist calls and submissions, and provided assistance in planning for existing public art collections in the city.

The administrative capacity at Logan City has been improved throughout the year as we have progressed through artist calls, contracting, and research of other public art programs and grants. Overall, this inaugural year for the public art program has provided momentum that will help to move the program forward in the subsequent years.

2022

Building on the accomplishments of the previous year, Logan’s public art program plans to fund and implement projects in high-impact areas, with the focus being on art in downtown. The creation of a downtown mural program will help to bring in private investment into public art. The public art program also plans to work collaboratively on pending public facility improvements and incorporate public art into the new library and public plaza.

Section 2: Goals and Objectives

The Arts Master Plan includes strategies, goals, and timelines for implementation. Based on administrative capacity and resources, the Action Plan identifies yearly goals and objectives based on the implementation timeline from the Master Plan. Year two goals are designed to implement new partnerships, expand financial resources, and improve outreach of the program.

1. Cultivate Partnerships

During the previous year, the public art program explored potential partnerships with organizations such as the Downtown Alliance. During 2022, partnerships on projects should be pursued. Potential partners for both large and small projects may include:

- Logan Library
- Logan City School District
- USU
- Logan Downtown Alliance
- Private partnerships with downtown businesses
- Arts and cultural festivals

2. Grant Application

As mentioned, Logan City has limited public art funds for the year. While the limited funds will limit leverage possibilities for larger federal grants, there remains grant opportunities to pursue, particularly the Utah Division of Arts & Museums Project Grant. The Utah project grant application is due in May and the funding request amounts align with our proposed budget for the year. As always, additional opportunities to leverage city funding should be pursued where available.

3. Establish branding/identity for the public art program

This is a goal that remains from the previous Action Plan. Outreach and engagement are a critical component of the public art program and the PAAB. Through branding our efforts, the public art program will be able to improve our outreach and inform the community about the program. Establishing an identity will help to facilitate engagement with the community.

- Create logo/branding
- Advertise and solicit media coverage for ongoing projects
- Utilize Logan City social media to promote projects

Section 3: Budget

The Public Art Master Plan identifies several potential funding sources for the public art program. While initial funding may be modest, additional funding options should be considered by the City as the program progresses. Funding options outlined in the

Master Plan include line- item funding, public percent-for-art, development fees, public/private partnership, donations, in- kind contributions, and grants.

2022 Funding

Logan City Line-Item Funding: \$10,000

For FY23 (July 1, 2022 – June 30, 2023), Logan City is proposing \$10,000 in funding for the public art program. This funding is a continuation of previously provided funding.

Additional Grant Funding: Variable

As identified in the goals section, the Utah project grant provides an opportunity to leverage our local funding. Proposals for the grant may range from \$1,500 - \$10,000 and requires a 1:1 match. The application deadline is May 6.

Section 4: Proposed Projects

Downtown Mural Program

Description: Create a mural program for downtown that creates an incentive for downtown businesses and property owners to place art on their buildings. The program will provide a match incentive to help stretch the city’s limited funds and provide a review process that considers the quality of the proposed art and its location. The program will also align with the Center Street Historic District Design Standards.

Funding: \$5,500 (city funds), \$5,500 (matching funds)

Proposals will require a 1:1 match with total city funding not to exceed \$2,500 per project.

Boulevard Sculpture Walk Design

Description: Refine the design of small plazas and sculpture pads along the Boulevard Trail. Preliminary design concepts were created in 2021. The sculpture walk is intended to create interest along the Boulevard by creating sculpture pads and plaza spaces that will draw people to the trail and help connect Logan’s Downtown to USU’s campus.

Funding: \$0.00

This project is in the planning and design phase. Staff will work with Logan City Engineering to refine the design and have a project that is ready for future funding.

Location: Boulevard Trail

Downtown Logan Mural Beautification Project on Fences

Description: Commission artists to create murals that can be displayed on construction fencing surrounding the new plaza and library sites in downtown. The theme of the murals will be inspired from the downtown setting, and center around Logan City’s past, present, and future. The commissioned artist will also be tasked with creating the murals in collaboration with community members through participation in design and painting at local community events that engage a diverse cross-section of our community. The program also presents an opportunity for outreach to historically marginalized and underserved communities by staging some of the painting events in partnership with those groups. Groups and events that have been identified for collaboration include the Latino Festival, Cache Refugee and Immigrant Connection (CRIC), and Jump the Moon.

Funding: \$9,000 total (\$4,500 city funds, \$4,500 grant funds)

*If grant funding is not awarded, city funding for this project will be applied to the Downtown Mural Program.

Utah Division of Arts & Museums Project Grant application deadline is May 6, 2022. The grant award is to be announced by July 1, 2022.

Location: 55 N Main and 255 N Main

Councilmember M. Anderson asked for clarification on whether a business can participate in the art program as long as they ensure a one-to-one match.

Mr. Smith confirmed that local businesses can participate as long it is a one-to-one match of funding. (Proposals will require a one-to-one match with total city funding not to exceed \$2,500 per project).

Update on Library and Center Block – Mayor Daines

Mayor Daines gave an update on the Library and Center Block. The footings for the library are in place, and the steel has been delivered, but there is a cement shortage. The public is invited to attend the groundbreaking ceremony for the Center Block Plaza to be held on June 23 on-site at 55 North Main Street. Both projects have been impacted by the concrete shortage, temporarily slowing down the construction of the projects.

Chair Simmonds inquired if the lack of bathrooms in the cemetery has been resolved.

Mayor Daines responded that at present there are now portable restrooms onsite. The current cemetery master plan is being updated with the intent to put in permanent restroom facilities.

No there were no further Mayor/Staff Reports presented.

COUNCIL BUSINESS:

Planning Commission Update – Chair Simmonds

Chair Simmonds reported that a short-term rental was reviewed. There is a Ville 364 rezone from Commercial to Town Center at 364 South Main that will come before the City Council on July 19. Previous short-term rentals were discussed and two were continued. The proponents are following protocol and licensing procedures as was the intent of the City Council.

No further Council Business items were presented.

ACTION ITEMS:

Consideration of a proposed resolution approving the Municipal Wastewater Planning Program (MWPP) Annual Report for the Year ending 2021 – Resolution 22-24 – Madeline Tennant, Wastewater Treatment Plant Manager

Wastewater Treatment Plant Manager Madeline Tennant addressed the Council regarding the proposed resolution. The report is an annual generalized report that will be presented each year and is a requirement from the State of Utah for receiving financial assistance. The report will present an overview of the financial standing of the plant and the collections system. The overview is that the City is in good standing and has already been submitted to the State, who has been informed that the report will be presented before the Council for approval.

Chair Simmonds requested that Ms. Tennant explain the financial assistance received from the State, and the long-term loan that must be paid back to the State.

Ms. Tennant explained that the new wastewater treatment plant cost \$150 million to construct and of those funds, \$100 million are from the State. The amount of \$90 million of the funds borrowed is on a 30-year loan and \$10 million is on a CBI ten-year loan. Funds have been set aside to make payments as well as to pay for future projects and expansions.

Councilmember A. Anderson interjected through the BRAG (Bear River Association of Governments) that there is a heat assistance program. She asked if there is a similar program offered for sewer and water bills through BRAG.

Ms. Tennant replied she has not been involved in such discussions but, there is a possibility and would need to be further reviewed.

ACTION. Motion by Councilmember A. Anderson seconded by Councilmember Jensen to approve Resolution 22-24 as presented. Motion carried unanimously.

M. Anderson: Aye

A. Anderson: Aye

Jensen: Aye

López: Aye

Simmonds: Aye

(Continued from June 7, 2022) - REZONE – Consideration of a proposed rezone of approximately 31.39 acres located at 1000 West 200 South from Commercial (CS) and Commercial (COM) to Mixed Use (MU) – Ordinance 22-11 – Russ Holley, Planner

Planner Russ Holley addressed the Council regarding the proposed rezone. The summarization of the property is 31.39 acres and is currently a mix of Commercial Services and Commercial (General). The property is entirely vacant. The Future Land Use Map suggests the entire area be rezoned to Mixed Use. The Planning Commission recommended approval at a vote of 5-1. The new submitted language for Mixed-Use zoning is staked into the ground as well as published on the website and agenda. The request will be brought before the Planning Commission next month.

Councilmember Jensen stated that due to his absence at the last Council meeting he requested clarification on whether the new Mixed-Use language would apply to this project.

Mr. Holley answered that the new language would apply to this project. It is coined, “a pending ordinance.” It would impact any Mixed-Use project that follows after it. It is an official stake in the ground. The applicant does not have a project at present ready, but this is the first step in the process.

Councilmember A. Anderson clarified for the benefit of the public, the language in the Mixed-Use zoning is being changed not for the benefit of this project. Council is addressing the rezone of what it should be to benefit the City and all subsequent projects including this one. The ordinance is not being changed to meet the needs of the developer. The ordinance rather is being changed to meet the needs of the community.

ACTION. Motion by Councilmember A. Anderson seconded by Councilmember Jensen to adopt Ordinance 22-11 as presented. Motion carried unanimously.

M. Anderson: Aye

A. Anderson: Aye

Jensen: Aye

López: Aye

Simmonds: Aye

PUBLIC HEARING – Consideration of an annexation petition filed by Ethan Poppleton, on behalf of South Logan Partners, LLC, Duane E. Cox, and Purser Warehousing LLC for the purposes of annexing 18.73 acres more or less, into the City of Logan. Property is located on the South side of Highway 89/91 at approximately 800 West, consisting of three parcels – Ordinance 22-14 – Mike DeSimone, Community Development Director

Community Development Director Mike DeSimone addressed the Council regarding the proposed annexation with the following information.

Background

Ethan Poppleton, on behalf of South Logan Partners LLC, Duane E. Cox, and Purser Warehousing LLC, is requesting the annexation of approximately 18.73 acres, more or less, into the City of Logan. The subject property is contiguous to Logan City, is located on the south side of Highway 89/91 at approximately 800 West, and consists of four parcels (02-089-0013, 02-089-0022, 02-083-0013, and 02-083-0012) along with the residual right-of-ways associated with State Highway 89/91, Hyclone Road, and 800 West. Parcel (02-083-0012) contains Cox Honey, parcels (02-089-0013 & 02-089-0022) contain several small businesses, and parcel (02-089-0013) contains a small business, a residential dwelling, and vacant agricultural property. Within the 800 West right of way are also portions of two separate parcels, one owned by the Utah Department of Transportation (03-036-0047) and a portion of a larger parcel owned by JR Farms, LLC (03-001-0001) of which the majority of the parcel is located in Millville City.

The Future Land Use Plan Map identifies the area as Commercial, and the proposed zoning is Commercial. These designations are compatible with surrounding land-use patterns and the proposed zoning is consistent with the General Plan and Future Land Use Plan Map.

The City Recorder certified the Annexation Petition on April 5, 2022. We publicly noticed this annexation request and notified affected governmental entities, including both school districts, as required by State Law. The County Recorder also publicly noticed this annexation request. There have been no protests filed with the County Boundary Commission.

This area is an unincorporated island as it is completely surrounded by Logan and Millville. Originally, the applicant proposed just annexing their own property (02-089-0013); however, in the previous annexation petitions in this area, Cache County had made it clear that the City should annex all of the remaining unincorporated property in this area in order to eliminate the "island" and clarify which governmental entity is responsible for various government functions. We agreed and directed the applicant to work with the other property owners while also including all of the remaining rights of way.

This area is further complicated by the fact that in the last Millville annexation (2012) of property along the east side of 800 West, Millville does not provide any services to these properties, and because Millville did not annex to the centerline of the road, the burden of future road improvements and maintenance is being shifted on to other jurisdictions (Logan).

Since the initial annexation petition submittal, the County has raised an issue with an additional private parcel (03-001-0001) having ownership within the County's 800 W right of way and have stated that the applicant needed to include them/signature with this petition. The same condition holds for the UDOT parcel (03-036-0047) which is also within the 800 W right of way. These parcels do not show up on the City's parcel base map or the Plat Maps yet show up on the County's parcel base map. Below are copies of the County's parcel maps and a portion of the Annexation map showing the small strips of land located within the 800 West right of way. The JR Farms portion runs the length of their property frontage on 800 West (650') and is approximately 25' wide while the UDOT sliver is located towards the southern end of the 800 W right of way segment.

The City's position on this specific issue is that the annexation petition, as submitted and certified, is consistent with UCA 10-2-403(3) which requires that an annexation petition include the signatures of property owners owning a majority of the private land area proposed for annexation and equal in value to at least 1/3 of the value of all private real property. UCA 10-2-403(3) does state that signatures of all property owners are required if the property is defined as rural real property; however, UCA 17B-2a-1107(1) defines "rural real property" as lands zoned primarily for manufacturing, commercial or agricultural purposes, and does not include residential units with a greater density than one unit per acre. In this specific case, the property in question does not meet the definition of "rural real property" because they are both unzoned and located within a County right of way.

Chair Simmonds asked since the landowner owns to the middle of the road, what needs to be done regarding that road.

Mr. DeSimone replied that 800 West is a designated right-of-way owned by the County and maintained. The road would not need to be purchased, sold, or transferred. Furthermore, the intent is to build a trail system that connects Nibley to Logan along this property in the future.

Chair Simmonds opened the meeting to a public hearing.

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

ACTION. Motion by Councilmember A. Anderson seconded by Vice Chair López to adopt Ordinance 22-14 as presented. Motion carried unanimously.

M. Anderson: Aye

A. Anderson: Aye

Jensen: Aye

López: Aye

Simmonds: Aye

PUBLIC HEARING - Consideration of a proposed resolution adopting the 2022 Logan City Annexation Policy Plan – Resolution 22-20 – Mike DeSimone, Community Development Director

At the June 7, 2022, Council meeting, Community Development Director Mike DeSimone addressed the Council regarding the proposed resolution. He explained the proposed 2022 Annexation Policy Plan which provides a geographical boundary to define the long-term, comprehensive planning, and growth for the City of Logan. The 2022 Annexation Policy Plan replaces the City's 2017 Annexation Policy Plan and adopting the 2022 Annexation Policy Plan provides a baseline of a date for the upcoming Logan City General Plan update. The Planning Commission conducted public hearings on April 28, 2022, and May 26, 2022. The entities affected by the 2022 Annexation Policy Plan were notified of the Planning Commission and Municipal Council hearings and encouraged to provide comments and input into the plan.

An Annexation Policy Plan is required by Utah Municipal Code 10-2-401.5. The plan guides future external growth and expansion. It identifies good areas vs bad areas (in order to avoid sprawl). The plan is a mechanism to coordinate City's future plans for Land Use, Roads, Parks, Sewer, Water, Power, Fire, Police, Library, etc. for all services the city provides.

An Annexation Policy Plan does not identify Land Use or Zoning, nor does it replace or supplant the General Plan. The 2022 Annexation Policy Plan is preparatory work for the General Plan Update. City Plans have been adopted in 1996, 2003 & 2007. These plans did not define a period of time for Annexations. By having a plan in place, it ensures the city is not forced into annexations. The plans in place are not just about expansion to accommodate growth but with intentional purpose to important Recreational, Environmental, Functional Reasons (such as the Trapper Park and the Landfill).

Planning Commission Duties:

- Prepare an Annexation Policy Plans to comply with 10-2-401.5(3)
- Provides Notice to Affected Entities
- Accepts Comments from Affected Entities
- Held Public Meeting 4/28 & Public Hearing 5/26
- Modifies the Proposed Annexation Policy Plan as Appropriate
- Submits Recommended APP to City Council

Municipal Council Duties:

- Provide Notice to Affected Entities
- Accept Comments from Affected Entities
- Hold Public Hearing on the Plan
- Modifies the Plan as Appropriate
- Adopt Recommended Annexation Policy Plan

Annexation Policy Plan Elements:

- Expansion Area Map
- Define Community Character
- Population Projections (City & Expansion Area)
- Vacant Lands Analysis
- Need & Costs of Infrastructure & Municipal Services
- Estimate of Tax Consequences
- Reasons for Including Sensitive Lands

20 Year Population Projections:

- 1% - Average Annual Growth Rate
- 48,174 – 2010 Logan Population
- 52,778 - 2020 Logan Population (+4,604/2010)
- 58,300 – 2030 Logan Population (+5,522/2020)
- 64,400 – 2040 Population (+6,100/2030)
- 11,622 – Residential Growth 2020 – 2040
- 11,622/2.9 (household size) = 4,007 New Residential Units

USU 20-Year Population Projections:

- 19,547 - USU 2021 Fall Enrollment (On-Campus)
- 1.6% - USU Growth Rate
- 26,000 – USU Enrollment (On-Campus) at Buildout (2040)
- USU Goal: 23% of Students Housed on Campus to “Maintain Collegial Character” (6,000 beds) at Buildout
- Result: 78% of Students Housed off campus (20,000 beds)

Municipal Infrastructure and Services

- All Growth Areas Require New Infrastructure & Services
- Growth will pay part of its own way (Infrastructure)
- Infrastructure Improvements, Impact Fees, Increased Values & Taxes
- Determination that City has ability to Serve
- Timing of Service Delivery

Chair Simmonds asked how frequently the Annexation Policy Plan must be completed if in conjunction with a Master Plan.

Mr. DeSimone responded the Annexation Policy Plan should be completed every 5 to 10 years. The Master Plan need not be done at the same time, but an analysis should be done to ensure the assumptions are still correct if not updated.

Councilmember A. Anderson inquired who owns Area D parcels.

Mr. DeSimone replied it is a mixture of individual parcels and is one or two parties owning several parcels. In area D, the City owns a portion of the landfill area, but it varies.

Chair Simmonds opened the meeting to a public hearing.

Dr. Gail Yost, a resident of Logan inquired if this is merely a projection or if this is a projection of the expected neighborhoods related to housing. And if the Council would be responsible for the zoning that would go into these annexed properties.

Mr. DeSimone answered the projections do not project future housing developments. This is a project of the areas that the City is expected to grow into over the next 10 years. He also clarified that none of these areas are currently being annexed, but rather these are the areas projected to become part of the city. This does not define the zoning or the land use.

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

Chair Simmonds clarified for the public that this is merely a projection. Property owners must request to be annexed. The City can then approve or deny the request.

ACTION. Motion by Councilmember A. Anderson seconded by Councilmember M. Anderson to approve Resolution 22-20 as presented. Motion carried unanimously.

M. Anderson: Aye

A. Anderson: Aye

Jensen: Aye

López: Aye

Simmonds: Aye

PUBLIC HEARING - CODE AMENDMENT – Consideration of a proposed amendment to Land Development Code Chapter 17.53 “Annexations” – Ordinance 22-13 – Mike DeSimone

At the June 7, 2022, Council meeting Community Development Director Mike DeSimone addressed the Council regarding the proposed code amendment.

Proposed LDC 17.53 Requirements:

- Property Must be a Logical Extension of City
- Consistency with General Plan, APP, LDC & other City Plans
- Avoid Piecemeal Annexations

- Avoid Islands or Peninsulas of Unincorporated Areas
- Follow Property Lines, Roads
- Include to C/L of Road in Annexation Requests
- Disclosed Need & Timing for Public Utilities

Property Owner Initiation Requests:

- Signatures of Majority of Property Owners in Annexation Area
- Annexation Plat
- Disclosure of Timeline for development & Public Utilities
- Annexation Petitions Reviewed by Planning Commission except for those requesting Resource Conservation (RC)

Procedures:

- Follow Utah State Law, and Refers Annexation Petition to Director Community Development for City Dept Review, Affected Entities Review, PC Review & Staff Review
- Gather Comments, Feedback & Reviews
- Recommendations Forwarded to City Council
- City Council Decision

Chair Simmonds opened the meeting to a public hearing.

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

ACTION. Motion by Councilmember Jensen seconded by Vice Chair López to approve Resolution 22-13 as presented. Motion carried unanimously.

M. Anderson: Aye

A. Anderson: Aye

Jensen: Aye

López: Aye

Simmonds: Aye

PUBLIC HEARING - Consideration of a proposed resolution approving Bereavement Leave for Employees Affected by Miscarriage of Stillbirth – Resolution 22-21 – Ambrie Darley

At the June 7, 2022 Council meeting, Human Resource Director Ambrie Darley addressed the Council regarding the proposed resolution. She explained that the Utah State Legislature passed House Bill 449 in the 2022 General Session which has been codified as Utah Code Annotated 10-3-1103. This Code requires the governing body of each municipality to implement rules that provide for at least three workdays of paid bereavement leave for [all full-time and part-time] employees who are affected by the miscarriage or stillbirth of a child.

Councilmember Jensen inquired if this was an accumulative type of benefit.

Ms. Darley explained this type of benefit is only granted when a miscarriage or stillbirth occurs. This is not an accumulative type of benefit but rather is granted per incident.

Chair Simmonds opened the meeting to a public hearing.

Gail Yost, a resident of Logan spoke in favor of the resolution and the importance it will have on women and their partner's emotional and mental health during the grieving process. She said this resolution would have made a personal difference in her own life.

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

ACTION. Motion by Councilmember Jensen seconded by Vice Chair López to approve Resolution 22-21 as presented. Motion carried unanimously.

M. Anderson: Aye

A. Anderson: Aye

Jensen: Aye

López: Aye

Simmonds: Aye

PUBLIC HEARING - Budget Adjustment FY 2021-2022 appropriating: \$30,500 grant funds toward After School Programs – Resolution 22-23 – Richard Anderson, Finance Director

At the June 7, 2022, Council meeting, Finance Director Richard Anderson addressed the Council regarding the proposed budget adjustment. He explained that the grant needs to be applied to this fiscal year as expenses occurred.

Chair Simmonds opened the meeting to a public hearing.

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

ACTION. Motion by Councilmember M. Anderson seconded by Vice Chair López to approve Resolution 22-23 as presented. Motion carried unanimously.

M. Anderson: Aye

A. Anderson: Aye

Jensen: Aye

López: Aye

Simmonds: Aye

PUBLIC HEARING - Consideration of a proposed resolution approving Member Contributions to the Utah Retirement Systems Contributory Retirement Plan FY 2022-2023 – Resolution 22-18 – Ambrie Darley, Human Resource Director

At the June 7, 2022, Council meeting, Human Resource Director Ambrie Darley addressed the Council regarding the proposed resolution. She explained that the City formally agrees to fund 100% of the required employee contribution for all eligible Tier 1 members who are required to contribute to the Utah Retirement Systems Contributory

Retirement Plan for the 2022-2023 Fiscal Year (effective July 1, 2022) according to the applicable Utah Retirement Systems Retirement Contribution Rates. Tier 2 members are responsible for the employee contributions that are required for the 2022-2023 Fiscal year (effective July 1, 2022).

Chair Simmonds opened the meeting to a public hearing.

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

ACTION. Motion by Councilmember A. Anderson seconded by Councilmember Jensen to approve Resolution 22-18 as presented. Motion carried unanimously.

M. Anderson: Aye

A. Anderson: Aye

Jensen: Aye

López: Aye

Simmonds: Aye

PUBLIC HEARING - Consideration of a proposed resolution approving Elected Official's Wages FY 2022-2023 – Resolution 22-19 – Ambrie Darley

At the June 6, 2022, Council meeting, Human Resource Director Ambrie Darley addressed the Council regarding the proposed resolution. She stated that elected officials' wages are identified, reviewed, and adjusted annually in accordance with the same procedures applied to all other City employees in the budget process. The public hearing for elected officials' wages will be held on June 21, 2022, as part of the hearing(s) for the annual budget.

The following wages are proposed for this next budget year:

Mayor - \$113,721 per year plus \$6,000 car allowance

Council Member \$17,842 per year plus \$300 car allowance

The average wages of Council Members/Mayor's across the State vs. the City of Logan.

The average Council Member wage in the study across the state is \$22,300.

The average Mayor is \$116,900.

The average City Manager is \$179,300.

The City of Logan's Mayor's current wage is \$102,452.

The Council of Logan is \$16,074.

The proposed increase is due in part to the Council and Mayor not increasing wages incrementally over a period of ten years and which fell drastically behind over a period of ten years from lack of a wage increase. Furthermore, the Mayor of Logan performs the duties of both Mayor and City Manager, unlike other cities that have both a Mayor and a City Manager.

Ms. Darley reminded the Council that typically in the past candidates elect to serve as a service to the community, but there may come a day when qualified candidates seek to be

compensated for their time. Wages need to be attractive enough, so candidates are willing to serve in those positions.

Chair Simmonds opened the meeting to a public hearing.

Herm Olsen, a resident of Logan and former City Councilmember spoke in favor of the resolution and understands the sacrifice public officials make. In his view, it is well earned, well deserved, and should be done.

Matthew P., a resident of Logan does not verbally oppose the resolution but wanted to clarify that the average should not always be the criteria.

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

The Council expressed sentiments of having no desire to increase wages and if so, only to 8 percent. However, Councilmember M. Anderson reminded the Council that for future council members it is a form of incentive/compensation who will be sacrificing their time.

Mayor Daines reminded the Council that if there is any discomfort with the wage increase, the Council may choose to donate their wage increase back to the City for a project which she intends to do if the wage increase is approved for the Mayor's salary.

ACTION. Motion by Councilmember M. Anderson seconded by Vice Chair López to approve Resolution 22-19 as presented. Motion carried unanimously.

M. Anderson: Aye

A. Anderson: Aye

Jensen: Aye

López: Aye

Simmonds: Aye

PUBLIC HEARING – Logan City Budget Transfers Fiscal Year 2023

Finance Director Richard Anderson addressed the Council regarding the proposed Logan City Budget Transfers for Fiscal Year 2023.

PUBLIC HEARING
Logan Budget Transfers and Administrative Fees Fiscal Year 2023

In accordance with Utah State Law and Logan City budgeting practices, Logan City will hold a public hearing on June 21, 2022 at 5:30 pm in the Logan City Council Chambers located at 290 North 100 West, Logan Utah, to discuss proposed transfers from and administrative fees charged to enterprise funds. Anyone desiring to address the Logan Municipal Council on this issue is invited to this public hearing.

A transfer is the movement of cash or other resources from one fund to another. Logan City has incorporated transfers into established enterprise fund utility rates as a General Fund financing mechanism for many years. If budgeted and planned for correctly, transfers from enterprise funds can help to defray the cost of services such as public safety, public works, parks and recreation and general governmental services, and consequently, keep property taxes low. But for transfers, Logan City would either need to raise property taxes significantly or cut services significantly. Where private sector utility companies are in business to provide a return on investment to its shareholders, Logan City's shareholders, its taxpayers, and citizens, receive this return on investment as a transfer to the General Fund.

The transfer from the Environmental Health Fund to the 911 Fund is composed of the garbage can fees used to fund the 911 system and radio equipment. The transfer is simply the legal justification used to obtain the funding needed for the 911 system.

Administrative fees are not the same as transfers. While transfers are a movement of cash or resources without compensation, administrative fees are charges for centralized services provided by the general fund to the other funds of the City. Such services include but are not limited to utility billing, accounting, payroll, legal, human resources, shops and garage, and facility management. Administrative fees are allocated by the finance department in a reasonable and rational manner.

The following are the proposed Fiscal Year 2023 transfers and administrative fees:

Fund	Proposed Expenditures	Transfer To	Transfer	% of Expenditures	Admin Fees	% of Expenditures
Golf Course	1,455,161	General Fund	-	0.0%	31,661	2.2%
Water & Sewer	15,786,500	General Fund	1,088,080	6.9%	1,628,831	10.3%
Sewer Treatment	10,970,000	General Fund	603,350	5.5%	340,686	3.1%
Electric	37,426,248	General Fund	2,883,840	7.7%	1,576,676	4.2%
Electric	37,426,248	Capital Projects	500,000	1.3%	-	0.0%
Environmental Health	20,034,444	General Fund	1,368,400	6.8%	1,778,681	8.9%
Environmental Health	20,034,444	911 Fund	900,000	4.5%	-	0.0%
Storm Water Management	2,484,689	General Fund	-	0.0%	612,939	24.7%
Emergency Medical Services	3,956,616	General Fund	-	0.0%	266,616	6.7%

Councilmember Jensen requested confirmation if all transfers are going to the general funds except for the 911 Fund to fund the EMS services and the radio equipment.

Mr. Anderson explained the reasoning for the transfer is that there is no legal justification for charging a garbage fee to provide EMS services. It has been done ever since Logan took over from Cache Valley, it is how the City funds EMS services. Thus, a transfer is a legal justification for funding the 911 Fund in such a manner. In the future, the State may permit it as is or may not. In the instance that the State does not permit it, property taxes will have to be increased. It is the only mechanism by which the EMS services can be funded. There is a high probability that EMS services would be turned into a district that would have its own power to increase property taxes.

Regarding the Electric Transfer, \$500,000 is transferred from the Energy Efficiency Reserves to the Capital Fund to be used for Energy Efficient windows, solar panels, etc. in the new library.

Chair Simmonds requested confirmation as to whether the transfer amount to the 911 Fund is ONLY from the garbage can fees collected in the City of Logan.

Mr. Anderson answered that is correct. He expanded that the amount is closer to \$800,000, but the issue with budgets is there must be a legal justification an amount must be given. Although ultimately it will depend on the actual earnings.

Chair Simmonds opened the meeting to a public hearing.

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

PUBLIC HEARING – Consideration of a proposed resolution approving the Certified Property Tax Rate (Not a Tax Increase) of 0.001064 for Calendar Year 2022 and Fiscal Year 2022-2023 – Resolution 22-26 – Richard Anderson

Finance Director Richard Anderson addressed the Council regarding the proposed resolution. This is NOT a property tax rate increase. However, he feels that in the future, there is a need to incrementally increase property taxes. Each year that home values go up, the tax rate does not go up, and there is no extra revenue. The only additional property tax comes from the new resident or commercial properties. Yet, these come with their costs and services that need to be provided.

Chair Simmonds opened the meeting to a public hearing.

Gail B. Yost, a resident of Logan spoke vehemently in favor of the resolution.

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

ACTION. Motion by Councilmember A. Anderson seconded by Vice Chair López to approve Resolution 22-26 as presented. Motion carried unanimously.

M. Anderson: Aye

A. Anderson: Aye

Jensen: Aye

López: Aye

Simmonds: Aye

PUBLIC HEARING – Consideration of a proposed resolution approving the Final Revenues and Expenditures Budget for Fiscal Year 2022-2023 in the amount of \$181,611,003 – Resolution 22-25 – Richard Anderson

Finance Director Richard Anderson addressed the Council regarding the proposed resolution.

Mayor Daines thanked all the hard work and effort that the staff puts into creating the budget. She stated that a budget is important as it is the blueprint of what is done for the next year.

Chair Simmonds opened the meeting to a public hearing.

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

Chair Simmonds reiterated that the approval of this resolution includes the transfer.

ACTION. Motion by Councilmember Jensen seconded by Councilmember A. Anderson to approve Resolution 22-25 as presented. Motion carried unanimously.

M. Anderson: Aye

A. Anderson: Aye

Jensen: Aye

López: Aye

Simmonds: Aye

WORKSHOP ITEMS:

Budget Adjustment FY 2022-2023 appropriating: \$1,500 grant funds the Library received from the State of Utah to purchase Spanish books and other materials in Spanish – Resolution 22-28 – Richard Anderson, Finance Director

Finance Director Richard Anderson addressed the Council regarding the proposed budget adjustment.

The proposed resolution will be an action item and public hearing at the July 19, 2022, Council meeting.

Consideration of a proposed ordinance adjustment of the Municipal boundaries of the City of Logan by property disconnection. The City of Logan received a request from MPI Group to disconnect certain properties under their ownership from the boundaries of the City of Logan. Property located at 1525 West 2960 South Logan, Utah and comprising approximately 11.62 acres – Ordinance 22-15 – Mike DeSimone

Community Development Director Mike DeSimone addressed the Council regarding the proposed disconnect.

The proposed ordinance will be an action item and public hearing at the July 19, 2022, Council meeting.

OTHER CONSIDERATIONS:

No further items of consideration were discussed.

There being no further business, the Logan Municipal Council adjourned to a meeting of the Logan Redevelopment Agency.

The Logan Redevelopment Agency convened on Tuesday, June 21, 2022, at 7:12 pm, in the Logan Municipal Council Chambers located at 290 North 100 West, Logan, Utah 84321. 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, Councilmember Tom Jensen and Councilmember Mark A. Anderson. Administration present: Mayor Holly H. Daines, City Attorney Craig Carlston, Finance Director Richard Anderson, City Recorder Teresa Harris, and Deputy City Recorder Esli Morales.

Chair Jeannie F. Simmonds welcomed those present. There were approximately 4 in attendance at the beginning of the meeting.

ACTION ITEMS:

PUBLIC HEARING - Budget Adjustment FY 2021-2022 appropriating: \$1,150,000 incentive payments for Blue Springs development infrastructure – Resolution 22-22 RDA – Kirk Jensen, Economic Development Director

At the June 7, 2022, Council meeting, Finance Director Richard Anderson addressed the Council regarding the proposed RDA budget Adjustment. He explained the appropriation of the funding needs to be applied to this fiscal year as expenses occur and compensate the developer for the already 2023 proposed budget and bring it forward as an adjustment for 2022.

Chair Simmonds clarified for the benefit of the public that \$1,150,000 was allocated to Blue Springs based on their performance. Blue Springs had to accomplish the requirements set before being reimbursed.

Kirk Jensen responded this is correct. The agreement is between Blue Springs, the RDA, and Costco. Their obligations consist of putting in new infrastructure primarily the new road at 1200 North, an improvement on 1000 North, and some improvements on 1000 West.

Councilmember M. Anderson requested confirmation on whether the improvements made to infrastructure would become the property of the City of Logan.

Mr. Jensen confirmed that is the case. The exception is 1000 West as that is part of UDOT (Utah Department of Transportation). The rest including the new street 1200 North would be dedicated to the city.

Chair Simmonds opened the meeting to a public hearing.

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

ACTION. Motion by Councilmember M. Anderson seconded by Vice Chair López to approve Resolution 22-22 RDA as presented. Motion carried unanimously.

M. Anderson: Aye

A. Anderson: Aye

Jensen: Aye

López: Aye

Simmonds: Aye

PUBLIC HEARING – Consideration of a proposed resolution approving the Final Redevelopment Agency Budget for Fiscal Year 2022-2023 in the amount of \$3,633,392 – Resolution 22-27 RDA – Kirk Jensen

Economic Development Director Kirk Jensen addressed the Council regarding the proposed resolution.

Chair Simmonds opened the meeting to a public hearing.

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

ACTION. Motion by Councilmember Jensen seconded by Vice Chair López to approve Resolution 22-27 RDA as presented. Motion carried unanimously.

M. Anderson: Aye

A. Anderson: Aye

Jensen: Aye

López: Aye

Simmonds: Aye

ADJOURNED. There being no further business, the Logan Redevelopment Agency adjourned at 7:18 pm.

Esli Morales, Deputy City Recorder